

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, DC

In the Matter of

**CERTAIN SILICON-ON-INSULATOR
WAFERS**

Investigation No. 337-TA-1025

**NOTICE OF COMMISSION DETERMINATION NOT TO REVIEW
AN INITIAL DETERMINATION GRANTING AN UNOPPOSED MOTION FOR
PARTIAL TERMINATION OF THE INVESTIGATION
BASED ON WITHDRAWAL OF A CERTAIN PATENT**

AGENCY: U.S. International Trade Commission.

ACTION: Notice.

SUMMARY: Notice is hereby given that the U.S. International Trade Commission has determined not to review an initial determination (“ID”) (Order No. 14) granting an unopposed motion for partial termination of the investigation based on withdrawal of all asserted claims of U.S. Patent No. 6,458,672.

FOR FURTHER INFORMATION CONTACT: Lucy Grace D. Noyola, Office of the General Counsel, U.S. International Trade Commission, 500 E Street, SW, Washington, DC 20436, telephone 202-205-3438. Copies of non-confidential documents filed in connection with this investigation are or will be available for inspection during official business hours (8:45 a.m. to 5:15 p.m.) in the Office of the Secretary, U.S. International Trade Commission, 500 E Street, SW, Washington, DC 20436, telephone 202-205-2000. General information concerning the Commission may also be obtained by accessing its Internet server (<https://www.usitc.gov>). The public record for this investigation may be viewed on the Commission’s electronic docket (EDIS) at <https://edis.usitc.gov>. Hearing-impaired persons are advised that information on this matter can be obtained by contacting the Commission’s TDD terminal on 202-205-1810.

SUPPLEMENTARY INFORMATION: The Commission instituted this investigation on October 25, 2016, based on a complaint filed by Silicon Genesis Corporation of Santa Clara, California (“SiGen”). 81 FR 73419-20 (Oct. 25, 2016). The complaint alleges violations of section 337 of the Tariff Act of 1930, as amended, 19 U.S.C. 1337, in the importation into the United States, the sale for importation, and the sale within the United States after importation of certain silicon-on-insulator wafers by reason of infringement of certain claims of U.S. Patent No. 6,458,672 (“the ’672 patent”) and U.S. Patent No. 6,171,965. *Id.* at 73419. The notice of investigation named as respondent Soitec, S.A. of Bernin, France (“Soitec”). *Id.* at 73420. The Office of Unfair Import Investigations (“OUII”) also was named as a party to the investigation. *Id.*

On February 21, 2017, SiGen filed a motion for partial termination of the investigation based on withdrawal of all asserted claims of the '672 patent. Soitec and OUII did not oppose the motion.

On February 22, 2017, the presiding administrative law judge (“ALJ”) issued an ID, Order No. 14, granting the motion for partial termination. The ALJ found no extraordinary circumstances to justify denying SiGen’s motion. No petitions for review of the ID were filed.

The Commission has determined not to review the subject ID.

The authority for the Commission’s determination is contained in section 337 of the Tariff Act of 1930, as amended (19 U.S.C. 1337), and in part 210 of the Commission’s Rules of Practice and Procedure (19 C.F.R. part 210).

By order of the Commission.

A handwritten signature in black ink, appearing to read "Lisa R. Barton". The signature is stylized and cursive.

Lisa R. Barton
Secretary to the Commission

Issued: March 20, 2017