

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

**In the Matter of**

**CERTAIN RADIO FREQUENCY INTEGRATED  
CIRCUITS AND DEVICES CONTAINING SAME**

**Inv. No. 337-TA-848**

**ORDER NO. 9: INITIAL DETERMINATION GRANTING COMPLAINANT  
PEREGRINE SEMICONDUCTOR CORPORATION'S  
UNOPPOSED MOTION FOR TERMINATION OF THE  
INVESTIGATION BASED ON WITHDRAWAL OF THE  
COMPLAINT AND REQUEST FOR SUSPENSION OF  
PROCEDURAL SCHEDULE PENDING RULING ON MOTION**

(October 15, 2012)

On October 11, 2012, complainant Peregrine Semiconductor Corporation ("Peregrine") filed an unopposed motion to terminate the investigation based on withdrawal of the complaint. (Motion Docket No. 848-011.) The motion states that neither respondents nor the Commission Investigative Staff oppose the motion.

Under Commission Rule 210.21(a)(1):

Any party may move at any time prior to the issuance of an initial determination on violation of section 337 of the Tariff Act of 1930 for an order to terminate an investigation in whole or in part as to any or all respondents, on the basis of withdrawal of the complaint or certain allegations contained therein, or for good cause other than the grounds listed in paragraph (a)(2) of this section.

19 C.F.R. § 210.21(a)(1). Based on a review of the motion, the ALJ finds that there is good cause for termination of the investigation based on withdrawal of the complaint. Peregrine argues that the hearing in this investigation has not yet begun and termination of this investigation based on withdrawal of the complaint would avoid trial and preserve the parties' and public resources. The motion states that there no agreements, written or oral, express or implied between the parties concerning the subject matter of the investigation. (Mot. at 1.)

Furthermore, the ALJ is not aware of any “extraordinary circumstances” that would preclude granting the motion to terminate. *Certain Ultra filtration Membrane Systems, and Components Thereof, Including Ultra filtration Membranes*, Inv. No. 337-TA-107, Commission Action and Order at 2 (March 11, 1982). In addition, when a complainant seeks to terminate based on withdrawal of the complaint, public policy supports termination in order to conserve public and private resources. *See Certain Semiconductor Light Emitting Devices, Components Thereof, and Products Containing Same*, Inv. No. 337-TA-444, Order No. 7 (June 27, 2001) (unreviewed initial determination).

The motion further requests that the procedural schedule in this investigation be suspended pending a ruling by the Commission on the instant Initial Determination. Peregrine argues that the procedural schedule and all remaining deadlines should be suspended in order to avoid unnecessary work on the part of the private parties, the Commission Investigative Staff and the ALJ.

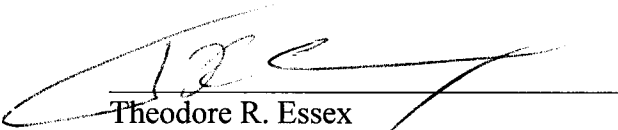
Good cause being shown and there being no opposition, the request is hereby GRANTED. The procedural schedule in this investigation is hereby STAYED pending the Commission’s final determination on Motion No. 848-011.

Accordingly, it is the Initial Determination of the ALJ that the motion to terminate this investigation based on withdrawal of the complaint be GRANTED. The investigation is hereby terminated in its entirety.

Pursuant to 19 C.F.R. § 210.42(h), this Initial Determination shall become the determination of the Commission unless a party files a petition for review 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 here.

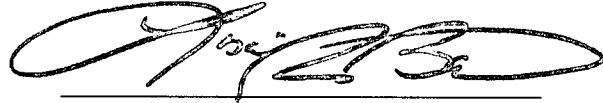
**SO ORDERED.**



Theodore R. Essex  
Administrative Law Judge

**PUBLIC CERTIFICATE OF SERVICE**

I, Lisa R. Barton, hereby certify that the attached **INITIAL DETERMINATION** has been served by hand upon, the Commission Investigative Attorney, Lisa A. Murray, Esq., and the following parties as indicated on **October 15, 2012**.



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U.S. International Trade Commission  
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