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

In the Matter of

CERTAIN INTEGRATED CIRCUITS WITH VOLTAGE REGULATORS AND PRODUCTS CONTAINING SAME

**Investigation No. 337-TA-1024** 

## NOTICE OF COMMISSION DETERMINATION NOT TO REVIEW AN INITIAL DETERMINATION (ORDER 48) EXTENDING THE TARGET DATE

**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 initial determination (Order No. 48) ("the subject ID") extending the target date for completion of this investigation from June 20, 2018, to September 20, 2018.

**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 <a href="https://www.usitc.gov">https://www.usitc.gov</a>. The public record for this investigation may be viewed on the Commission's electronic docket ("EDIS") at <a href="https://edis.usitc.gov">https://edis.usitc.gov</a>. 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 October 18, 2016, the Commission instituted this investigation based on a complaint filed by R2 Semiconductor, Inc. of Sunnyvale, CA ("R2"). 81 FR 71764 (Oct. 18, 2016). The complaint alleges violations of section 337 based upon the importation into the United States, the sale for importation, or the sale within the United States after importation of certain integrated circuits with voltage regulators and products containing the same by reason of infringement of one or more of claims 1-4, 7-17, 20-26, 28, 29, and 31 of U.S. Patent No. 8,233,250 ("the '250 patent"). *Id.* The Commission's Notice of Investigation named as respondents Intel Corporation of Santa Clara, CA; Intel Ireland Ltd. of Leixlip, Ireland; Intel Products Vietnam Co., Ltd. of Ho Chi Minh City, Vietnam; Intel Israel 74, Ltd. of Haifa, Israel; Intel Malaysia Sdn. Berhad of Penang, Malaysia; Intel China, Ltd. of Beijing, China; Dell, Inc. of Round Rock, TX; Dell Technologies Inc. of Round Rock, TX; HP Inc. of Palo Alto, CA;

and Hewlett Packard Enterprise Co. of Palo Alto, CA (collectively, "respondents"). *Id.* The Office of Unfair Import Investigations is also a party in this investigation. *Id.* 

On October 5, 2017, the ALJ issued an ID granting respondents' motion for summary determination of non-infringement of all asserted claims of the '250 patent. See Order No. 46. The parties thereafter petitioned for review of that ID. On November 21, 2017, the Commission determined to review the ID. See Notice of Comm'n Determination to Review an ID. On February 20, 2018, the Commission determined to vacate the ID and remand the Investigation to the ALJ "for further proceedings consistent with the contemporaneously-issued remand order and Commission opinion." See Notice of Comm'n Determination to Vacate an ID (Included in Order No. 46) and Remand the Investigation to the Administrative Law Judge. The ALJ determined that the Commission's remand order necessitates an extension of the target date.

On February 20, 2018, the ALJ issued the subject ID (Order No. 48), which extended the target date for the completion of this investigation from June 20, 2018, to September 20, 2018. No petitions for review of the subject ID were filed. 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.

Lisa R. Barton

Secretary to the Commission

Issued: March 22, 2018