

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, D.C.

In the Matter of

**CERTAIN MODULAR LED DISPLAY
PANELS AND COMPONENTS
THEREOF**

Investigation No. 337-TA-1114

**NOTICE OF COMMISSION DETERMINATION NOT TO REVIEW AN INITIAL
DETERMINATION GRANTING A JOINT MOTION TO TERMINATE THE
INVESTIGATION AS TO RESPONDENT CIRRUS SYSTEMS, INC.**

AGENCY: U.S. International Trade Commission.

ACTION: Notice.

SUMMARY: Notice is hereby given that the U.S. International Trade Commission (the “Commission”) has determined not to review an August 7, 2018, initial determination (“ID”) (Order No. 12) terminating the aforementioned investigation as to Cirrus Systems, Inc.

FOR FURTHER INFORMATION CONTACT: Carl Bretscher, Office of the General Counsel, U.S. International Trade Commission, 500 E Street S.W., Washington, DC 20436, telephone (202) 205-2382. 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 May 31, 2018, the Commission instituted this investigation based on a complaint (and an amendment and supplement thereto) filed on behalf of Ultravision Technologies, LLC of Dallas, Texas (“Ultravision”). 83 FR 25044 (May 31, 2018). The amended and supplemented complaint alleged 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, sale for importation, and sale within the United States after importation of certain modular LED display panels and components thereof that allegedly infringe claims 1, 3-10, 12-14, 16-19, 21-23, and 25-27 of U.S. Patent No. 9,349,306 and claims 1-6, 9-14, 16, and 22-28 of U.S. Patent No. 9,916,782. The Commission’s Notice of Investigation named forty parties as respondents, including Cirrus Systems, Inc. (“Cirrus”), the subject of the present ID. *Id.*

On August 7, 2018, the presiding administrative law judge (“ALJ”) issued Order No. 12, the present ID, which grants a joint motion filed by Ultravision and Cirrus requesting that the investigation be terminated as to Cirrus “for good cause on the basis of their Confidential Standstill Agreement.” ID at 1. The ALJ noted that although the Commission rules do not directly address terminating a named respondent who has signed a standstill agreement, there is precedent for terminating a named respondent under such conditions pursuant to the “for good cause” provision of Commission Rule 210.21(a)(1). OUII filed a response in support of the motion. *Id.* at 3. The ID finds that the private parties’ motion complies with the Commission’s rules that require the parties to provide both confidential and public versions of their agreement and further states that “[t]here are no other agreements, written or oral, express or implied, between the parties concerning the subject matter of this investigation.” *Id.* The ID additionally finds that “there are no extraordinary circumstances that warrant denying the motion,” whereas granting said motion “would reduce the number of issues to be decided in this investigation by terminating a respondent.” *Id.*

No party filed a petition seeking review of the subject ID. The Commission has determined not to review the 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 CFR part 210).

By order of the Commission.

A handwritten signature in black ink, appearing to read 'Lisa R. Barton', with a stylized flourish at the end.

Lisa R. Barton
Secretary to the Commission

Issued: August 21, 2018