

UNITED STATES INTERNATIONAL TRADE COMMISSION

Washington, D.C.

In the Matter of

**CERTAIN WIRELESS COMMUNICATIONS
SYSTEM SERVER SOFTWARE, WIRELESS
HANDHELD DEVICES AND BATTERY PACKS**

Inv. No. 337-TA-706


ORDER NO. 9: REQUIRING TECHNOLOGY STIPULATION

(June 9, 2010)

The private parties are ordered to meet and confer and, after consultation with Staff, shall submit to the Administrative Law Judge no later than the close of business on June 22, 2010, two copies of a joint stipulation regarding the technology at issue in this Investigation and further state the position of the Staff on the joint technology stipulation. Said stipulation shall have one section for each patent or family of patents, if it would be more appropriate, and, if applicable, a general technology section should be included that discusses technology common to all five of the patents at issue. At a minimum, said stipulation should provide sufficient background information to understand the disputed claim constructions of each of the asserted claims in issue and should not include any facts upon which the parties are not in agreement. It is expected that any facts listed in said stipulation may be used and relied upon throughout the remainder of the Investigation, including, *inter alia*, in the Administrative Law Judge's final initial determination on violation. Also, said stipulation should not be a vehicle for presenting legal arguments. The joint technology stipulation to be submitted should have substance and not be a list of quotations from the patents

at issue.

SO ORDERED.

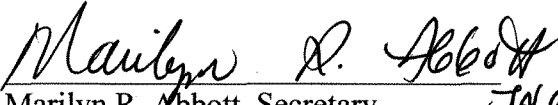

E. James Gildea
Administrative Law Judge

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337-TA-706

PUBLIC CERTIFICATE OF SERVICE

I, Marilyn R. Abbott, hereby certify that the attached **ORDER** has been served by hand upon, the Commission Investigative Attorney, **Kevin G. Baer, Esq.**, and the following parties as indicated on June 9, 2010.


Marilyn R. Abbott, Secretary *JRG*
U.S. International Trade Commission
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