

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

**Before the Honorable MaryJoan McNamara
Administrative Law Judge**

In the Matter of

**CERTAIN ELECTRONIC DEVICES,
INCLUDING SMARTPHONES,
COMPUTERS, TABLET COMPUTERS,
AND COMPONENTS THEREOF**

Investigation No. 337-TA-1373

JOINT OUTLINE OF ISSUES

Pursuant to Ground Rule 7.3 and the Procedural Schedule, Complainants InterDigital, Inc., InterDigital VC Holdings, Inc., InterDigital Patent Holdings, Inc., and InterDigital Madison Patent Holdings SAS (collectively, “InterDigital” or “Complainants”), Respondents Lenovo PC HK Limited, Lenovo (United States) Inc., and Motorola Mobility LLC (collectively, “Respondents”) and Commission Investigative Staff (“Staff”) (collectively, the “Parties”) submit the following chart of substantive legal issues being litigated in the Investigation. The chart below contains the citations to the Parties’ pre-hearing briefs and post-hearing briefs submitted in this Investigation, as well as certain citations to the Joint List of Undisputed Issues (“Jt. List of UI”) filed on September 16, 2024 (EDIS Doc. 832365).

Issues	IDG's Pre-Hearing Brief	IDG's Initial Post-Hearing Brief	IDG's Post-Hearing Reply Brief	Lenovo's Pre-Hearing Brief	Lenovo's Initial Post-Hearing Brief	Lenovo's Post-Hearing Reply Brief	Staff's Pre-Hearing Brief	Staff's Post-Hearing Brief	Staff's Post-Hearing Reply Brief	Jt. List of UI
Jurisdiction and Importation										
Jurisdiction	10	10	N/A	8	N/A	N/A	16-17	14-15	N/A	I.A
Importation	10	10	N/A	8	N/A	N/A	16-17	14-15	N/A	I.B
Representative Products										
Representative Video Decoding Products	8-10	7-10	N/A	6	N/A	1-2	11-13, 16	9-13	N/A	II.A
Representative Wireless File Sharing Products	Term.	Term.	Term.	Term.	Term.	Term.	Term.	Term.	Term.	Term.
U.S. Patent No. 10,250,877										
Whether the Lenovo Accused Products Infringe Claim 1	13-23	17-45	15-17	9-19	N/A	3-32	17-26	16-28	1-7	IV.A
Whether the Lenovo Accused Products Infringe Claim 7	23-24	45	15-17	9-19	N/A	3-32	17-26	16-28	1-7	IV.D
Whether the Lenovo	24-25	45-46	N/A	9	N/A	32-33	26-28	28-30	N/A	

Issues	IDG's Pre- Hearing Brief	IDG's Initial Post- Hearing Brief	IDG's Post- Hearing Reply Brief	Lenovo's Pre- Hearing Brief	Lenovo's Initial Post- Hearing Brief	Lenovo's Post- Hearing Reply Brief	Staff's Pre- Hearing Brief	Staff's Post- Hearing Brief	Staff's Post- Hearing Reply Brief	Jt. List of UI
Accused Products Indirectly Infringe										
Whether the Apple Video Coding DI Products Practice Claims 1 and 7	25-26	46-47	N/A	19-20	N/A	3-32	28	30	N/A	IV.B, IV.E
Whether the Vizio DI Products Practice Claims 1 and 7	25-26	46-47	N/A	19-20	N/A	3-32	28	30	N/A	IV.B, IV.E
Whether Lakshman Anticipates Claims 1 and 7	26-28	N/A	Withdrawn	20-24	Withdrawn	Withdrawn	28-32	N/A	N/A	
Whether Laksham Renders Obvious Claims 1 and 7	28, 31, 33	N/A	Withdrawn	28-29, 32- 34	Withdrawn	Withdrawn	33, 36- 37, 40-42	N/A	N/A	
Whether Fimoff Renders	28-31, 33	N/A	Withdrawn	24-28, 32- 34	Withdrawn	Withdrawn	33-36, 40-42	N/A	N/A	

Issues	IDG's Pre-Hearing Brief	IDG's Initial Post-Hearing Brief	IDG's Post-Hearing Reply Brief	Lenovo's Pre-Hearing Brief	Lenovo's Initial Post-Hearing Brief	Lenovo's Post-Hearing Reply Brief	Staff's Pre-Hearing Brief	Staff's Post-Hearing Brief	Staff's Post-Hearing Reply Brief	Jt. List of UI
Obvious Claims 1 and 7										
Whether Bao Renders Obvious Claims 1 and 7	28-29, 32-33	N/A	Withdrawn	29-34	Withdrawn	Withdrawn	37-42	N/A	N/A	
Whether the Asserted Claims are Invalid Under 35 U.S.C. § 101	33-38	11-14	2-15	34-39	4-19	N/A	43-46	30-36	N.A	
U.S. Patent No. 8,674,859										
Whether the Lenovo Accused Products Infringe Claim 10	43-54	47-50	29-31	42-54	N/A	33-75	48-56	37-50	8-19	
Whether the Lenovo Accused Products Infringe Claim 15	54-56	51-83	29-31	54-56	N/A	33-75	57	50	8-19	
Whether the Lenovo Accused	57	45-46, 83	N/A	42	N/A	76-77	57-58	50-51	N/A	

Issues	IDG's Pre- Hearing Brief	IDG's Initial Post- Hearing Brief	IDG's Post- Hearing Reply Brief	Lenovo's Pre- Hearing Brief	Lenovo's Initial Post- Hearing Brief	Lenovo's Post- Hearing Reply Brief	Staff's Pre- Hearing Brief	Staff's Post- Hearing Brief	Staff's Post- Hearing Reply Brief	Jt. List of UI
Products Indirectly Infringe										
Whether the Apple Video Coding DI Products Practice Claims 10 and 15	58-59	84	N/A	56	N/A	75-76	58-59	51	N/A	
Whether the Vizio DI Products Practice Claims 10 and 15	58-59	84	N/A	56	N/A	75-76	58-59	51	N/A	
Whether Mitchell Anticipates Claims 10 and 15	59-62	N/A	17-24	56-62	21-35	N/A	59-61	52-54	N/A	
Whether Mitchell Renders Obvious Claims 10 and 15	62-64, 66	N/A	24	62, 66-67, 32-34	35-36	N/A	61	54-55	N/A	

Issues	IDG's Pre-Hearing Brief	IDG's Initial Post-Hearing Brief	IDG's Post-Hearing Reply Brief	Lenovo's Pre-Hearing Brief	Lenovo's Initial Post-Hearing Brief	Lenovo's Post-Hearing Reply Brief	Staff's Pre-Hearing Brief	Staff's Post-Hearing Brief	Staff's Post-Hearing Reply Brief	Jt. List of UI
Whether Chang Renders Obvious Claims 10 and 15	62-66	Withdrawn	Withdrawn	62-67, 32-34	Withdrawn	Withdrawn	62-65	N/A	N/A	
Whether Chang in view of Hung Renders Obvious Claims 10 and 15	62-66	Withdrawn	Withdrawn	62-67, 32-34	Withdrawn	Withdrawn	62-65	N/A	N/A	
Whether the Asserted Claims are Invalid Under 35 U.S.C. § 101	66	Withdrawn	Withdrawn	73-74	Withdrawn	Withdrawn	65-67	N/A	N/A	
Whether the Asserted Claims are Invalid Under 35 U.S.C. § 112	66-68	N/A	25-29	67-73	36-44	N/A	67-70	55-57	N/A	
U.S. Patent No. 9,674,556										
Whether the Lenovo Accused	69-88	86-112	45-47	75-87	N/A	77-99	71-84	57-70	19-22	V.A, V.B, V.C

Issues	IDG's Pre- Hearing Brief	IDG's Initial Post- Hearing Brief	IDG's Post- Hearing Reply Brief	Lenovo's Pre- Hearing Brief	Lenovo's Initial Post- Hearing Brief	Lenovo's Post- Hearing Reply Brief	Staff's Pre- Hearing Brief	Staff's Post- Hearing Brief	Staff's Post- Hearing Reply Brief	Jt. List of UI
Products Infringe Claim 5										
Whether the Lenovo Accused Products Infringe Claim 7	88-89	113-114	N/A	87-88	N/A	99	84-85	70-71	N/A	
Whether the Lenovo Accused Products Infringe Claim 1	69-73, 89	112-113	45-47	75-87	N/A	77-99	71-84	57-70	19-22	V.B
Whether the Lenovo Accused Products Infringe Claim 3	89	113-114	N/A	87-88	N/A	99	84-85	70-71	N/A	
Whether the Lenovo Accused Products Indirectly Infringe	89-90	45-46, 114	N/A	75-88	N/A	103	85-86	71-72	N/A	

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Whether the Apple Video Coding DI Products Practice Claims 1, 3, 5, and 7	90-91	114	N/A	88	N/A	102-103	86	72	N/A	
Whether the Vizio DI Products Practice Claims 1, 3, 5 and 7	90-91	114	N/A	88	N/A	102-103	86	72	N/A	
Whether Lee Anticipates Claims 1, 3, 5, and 7	92-97	107-108	32-41	88-95	47-58	99-102	86-91	72-74	N/A	
Whether Lee Renders Obvious Claims 1, 3, 5 and 7	97-98, 100, 106	N/A	Withdrawn	88-96	Withdrawn	Withdrawn	91-92, 98-99	75	N/A	
Whether Lee in view of Guleryuz Renders Obvious	97-102, 106	N/A	Withdrawn	88-95, 96-97	Withdrawn	Withdrawn	92-94, 98-99	N/A	N/A	

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Claims 1, 3, 5 and 7										
Whether Lee in view of Samadani Renders Obvious Claims 1, 3, 5 and 7	97-100, 102-104	N/A	33-34, 41-44	88-95, 97-99	59-60	N/A	94-95, 98-99	75-77	22-23	
Whether Pelc in view of Guleryuz Renders Obvious Claims 1, 3, 5, and 7	104-105	Withdrawn	Withdrawn	99-102	Withdrawn	Withdrawn	95-99	N/A	N/A	
Whether Pelc in view of Samadani Renders Obvious Claims 1, 3, 5, and 7	105-106	Withdrawn	Withdrawn	99-103	Withdrawn	Withdrawn	98-99	N/A	N/A	
Whether the Asserted Claims are Invalid Under	106	Withdrawn	Withdrawn	102-104	Withdrawn	Withdrawn	99-101	N/A	N/A	

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35 U.S.C. § 101										
U.S. Patent Nos. 9,173,054 & 7,737,933										
Whether the Android Quick Share Enabled Products Infringe Claims 1 and 23	Term.	Term.	Term.	Term.	Term.	Term.	Term.	Term.	Term.	Term.
Whether the Window Nearby Share Enabled Products Infringe Claims 1 and 23	Term.	Term.	Term.	Term.	Term.	Term.	Term.	Term.	Term.	Term.
Whether The Windows Nearby Share Design Alternatives Infringe Claims 1 and 23	Term.	Term.	Term.	Term.	Term.	Term.	Term.	Term.	Term.	Term.

Issues	IDG's Pre- Hearing Brief	IDG's Initial Post- Hearing Brief	IDG's Post- Hearing Reply Brief	Lenovo's Pre- Hearing Brief	Lenovo's Initial Post- Hearing Brief	Lenovo's Post- Hearing Reply Brief	Staff's Pre- Hearing Brief	Staff's Post- Hearing Brief	Staff's Post- Hearing Reply Brief	Jt. List of UI
Whether the Apple Wireless File-Sharing DI Products Practice Claims 1 and 23	Term.	Term.	Term.	Term.	Term.	Term.	Term.	Term.	Term.	Term.
Whether Forutanpour Anticipates Claims 1 and 23	Term.	Term.	Term.	Term.	Term.	Term.	Term.	Term.	Term.	Term.
Whether iOS 7 Anticipates Claims 1 and 23	Term.	Term.	Term.	Term.	Term.	Term.	Term.	Term.	Term.	Term.
Whether H5500 series in view of McKillop Renders Obvious Claims 1 and 23	Term.	Term.	Term.	Term.	Term.	Term.	Term.	Term.	Term.	Term.
Whether H5500 series in view of Hoddie	Term.	Term.	Term.	Term.	Term.	Term.	Term.	Term.	Term.	Term.

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Renders Obvious Claims 1 and 23										
Whether Hoddie Renders Obvious Claims 1 and 23	Term.	Term.	Term.	Term.	Term.	Term.	Term.	Term.	Term.	Term.
Whether Hoddie in view of Hinckley Renders Obvious Claims 1 and 23	Term.	Term.	Term.	Term.	Term.	Term.	Term.	Term.	Term.	Term.
Whether the Asserted Claims are Invalid Under 35 U.S.C. § 101	Term.	Term.	Term.	Term.	Term.	Term.	Term.	Term.	Term.	Term.
Whether the Asserted Claims are Invalid for Lack of	Term.	Term.	Term.	Term.	Term.	Term.	Term.	Term.	Term.	Term.

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Written Description Under 35 U.S.C. § 112										
Economic Prong										
Whether Apple's Investments in Plant and Equipment for the Apple Video Coding DI Products Satisfy 1337(a)(3)(A)	136-138	118-121	N/A	139-145, 146-148	N/A	104-112	127-132	77-82, 84-85	N/A	VII.A, VII.D
Whether Apple's Investments in Labor for the Apple Video Coding DI Products Satisfy 1337(a)(3)(B)	136-138	118-121	N/A	139-145, 148	N/A	104-112	127-131, 132-133	77-83, 84-85	N/A	VII.A, VII.D
Whether Apple's Investments in Labor and	136-137, 139-140	118-121	N/A	139-145, 148	N/A	104-112	127-131, 133-134	77-81, 83-85	N/A	VII.A, VII.D

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Capital for the Apple Video Coding DI Products Satisfy 1337(a)(3)(B)										
Whether Apple Has a Domestic Industry that is in the Process of Being Established for the iPhone 15 Pro	140-144	121-124	N/A	139-145, 148, 149	N/A	104-112	134-136	85-86	N/A	VII.A, VII.D
Whether Vizio's Investments in Labor for the Vizio DI Products Satisfy 1337(a)(3)(B)	144-145	126-127	N/A	139-140, 145-146, 148-149	N/A	112-113	136-139	78, 87-91	N/A	VII.B, VII.C
Whether Vizio's Investments in Labor and Capital for the	144-146	126-127	N/A	139-140, 145-146, 148-149	N/A	112-113	136-137, 139-140	78, 87-92	N/A	VII.B, VII.C

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Vizio DI Products Satisfy 1337(a)(3)(B)										
Whether Apple's Investments in Plant and Equipment for the Apple Wireless File- Sharing DI Products Satisfy 1337(a)(3)(A)	Term.	Term.	Term.	Term.	Term.	Term.	Term.	Term.	Term.	Term.
Whether Apple's Investments in Labor for the Apple Wireless File-Sharing DI Products Satisfy 1337(a)(3)(B)	Term.	Term.	Term.	Term.	Term.	Term.	Term.	Term.	Term.	Term.
Whether Apple's Investments in Labor and	Term.	Term.	Term.	Term.	Term.	Term.	Term.	Term.	Term.	Term.

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Capital for the Apple Wireless File-Sharing DI Products Satisfy 1337(a)(3)(B)										
Defenses										
Lenovo's Licensing Defense	38-40, 68, 106	Withdrawn	Withdrawn	39-42, 74, 104	N/A	N/A	46-47, 71, 101	N/A	N/A	
Remedy										
Whether a Limited Exclusion Order Should Issue	149, 150	127-128	N/A	150	Passim, 1-2, 61	Passim, 113	141-143	92-94	N/A	
Whether a Cease and Desist Order Should Issue	150	128	N/A	150	Passim, 1-2, 61	Passim, 113-114	143-144	94-95	N/A	I.C, I.D
Bond	N/A	N/A	N/A	150	N/A	114	144	95	N/A	

Dated: September 27, 2024

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this day, a true and correct copy of the foregoing document was served by the indicated means to the persons at the addresses below:

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