

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

**Before the Honorable E. James Gildea
Administrative Law Judge**

**In the Matter of
CERTAIN WIRELESS
COMMUNICATIONS BASE STATIONS
AND COMPONENTS THEREOF**

Investigation No. 337-TA-871

**RESPONDENTS' RESPONSE TO COMPLAINANT'S REQUEST FOR
SUSPENSION OF THE PROCEDURAL SCHEDULE
[MOTION DOCKET NO. 871-___]¹**

Respondents Telefonaktiebolaget LM Ericsson and Ericsson Inc. (collectively, "Ericsson") hereby respond to Complainant Adaptix, Inc.'s ("Adaptix") request for suspension of the procedural schedule. Given tomorrow's scheduled start of the preliminary conference and evidentiary hearing, Ericsson does not oppose a suspension of those two hearings, but otherwise does oppose suspension of other proceedings such as responding to the motion to withdraw the complaint and other related matters. Moreover, for the reasons set forth below, Ericsson reserves its right to respond to Adaptix's motion to terminate the investigation and request for shortened response time at the appropriate time.

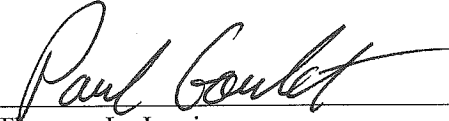
For the first time late last night, Adaptix requested Ericsson's position on its motion to terminate the investigation based on withdrawal of the complaint, coupled with a suspension of the procedural schedule. This motion arises in the context of issues that have not been disclosed to the Administrative Law Judge and the undersigned counsel for Ericsson have not been able to reach the senior Ericsson counsel, who are on an overnight flight from Korea to the United

¹ At the time of filing, no motion docket number available was available.

States. Accordingly, the undersigned counsel for Ericsson have not yet been able to obtain Ericsson's definitive instructions on how to proceed.

Dated: December 3, 2013

Respectfully submitted,



Thomas L. Jarvis
Steven M. Anzalone
Paul C. Goulet
WINSTON & STRAWN LLP
1700 K Street, NW
Washington, DC 20006
(202) 282-5000

Houtan K. Esfahani
**FINNEGAN, HENDERSON,
FARABOW, GARRETT & DUNNER,
LLP**
901 New York Avenue, NW
Washington, DC 20001-4413
Telephone: (202) 408-4000
Facsimile: (202) 408-4400

*Counsel for Respondents
Telefonaktiebolaget LM Ericsson and
Ericsson Inc.*

**In the Matter of:
CERTAIN WIRELESS
COMMUNICATION BASE STATIONS
AND COMPONENTS THEREOF**

Inv. No. 337-TA-871

CERTIFICATE OF SERVICE

I, Tai L. Smith, hereby certify that on December 3, 2013, copies of the foregoing **RESPONDENTS' RESPONSE TO COMPLAINANT'S REQUEST FOR SUSPENSION OF THE PROCEDURAL SCHEDULE [MOTION DOCKET NO 871-]** were filed and served upon the following as indicated:

<p>The Honorable Lisa R. Burton Acting Secretary U.S. International Trade Commission 500 E. Street, S.W., Room 112-F Washington, DC 20436</p>	<p><input type="checkbox"/> Via First Class Mail <input type="checkbox"/> Via Courier (FedEx) <input type="checkbox"/> Via Hand Delivery <input type="checkbox"/> Via Email <input checked="" type="checkbox"/> Via EDIS</p>
<p>The Honorable E. James Gildea Administrative Law Judge U.S. International Trade Commission 500 E Street, S.W. Room 317 Washington, DC 20436 Sarah.Zimmerman@usitc.gov Kenneth.Schopfer@usitc.gov (2 Copies)</p>	<p><input type="checkbox"/> Via First Class Mail <input type="checkbox"/> Via Courier (FedEx) <input checked="" type="checkbox"/> Via Hand Delivery <input checked="" type="checkbox"/> Via Email <input type="checkbox"/> Via EDIS</p>
<p>Monica Bhattacharyya, Esq. Investigative Attorney Office of Unfair Import Investigations U.S. International Trade Commission 500 E Street, S.W., Room 401 Washington, DC 20436 (202) 205-1848 Monica.bhattacharyya@usitc.gov</p>	<p><input type="checkbox"/> Via First Class Mail <input type="checkbox"/> Via Courier (FedEx) <input type="checkbox"/> Via Hand Delivery <input checked="" type="checkbox"/> Via Email</p>
<p><i>For Complainant, Adaptix, Inc.</i></p> <p>Daniel E. Yonan, Esq. Sterne, Kessler, Goldstein & Fox PLLC 1100 New York Avenue, N.W. Washington, DC 20005 (202) 371-2600 DOCKET-ADAPTIX-3310.001ITC0@skgf.com</p>	<p><input type="checkbox"/> Via First Class Mail <input checked="" type="checkbox"/> Via Courier (FedEx) <input type="checkbox"/> Via Hand Delivery <input checked="" type="checkbox"/> Via Email</p>

**In the Matter of:
CERTAIN WIRELESS
COMMUNICATION BASE STATIONS
AND COMPONENTS THEREOF**

Inv. No. 337-TA-871

<p><i>For Complainant, Adaptix, Inc.</i></p> <p>Paul Hayes, Esq. Hayes, Messina, Gilman & Hayes PLLC 300 Brickstone Square, 9th Floor Andover, MA 01810 (978)809-3850 adaptixall@hayesmessina.com</p>	<p><input type="checkbox"/> Via First Class Mail <input type="checkbox"/> Via Courier (FedEx) <input type="checkbox"/> Via Hand Delivery <input checked="" type="checkbox"/> Via Email</p>
<p><i>For Respondent Ericsson, Inc. and Telefonaktiebolaget LM Ericsson:</i></p> <p>Jessica C. Hill, Esq. Finnegan, Henderson, Farabow, Garrett & Dunner LLP 901 New York Avenue, N.W. Washington, DC 20001 (202) 408-4156 Jessica.Hill@finnegan.com FH-871ITC-Courtesy-Ericsson@finnegan.com</p>	<p><input type="checkbox"/> Via First Class Mail <input type="checkbox"/> Via Courier (FedEx) <input type="checkbox"/> Via Hand Delivery <input checked="" type="checkbox"/> Via Email</p>

/s/ Tai L. Smith

Tai L. Smith
Senior Paralegal
Winston & Strawn LLP
1700 K Street, N.W.
Washington, D.C. 20006-3817
Phone: 202-282-5253
Fax: 202-282-5100