

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

In the Matter of

**CERTAIN PERSONAL DATA AND MOBILE
COMMUNICATIONS DEVICES AND
RELATED SOFTWARE**

Investigation No. 337-TA-710

**NOTICE OF COMMISSION DECISION NOT TO REVIEW
THE ADMINISTRATIVE LAW JUDGE'S INITIAL DETERMINATION
EXTENDING THE TARGET DATE BY TWO MONTHS**

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. 73) extending the target date by two months.

FOR FURTHER INFORMATION CONTACT: Sidney A. Rosenzweig, Office of the General Counsel, U.S. International Trade Commission, 500 E Street, S.W., Washington, D.C. 20436, telephone (202) 708-2532. 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 6, 2010, based on a complaint filed by Apple Inc., and its subsidiary NeXT Software, Inc., both of Cupertino, California (collectively "Apple"), alleging a violation of section 337 in the importation, sale for importation, and sale within the United States after importation of certain mobile telephones. 75 *Fed. Reg.* 17434 (Apr. 6, 2010). The complaint named as respondents High Tech Computer Corp. of Taiwan and its United States subsidiaries HTC America Inc. of Bellevue, Washington, and Exedia, Inc. of Houston, Texas (collectively "HTC"). The complaint alleged that HTC infringes over 80 patent claims from ten patents. The number of patents and asserted claims has since been narrowed. Some of these same patents are also asserted in this

investigation against Nokia Corp. and Nokia Inc. (collectively, “Nokia”) by virtue of their transfer from Investigation No. 337-TA-704. *See* Inv. No. 337-TA-704, Order No. 5 (Apr. 26, 2010).

On January 3, 2011, the ALJ, acting in part on the parties’ Joint Unopposed Motion to Amend the Procedural Schedule (Dec. 10, 2010), issued an ID that extended the target date from 18 months to 20 months, *i.e.*, from October 6, 2011 to December 6, 2011. Order No. 73 (Jan. 3, 2011).

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 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: January 27, 2011