

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

**In the Matter of**

**CERTAIN ELECTRONIC DEVICES,  
INCLUDING SMARTPHONES,  
COMPUTERS, TABLET COMPUTERS,  
AND COMPONENTS THEREOF**

**Inv. No. 337-TA-1373**

**NOTICE OF INSTITUTION OF INVESTIGATION**

Institution of Investigation Pursuant to 19 U.S.C. 1337

**AGENCY:** U.S. International Trade Commission

**ACTION:** Notice

**SUMMARY:** Notice is hereby given that a complaint was filed with the U.S. International Trade Commission on September 1, 2023, under section 337 of the Tariff Act of 1930, as amended, on behalf of InterDigital, Inc., InterDigital VC Holdings and InterDigital Patent Holdings, Inc., of Wilmington, Delaware; and InterDigital Madison Patent Holdings SAS of France. The complaint, as supplemented, alleges violations of section 337 based upon the importation into the United States, the sale for importation, and the sale within the United States after importation of certain electronic devices, including smartphones, computers, tablet computers, and components thereof by reason of the infringement of certain claims of U.S. Patent No. 10,250,877 (“the ’877 patent”); U.S. Patent No. 8,674,859 (“the ’859 patent”); U.S. Patent No. 9,674,556 (“the ’556 patent”); U.S. Patent No. 9,173,054 (“the ’054 patent”); and U.S. Patent No. 8,737,933 (“the ’933 patent”). The complaint further alleges that an industry in the United States exists, or is in the process of being established, as required by the applicable Federal Statute.

The complainant requests that the Commission institute an investigation and, after the investigation, issue a limited exclusion order and cease and desist orders.

**ADDRESSES:** The complaint, except for any confidential information contained therein, may be viewed on the Commission’s electronic docket (EDIS) at <https://edis.usitc.gov>. For help accessing EDIS, please email [EDIS3Help@usitc.gov](mailto:EDIS3Help@usitc.gov). Hearing impaired individuals are advised that information on this matter can be obtained by contacting the Commission’s TDD terminal on (202) 205-1810. Persons with mobility impairments who will need special assistance in gaining access to the Commission should contact the Office of the Secretary at (202) 205-2000. General information concerning the Commission may also be obtained by accessing its internet server at <https://www.usitc.gov>.

**FOR FURTHER INFORMATION CONTACT:** Pathenia M. Proctor, The Office of Unfair Import Investigations, U.S. International Trade Commission, telephone (202) 205-2560.

**SUPPLEMENTARY INFORMATION:**

**AUTHORITY:** The authority for institution of this investigation is contained in section 337 of the Tariff Act of 1930, as amended, 19 U.S.C. 1337, and in section 210.10 of the Commission's Rules of Practice and Procedure, 19 C.F.R. 210.10 (2023).

**SCOPE OF INVESTIGATION:** Having considered the complaint, the U.S. International Trade Commission, on October 4, 2023, **ORDERED THAT** –

(1) Pursuant to subsection (b) of section 337 of the Tariff Act of 1930, as amended, an investigation be instituted to determine whether 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 1, 4, 7, and 8 of the '877 patent; claims 10 and 15 of the '859 patent; claims 1, 3-5, 7 and 8 of the '566 patent; claims 1 and 23 of the '933 patent; and claims 1 and 23 of the '054 patent, and whether an industry in the United States exists or is in the process of being established as required by subsection (a)(2) of section 337;

(2) Pursuant to section 210.10(b)(1) of the Commission's Rules of Practice and Procedure, 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 "smartphones, computers, tablet computers, and components thereof";

(3) For the purpose of the investigation so instituted, the following are hereby named as parties upon which this notice of investigation shall be served:

(a) The complainants are:

InterDigital, Inc.  
200 Bellevue Parkway, Suite 300  
Wilmington, DE 19809

InterDigital VC Holdings, Inc.  
200 Bellevue Parkway, Suite 300  
Wilmington, DE 19809

InterDigital Patent Holdings, Inc.  
200 Bellevue Parkway, Suite 300  
Wilmington, DE 19809

InterDigital Madison Patent Holdings SAS  
3 Rue Du Colonel Moll  
Paris, France 75017

(b) The respondents are the following entities alleged to be in violation of section 337, and are the parties upon which the complaint is to be served:

Lenovo Group Limited  
23rd Floor, Lincoln House, Taikoo Place  
979 King's Road  
Quarry Bay, Hong Kong SAR

Lenovo (United States) Inc.  
8001 Development Dr.,  
Morrisville, North Carolina 27560

Motorola Mobility LLC  
222 W. Merchandise Mart Plaza, Suite 1800  
Chicago, Illinois 60654

(c) The Office of Unfair Import Investigations, U.S. International Trade Commission, 500 E Street, S.W., Suite 401, Washington, D.C. 20436; and

(4) For the investigation so instituted, the Chief Administrative Law Judge, U.S. International Trade Commission, shall designate the presiding Administrative Law Judge.

Responses to the complaint and the notice of investigation must be submitted by the named respondents in accordance with section 210.13 of the Commission's Rules of Practice and Procedure, 19 C.F.R. 210.13. Pursuant to 19 C.F.R. 201.16(e) and 210.13(a), as amended in 85 Fed. Reg. 15798 (March 19, 2020), such responses will be considered by the Commission if received not later than 20 days after the date of service by the complainants of the complaint and the notice of investigation. Extensions of time for submitting responses to the complaint and the notice of investigation will not be granted unless good cause therefor is shown.

Failure of a respondent to file a timely response to each allegation in the complaint and in this notice may be deemed to constitute a waiver of the right to appear and contest the allegations of the complaint and this notice, and to authorize the administrative law judge and the Commission, without further notice to the respondent, to find the facts to be as alleged in the complaint and this notice and to enter an initial determination and a final determination containing such findings, and may result in the issuance of an exclusion order or a cease and desist order or both directed against the respondent.

By order of the Commission.



Lisa R. Barton  
Secretary to the Commission

Issued: October 5, 2023

UNITED STATES INTERNATIONAL TRADE COMMISSION  
Washington, D.C.

In the Matter of

CERTAIN ELECTRONIC DEVICES,  
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Investigation No. 337-TA-1373

DESIGNATION OF OUII ATTORNEY  
FOR SERVICE OF PROCESS

The Office of Unfair Import Investigations (“OUII”) hereby designates Jennifer Dienes, Esq., (202) 708-5408, jennifer.dienes@usitc.gov, as OUII’s lead attorney for service of process. It is requested that all documents served by the Commission or filed by the parties in the above-referenced investigation be served upon this attorney.

Respectfully submitted,



Margaret Macdonald, Director

OFFICE OF UNFAIR IMPORT INVESTIGATIONS  
U.S. International Trade Commission  
500 E Street, S.W., Suite 401  
Washington, D.C. 20436  
(202) 205-2560  
(202) 205-2158 (facsimile)

October 4, 2023

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**PUBLIC CERTIFICATE OF SERVICE**

I, Lisa R. Barton, hereby certify that the attached **INSTITUTION OF INVESTIGATION** has been served via EDIS upon the Commission Investigative Attorney, **Jennifer Dienes, Esq.** and the following parties as indicated, on **October 5, 2023**.



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

**Complainants:**

InterDigital, Inc.  
200 Bellevue Parkway, Suite 300  
Wilmington, DE 19809

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

InterDigital VC Holdings, Inc.  
200 Bellevue Parkway, Suite 300  
Wilmington, DE 19809

- Via Hand Delivery
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3 Rue Du Colonel Moll  
Paris, France 75017

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

**On Behalf of Complainants:**

Adam D. Swain, Esq.

- Via Hand Delivery

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