

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, D.C. 20436

In the Matter of

**CERTAIN 3G WIDEBAND CODE
DIVISION MULTIPLE ACCESS
(WCDMA) HANDSETS AND
COMPONENTS THEREOF**

Investigation No. 337-TA-601

**NOTICE OF COMMISSION DECISION NOT TO REVIEW AN INITIAL
DETERMINATION GRANTING COMPLAINANTS' MOTION TO TERMINATE 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 has determined not to review the presiding administrative law judge's ("ALJ") initial determination ("ID") (Order No. 10) granting complainants' motion to terminate the above-captioned investigation with respect to certain patent claims.

FOR FURTHER INFORMATION CONTACT: Eric Frahm, Office of the General Counsel, U.S. International Trade Commission, 500 E Street, S.W., Washington, D.C. 20436, telephone (202) 205-3107. 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, S.W., Washington, D.C. 20436, telephone (202) 205-2000. General information concerning the Commission may also be obtained by accessing its Internet server at <http://www.usitc.gov>. The public record for this investigation may be viewed on the Commission's electronic docket (EDIS) at <http://edis.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 April 27, 2007, based on a complaint filed by InterDigital Communications Corp. of King of Prussia, Pennsylvania and InterDigital Technology Corp. of Wilmington, Delaware (collectively, "InterDigital"). 72 *Fed. Reg.* 21049 (April 27, 2007). The complaint, as amended and supplemented, alleges 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, and the sale within the

United States after importation of certain 3G wideband code division multiple access (WCDMA) handsets and components thereof by reason of infringement of claims 1, 2, 7-10, 14, 15, 21, 22, 24, 30-32, 34, 35, 46, 47, 49, 59, and 60 of U.S. Patent No. 7,117,004; claims 7 and 10 of U.S. Patent No. 6,674,791; claims 1-4 of U.S. Patent No. 6,693,579; and claims 1, 3, and 6-12 of U.S. Patent No. 7,190,966. The complaint further alleges the existence of a domestic industry as required by section 337(a)(2). The notice of investigation named Samsung Electronics Co., Ltd. of Seoul, Korea; Samsung Electronics America, Inc. of Ridgefield Park, New Jersey; and Samsung Telecommunications America LLC of Richardson, Texas (collectively, "Samsung") as respondents. Subsequent to institution, InterDigital Communications, LLC, was substituted for co-complainant InterDigital Communications Corporation.

On October 11, 2007, InterDigital moved to withdraw infringement allegations based on claims 7-10, 14, 15, 21, 22, 24, 30, 34, 35, 46, 47, 49, and 60 of U.S. Patent No. 7,117,004; claims 6, 7, 10, and 12 of U.S. Patent No. 7,190,966; claim 2 of U.S. Patent No. 6,973,579; and claim 10 of U.S. Patent No. 6,674,791. Neither Samsung nor the Commission investigative attorney opposed InterDigital's motion.

On October 23, 2007, the ALJ issued an ID (Order No. 10) granting InterDigital's motion to withdraw infringement allegations based on certain patent claims. The ALJ concluded, pursuant to Commission Rule 210.20(a)(1), that InterDigital's withdrawal of certain infringement allegations as to certain patent claims will simplify the investigation, streamline the hearing, and conserve Commission resources. Accordingly, the ALJ terminated the investigation as to certain claims of the patents. No petitions for review of this ID were filed. The Commission has determined not to review the ALJ's 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 section 210.42 of the Commission's Rules of Practice and Procedure (19 C.F.R. § 210.42).

By order of the Commission.

/s/
Marilyn R. Abbott
Secretary to the Commission

Issued: November 13, 2007