

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

**In the Matter of**

**CERTAIN VARIABLE SPEED WIND  
TURBINE GENERATORS AND  
COMPONENTS THEREOF**

**Investigation No. 337-TA-1218**

**NOTICE OF A COMMISSION DETERMINATION NOT TO REVIEW  
AN INITIAL DETERMINATION TERMINATING THE INVESTIGATION AS TO  
CERTAIN PATENT CLAIMS**

**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. 24) of the presiding administrative law judge (“ALJ”), terminating claims 15, 16, and 21–24 of U.S. Patent No. 6,921,985 (“the ’985 patent”) from this investigation based on withdrawal of the complaint as to those claims.

**FOR FURTHER INFORMATION CONTACT:** Benjamin S. Richards, Esq., Office of the General Counsel, U.S. International Trade Commission, 500 E Street S.W., Washington, D.C. 20436, telephone (202) 708-5453. Copies of non-confidential documents filed in connection with this investigation may be viewed on the Commission’s electronic docket (EDIS) at <https://edis.usitc.gov>. For help accessing EDIS, please email [EDIS3Help@usitc.gov](mailto:EDIS3Help@usitc.gov). General information concerning the Commission may also be obtained by accessing its Internet server at <https://www.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 on September 8, 2020. 85 FR 55492-93 (Sept. 8, 2020). The complaint, as supplemented, was filed by General Electric Company (“GE”) and alleged violations of section 337 of the Tariff Act of 1930, as amended, 19 U.S.C. 1337, in the importation into the United States, the sale for importation, or the sale within the United States after importation of certain variable speed wind turbine generators and components thereof by reason of infringement of certain claims of United States Patent Nos. 6,921,985 and 7,629,705. *Id.* at 55492. The complaint further alleged that a domestic industry exists. *Id.* The Commission’s notice of investigation named Siemens Gamesa

Renewable Energy Inc. of Orlando, Florida; Siemens Gamesa Renewable Energy A/S of Brande, Denmark; and Gamesa Electric, S.A.U. of Zamudio, Spain. *Id.* at 55493. The Office of Unfair Import Investigations is not participating in this investigation. *Id.*

On April 23, 2021, GE moved, unopposed, to terminate this investigation in part based on withdrawal of the complaint with respect to asserted claims 15, 16, and 21–24 of the '985 patent.

On April 26, 2021, the presiding ALJ issued the subject ID granting the motion. The ID found that the motion complied with the requirements of 19 CFR 210.21(a)(1) and that no extraordinary circumstances warranted denying the motion. No petitions for review of the ID were received.

The Commission has determined not to review the subject ID. Claims 15, 16, and 21–24 of the '985 patent are terminated from this investigation.

The Commission vote for this determination took place on May 17, 2021.

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: May 17, 2021