

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

\_\_\_\_\_ )  
**In the Matter of** )

**CERTAIN WIRELESS COMMUNICATIONS** )  
**EQUIPMENT, ARTICLES THEREIN, AND PRODUCTS** )  
**CONTAINING THE SAME** )  
\_\_\_\_\_ )

**Inv. No. 337-TA-577**

**NOTICE OF DECISION NOT TO REVIEW AN INITIAL DETERMINATION  
TERMINATING THE INVESTIGATION AS TO THIRTEEN CLAIMS OF  
THREE PATENTS**

**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”) issued by the presiding administrative law judge (“ALJ”) on September 14, 2006, terminating the investigation as to claims 15-20 of U.S. Patent No. 6,920,331 (“the ‘331 patent”), claims 3, 5, 13, 23, 25, and 30 of U.S. Patent No. 6,928,604 (“the ‘604 patent”), and claim 11 of U.S. Patent No. 6,421,353 (“the ‘353 patent”).

**FOR FURTHER INFORMATION CONTACT:** Steven W. Crabb, Esq., Office of the General Counsel, U.S. International Trade Commission, 500 E Street, S.W., Washington, D.C. 20436, telephone (202) 708-5432. Copies of the public version of the ALJ’s initial determination (“ID”) and all other nonproprietary 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-ON-LINE) 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:** On June 29, 2006, the Commission instituted an investigation under Section 337 of the Tariff Act of 1930, as amended, 19 U.S.C. § 1337, based on a complaint filed by Samsung Electronics Co., Ltd. of Seoul, Korea and Samsung

Telecommunications America LLP of Richardson, Texas (collectively “Samsung”) alleging violations of section 337 in the importation into the United States and sale of certain wireless communication equipment, articles therein, and products containing the same by reason of infringement of one or more of claims 1-16 of U.S. Patent No. 6,598,202; claims 1-29 of U.S. Patent No. 6,882,636; claims 1-6, 10-13, 16-19, 26-31, 34, 36, 38-41, 45, 47, and 48 of U.S. Patent No. 6,154,652; claims 1-32, 34, and 35 of the ‘331 patent; claims 1-11 of the ‘353 patent; claims 1, 2, 4, 5, 9, 11, 12, 14, 15, 17, 21-23, and 25 of U.S. Patent No. 6,920,602; and claims 1-33 of the ‘604 patent. 71 *Fed. Reg.* 38422 (July 6, 2006 ). The complaint named Ericsson, Inc.; Telefonaktiebolaget LM Ericsson; Sony Ericsson Mobile Communications AB; and Sony Ericsson Mobile Communications (USA), Inc. (collectively “Ericsson”) as respondents.

On August 21, 2006, Samsung moved to terminate the investigation as to claims 15-20 of the ‘331 patent; claims 3, 5, 13, 23, 25, and 30 of the ‘604 patent; and claim 11 of the ‘353 patent. On August 30, 2006, both Ericsson and the Commission investigative attorney filed responses that indicated they do not oppose the motion to terminate these claims at issue.

On September 14, 2006, the ALJ issued an ID (Order No. 6) granting Samsung’s motion. No petitions for review were filed.

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 sections 210.42(h) of the Commission’s Rules of Practice and Procedure (19 C.F.R. § 210.42(h)).

By order of the Commission.

/s/  
Marilyn R. Abbott  
Secretary to the Commission

Issued: September 29, 2006