

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, D.C.

In the Matter of

**CERTAIN DIGITAL VIDEO
RECEIVERS AND RELATED
HARDWARE AND SOFTWARE
COMPONENTS**

Investigation No. 337-TA-1103

**NOTICE OF COMMISSION DECISION EXTENDING THE DATE FOR
DETERMINING WHETHER TO REVIEW ORDER NO. 47**

AGENCY: U.S. International Trade Commission.

ACTION: Notice.

SUMMARY: Notice is hereby given that the U.S. International Trade Commission has determined to extend the date for determining whether to review the presiding administrative law judge's ("ALJ's") summary determination ("SD") (Order No. 47) concerning importation and sale after importation in order to consider the SD in connection with the Commission's consideration of the final initial determination ("final ID").

FOR FURTHER INFORMATION CONTACT: Sidney A. Rosenzweig, Office of the General Counsel, U.S. International Trade Commission, 500 E Street SW., Washington, DC 20436, telephone (202) 708-2532. 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 Information System ("EDIS") (<https://edis.usitc.gov>). Hearing-impaired persons are advised that information on this matter can be obtained by contacting the Commission's TDD terminal, telephone (202) 205-1810.

SUPPLEMENTARY INFORMATION: On March 16, 2018, the Commission instituted this investigation based on a supplemented complaint filed on behalf of Rovi Corporation of San Jose, CA; Rovi Guides, Inc. of San Jose, CA; Veveo, Inc. of Andover, MA; and Rovi Technologies Corporation of San Jose, CA. The supplemented complaint alleges violations of section 337 of the Tariff Act of 1930, as amended, 19 U.S.C. 1337, based upon the importation into the United States, the sale for importation, and the sale within the United States after importation of certain digital video receivers and related hardware and software components by reason of infringement of one or more claims of U.S. Patent Nos. 7,779,011 ("the '011 patent");

7,937,394 (“the ’394 patent”); 7,827,585 (“the ’585 patent”); 9,294,799 (“the ’799 patent”); 9,396,741 (“the ’741 patent”); 9,578,363 (“the ’363 patent”); 9,621,956 (“the ’956 patent”); and 9,668,014 (“the ’014 patent”). 83 FR 11792 (Mar. 16, 2018). The Commission’s notice of investigation named as respondents Comcast Corporation of Philadelphia, PA; Comcast Cable Communications, LLC of Philadelphia, PA; Comcast Cable Communications Management, LLC of Philadelphia, PA; Comcast Business Communications, LLC of Philadelphia, PA; Comcast Holdings Corporation of Philadelphia, PA; and Comcast Shared Services, LLC of Chicago, IL. *Id.* The Office of Unfair Import Investigations was also named as a party in this investigation. *Id.*

This investigation has previously terminated as to complainant Rovi Technologies Corporation; as to the ’956, ’394, ’014, ’799, and ’363 patents in their entirety; and as to certain claims of the ’011, ’585, and ’741 patents. Order No. 12, *unreviewed*, Notice (July 24, 2018); Order No. 33, *unreviewed*, Notice (Sept. 19, 2018); Order 39, *unreviewed*, Notice (Oct. 25, 2018).

On June 3, 2019, the ALJ issued Order No. 47, the subject SD, which, *inter alia*, granted Rovi’s motions for summary determination as to importation and sale after importation.

On June 4, 2019, the ALJ issued the final ID.

On June 11, 2019, Comcast filed a petition for review of Order No. 47. On June 17, 2019, Comcast and Rovi each filed a petition for review of the final ID.

The Commission has determined that its consideration of Order No. 47 will be consolidated with its consideration of the final ID, and subject to the deadlines for the final ID, as though Order No. 47 were part of the final ID itself. Accordingly, the date for determining whether to review Order No. 47 is extended to August 5, 2019.

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 CFR part 210).

By order of the Commission.



Lisa R. Barton
Secretary to the Commission

Issued: June 26, 2019