

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

**Before the Honorable Cameron R. Elliot
Administrative Law Judge**

In the Matter of

**CERTAIN VIDEO CAPABLE ELECTRONIC
DEVICES, INCLUDING COMPUTERS,
STREAMING DEVICES, TELEVISIONS,
AND COMPONENTS AND MODULES
THEREOF**

Investigation No. 337-TA-1380

JOINT STATEMENT REGARDING CLAIM CONSTRUCTION

Pursuant to Order No. 11, Procedural Schedule, the private Parties¹ advise the ALJ that they will not be filing respective claim construction briefs because the parties have come to agreement on the following:

1. With respect to the claim construction of “spatial samples,” presented in claims 6, 9, 18, 21, 22, 24, 26, 29, 31, 33, 35, and 38 of U.S. Patent No. 8,077,991, the parties have agreed that the construction is “pixel values.”
2. With respect to the disputed claim terms for U.S. Patent No. 7,724,818, Nokia has filed an unopposed motion to terminate claim 23, rendering all disputes moot.

The private parties accordingly agree that the *Markman* Hearing scheduled for March 12, 2024 will not need to go forward to address any claim construction disputes.

¹ The Commission Investigative Staff is not participating in claim construction in this Investigation.

Dated: February 13, 2024

Respectfully submitted,

By: /s/ Veronica S. Ascarrunz
Veronica S. Ascarrunz
Perkins Coie LLP
700 13th Street, NW, Suite 800
Washington, DC 20005-3960
(202) 654-6200

Stefani E. Shanberg
Robin L. Brewer
Perkins Coie LLP
505 Howard Street, Suite 1000
San Francisco, California 94105-3204
(415) 344-7000

Thomas N. Millikan
Perkins Coie LLP
11452 El Camino Real, Suite 300
San Diego, CA 92130-2080
(858) 720-5700

Stephen S. Korniczky
Martin R. Bader
Sheppard, Mullin, Richter & Hampton LLP
12275 El Camino Real, Suite 100
San Diego, CA 92130-4092
(858) 720-8900

*Counsel for Respondents Amazon.com, Inc. and
Amazon.com Services LLC*

By: /s/ Stephanie Roberts
Eric S. Namrow
Stephanie L. Roberts
Kandis C. Gibson
Manu Bansal
Kevin J. Spinella
Emily K. Burge
Eunjean Je
Morgan, Lewis & Bockius LLP
1111 Pennsylvania Ave, N.W.
Washington, D.C. 20004-2541
Telephone: (202) 739-3000
Facsimile: (202) 739-3001

Jason E. Gettleman
Ehsun Forghany
Morgan, Lewis & Bockius LLP
1400 Page Mill Road
Palo Alto, CA 94304
Telephone: (650) 843-4000
Facsimile: (650) 843-4001

Rick L. Rambo
Thomas R. Davis
Morgan, Lewis & Bockius LLP
1000 Louisiana Street, Suite 4000
Houston, TX 77002-5005
Telephone: (713) 890-5000
Facsimile: (713) 890-5001

Elizabeth M. Chiaviello
Morgan, Lewis & Bockius LLP
1717 Main Street, Suite 3200
Dallas, TX 75201-7347
Telephone: (214) 466.4000
Facsimile: (214) 466.4001

Counsel for Respondent HP Inc.

/s/ Joshua Newcomer

Adam D. Swain
Alston & Bird LLP
950 F Street NW
Washington, DC 20004
Telephone: (202) 239-3300
Facsimile: (202) 239-3333

John D. Haynes
Nicholas T. Tsui
Lindsay Church
Shawn Gannon
Alston & Bird LLP
1201 West Peachtree Street
Atlanta, GA 30309
Telephone: (404) 881-7000
Facsimile: (404) 881-7777

Theodore Stevenson

Alston & Bird LLP

2200 Ross Avenue, Suite 2300

Dallas, TX 75201

Phone: (214) 922-3400

Fax: (214) 922-3899

Warren Lipschitz

wlipschitz@mckoolsmith.com

MCKOOL SMITH P.C.

300 Crescent Court, Suite 1500

Dallas, Texas 75201

Telephone: (214) 978-4000

Facsimile: (214) 978-4044

R. Mitch Verboncoeur

mverboncoeur@mckoolsmith.com

MCKOOL SMITH P.C.

303 Colorado, Suite 2100

Austin, Texas 78701

Telephone: (512) 692-8700

Facsimile: (214) 978-4044

Josh Newcomer

jnewcomer@mckoolsmith.com

MCKOOL SMITH P.C.

600 Travis St., Suite 7000

Houston, Texas 77002

Telephone: (713) 485-7300

Facsimile: (713) 485-7344

Counsel for Complainants

Nokia Technologies Oy and Nokia Corp.

CERTIFICATE OF SERVICE

I hereby certify that a copy of **JOINT STATEMENT REGARDING CLAIM CONSTRUCTION** has been served on February 13, 2024, as indicated, on the following:

The Honorable Lisa R. Barton Secretary to the Commission U.S. International Trade Commission 500 E. Street, S.W., Room 112A Washington, DC 20436	☐ First Class Mail ☐ Overnight Delivery ☒ EDIS ☐ Email
Honorable Cameron R. Elliot Administrative Law Judge U.S. International Trade Commission 500 E Street, SW Washington, DC 20436 Michael Turner (Attorney Advisor)	☐ First Class Mail ☐ Overnight Delivery ☒ EDIS ☒ Email ☒ Upload to Box account <i>Michael.turner@usitc.gov</i>
Marissa Ducca, Esq. Jeffrey Hsu, Esq. Office of Unfair Import Investigations U.S. International Trade Commission 500 E. Street, S.W., Suite 401 Washington, DC 20436 Phone: (202) 205-2044	☐ First Class Mail ☐ Overnight Delivery ☒ Email ☒ Upload to Box account <i>Marissa.Ducca@usitc.gov</i> <i>Jeffrey.Hsu@usitc.gov</i>

Adam D. Swain

Alston & Bird LLP
950 F Street NW
Washington, DC 20004
Telephone: (202) 239-3300

John D. Haynes
Nicholas T. Tsui
Lindsay C. Church
Shawn P. Gannon
Paul Michael Haley
Alston & Bird LLP
1201 West Peachtree Street
Atlanta, GA 30309
Telephone: (404) 881-7000

Theodore Stevenson
Alston & Bird LLP
2200 Ross Avenue, Suite 2300
Dallas, TX 75201
Phone: (214) 922-3400

Caleb J. Bean
Alston & Bird LLP
333 South Hope Street
16th Floor
Los Angeles, CA 90071
Phone: 213-576-1000

August R. Meny
Alston & Bird LLP
90 Park Avenue
New York, NY 10016-1387
Phone: 212-210-9400

Warren Lipschitz
Alexandra F. Easley
MCKOOL SMITH, P.C.
300 Crescent Court Suite 1200
Dallas, TX 75201
Telephone: (214) 978-4000

R. Mitch Verboncoeur
MCKOOL SMITH, P.C.
303 Colorado Street Suite 2100
Austin, TX 78701
Telephone: (512) 692-8700

☐ First Class Mail

☐ Overnight Delivery

☒ Email

NKAmazonITC@alston.com

Nokia_HP_Amazon@mckoolsmith.com

Joshua J. Newcomer MCKOOL SMITH, P.C. 600 Travis Street, Suite 7000 Houston, TX 77002 Telephone: (713) 485-7316 Kevin Burgess MCKOOL SMITH P.C. 104 East Houston St., Suite 300 Marshall, Texas 75670 Telephone: (903) 923-9000 <i>Counsel for Complainants Nokia Technologies Oy and Nokia Corporation</i>	
--	--

Eric S. Namrow

Stephanie L. Roberts

Kandis C. Gibson

Manu Bansal, Ph.D.

Kevin J. Spinella

Eunjean Je

Morgan, Lewis & Bockius LLP

1111 Pennsylvania Ave, N.W.

Washington, D.C. 20004-2541

Telephone: (202) 739-3000

David J. Levy

Rick L. Rambo

Thomas R. Davis

Morgan, Lewis & Bockius LLP

1000 Louisiana Street, Suite 4000

Houston, TX 77002-5005

Telephone: (713) 890-5000

Jason E. Gettleman

Corey R. Houmand

Morgan, Lewis & Bockius LLP

1400 Page Mill Road

Palo Alto, CA 94304

Telephone: (650) 843-4000

Kevin J. Post

Lance W. Shapiro

Ropes & Gray LLP

1211 Avenue of the Americas

New York, NY 10036

Telephone (212) 596-9000

Matthew J. Rizzolo

Ropes & Gray LLP

2099 Pennsylvania Ave, NW

Washington, DC 20006

Telephone: (202) 508-4600

Larry L. Shatzer

Mark DeBoy

EDELL, SHAPIRO & FINNAN

9801 Washingtonian Blvd., Suite 750

Gaithersburg, MD 20878

Counsel for Respondent HP Inc.

☐ First Class Mail

☐ Overnight Delivery

☒ Email

HP-Nokia-ITC@morganlewis.com

HP-Nokia-Ropes1380@ropesgray.com

ESF_ITC@esfip.com

/s/ Antonio Ramos

Antonio Ramos
Senior Paralegal
Perkins Coie LLP
505 Howard Street, Suite 1000
San Francisco, CA 94105
Email: aramos@perkinscoie.com