

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

**In the Matter of**

**CERTAIN DYNAMIC RANDOM  
ACCESS MEMORY DEVICES, AND  
PRODUCTS CONTAINING SAME**

**Investigation No. 337-TA-821**

**NOTICE OF A COMMISSION DETERMINATION NOT TO REVIEW AN  
INITIAL DETERMINATION SETTING THE TARGET DATE FOR COMPLETION OF  
THE INVESTIGATION AT 16.5 MONTHS AFTER INSTITUTION**

**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 an initial determination (“ID”) (Order No. 3) of the presiding administrative law judge (“ALJ”) setting the target date for completion of the investigation as May 20, 2013, a date that is 16.5 months after institution.

**FOR FURTHER INFORMATION CONTACT:** Michael Liberman, Esq., Office of the General Counsel, U.S. International Trade Commission, 500 E Street, S.W., Washington, D.C. 20436, telephone (202) 205-3116. 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 December 27, 2011, based on a complaint filed by Nanya Technology Corporation of Kueishan, Taiwan. 76 *Fed. Reg.* 80964 (Dec. 27, 2011). The complaint 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 devices, associated software, and components thereof by reason of infringement of U.S. Patent

Nos. 5,677,566; 6,399,983; 6,586,796; and 6,664,634. The complaint further alleges the existence of a domestic industry. The Commission's notice of investigation names Elpida Memory, Inc. of Tokyo, Japan; Elpida Memory (USA) Inc. of Sunnyvale, California; and Kingston Technology Co., Inc. of Fountain Valley, California as respondents.

On January 4, 2012, the ALJ issued the subject ID (Order No. 3) setting the target date for completion of the investigation as May 20, 2013, a date that is 16.5 months after institution. No party petitioned for review of this ID. 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(h) of the Commission's Rules of Practice and Procedure, 19 C.F.R. §210.42(h).

By order of the Commission.

A handwritten signature in black ink, appearing to read 'J. R. Holbein', with a long horizontal flourish extending to the right.

James R. Holbein  
Secretary to the Commission

Issued: January 25, 2012