

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, D.C.

In the Matter of

**CERTAIN LTE-COMPLIANT
CELLULAR COMMUNICATION
DEVICES**

Investigation No. 337-TA-1253

**NOTICE OF A COMMISSION DETERMINATION NOT TO REVIEW AN
INITIAL DETERMINATION SETTING THE TARGET DATE FOR COMPLETION
OF THE INVESTIGATION AT EIGHTEEN MONTHS**

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. 3) of the presiding Administrative Law Judge (“ALJ”) setting an 18-month target date for completion of the investigation for September 8, 2022.

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) 205-2392. 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. 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: On March 8, 2021, the Commission instituted this investigation under section 337 of the Tariff Act of 1930, as amended, 19 U.S.C. 1337 (“section 337”), based on a complaint filed by Evolved Wireless, LLC. 86 FR 13399-400 (Mar. 8, 2021). The complaint alleges a violation of section 337 in the importation into the United States, the sale for importation, or the sale within the United States after importation of certain LTE-compliant cellular communication devices by reason of infringement of certain claims of U.S. Patent Nos. RE46,679; RE48,326; and 10,517,120. The complaint also alleges the existence of a domestic industry. The notice of investigation names Samsung Electronics Co., Ltd. of Gyeonggi-Do, Republic of Korea; Samsung Electronics America, Inc. of Ridgefield Park, New Jersey; and Motorola Mobility LLC of Chicago, Illinois as respondents. *Id.* at 13400. The Commission’s Office of Unfair Import Investigations (“OUII”) is also named as a party in this

investigation. *Id.*

On March 23, 2021, the ALJ issued the subject ID (Order No. 3). The ID determines that the target date for this investigation shall be September 8, 2022, which is eighteen (18) months from the date that the notice of investigation was published in the Federal Register. Accordingly, the final initial determination is due by May 6, 2022. *Id.* at 2 (citing 19 CFR 210.42(a)(1)(i)). No party petitioned for review of the ID.

The Commission has determined not to review the subject ID. The target date for this investigation is September 8, 2022.

The Commission vote for this determination took place on April 9, 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: April 9, 2021