

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, DC

In the Matter of

**CERTAIN TOUCH-CONTROLLED
MOBILE DEVICES, COMPUTERS, AND
COMPONENTS THEREOF**

Investigation No. 337-TA-1162

**NOTICE OF COMMISSION DETERMINATION NOT TO REVIEW AN INITIAL
DETERMINATION TERMINATING THE INVESTIGATION IN PART WITH
RESPECT TO U.S. PATENT NO. 9,372,580 AS TO AMAZON.COM, INC., MICROSOFT
CORPORATION, AND MOTOROLA MOBILITY LLC**

AGENCY: U.S. International Trade Commission.

ACTION: Notice.

SUMMARY: Notice is hereby given that the U.S. International Trade Commission (“Commission”) has determined not to review an initial determination (“ID”) (Order No. 31) that grants the complainant’s unopposed motion for partial termination of the above-identified investigation with respect to respondents Amazon.com, Inc., Microsoft Corporation, and Motorola Mobility LLC as to U.S. Patent No. 9,372,580.

FOR FURTHER INFORMATION CONTACT: Ron Traud, Office of the General Counsel, U.S. International Trade Commission, 500 E Street SW, Washington, DC 20436, telephone 202-205-3427. 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 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, telephone 202-205-1810.

SUPPLEMENTARY INFORMATION: The Commission instituted this investigation on June 24, 2019, based on a complaint filed by Neodron Ltd. of Dublin, Ireland (“Neodron”). 84 FR 29545 (June 24, 2019). The complaint, as amended, alleges violations of section 337 of the Tariff Act of 1930, as amended, 19 U.S.C. 1337 (“section 337”), based upon the importation into the United States, the sale for importation, and the sale within the United States after importation of certain touch-controlled mobile devices, computers, and components thereof by reason of infringement of certain claims of U.S. Patent Nos. 8,432,173; 8,791,910; 9,024,790; and 9,372,580 (“the ’580 patent”). *Id.*; 84 FR 55584 (Oct. 17, 2019). The amended complaint further alleges that an industry in the United States exists as required by section 337. 84 FR

29545; 84 FR 55584. The notice of investigation, as amended, named as respondents Amazon.com, Inc. of Seattle, Washington (“Amazon”); Dell Inc. of Round Rock, Texas; Dell Products LP of Round Rock, Texas; HP Inc. of Palo Alto, California; Lenovo Group Ltd. of Beijing, China; Lenovo (United States) Inc. of Morrisville, North Carolina; Microsoft Corporation of Redmond, Washington (“Microsoft”); Motorola Mobility LLC of Chicago, Illinois (“Motorola”); Samsung Electronics Co., Ltd. of Suwon, South Korea; and Samsung Electronics America, Inc. of Ridgefield Park, New Jersey. 84 FR 29545; 84 FR 55584. The Office of Unfair Import Investigations was not named as a party to the investigation. 84 FR 29545.

On February 25, 2020, Neodron filed an unopposed motion seeking to terminate the investigation with respect to respondents Amazon, Microsoft, and Motorola as to the ’580 patent.

On February 26, 2020, the presiding administrative law judge issued Order No. 31, the subject ID, which grants the motion. The ID finds that Neodron’s motion complies with the Commission Rule 210.21(a). No petitions for review were filed. Amazon, Microsoft, and Motorola remain respondents as to other asserted patents.

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 CFR part 210).

By order of the Commission.

A handwritten signature in black ink, appearing to read 'Lisa R. Barton', enclosed within a large, loopy oval flourish.

Lisa R. Barton
Secretary to the Commission

Issued: March 13, 2020