

UNITED STATES INTERNATIONAL TRADE COMMISSION

Washington, D.C.

In the Matter of

CERTAIN INTEGRATED CIRCUIT
CHIPS AND PRODUCTS CONTAINING
THE SAME

Inv. No. 337-TA-859

**NOTICE REGARDING INITIAL DETERMINATION ON VIOLATION OF SECTION
337 AND RECOMMENDED DETERMINATION ON REMEDY AND BOND**

(March 21, 2014)

On this date, I issued an initial determination on violation of section 337 and recommended determination on remedy and bond in the above-referenced investigation. Below are the conclusions of law from said filing, which are a matter of public record. A complete public version of the Initial Determination and Recommended Determination on Remedy and Bond will be issued when all the parties have submitted their redactions and I have had an opportunity to review the redactions.

CONCLUSIONS OF LAW

1. The Commission has subject matter jurisdiction, *in rem* jurisdiction,¹ and *in personam* jurisdiction.
2. Except with respect to LSI's FW643E-V1 FireWire chip and LuxorPlus 1.0 chip, there has been an importation into the United States, sale for importation, or sale within the United States after importation of the accused LSI Luxor and Firewire chips and Seagate products containing LSI's Luxor chips, which are the subject of the alleged unfair trade

¹ Except with respect to LSI's FW643E-V1 FireWire chip and LuxorPlus 1.0 chip.

allegations.

3. An industry does not exist in the United States that exploits U.S. Pat. No. 6,787,928 as required by 19 U.S.C. § 1337(a)(2).

4. Claims 1-10 of U.S. Pat. No. 6,787,928 are invalid pursuant to 35 U.S.C. § 102.

5. Claims 4-5 of U.S. Patent No. 6,787,928 are invalid pursuant to 35 U.S.C. § 103.

6. Claim 10 of U.S. Patent No. 6,787,928 is not invalid pursuant to 35 U.S.C. § 112.

7. The accused Luxor Chips and Seagate Products literally infringe claims 1-3 and 6-9 of U.S. Patent No. 6,787,928.

8. The accused FireWire Chips literally infringe claims 1-10 of U.S. Patent No. 6,787,928.

9. There is no violation of 19 U.S.C. § 1337(a)(1)(B) with respect to U.S. Pat. No. 6,787,928.

SO ORDERED.

Issued: March 21, 2014
DATE

Dee Lord
Dee Lord
Administrative Law Judge

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PUBLIC CERTIFICATE OF SERVICE

I, Lisa R. Barton, hereby certify that the attached **NOTICE** was served upon the following parties via first class mail delivery on March 21, 2014.



Lisa R. Barton, Acting Secretary
U.S. International Trade Commission
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