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

In the Matter of **CERTAIN ELECTRONIC DEVICES, INCLUDING HANDHELD WIRELESS COMMUNICATIONS DEVICES**	**Investigation No. 337-TA-667** **Investigation No. 337-TA-673**

NOTICE OF COMMISSION DETERMINATION NOT TO REVIEW AN INITIAL DETERMINATION GRANTING THE INVESTIGATIVE STAFF'S MOTION TO CONSOLIDATE INVESTIGATION NOS. 337-TA-667 & 337-TA-673 & EXTENDING THE TARGET DATE OF INVESTIGATION NO. 337-TA-667

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. 28) in Inv. No. 337-TA-667, which is related to Order No. 8 in Inv. No. 337-TA-673, granting the motion of the Commission investigative attorney ("IA") to consolidate investigation Nos. 337-TA-667 and 337-TA-673, and to extend the target date in Inv. No. 337-TA-667 to June 24, 2010.

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 Inv. No. 337-TA-667 ("the 667 Investigation") on January 23, 2009, based on a complaint filed by Saxon Innovation, LLC of Tyler, Texas ("Saxon"). 74 *Fed. Reg.* 4231. 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 power supplies by reason of infringement of certain claims of U.S. Patent Nos. 5,235,635 ("the '635 patent"); 5,530,597 ("the '597 patent"); and 5,608,873 ("the

‘873 patent”). The complaint further alleges the existence of a domestic industry related to each patent. The Commission’s notice of investigation named as respondents Nokia Corporation of Espoo, Finland and Nokia Inc. of Irving, Texas (collectively “Nokia”); Research In Motion Ltd. of Waterloo, Ontario, Canada and Research In Motion Corp. of Irving, Texas (collectively “RIM”); Palm, Inc. of Sunnyvale, California (“Palm”); Panasonic Corporation of Osaka, Japan; Panasonic Corporation of North America of Secaucus, New Jersey; and Panasonic Consumer Electronics Company of Secaucus, New Jersey (collectively “Panasonic”); and High Tech Computer Corp. of Taoyuan, Taiwan and HTC America, Inc. of Bellevue, Washington (collectively “HTC”). On April 28, 2009, the Commission determined not to review an ID granting under Commission Rule 210.21(b) a joint motion filed by Saxon and HTC to terminate the investigation as to respondent HTC.

The Commission instituted Inv. No. 337-TA-673 (“the 673 Investigation”) on March 31, 2009, based on a complaint filed by Saxon. 74 *Fed. Reg.* 14578-9. 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 power supplies by reason of infringement of certain claims of the ‘635 patent, the ‘597 patent, and the ‘873 patent. The complaint further alleges the existence of a domestic industry related to each patent. The Commission’s notice of investigation named as respondents Samsung Electronics Co., Ltd. of Seoul, Korea; Samsung Electronics America, Inc. of Ridgefield Park, New Jersey; and Samsung Telecommunications America, LLP of Richardson, Texas (collectively “Samsung”).

On April 15, 2009, the IA moved to consolidate the 667 Investigation and the 673 Investigation. On April 22, 2009, the private parties filed responses. Saxon, the complainant in both investigations, did not oppose the consolidation. Respondents Nokia and RIM in the 667 Investigation and respondents Samsung in the 673 Investigation did not oppose the motion. Respondents Panasonic and Palm in the 667 Investigation opposed the motion.

On April 23, 2009, the ALJ issued the subject ID (Order No. 28) in the 667 Investigation and Order No. 8 in the 673 investigation granting the IA’s motion to consolidate the investigations. The ALJ finds that the consolidated investigation should be based on the procedural schedule adopted in the later instituted 673 investigation. The ALJ determines that the lead case for the consolidated investigations will be the 673 Investigation. Finally, the ALJ extends the target date in the 667 Investigation to June 24, 2010 to coincide with the target date for the 673 Investigation. 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/
Marilyn R. Abbott
Secretary to the Commission

Issued: May 13, 2009