

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

**In the Matter of**

**CERTAIN SOLAR POWER OPTIMIZERS,  
INVERTERS, AND COMPONENTS  
THEREOF**

**Investigation No. 337-TA-1327**

**NOTICE OF A COMMISSION DETERMINATION NOT TO REVIEW AN INITIAL  
DETERMINATION GRANTING AN UNOPPOSED MOTION TO TERMINATE THE  
INVESTIGATION AS TO CERTAIN ASSERTED 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. 10) of the presiding chief administrative law judge (“CALJ”) granting an unopposed motion to terminate the investigation as to certain asserted patent claims.

**FOR FURTHER INFORMATION CONTACT:** Panyin A. Hughes, Office of the General Counsel, U.S. International Trade Commission, 500 E Street, S.W., Washington, D.C. 20436, telephone (202) 205-3042. 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, telephone (202) 205-1810.

**SUPPLEMENTARY INFORMATION:** On September 2, 2022, the Commission instituted this investigation based on a complaint filed by Ampt, LLC of Fort Collins, Colorado (“Ampt”). 87 FR 54262-63 (Sept. 2, 2022). The complaint alleged violations of section 337 based on the importation into the United States, the sale for importation, or the sale within the United States after importation of certain solar power optimizers, inverters, and components thereof by reason of infringement of one or more of claims 1-3, 9, 10, and 12 of U.S. Patent No. 11,289,917 (“the ’917 patent”) and claims 1, 3-5, 7-10, and 17 of U.S. Patent No. 9,673,630 (“the ’630 patent”). The Commission’s notice of investigation named SolarEdge Technologies, Inc. of Milpitas, California and SolarEdge Technologies, Ltd. of Herzliya, Israel (together, “SolarEdge”) as the respondents. *Id.* The Office of Unfair Import Investigations was not named as a party in the investigation. *Id.*

On February 8, 2023, Ampt moved to terminate the investigation as to (1) claims 1-3, 9, and 10 of the '917 patent and (2) claims 1, 3, 5, and 7-9 of the '630 patent. Ampt stated that SolarEdge does not oppose the motion.


On February 9, 2023, the CALJ issued the subject ID (Order No. 10) granting Ampt's unopposed motion. The ID stated that a complainant can seek partial termination of an investigation by withdrawing asserted claims or asserted patents pursuant to Commission Rule 210.21(a)(1) and that absent extraordinary circumstances, such a termination will be granted. ID at 1. The ID granted the motion, finding that "there are no extraordinary circumstances that would prevent the partial termination of this investigation with respect to claims 1-3, 9, and 10 of the '917 patent and claims 1, 3, 5, and 7-9 of the '630 patent." *Id.* at 2. No one petitioned for review of the ID.

The Commission has determined not to review the subject ID. The investigation is hereby terminated as to (1) claims 1-3, 9, and 10 of the '917 patent and (2) claims 1, 3, 5, and 7-9 of the '630 patent.

The Commission vote for this determination took place on March 13, 2023.

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: March 13, 2023