

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

**In the Matter of**

**CERTAIN CAPACITIVE TOUCH-  
CONTROLLED MOBILE DEVICES,  
COMPUTERS, AND COMPONENTS  
THEREOF**

**Inv. No. 337-TA-1193**

**ORDER NO. 4: INITIAL DETERMINATION SETTING THE TARGET DATE AT  
NINETEEN MONTHS**

(April 7, 2020)

By publication of a notice in the *Federal Register* on March 20, 2020, pursuant to subsection (b) of section 337 of the Tariff Act of 1930, as amended, the Commission instituted this investigation to determine:

[W]hether there is a violation of subsection (a)(1)(B) of section 337 in the importation into the United States, the sale for importation, or the sale within the United States after importation of certain products identified in paragraph (2) by reason of infringement of one or more of claims 25-40 of the '425 patent; claims 1-12 of the '092 patent; claims 1-9 and 16-20 of the '251 patent; and claims 1-6 and 13-23 of the '472 patent; and whether an industry in the United States exists as required by subsection (a)(2) of section 337.

85 Fed. Reg. 16130 (March 20, 2020).

Pursuant to Commission Rule 210.10(b)(1), 19 C.F.R. § 210.10(b)(1), the plain language description of the accused products or category of accused products, which defines the scope of the investigation, is “touch-controlled smartphones, touch-controlled tablet devices, touch-controlled notebook computers, touch-controlled laptop computers, and components thereof.”

*Id.*

Pursuant to Commission Rule 210.51(a), a target date for completion of the investigation must be set. The parties and the Staff have proposed nineteen months. EDIS Doc. No. 707081. In view of the travel and other restrictions faced by the parties and counsel in the near-term due to COVID-19, and the corresponding impact on the parties' ability to conduct discovery, I find a 16-month target date is not reasonable. Therefore, I hereby determine that the target date for this investigation shall be Wednesday, October 20, 2021, which is nineteen (19) months from the date that the Notice of Investigation was published in the Federal Register. *See* 19 C.F.R. § 210.51(a); 19 C.F.R. § 201.14(a). Consequently, any final initial determination would be due by Friday, June 18, 2021. *See* 19 C.F.R. § 210.42(a)(1)(i).

Pursuant to 19 C.F.R. § 210.42(h), this initial determination shall become the determination of the Commission thirty (30) days after the date of service of the initial determination, unless a party files a petition for review of the initial determination within five (5) business days after service of the initial determination pursuant to 19 C.F.R. § 210.43(a), or the Commission, pursuant to 19 C.F.R. § 210.44, orders on its own motion a review of the initial determination or certain issues herein. Any issue or argument not raised in a petition for review, or response thereto, will be deemed to have been abandoned and may be disregarded by the Commission in reviewing the Initial Determination pursuant to 19 C.F.R. §§ 210.43(b) and (c).

**SO ORDERED.**



Cameron Elliot  
Administrative Law Judge

**PUBLIC CERTIFICATE OF SERVICE**

I, Lisa R. Barton, hereby certify that the attached **ORDER** has been served via EDIS upon the Commission Investigative Attorney, **Monica Bhattacharyya, Esq.** and on the following parties as indicated, on April 7, 2020.



Lisa R. Barton, Secretary  
U.S. International Trade Commission  
500 E Street, SW, Room 112  
Washington, DC 20436

**On Behalf of Complainant Neodron Ltd.:**

Matthew D. Aichele, Esq.  
**RUSS AUGUST & KABAT**  
800 Maine Ave SW  
Suite 200  
Washington, DC 20004  
Email: maichele@raklaw.com

- Via Hand Delivery
- Via Express Delivery
- Via First Class Mail
- Other: Email Notification of Availability for Download

**On Behalf of Respondents Samsung Electronics Co., Ltd. and  
Samsung Electronics America, Inc.**

D. Sean Trainor  
**O'MELVENY & MYERS LLP**  
1625 Eye Street, NW  
Washington, DC 20006  
Email: dstrainor@omm.com

- Via Hand Delivery
- Via Express Delivery
- Via First Class Mail
- Other: Email Notification of Availability for Download

**On Behalf of Respondent Amazon.com, Inc.**

Stefani E. Shanberg  
**MORRISON & FOERSTER LLP**  
425 Market Street  
San Francisco, CA 94105  
Email: SShanberg@mofo.com

- Via Hand Delivery
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**On Behalf of Respondents LG Electronics Inc. and LG Electronics USA, Inc**

Elizabeth A. Niemeyer  
Finnegan, Henderson, Farabow, Garrett & Dunner LLP  
901 New York Avenue, NW  
Washington, DC 20001  
Email: elizabeth.niemeyer@finnegan.com

- Via Hand Delivery
- Via Express Delivery
- Via First Class Mail
- Other: Email Notification of Availability for Download

**On Behalf of Respondent Apple Inc.**

Mark Fowler  
**DLA Piper LLP (US)**  
2000 University Avenue  
East Palo Alto, CA 94303  
Email: mark.fowler@us.dlapiper.com

- Via Hand Delivery
- Via Express Delivery
- Via First Class Mail
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**On Behalf of Respondent Microsoft Corporation and Motorola Mobility LLC**

Sean C. Cunningham  
**DLA Piper LLP (US)**  
401 B Street, Suite 1700  
San Diego, CA 92101  
Email: sean.cunningham@dlapiper.com

- Via Hand Delivery
- Via Express Delivery
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**On Behalf of Respondent ASUSTeK Computer Inc. and ASUS Computer International**

Jeffrey T. Lindgren  
**Vasquez Benisek & Lindgren LLP**  
1550 Parkside Drive, Suite 130  
Walnut Creek, California 94596  
Email: jlindgren@vbllaw.com

- Via Hand Delivery
- Via Express Delivery
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**On Behalf of Respondents Sony Corporation and Sony Mobile Communications, Inc.:**

Gregory F. Corbett  
**WOLF, GREENFIELD & SACKS, P.C.**  
600 Atlantic Avenue  
Boston, MA 02210  
Email: Gregory.Corbett@WolfGreenfield.com

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