

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, D.C.

In the Matter of

**CERTAIN DIGITAL CABLE AND SATELLITE
PRODUCTS, SET-TOP BOXES, GATEWAYS,
AND COMPONENTS THEREOF**

Investigation No. 337-TA-1049

**NOTICE OF COMMISSION DECISION NOT TO REVIEW
INITIAL DETERMINATION GRANTING COMPLAINANTS' MOTION FOR PARTIAL
TERMINATION OF THE INVESTIGATION BASED ON
WITHDRAWAL OF U.S. PATENT NO. 6,915,525**

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 the presiding administrative law judge's ("ALJ") initial determination ("ID") (Order No. 18) granting complainants' motion for partial termination based on withdrawal U.S. Patent No. 6,915,525 ("the '525 patent") in the above-captioned investigation.

FOR FURTHER INFORMATION CONTACT: Megan M. Valentine, Office of the General Counsel, U.S. International Trade Commission, 500 E Street, S.W., Washington, D.C. 20436, telephone (202) 708-2301. 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, S.W., Washington, D.C. 20436, telephone (202) 205-2000. General information concerning the Commission may also be obtained by accessing its Internet server at <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 TDD terminal on (202) 205-1810.

SUPPLEMENTARY INFORMATION: The Commission instituted this investigation on April 18, 2017, based on a complaint filed by Sony Corporation of Tokyo, Japan and Sony Electronics Inc. of San Diego, California (collectively, "Sony"), alleging a violation of section 337 of the Tariff Act of 1930, as amended, 19 U.S.C. § 1337 ("section 337"). 82 FR 18310-11 (Apr. 18, 2017). The complaint, as supplemented, alleges violations of section 337 in the sale for importation, importation and sale after importation of certain digital cable and satellite products, set-top boxes, gateways, and components thereof by reason of infringement of certain claims of U.S. Patent Nos. RE45,126; 6,467,093; 8,032,919; 6,556,221; and the '525 patent. The

complaint further alleges that an industry in the United States exists as required by subsection (a)(2) of section 337. The notice of investigation names as respondents ARRIS International plc, ARRIS Group, Inc., ARRIS Enterprises LLC, and ARRIS Solutions, Inc., all of Suwanee, Georgia; ARRIS Technology, Inc. of Horsham, Pennsylvania; ARRIS Global Ltd. (formerly Pace Ltd.) of Saltaire, England; and Pace Americas, LLC, Pace Americas Holdings, Inc., Pace USA LLC, and Pace Americas Investments LLC, all of Boca Raton, Florida (collectively, “Respondents”). *Id.* The Office of Unfair Import Investigations (“OUII”) is also named as a party. *Id.* at 18311.

On September 5, 2017, Sony moved to partially terminate the investigation based on the withdrawal of the ’525 patent. The motion stated that Respondents did not oppose the motion. On September 7, 2017, OUII filed a response in support of Sony’s motion.

On September 13, 2017, the ALJ issued the subject ID, granting pursuant to Commission Rule 210.21(a)(1) (19 CFR 210.21(a)), Sony’s motion to partially terminate the investigation based on withdrawal of its allegations as to the ’525 patent. The ID finds that no extraordinary circumstances exist that would prevent the requested partial termination.

No petitions for review were filed and 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.



Lisa R. Barton
Secretary to the Commission

Issued: September 29, 2017