

UNITED STATES INTERNATIONAL TRADE COMMISSION  
Washington, D.C.

In the Matter of

CERTAIN AUTOMOTIVE MULTIMEDIA  
DISPLAY AND NAVIGATION SYSTEMS,  
COMPONENTS THEREOF, AND  
PRODUCTS CONTAINING SAME

Inv. No. 337-TA-657

ORDER NO. 25: (1) DENYING RESPONDENTS' MOTION FOR SUMMARY  
DETERMINATION OF INVALIDITY OF CLAIMS 1-7 AND 17 OF  
U.S. PATENT NO. 6,308,132

(2) DENYING RESPONDENTS' MOTION FOR SUMMARY  
DETERMINATION OF INVALIDITY OF CLAIM 5 OF U.S.  
PATENT NO. 5,923,286 FOR VIOLATION OF BEST MODE  
REQUIREMENT OF 35 U.S.C. § 112

(3) DENYING RESPONDENTS' MOTION FOR SUMMARY  
DETERMINATION OF INVALIDITY OF CLAIMS 1,4,5,9,11,13 AND  
20 OF U.S. PATENT NO. 6,289,277

(June 3, 2009)

I. RESPONDENTS' MOTION FOR SUMMARY DETERMINATION OF  
INVALIDITY OF CLAIMS 1-7 AND 17 OF U.S. PATENT NO. 6,308,132

On November 12, 2008, respondents Denso Corporation, Denso International America, Inc.,  
Alpine Electronics, Inc., Alpine Electronics of America, Inc., Pioneer Corporation and Pioneer  
Electronics (USA) Inc. filed a Motion For Summary Determination of invalidity of claims 1-7 and  
17 of U.S. Patent No. 6,308,132.<sup>1</sup> (Motion Docket No. 657-003.) Complainant Honeywell

<sup>1</sup> Respondents Denso Corporation, Denso International America, Inc., Alpine Electronics, Inc., and Alpine Electronics of America, Inc. have settled out of this investigation. Respondents Pioneer Corporation and Pioneer Electronics (USA), Inc. are the only remaining respondents.

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U.S. INTERNATIONAL TRADE COMMISSION

International, Inc. (“Honeywell”) filed a response opposing the motion. The Commission Investigative Staff (“Staff”) also filed a response in support of the motion.

On December 9, 2008, Respondents filed a motion for leave to reply and reply in support of its motion for summary determination. (Motion No. 657-005.) On December 16, Honeywell filed an opposition to the motion for leave to file a reply. Motion No. 657-005 is hereby GRANTED.

Having reviewed the parties’ memoranda in support and opposition to the motion for summary determination, the ALJ finds that summary determination is not appropriate. Specifically, the ALJ finds every aspect of the motion to be opposed by Honeywell, and that genuine issues of material facts remain. Accordingly, good cause does not exist to grant the motion for summary determination in lieu of a trial of all issues on the merits. Accordingly, Motion Docket No. 657-003 is hereby DENIED.

**II. RESPONDENTS’ MOTION FOR SUMMARY DETERMINATION OF INVALIDITY OF CLAIM 5 OF U.S. PATENT NO. 5,923,286 FOR VIOLATION OF BEST MODE REQUIREMENT OF 35 U.S.C. § 112**

On March 30, 2009, respondents Pioneer Corporation, Pioneer Electronics (USA) Inc., Alpine Electronics, Inc., and Alpine Electronics of America, Inc., filed a Motion For Summary Determination of invalidity of claim 5 of U.S. Patent No. 5,923,286 for violation of best mode requirement of 35 U.S.C. § 112. (Motion Docket No. 657-030.) Honeywell filed a response opposing the motion. Staff also filed a response opposing the motion.

On April 23, 2009, Pioneer and Alpine filed a motion for leave to reply and reply in support of its motion for summary determination. (Motion No. 657-047.) Motion No. 657-047 is hereby GRANTED.

Having reviewed the parties’ memoranda in support and opposition to the motion for

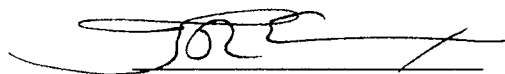
summary determination, the ALJ finds that summary determination is not appropriate. Specifically, the ALJ finds every aspect of the motion to be opposed by Honeywell, and that genuine issues of material facts remain. Accordingly, good cause does not exist to grant the motion for summary determination in lieu of a trial of all issues on the merits. Accordingly, Motion Docket No. 657-030 is hereby **DENIED**.

**III. RESPONDENTS' MOTION FOR SUMMARY DETERMINATION OF INVALIDITY OF CLAIMS 1,4,5,9,11,13 AND 20 OF U.S. PATENT NO. 6,289,277**

On April 6, 2009, respondents Pioneer Corporation, Pioneer Electronics (USA) Inc., Alpine Electronics, Inc., and Alpine Electronics of America, Inc. filed a Motion For Summary Determination of Invalidity of Claims 1,4,5,9,11,13 and 20 of U.S. Patent No. 6,289,277. (Motion Docket No. 657-037.) Honeywell filed a response opposing the motion. Staff also filed a response opposing the motion.

Having reviewed the parties' memoranda in support and opposition to the motion for summary determination, the ALJ finds that summary determination is not appropriate. Specifically, the ALJ finds every aspect of the motion to be opposed by Honeywell, and that genuine issues of material facts remain. Accordingly, good cause does not exist to grant the motion for summary determination in lieu of a trial of all issues on the merits. Accordingly, Motion Docket No. 657-037 is hereby **DENIED**.

**SO ORDERED.**

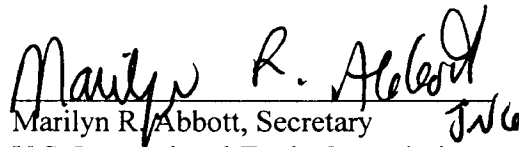
  
Theodore R. Essex  
Administrative Law Judge

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DISPLAY AND NAVIGATION SYSTEMS, COMPONENTS, THEREOF,  
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**PUBLIC CERTIFICATE OF SERVICE**

I, Marilyn R. Abbott, hereby certify that the attached **ORDER 25 PUBLIC VERSION** has been served by hand upon the Commission Investigative Attorney, **Bryan F. Moore, Esq.**, and the following parties as indicated on June 4, 2009.

  
Marilyn R. Abbott, Secretary  
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**CERTIFICATE OF SERVICE - PAGE 2**

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**CERTIFICATE OF SERVICE-PAGE 3**

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