

UNITED STATES INTERNATIONAL TRADE COMMISSION
WASHINGTON, D.C.

Before the Honorable Bryan F. Moore
Administrative Law Judge

In the Matter of

CERTAIN LOCATION-SHARING
SYSTEMS, RELATED SOFTWARE,
COMPONENTS THEREOF, AND
PRODUCTS CONTAINING SAME

Investigation No. 337-TA-1347

**RESPONDENTS' STATEMENT OF NON-OPPOSITION IN RESPONSE TO
COMPLAINANTS' MOTION (MOTION NO. 1347-016) TO TERMINATE THE
INVESTIGATION AS TO THE REMAINING RESPONDENTS BASED ON
WITHDRAWAL OF THE COMPLAINT**

Pursuant to Commission Rule 210.15(c), the United States International Trade Commission's Rules of Practice and Procedure, and the Ground Rules issued in the above-captioned Investigation (Order No. 2), Respondents Google LLC ("Google"); ASUSTeK Computer Inc. and ASUS Computer International ("ASUS"); BLU Products, Inc. ("BLU"); HMD Global, HMD Global Oy, and HMD America, Inc. ("HMD"); Lenovo Group Ltd., Lenovo (United States) Inc., and Motorola Mobility LLC ("Lenovo"); Panasonic Holdings Corporation and Panasonic Corporation of North America ("Panasonic"); Samsung Electronics Co., Ltd. and Samsung Electronics America, Inc. ("Samsung"); Sony Corporation ("Sony"); and TCL Technology Group Corporation, TCL Communication Technology Holdings Limited, TCL Electronics Holdings Limited, and TCT Mobile (US) Inc. ("TCL") (all collectively, "Remaining Respondents"), hereby submit their statement of non-opposition in response to Complainants AGIS Software Development LLC and Advanced Ground information Systems, Inc.'s ("AGIS" or "Complainants") motion to terminate the Investigation as to Remaining Respondents based on

withdrawal of the Complaint (“Motion”). *See* Motion, Docket No. 1347-016, EDIS Doc. ID 798794.

The Commission instituted this investigation on December 22, 2023, based on a complaint, and supplements thereto, filed on behalf of Complainants. 87 Fed. Reg. 80568. The Complaint alleged that twenty-six Respondents have violated Section 337 through the importation into the United States, sale for importation, and sale within the United States after importation of certain location-sharing systems, related software, components thereof, and products containing the same that infringe certain claims of U.S. Patent Nos. 8,213,970 (“the ’970 Patent”); 9,467,838 (“the ’838 patent”); 9,445,251 (“the ’251 patent”); 9,749,829 (“the ’829 patent”); and 9,820,123 (“the ’123 patent”) (collectively, “the Asserted Patents”). *Id.*

On June 2, 2023, the ALJ granted the motion to terminate Respondent Kyocera Corporation from the Investigation based on a settlement agreement with AGIS. *See* Order No. 19 (June 2, 2023) (unreviewed by Commission). On June 20, 2023, the ALJ granted the motion to terminate Respondent OnePlus Technology (Shenzhen) Co., Ltd. from the Investigation based on a settlement agreement with AGIS. *See* Order No. 24 (June 20, 2023). On June 20, 2023, the ALJ granted the motion to terminate Respondents Xiaomi Communications Co., Ltd., and Xiaomi Inc. from the Investigation based on a settlement agreement with AGIS. *See* Order No. 25 (June 20, 2023).

On June 15, 2023, AGIS filed a motion to terminate the Investigation as to Remaining Respondents based on withdrawal of the Complaint. *See* Motion, Docket No. 1347-016, EDIS Doc. ID 798794. On June 16, 2023, Staff filed a response in support for AGIS’s Motion, where it indicated it was informed that the Remaining Respondents do not oppose the Motion. *See* EDIS Doc. ID 798869. The Remaining Respondents hereby confirm that they do not oppose the Motion.

Commission Rule 210.21(a) requires:

A motion for termination of an investigation based on withdrawal of the complaint, or for good cause, shall contain a statement that there are no agreements, written or oral, express or implied between the parties concerning the subject matter of the investigation,

19 C.F.R. § 210.21(a)(1).

Here, the Motion includes the required statement that lists the settlement agreements filed in this investigation and states “Aside from the settlement agreements with Kyocera, OnePlus, and Xiaomi, AGIS avers that there no other agreements, written or oral, express or implied, between the parties concerning the subject matter of this Investigation.” Motion at 5. The Remaining Respondents likewise aver that there are no agreements, written or oral, express or implied, between the Remaining Respondents and AGIS concerning the subject matter of this Investigation.

Date: June 20, 2023

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