

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

In the Matter of

**CERTAIN VIDEO SECURITY
EQUIPMENT AND SYSTEMS, RELATED
SOFTWARE, COMPONENTS THEREOF,
AND PRODUCTS CONTAINING SAME**

Investigation No. 337-TA-1281

**NOTICE OF COMMISSION DETERMINATION NOT TO REVIEW AN INITIAL
DETERMINATION GRANTING COMPLAINANTS' UNOPPOSED MOTION TO
TERMINATE THE INVESTIGATION AS TO CERTAIN PATENT CLAIMS BASED ON
PARTIAL WITHDRAWAL OF THE COMPLAINT**

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. 59) of the presiding administrative law judge (“ALJ”) granting the complainants’ unopposed motion to terminate the above-captioned investigation as to claims 6, 15, 25, and 26 of U.S. Patent No. 8,508,607 (“the ’607 patent”) based on partial withdrawal of the complaint. Claims 6, 15, 25, and 26 of the ’607 patent are terminated from the investigation.

FOR FURTHER INFORMATION CONTACT: Lynde Herzbach, Office of the General Counsel, U.S. International Trade Commission, 500 E Street S.W., Washington, D.C. 20436, telephone (202) 205-3228. 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 September 14, 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 Motorola Solutions, Inc. of Chicago, Illinois (“Motorola Solutions”); Avigilon Corporation of British Columbia, Canada; Avigilon Fortress

Corporation of British Columbia, Canada; Avigilon Patent Holding 1 Corporation of British Columbia, Canada (“Avigilon Patent Holding”); and Avigilon Technologies Corporation of British Columbia, Canada (collectively, “Complainants”). *See* 86 FR 51182-83 (Sept. 14, 2021). The complaint alleges a violation of section 337 based upon the importation into the United States, sale for importation, or sale after importation into the United States of certain video security equipment and systems, related software, components thereof, and products containing same by reason of infringement of certain claims of U.S. Patent Nos. 7,868,912 (“the ’912 patent”); 10,726,312 (“the ’312 patent”); and the ’607 patent. *Id.* The complaint further alleges that a domestic industry exists. *Id.* The notice of investigation (“NOI”) names Verkada Inc. of San Mateo, California as the only respondent. *Id.* The Office of Unfair Import Investigations is also named as a party. *Id.*

The complaint and NOI were previously amended to reflect the transfer of all right, title, and interest in: (1) the ’312 patent from Avigilon Corporation to Motorola Solutions; (2) the ’912 patent from Avigilon Fortress Corporation to Motorola Solutions; and (3) the ’607 patent from Avigilon Patent Holding to Motorola Solutions. Order No. 7 (Dec. 28, 2021), *unreviewed by* 87 FR 4658-59 (Jan. 28, 2022). The complaint and NOI were further amended to add a new licensee, Avigilon USA Corporation of Dallas, Texas, as an additional complainant. *Id.*

The Commission previously terminated the investigation as to claims 4 and 10-12 of the ’312 patent based on Complainants’ partial withdrawal of the complaint. Order No. 58 (June 14, 2022), *unreviewed by* Comm’n Notice (June 30, 2022).

On July 8, 2022, Complainants filed an unopposed motion to terminate the investigation as to claims 6, 15, 25, and 26 of the ’607 patent based on partial withdrawal of the complaint as to those claims.

On July 13, 2022, the ALJ issued the subject ID (Order No. 59) granting Complainants’ unopposed motion to terminate the investigation as to claims 6, 15, 25, and 26 of the ’607 patent. Order No. 59 (July 13, 2022). The subject ID finds that Complainants meet the requirements of Commission Rule 210.21(a) (19 CFR 210.21(a)) and there are no extraordinary circumstances that would prevent the requested partial termination of the investigation.

No party petitioned for review of the subject ID.

The Commission has determined not to review the subject ID (Order No. 59). Claims 6, 15, 25, and 26 of the ’607 patent are terminated from the investigation.

The Commission vote for this determination took place on August 4, 2022.

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 "Katherine M. Hiner". The signature is written in a cursive, flowing style.

Katherine M. Hiner
Acting Secretary to the Commission

Issued: August 4, 2022