

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

In the Matter of

**CERTAIN MOBILE
COMMUNICATIONS AND COMPUTER
DEVICES AND COMPONENTS
THEREOF**

Investigation No. 337-TA-704

**NOTICE OF COMMISSION DETERMINATION NOT TO REVIEW AN INITIAL
DETERMINATION EXTENDING THE TARGET DATE BY FOUR MONTHS TO
OCTOBER 24, 2011**

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. 65) extending the target date by four months to October 24, 2011.

FOR FURTHER INFORMATION CONTACT: Megan M. Valentine, Office of the General Counsel, U.S. International Trade Commission, 500 E Street, S.W., Washington, D.C. 20436, telephone (202) 708-2301. 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 February 24, 2010, based on a complaint filed by Apple Inc., f/k/a Apple Computer, Inc. of Cupertino, California ("Apple"). 75 *Fed. Reg.* 8399-400. 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 mobile communications and computer devices and components thereof by reason of infringement of certain claims of U.S. Patent Nos. 5,379,431; 5,455,599; 5,519,867; 5,915,131; 5,920,726; 5,969,705; 6,343,263; 6,424,354; and RE39,486. The complaint further alleges the existence of a domestic industry. The Commission's notice of

investigation named Nokia Corporation of Espoo, Finland and Nokia Inc. of White Plains, NY as respondents.

On February 10, 2011, the ALJ issued Order No. 64, reopening proceedings to permit additional discovery concerning prior art materials that were produced by Apple after the completion of the evidentiary hearing. An additional evidentiary hearing has been scheduled for April 13, 2011, with post-hearing briefing due to be complete by April 27, 2011.

On February 16, 2011, the ALJ issued the subject ID, noting that an extension of the target date would be necessary in order to accommodate the additional discovery and evidentiary hearing. The ALJ also referred to the general complexity of the investigation, including the large record created at the initial evidentiary hearing, as well as his current workload as necessitating an extension. Pursuant to Commission Rule 210.51(a) (19 C.F.R. § 210.51(a)), the ALJ set a new target date of October 24, 2011, with the final ID to issue on June 24, 2011. No petitions for review were filed.

The Commission has determined not to review the 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/
James R. Holbein
Acting Secretary to the Commission

Issued: March 3, 2011