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Recent News in Intellectual Property

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Nokia Settles Suits with Apple

Nokia and Apple, Inc., have reportedly reached a settlement agreement with respect to their patent litigation that began in October 2009, according to a report by Bloomberg. The agreement reportedly resolves a number of suits pending across three U.S. courts between the two companies, which involved nearly fifty Nokia patents alleged to be infringed by Apple. Apple has reportedly agreed to pay a lump sum in royalties. The two companies will also reportedly share in a limited cross-licensing agreement, in which Nokia will reportedly grant Apple access to its portfolio of industry standard patents for mobile phones and touchscreen-enabled handheld devices.

ITC Investigates Possible Static RAM Infringement

Cypress Semiconductor Corporation has reportedly requested that the International Trade Commission (ITC) begin an investigation into numerous companies, and whether those companies infringe four Cypress Semiconductor patents for improvements to static RAM memory. According to ITCBlog.com, the companies named in the complaint are reportedly suppliers and re-sellers based both domestically and abroad who are alleged to purchase infringing components manufactured in Taiwan for incorporation into products intended for the U.S. market. Products at issue include those manufactured and/or sold by GSI Technology, Inc., including its Sigma DDR, SigmaQuad-II, and SigmaQuad-III memory products, as well as end devices sold by Ericsson, Motorola, and others. The request has been assigned ITC Docket No. 2816.

Intel Accused of Infringing Microprocessor Technology

A new ITC complaint has been filed against Intel Corporation and numerous computer makers, including Apple Inc. and Hewlett-Packard Co. which make use of Intel's microprocessors, according to a Bloomberg report. The complainant, X2Y Attenuators LLC, reportedly alleges that Intel infringes five patents of X2Y Attenuators' relating to a certain microprocessor architecture which improves resistance to electromagnetic interference. Products reportedly named as infringing X2Y Attenuators' patents include the Intel Core i3, Core i5, Corei7, and Xeon microprocessors, as well as Apple's iMac, Mac Pro, and MacBook Pro, and Hewlett-Packard's Pavilion, Compaq, and Z series computers. The ITC case, currently undergoing review, is *In the Matter of Certain Microprocessors, Components Thereof and Products Containing Same*, complaint No. 2810. X2Y Attenuators has also filed a parallel civil case in the Western District of Pennsylvania.

Samsung, LG Sued over LEDs

Bloomberg has reported that Osram, a division of German technology giant Siemens AG, has brought suit against LG Electronics Inc. and Samsung Electronics Co. The contested technology, chiefly used in Samsung HDTV and lighting products and covered by nine Osram patents-in-suit, reportedly involves luminescence conversion and LED packaging technology, according to the complaint filed with the ITC. A separate complaint filed against LG named twelve patents as being infringed by LG's LED lighting products, televisions, and monitors. Osram also filed

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parallel civil suits in Delaware, Germany, and Japan. The ITC complaints are both titled *In the Matter of Certain Light-Emitting Diodes and Products Containing Same*, complaint nos. 2812 and 2813.

Motorola Anti-Competitive Conduct Review Granted

A judge for the Western District Court of Wisconsin has reportedly rejected Motorola Mobility, Inc.'s motion to dismiss allegations by Apple Inc. that Motorola has engaged in anti-competitive conduct. Apple reportedly argued that Motorola failed to disclose to regulatory boards its patented technology which it now deems essential to technology standards in the industry. Apple also asserted that Motorola failed to offer "fair, reasonable, and nondiscriminatory" licenses to those patents. Motorola filed a motion to have those allegations dismissed on the grounds that Apple had failed to declare means by which relief might be granted, as well as arguing that any decision must follow resolution of the outstanding litigation. These motions were denied, and the case, originally filed by Motorola in the ITC in October 2010, will go forward for review of Apple's counterclaims. The case is *Apple v. Motorola*, docket no. 11-cv-178-bbc in the Western District of Wisconsin.

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