

**UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, D.C.**

In the Matter of

**CERTAIN INTEGRATED CIRCUITS
AND PRODUCTS CONTAINING THE
SAME**

Investigation No. 337-TA-1148

**NOTICE OF A COMMISSION DETERMINATION NOT TO REVIEW AN
INITIAL DETERMINATION GRANTING COMPLAINANT’S MOTION TO
TERMINATE THE INVESTIGATION IN PART WITH RESPECT TO
U.S. PATENT NOS. 7,943,966 AND 7,948,012**

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. 33) of the presiding Administrative Law Judge (“ALJ”) granting complainant’s motion to terminate the investigations in part with respect to U.S. Patent Nos. 7,943,966 and 7,948,012.

FOR FURTHER INFORMATION CONTACT: Michael Liberman, Esq., Office of the General Counsel, U.S. International Trade Commission, 500 E Street, SW, Washington, D.C. 20436, telephone (202) 205-3115. 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, 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’s TDD terminal on (202) 205-1810.

SUPPLEMENTARY INFORMATION: The Commission instituted this investigation under section 337 of the Tariff Act of 1930, as amended, 19 U.S.C. 1337, on March 15, 2019, based on a complaint filed by Tela Innovations, Inc. of Los Gatos, California (“Tela”). 84 *Fed. Reg.* 9558-59 (Mar. 15, 2019). The complaint, as supplemented, alleges a violation of section 337 by reason of infringement of certain claims of U.S. Patent Nos. 7,943,966 (“the ’966 patent”); 7,948,012 (“the ’012 patent”); 10,141,334; 10,141,335; and 10,186,523. The notice of investigation names as respondents Acer, Inc. of New Taipei City, Taiwan; Acer America

Corporation of San Jose, California; AsusTek Computer Inc. of Taipai, Taiwan; Asus Computer International of Fremont, California; Intel Corporation of Santa Clara, California; Lenovo Group Ltd. of Beijing, China; Lenovo (United States) Inc. of Morrisville, North Carolina; Micro-Star International Co., Ltd. of New Taipei City, Taiwan; and MSI Computer Corp. of City of Industry, California (collectively, “Respondents”). *Id.* at 9559. The Office of Unfair Import Investigations is also named as a party in this investigation. *Id.*

On September 19, 2019, complainant Tela moved to terminate two asserted patents from this investigation. Specifically, Tela seeks to terminate all asserted claims of the '966 and '012 patents by reason of withdrawal of the complaint allegations as to those patents under 19 CFR 210.21(a). On September 25, 2019, the Commission investigative attorney filed a statement in support of the motion. On September 30, 2019, Respondents filed a statement of non-opposition to the motion.

On October 2, 2019, the ALJ issued the subject ID granting complainant’s motion. The ID finds that there are no extraordinary circumstances that would prevent the requested partial termination of this investigation. ID at 2. The ID also finds that Tela has complied with the requirements of Commission Rule 210.21(a). *Id.* No party petitioned for review of the ID, and the Commission has determined not to review it.

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: October 22, 2019