on August 24, 2020, Nokia, Lenovo, and OUII filed responses not opposing Google's intervention.

On September 4, 2020, the ALJ issued the subject ID granting the motion. The ID notes Commission Rule 210.19, which provides that “[a]ny person desiring to intervene in an investigation” may file a motion before the administrative law judge, who “may grant the motion to the extent and upon such terms as may be proper under the circumstances.” 19 CFR 210.19. The ID finds that no dispute exists that (1) “Google’s motion to intervene was timely, having been filed two days after the institution of the investigation”; (2) “Google has an interest in infringement and invalidity issues regarding the ’706 patent’; and (3) “Google’s interests are not adequately protected by the other parties in this investigation.” ID at 5. While Google seeks intervention only as to the ’706 patent, the ID finds that “the record does not support a limited intervention” and that “Google’s intervention may be useful with respect to all the patents, not only the ’706 patent.” Id. Thus, the ID adds Google to the investigation “as an intervenor without limitation.” Id. No one petitioned for review of the subject ID.

The Commission has determined not to review the subject ID. Google is hereby an intervenor.

The Commission vote for this determination took place on September 29, 2020.


Lisa Barton,
Secretary to the Commission.

For help accessing EDIS, please email EDIS3Help@usitc.gov. General information concerning the Commission may also be obtained by accessing its internet server at https://www.usitc.gov. Hearing impaired individuals are advised that information on this matter can be obtained by contacting the Commission’s TDD terminal, telephone (202) 205–1810.

International Trade Commission

[Investigation No. 337–TA–1220]

Certain Filament Light-Emitting Diodes and Products Containing Same (II); Institution of Investigation


Action: Notice.

Summary: Notice is hereby given that a complaint was filed with the U.S. International Trade Commission on August 31, 2020, under section 337 of the Tariff Act of 1930, as amended, on behalf of The Regents of the University of California, Oakland, California. A supplement to the complaint was filed on September 21, 2020. The complaint alleges violations of section 337 based upon the importation into the United States, the sale for importation, and the sale within the United States after importation of certain filament light-emitting diodes and products containing the same by reason of infringement of certain claims of U.S. Patent Nos. 9,240,529 (“the ’529 patent”); U.S. Patent No. 9,859,464 (“the ’464 patent”); U.S. Patent No. 10,593,834 (“the ’834 patent”); and U.S. Patent No. 10,644,213 (“the ’213 patent”); and U.S. Patent No. 10,658,557 (“the ’557 patent”). The complaint further alleges that an industry in the United States exists or is in the process of being established as required by the applicable Federal Statute. The complainant requests that the Commission institute an investigation and, after the investigation, issue a limited exclusion order and cease and desist orders.

Addresses: The complaint, except for any confidential information contained therein, may be viewed on the Commission’s electronic docket (EDIS) at https://edis.usitc.gov. Hearing impaired individuals are advised that information on this matter can be obtained by contacting the Commission’s TDD terminal on (202) 205–1810. Persons with mobility impairments who will need special assistance in gaining access to the Commission should contact the Office of the Secretary at (202) 205–2000. General information concerning the Commission may also be obtained by accessing its internet server at https://www.usitc.gov.


Scope of Investigation: Having determined, asserting that it has an interest in infringement and invalidity issues regarding that patent.
to determine whether there is a violation of subsection (a)(1)(B) of section 337 in the importation into the United States, the sale for importation, or the sale within the United States after importation of certain products identified in paragraph (2) by reason of infringement of one or more of claims 1, 6, 8, and 9 of the ’529 patent; claims 1, 7, 9, and 10 of the ’464 patent; claims 1, 2, and 6 of the ’854 patent; claims 1 and 2 of the ’213 patent; and claims 1 and 2 of the ’557 patent; and whether an industry in the United States exists as required by subsection (a)(2) of section 337;

(2) Pursuant to section 210.10(b)(1) of the Commission’s Rules of Practice and Procedure, 19 CFR 210.10(b)(1), the plain language description of the accused products or category of accused products, which defines the scope of the investigation, is “light bulbs containing filament LEDs and lighting products containing filament LEDs”;

(3) For the purpose of the investigation so instituted, the following are hereby named as parties upon which this notice of investigation shall be served:

(a) The complainant is: The Regents of the University of California, 1111 Franklin Street, Oakland, CA 94607.

(b) The respondents are the following entities alleged to be in violation of section 337, and are the parties upon which the complaint is to be served:

- General Electric Company, 5 Necco Street, Boston, MA 02210
- Consumer Lighting (U.S.) LLC, d/b/a GE Lighting, 1975 Noble Road, East Cleveland, OH 44112
- Savant Systems, Inc., 45 Perseverance Way, Hyannis, MA 02601
- Home Depot Product Authority, LLC, 2455 Paces Ferry Road, Atlanta, GA 30339
- Home Depot U.S.A., Inc., 2455 Paces Ferry Road, Atlanta, Georgia 30339
- The Home Depot, Inc., 2455 Paces Ferry Road, Atlanta, Georgia 30339
- Feit Electric Company, Inc., 4901 Gregg Road, Pico Rivera, CA 90660
- Satco Products, Inc., 110 Heartland Boulevard, Brentwood, NY 11717
- IKEA Supply AG, Grittisenweg 15, CH–4133 Pratteln, Switzerland
- IKEA U.S. Retail LLC, 420 Alan Wood Road, Conshohocken, PA 19428
- IKEA of Sweden AB, Tulpanvagen 8 Almhult, 343 34 Sweden

Responses to the complaint and the notice of investigation must be submitted by the named respondents in accordance with section 210.13 of the Commission’s Rules of Practice and Procedure, 19 CFR 210.13. Pursuant to 19 CFR 201.16(e) and 210.13(a), as amended in 85 FR 15798 (March 19, 2020), such responses will be considered by the Commission if received not later than 20 days after the date of service by the complainant of the complaint and the notice of investigation. Extensions of time for submitting responses to the complaint and the notice of investigation will not be granted unless good cause therefor is shown.

Failure of a respondent to file a timely response to each allegation in the complaint and in this notice may be deemed to constitute a waiver of the right to appear and contest the allegations of the complaint and this notice, and to authorize the administrative law judge and the Commission, without further notice to the respondent, to find the facts to be as alleged in the complaint and this notice and to enter an initial determination and a final determination containing such findings, and may result in the issuance of an exclusion order or a cease and desist order or both directed against the respondent.


Lisa Barton, Secretary to the Commission.