

Thus, the Commission determined that, by virtue of its ownership of the '039 patent and its licensing of significant domestic activities practicing that patent, Zond is part of the domestic industry. The Commission also determined that further proceedings are not necessary to resolve any factual issues presented by the question posed by the Court on remand, and to deny respondents' motion to show cause and their petition to rescind the limited exclusion order. The Commission will issue an opinion shortly concerning these issues.

FOR FURTHER INFORMATION CONTACT: Jay H. Reiziss, Esq., Office of the General Counsel, U.S. International Trade Commission, telephone 202-205-3116.

SUPPLEMENTARY INFORMATION: This patent-based section 337 investigation was conducted by the Commission in 1995 and 1996 based on a complaint filed by Kenetech Windpower, Inc., of Livermore, California ("Kenetech") to determine whether there was a violation of section 337 in the importation, sale for importation, and/or the sale within the United States after importation, of certain variable speed wind turbines and components thereof by reason of infringement of claim 131 of U.S. Letters Patent 5,083,039 ("the '039 patent") and claim 51 of U.S. Letters Patent 5,225,712 ("the '712 patent"), both owned by Kenetech. Enercon GmbH of Aurich, Germany ("Enercon") and The New World Power Corporation of Lime Rock, Connecticut were named as respondents (collectively "respondents"). The Commission found a violation of section 337 had occurred and issued a limited exclusion order. Because Kenetech had filed for bankruptcy under Chapter 11 of the U.S. Bankruptcy Act by the time the exclusion order was issued, and had by then ceased manufacturing wind turbines, the Commission required Kenetech to submit quarterly reports detailing its domestic activities exploiting the '039 patent.

After the President declined to disapprove the Commission's determination, Enercon appealed to the Federal Circuit. Subsequently, in its March 31, 1997, quarterly report, Kenetech informed the Commission that it had sold the '039 patent to Zond Energy Systems, Incorporated ("Zond"). That quarterly report states that Kenetech continues to exploit the '039 patent, apparently under license from Zond.

Before any briefs were submitted in the appeal, but after the time for filing a motion to intervene had expired, Zond moved to intervene, asserting that it had

standing to intervene based on its ownership of the patent in issue. Enercon opposed Zond's intervention, arguing that Zond must first show that it qualifies as a domestic industry under section 337 in order to enter an appearance in the appeal, and that Zond had failed to show it had the requisite standing to participate in the appeal. On April 24, 1997, the Federal Circuit issued an order remanding the case to the Commission for the Commission to determine in the first instance: (1) "whether Zond should be substituted for Kenetech;" and (2) "whether Zond qualifies as a domestic industry."

The Commission reopened this investigation, reinstated the protective order issued in this investigation, and requested comments from the parties' counsel on the questions posed by the Federal Circuit remand. On June 12, 1997, Zond filed a motion to intervene in this investigation. On July 8, 1997, the Commission issued an order permitting Zond to intervene in the remand proceeding as a co-complainant. Zond's motion effectively presented the Commission with the same issue posed by the Federal Circuit's first remand question. The Commission has concluded that its decision on the motion to intervene is equally applicable to the first remand issue. Thus, in response to the first of the Federal Circuit's remand questions, the Commission has determined that, rather than substituting Zond for Kenetech, Zond should be permitted to intervene as a co-complainant. See Order Granting Motion to Intervene of Patent Owner Zond Energy Systems, Inc. (July 8, 1997).

On June 16, 1997, respondents and the Commission investigative attorney ("IA") filed comments on the remand issues, and on June 23, 1997, all parties filed reply comments.

On June 27, 1997, respondents filed a motion for an order to show cause why the law firm of Howrey & Simon should not be deemed continuing counsel to Kenetech. Howrey & Simon and the IA subsequently responded to that motion. On July 9, 1997, Howrey & Simon filed a notice of withdrawal as counsel to Kenetech.

On July 2, 1997, respondents filed a petition under Commission rule 210.76(a)(2) seeking rescission of the exclusion order issued by the Commission on August 30, 1996. Both Zond and the IA filed responses in opposition to that petition.

Copies of the Commission's order, the public version of the opinion in support of that order and all other nonconfidential documents filed in connection with this investigation are or

will be available for inspection during official business hours (8:45 a.m. to 5:15 p.m.) in the Office of the Secretary, U.S. International Trade Commission, 500 E Street, SW, Washington, D.C. 20436, telephone 202-205-2000. Hearing-impaired persons are advised that information on this matter can be obtained by contacting the Commission's TDD terminal on 202-205-1810.

This action is taken under the authority of section 337 of the Tariff Act of 1930, as amended (19 U.S.C. § 1337), and section 210.76 of the Commission's Rules of Practice and Procedure (19 C.F.R. § 210.76).

Issued: August 11, 1997.

By order of the Commission.

Donna R. Koehnke,
Secretary.

[FR Doc. 97-22052 Filed 8-19-97; 8:45 am]

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DEPARTMENT OF JUSTICE

Immigration and Naturalization Service

[INS No. 1859-97]

Form Numbers for American Indian and Northern Marianas Cards

AGENCY: Immigration and Naturalization Service, Justice.

ACTION: Notice.

SUMMARY: In September 1997, the Immigration and Naturalization Service (INS or Service) will begin producing two versions of identification cards with new designs and form numbers. The new cards are Form I-872, the American Indian Card, for United States citizens who are members of the Texas Band of the Kickapoo Indian Tribe, as identified in Pub. L. 97-429, and Form I-873, the Northern Marianas Card, for United States citizens from the Commonwealth of the Northern Marianas, as identified in Public Law 94-241 or by Presidential Proclamation 5564. The card design changes are being implemented using the latest security technology in order to reduce the risk of fraud.

EFFECTIVE DATE: September 1, 1997.

FOR FURTHER INFORMATION CONTACT:

Geoff Verderosa, Immigration and Naturalization Service, Benefits Division, Residence and Status Services, 425 I Street NW., Room 3214, Washington, DC 20536, Telephone 202-514-3156.

SUPPLEMENTARY INFORMATION:**What Are the Two New Cards Being Produced in September 1997?**

In September 1997, the Service will begin producing two newly designed cards for specific categories of citizens identified in Pub. L. or Presidential Proclamation. The new cards are the American Indian Card for members of the Texas Band of the Kickapoo Indian Tribe and the Northern Marianas Card for the United States citizens from the Commonwealth of the Northern Marianas Islands. The Service will stop producing the current versions of the citizen identification cards for the Kickapoo Indian Tribe and Northern Marianas Islanders.

Will the New Cards Appear Different From the Current Cards?

The new American Indian and Northern Marianas citizen cards will have a different appearance than the current cards. The Service will inform affected parties of this change by initiating a public information campaign in September 1997.

Will There Be a Change in the Filing Procedures To Apply for These Cards?

No. Kickapoo Tribe members and Northern Marianas Islanders should continue to follow the instructions on the respective application forms when filing for replacement of their citizen identification card.

Will My Current American Indian Card or Northern Marianas Card Remain Valid?

Yes. New cards will be issued using ICPS technology, but the validity of current American Indian and Northern Marianas Cards are unaffected by this change.

How Will My New American Indian or Northern Marianas Card Be Delivered?

The cards will continue to be mailed and delivered by the U.S. Postal Service.

Dated: August 13, 1997.

Doris Meissner,
Commissioner, Immigration and Naturalization Service.

[FR Doc. 97-22021 Filed 8-19-97; 8:45 am]

BILLING CODE 4410-10-M

MERIT SYSTEMS PROTECTION BOARD**Privacy Act of 1974; Proposed New System of Records**

AGENCY: Merit Systems Protection Board.

ACTION: Correction; Privacy Act of 1974; Proposed New System of Records Notice.

SUMMARY: As required by The Privacy Act of 1974, the Merit Systems Protection Board published a notice in the **Federal Register** on Monday, August 4, 1997 (62 FR 41978) proposing to establish a new system of records entitled Workload and Assignment Tracking System. This notice corrects the wording of MSPB/INTERNAL-5, system of records notice as follows:

CATEGORIES OF RECORDS IN THE SYSTEM:

* * * * *

b. Information concerning the nature of the assigned task, the dates of assignment, required completion and actual completion. The system may also contain notes and comments pertaining to the assignment.

PURPOSE:

These records are used for internal assignment and tracking of workload and may also be used to monitor assignments to MSPB employees.

ROUTINE USES OF RECORDS MAINTAINED IN THE SYSTEM, INCLUDING CATEGORIES OF USERS AND THE PURPOSE OF SUCH USES:

a. To the General Accounting Office in response to an official inquiry or investigation;

RETENTION AND DISPOSAL:

Electronic records in this system may be maintained for a period of five years, and then transferred to magnetic tape and maintained indefinitely, or until the Board no longer needs them.

FOR FURTHER INFORMATION CONTACT:

Michael H. Hoxie, Office of the Clerk of the Board, 202-653-7200.

Dated: August 14, 1997.

Robert E. Taylor,
Clerk of the Board.

[FR Doc. 97-22008 Filed 8-19-97; 8:45 am]

BILLING CODE 7400-01

NATIONAL FOUNDATION ON THE ARTS AND THE HUMANITIES**Meetings of Humanities Panel**

AGENCY: National Endowment for the Humanities.

ACTION: Notice of meetings.

SUMMARY: Pursuant to the provisions of the Federal Advisory Committee Act (Pub. L. 92-463, as amended), notice is hereby given that the following meetings of the Humanities Panel will be held at the Old Post Office, 1100

Pennsylvania Avenue, N.W., Washington, D.C. 20506.

FOR FURTHER INFORMATION CONTACT:

Nancy E. Weiss, Advisory Committee Management Officer, National Endowment for the Humanities, Washington, D.C. 20506; telephone (202) 606-8322. Hearing-impaired individuals are advised that information on this matter may be obtained by contacting the Endowment's TDD terminal on (202) 606-8282.

SUPPLEMENTARY INFORMATION: The proposed meetings are for the purpose of panel review, discussion, evaluation and recommendation on applications for financial assistance under the National Foundation on the Arts and the Humanities Act of 1965, as amended, including discussion of information given in confidence to the agency by the grant applicants. Because the proposed meetings will consider information that is likely to disclose: (1) Trade secrets and commercial or financial information obtained from a person and privileged or confidential; or (2) information of a personal nature the disclosure of which would constitute a clearly unwarranted invasion of personal privacy, pursuant to authority granted me by the Chairman's Delegation of Authority to Close Advisory Committee meetings, dated July 19, 1993, I have determined that this meeting will be closed to the public pursuant to subsections (c)(4), and (6) of section 552b of Title 5, United States Code.

1. *Date:* September 22, 1997.

Time: 9:00 a.m. to 5:30 p.m.

Room: 415.

Program: This meeting will review applications for Humanities Radio Programming in Radio Projects, submitted to the Division of Public Programs for projects at the August 18, 1997 deadline.

2. *Date:* September 26, 1997.

Time: 9:00 a.m. to 5:30 p.m.

Room: 415.

Program: This meeting will review applications for Humanities Radio Programming in Radio Projects, submitted to the Division of Public Programs for projects at the August 18, 1997 deadline.

Michael S. Shapiro,

General Counsel.

[FR Doc. 97-22038 Filed 8-19-97; 8:45 am]

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