

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

In the Matter of

**CERTAIN MICROPROCESSORS,
COMPONENTS THEREOF, AND
PRODUCTS CONTAINING SAME**

Inv. No. 337-TA-781

**NOTICE OF COMMISSION DETERMINATION NOT TO REVIEW
AN INITIAL DETERMINATION TERMINATING THE INVESTIGATION
WITH RESPECT 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 to not to review an initial determination (“ID”) (Order No. 35) terminating the investigation with respect to certain asserted patent claims.

FOR FURTHER INFORMATION: Clark S. Cheney, Office of the General Counsel, U.S. International Trade Commission, 500 E Street, S.W., Washington, D.C. 20436, telephone 202-205-2661. 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 (<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 July 7, 2011, based on a complaint filed by X2Y Attenuators, LLC of Erie, Pennsylvania (“X2Y”). 76 *Fed. Reg.* 39895 (July 7, 2011). The complaint alleged 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 microprocessors, components thereof, and products containing same by reason of infringement of various claims of U.S. Patent Nos. 6,738,249 (“the ’249 patent”); 7,110,227 (“the ’227 patent”); 7,609,500 (“the ’500 patent”); 7,733,621 (“the ’621 patent”); and 7,916,444 (“the ’444 patent”). The notice of investigation named various respondents, including Intel Corporation of Santa Clara, California; Apple Inc. of Cupertino, California, and Hewlett-Packard Company of Palo Alto, California.

On June 12, 2012, X2Y filed an unopposed motion to withdraw infringement allegations relating to all asserted claims of the '249 patent; all asserted claims of the '227 patent; all asserted claims of the '621 patent; claims 1-18, 20-22, 24-29, 31-44, 46, 49, 50, 52, 53, 55 and 57-62 of the '500 patent; claims 1-9, 26-28, 30, 32, 34-35, and 37-49 of the '444 patent; and claims 14-19 and 24-26 of the '241 patent. The motion states that X2Y continues to assert claims 23 and 30 of the '500 patent, claims 29, 31, 33, and 36 of the '444 patent, and claims 20 and 27-31 of the '241 patent.

On June 13, 2012, the ALJ issued the subject ID (Order No. 35) granting X2Y's motion. No petitions for review of the ID 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 part 210 of the Commission's Rules of Practice and Procedure (19 C.F.R. part 210).

By order of the Commission.

A handwritten signature in black ink, appearing to read 'Lisa R. Barton', is written over a horizontal line.

Lisa R. Barton
Acting Secretary to the Commission

Issued: June 29, 2012