

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

**In the Matter of**

**CERTAIN INTEGRATED CIRCUITS,  
CHIPSETS, AND PRODUCTS  
CONTAINING SAME INCLUDING  
TELEVISIONS**

**Investigation No. 337-TA-786**

**NOTICE TO THE PARTIES**

On February 15, 2012, complainant Freescale Semiconductor, Inc. ("Freescale") submitted a letter to the Secretary requesting clarification of the Commission's February 7, 2012 remand Order affirming-in-part and remanding-in-part an initial determination ("ID") (Order No. 7) to the ALJ. Specifically, Freescale requested the Commission to clarify whether the scope of the Commission's affirmance of the ID's grant of claim preclusion extends only to the accused products of respondents Funai Electric Co., Ltd. and Funai Corporation, Inc. ("Funai") containing the integrated circuit chips of respondent Zoran Corporation ("Zoran"), or whether the grant of claim preclusion extends also to Freescale's claims against Zoran's stand-alone chips. On February 17, 2012, Zoran submitted a letter to the Secretary in response, asserting that the Commission finding of claim preclusion also applies to its accused stand-alone integrated circuits.

Order No. 7 granted-in-part Funai's motion for summary determination that Freescale's allegations against Funai products containing certain integrated circuit chips, including the accused Zoran chips, are precluded. *See* Order No. 7 at 19 (Aug. 29, 2011). Pursuant to section 210.42(c) of the Commission Rules of Practice and Procedures (19 C.F.R. § 210.42(c)), only the portion of Order No. 7 granting Funai's summary determination motion is considered an initial determination subject to Commission review under section 210.42(h)(3) (19 C.F.R. § 210.42(h)(3)). As such, the only issue that was before the Commission on review was the ID's grant of summary determination that Freescale's claims against Funai's products containing certain chips were precluded. Since the presiding administrative law judge ("ALJ") did not grant summary determination of preclusion with respect to any stand-alone chips, that issue was not before the Commission. The Commission's affirmance of Order No. 7, therefore, extends only to Funai's products containing the Zoran chips indicated in the ID and in the Commission's remand Order.

We note, however, that Zoran is not prohibited from further pursuing the issue of preclusion with respect to Freescale's claims against its standalone chips. The question of whether Freescale's claims against Zoran's chips are precluded would be governed by the

Commission analysis in affirming the ALJ's finding that the presently accused Zoran chips contained in Funai's products were either previously adjudicated in *Certain Integrated Circuits, Chipsets, and Products Containing Same Including Televisions, Media Players, and Cameras*, Inv. No. 337-TA-709 or are essentially the same as those previously adjudicated.

By order of the Commission.

A handwritten signature in black ink, appearing to read "J R Holbein". The signature is written in a cursive style with a large initial "J" and "R".

James R. Holbein  
Secretary to the Commission

Issued: March 21, 2012