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UNITED STATES INTERNATIONAL TRADE COMMISSION

WASHINGTON, D.C. 20436

June 4, 2013

Charles Steuart, Chief
IPR & Restricted Merchandise Branch
Regulations and Rulings
Office of International Trade
U.S. Customs and Border Protection
90 K Street, NE
Washington, D.C. 20229-1177

Re: Limited exclusion order issued by the U.S. International Trade Commission in Investigation No. 337-TA-794, *Certain Electronic Devices, Including Wireless Communication Devices, Portable Music and Data Processing Devices, and Tablet Computers*

Dear Mr. Steuart:

On June 4, 2013, the U.S. International Trade Commission issued a limited exclusion order prohibiting Apple Inc. of Cupertino, California, from importing into the United States wireless communication devices, portable music and data processing devices, and tablet computers covered by claims 75-76 and 82-84 of U.S. Patent No. 7,706,348 (“the ’348 patent”).

The Commission’s limited exclusion order, opinion, and *Federal Register* notice concerning these products were transmitted to your office on June 4, 2013, along with portions of the record in this investigation.

The owner of the subject patent is Samsung Electronics Co., Ltd. Charles K. Verhoeven, Esq., of the law firm Quinn Emanuel Urquhart & Sullivan LLP, 50 California Street, 22nd Floor, San Francisco, CA, 94111, telephone (415) 875-6600, served as lead counsel for Samsung Electronics Co., Ltd. and Samsung Telecommunications America, LLC, in the proceedings before the Commission.

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The products in question are believed to be imported under at least Harmonized Tariff Schedule of the United States (1) 8517.12.0050 (“Other radio telephones designed for the Public Cellular Radiotelecommunication Service”); (2) 8528.59.1500 (“Monitors and projectors, not incorporating television reception apparatus; reception apparatus for television, whether or not incorporating radio-broadcast receivers or sound or video recording or reproducing apparatus, with a video display diagonal not exceeding 34.29 cm”); or (3) 8471.30.01 (“Portable automatic data processing machines, weighing not more than 10 kg, consisting of at least a central processing unit, a keyboard and a display.”)

The Commission’s order is in effect for the remaining term of the ’348 patent, which is due to expire on February 15, 2026. A copy of the ’348 patent is enclosed.

Per the limited exclusion order, the covered products are entitled to entry into the United States for consumption, entry for consumption from a foreign trade zone, or withdrawal from a warehouse for consumption under bond from the day after this order is received by the United States Trade Representative, pursuant to subsection (j) of section 337 of the Tariff Act of 1930, as amended, and the Presidential Memorandum of July 21, 2005 (70 *Fed. Reg.* 43251), until such time as the Representative notifies the Commission that he approves or disapproves this action but, in any event, not later than sixty (60) days after the date of receipt of this action. For the covered products, the amount of the bond during the period of Presidential review is zero percent of the entered value of the subject imports.

If you have any questions concerning the limited exclusion order, please feel free to contact Clark S. Cheney, Esq., clark.cheney@usitc.gov, (202) 205-2661.

Sincerely,



Lisa R. Barton
Acting Secretary to the Commission

Enclosures

cc: Dax R. Terrill
Alex A. Haliasos
William Wittwer
Office of the General Counsel
Office of the United States Trade Representative