

## DEPARTMENT OF COMMERCE

## International Trade Administration

[C-351-829]

**Agreement Suspending the  
Countervailing Duty Investigation on  
Hot-Rolled Flat-Rolled Carbon-Quality  
Steel From Brazil; Correction to the  
Notice of Termination of Suspension  
Agreement and Notice of  
Countervailing Duty Order**

**AGENCY:** Import Administration,  
International Trade Administration,  
Department of Commerce.

**ACTION:** Correction to notice of  
termination and notice of countervailing  
duty order.

**EFFECTIVE DATE:** October 12, 2004.

**FOR FURTHER INFORMATION CONTACT:**

Sally Gannon or Jonathan Herzog, Office  
of Policy and Negotiations, Bilateral  
Agreements Unit, Import  
Administration, International Trade  
Administration, U.S. Department of  
Commerce, 14th Street and Constitution  
Avenue, NW., Washington DC 20230;  
telephone (202) 482-0162 or (202) 482-  
4271, respectively.

**Background**

On September 17, 2004, the  
Department of Commerce ("the  
Department") published in the **Federal  
Register** notice of the termination of the  
Agreement Suspending the  
Countervailing Duty Investigation on  
Hot-Rolled Flat-Rolled Carbon-Quality  
Steel from Brazil and notice of  
countervailing duty order. See  
*Agreement Suspending the  
Countervailing Duty Investigation on  
Hot-Rolled Flat-Rolled Carbon-Quality  
Steel from Brazil; Termination of  
Suspension Agreement and Notice of  
Countervailing Duty Order*, 69 FR 56040  
(September 17, 2004) ("Termination  
Notice"). In the *Termination Notice*, the  
Department inadvertently listed  
separate countervailing duty *ad valorem*  
rates for Usinas Siderurgicas de Minas  
Gerais, S.A. ("USIMINAS") and  
Companhia Siderurgica Paulista  
("COSIPA"). See *Termination Notice*, 69  
FR at 56043. However, in the final  
determination of the underlying  
countervailing duty investigation, the  
Department determined USIMINAS and  
COSIPA to be affiliated under section  
771(33)(E) of the Tariff Act of 1930, as  
amended ("the Act"), and calculated a  
single countervailing duty rate for both  
companies (e.g., USIMINAS/COSIPA).  
See *Final Affirmative Countervailing  
Duty Determination: Certain Hot-Rolled  
Flat-Rolled Carbon-Quality Steel  
Products From Brazil*, 64 FR 38742,

38744 & 38755 (July 19, 1999).  
Therefore, the final countervailing duty  
*ad valorem* rate and cash deposit rate  
for USIMINAS/COSIPA is as follows:

Manufacturer/exporter	Net subsidy rate percent
USIMINAS/COSIPA .....	9.67

This notice is published in  
accordance with sections 704(i) and  
777(i) of the Act. This order is  
published in accordance with section  
706(a) of the Act.

Dated: September 28, 2004.

**James J. Jochum,**

*Assistant Secretary for Import  
Administration.*

[FR Doc. E4-2565 Filed 10-8-04; 8:45 am]

**BILLING CODE 3510-DS-P**

## DEPARTMENT OF COMMERCE

## Patent and Trademark Office

## Recording Assignments

**ACTION:** Proposed collection; comment  
request.

**SUMMARY:** The United States Patent and  
Trademark Office (USPTO), as part of its  
continuing effort to reduce paperwork  
and respondent burden, invites the  
general public and other Federal  
agencies to take this opportunity to  
comment on the continuing information  
collection, as required by the Paperwork  
Reduction Act of 1995, Public Law 104-  
13 (44 U.S.C. 3506(c)(2)(A)).

**DATES:** Written comments must be  
submitted on or before December 13,  
2004.

**ADDRESSES:** You may submit comments  
by any of the following methods:

- E-mail: [Susan.Brown@uspto.gov](mailto:Susan.Brown@uspto.gov).  
Include "0651-0027 comment" in the  
subject line of the message.
- Fax: 703-308-7407, marked to the  
attention of Susan Brown.
- Mail: Susan K. Brown, Records  
Officer, Office of the Chief Information  
Officer, Office of Data Architecture and  
Services, Data Administration Division,  
U.S. Patent and Trademark Office, P.O.  
Box 1450, Alexandria, VA 22313-1450.

**FOR FURTHER INFORMATION CONTACT:**

Requests for additional information  
should be directed to Joyce R. Johnson,  
Manager, Assignment Division, Mail  
Stop 1450, U.S. Patent and Trademark  
Office, P.O. Box 1450, Alexandria, VA  
22313-1450; by telephone at (703) 308-  
9706; or by e-mail at  
[Joyce.Johnson@uspto.gov](mailto:Joyce.Johnson@uspto.gov).

**SUPPLEMENTARY INFORMATION****I. Abstract**

This collection of information is  
required by 35 U.S.C. 261 and 262 for  
patents and 15 U.S.C. 1057 and 1060 of  
the Trademark Act of 1946 for  
trademarks. These statutes permit the  
United States Patent and Trademark  
Office (USPTO) to record patent and  
trademark assignment documents,  
including transfers of properties (*i.e.*  
patents and trademarks), liens, licenses,  
assignments of interest, security  
interests, mergers, and explanations of  
transactions or other documents that  
record the transfer of ownership of a  
particular patent or trademark property  
from one party to another. Assignments  
are recorded for applications, patents,  
and trademark registrations.

The USPTO administers these statutes  
through 37 CFR part 3 (3.1-3.85) for  
patents and trademarks, and also 37  
CFR 2.146 and 2.171 for trademarks.  
These rules permit the public,  
corporations, other federal agencies, and  
Government-owned or Government-  
controlled corporations to submit patent  
and trademark assignment documents  
and other documents related to title  
transfers to the USPTO to be recorded.  
In accordance with 37 CFR 3.54, the  
recording of an assignment document by  
the USPTO is an administrative action  
and not a determination of the validity  
of the document or of the effect that the  
document has on the title to an  
application, patent, or trademark.

Once the assignment documents are  
recorded, they are available for public  
inspection. The only exceptions are  
those documents that are sealed under  
secrecy orders according to 37 CFR 3.58  
or related to unpublished patent  
applications maintained in confidence  
under 35 U.S.C. 122. The public uses  
these records to conduct ownership and  
chain-of-title searches. The public may  
view these records either at the USPTO  
or at the National Archives and Records  
Administration, depending on the date  
they were recorded. The public may  
also search patent and trademark  
assignment information online through  
the USPTO Web site at [http://  
www.uspto.gov](http://www.uspto.gov).

In order to assist the public in  
submitting assignment documents for  
recording, the USPTO developed patent  
and trademark assignment cover sheets  
that capture all of the necessary data for  
accurately recording various assignment  
documents. To record an assignment,  
the respondent must submit an  
appropriate cover sheet along with the  
assignment documents to be recorded.  
The USPTO provides two paper forms  
for this purpose, the Patent Recordation  
Form Cover Sheet (PTO-1595) and the

### Trademark Recordation Form Cover Sheet (PTO-1594).

Customers may file patent assignment recordation requests electronically using the Electronic Filing System (EFS) software developed by the USPTO for secure transmission of patent applications and related documents over the internet. Customers who submit patent assignment recordation requests through EFS must complete the electronic transmittal forms provided within the electronic submission software. Patent assignment recordation requests that are prepared using the EFS software but are too large (over 100 megabytes) to be submitted over the internet may be copied onto a recordable compact disc (CD) and then mailed to the USPTO. The costs for submitting oversized electronic patent assignment recordation requests on CD were noted in the previous renewal of this collection, and these CD submissions are now being listed as a separate information requirement for the current renewal.

Customers may also submit assignments online by using the Electronic Patent Assignment System (EPAS) and the Electronic Trademark Assignment System (ETAS), which are available through the USPTO Web site. EPAS and ETAS are new systems developed by the USPTO that allow customers to fill out the required cover

sheet information online using web-based forms and then attach the assignment documents to be submitted over the internet for recordation. These web-based forms for EPAS and ETAS submissions are being added to this collection.

This collection was previously approved by OMB in June 2002. In September 2002, OMB approved a change worksheet that reduced the burden estimates due to the USPTO receiving fewer assignment filings than expected. In September 2003, OMB approved another change worksheet that further reduced the burden estimates for this collection due to an overall decrease in assignment filings, although the percentage of electronic filings increased.

### II. Method of Collection

By mail, facsimile, hand delivery, or electronically over the internet to the USPTO.

### III. Data

OMB Number: 0651-0027.

Form Number(s): PTO-1594 and PTO-1595.

Type of Review: Revision of a currently approved collection.

Affected Public: Individuals or households; businesses or other for-profits; not-for-profit institutions; farms; the Federal Government; and state, local or tribal governments.

*Estimated Number of Respondents:* 331,294 responses per year.

*Estimated Time Per Response:* The USPTO estimates that it will take the public approximately 30 minutes (0.5 hours) to complete the Trademark Recordation Form Cover Sheet (PTO-1594) and the Patent Recordation Form Cover Sheet (PTO-1595), to file an electronic patent assignment recordation request using EFS, to submit a patent assignment recordation request on CD, or to submit a patent or trademark assignment recordation request online using EPAS or ETAS. These estimates include the time to gather the necessary information, prepare the form, and submit the completed request.

*Estimated Total Annual Respondent Burden Hours:* 165,648 hours per year.

*Estimated Total Annual Respondent Cost Burden:* \$30,479,232 per year.

The USPTO expects that the information in this collection will be prepared by both attorneys and paralegals. The estimated rate of \$184 per hour used in this collection is an average of the paraprofessional rate of \$81 per hour and the professional rate of \$286 per hour for associate attorneys in private firms. Using the average rate of \$184 per hour, the USPTO estimates that the respondent cost burden for submitting the information in this collection will be \$30,479,232 per year.

Item	Form number	Estimated time for response	Estimated annual responses	Estimated annual burden hours
Patent Recordation Form Cover Sheet .....	PTO-1595 .....	30 minutes .....	277,098	138,549
Trademark Recordation Form Cover Sheet .....	PTO-1594 .....	30 minutes .....	18,908	9,454
Electronic Patent Assignment Recordation Request (EFS) .....	None .....	30 minutes .....	5,651	2,826
Patent Assignment Recordation Request (CD) .....	None .....	30 minutes .....	10	5
Electronic Patent Assignment System (EPAS) .....	PTO-1595 .....	30 minutes .....	18,636	9,318
Electronic Trademark Assignment System (ETAS) .....	PTO-1594 .....	30 minutes .....	10,991	5,496
Totals .....	.....	.....	331,294	165,648

*Estimated Total Annual Non-hour Respondent Cost Burden:* \$23,165,071 per year. There are no maintenance costs associated with this information collection. However, this collection does have annual (non-hour) costs in the form of capital start-up costs, recordkeeping costs, filing fees, and postage costs.

This collection has capital start-up and recordkeeping costs associated with submitting patent assignment recordation requests on CD. Electronic patent assignment requests that exceed 100 megabytes cannot be transmitted to the USPTO over the internet and instead may be transferred onto a CD for submission. This process requires

additional supplies, including blank recordable CD media, CD labels, and padded envelopes for shipping. The USPTO estimates that the cost of these supplies will be approximately \$5 per CD submission. The USPTO estimates that it will receive approximately 10 CD submissions per year, for a total of \$50 in capital start-up costs for this collection.

The USPTO advises customers who submit oversized patent assignment requests on CD to retain a back-up copy of the CD and transmittal documentation for their records. The USPTO estimates that it will take an additional 5 minutes for the customer to produce a back-up CD copy and 2

minutes to print the transmittal documentation, for a total of 7 minutes (0.12 hours) for each CD submission. The USPTO estimates that it will receive 10 CD submissions per year, for a total of approximately 1 hour per year for producing the back-up CD copies and documentation. The USPTO expects that these back-up copies will be prepared by paraprofessionals with an estimated rate of \$81 per hour, for a recordkeeping cost of \$81 per year for the CD submissions.

There are also recordkeeping costs associated with submitting assignment documents electronically over the internet using EFS, EPAS, and ETAS. The USPTO recommends that customers

print and retain a copy of the acknowledgment receipt that appears on the screen after a successful submission. Customers will also receive an electronic copy of this receipt. The USPTO estimates that it will take 5 seconds (0.001 hours) to print a copy of the acknowledgment receipt and that approximately 35,278 submissions per year will be completed via EFS, EPAS, and ETAS, for a total of approximately 35 hours per year for printing this receipt. The USPTO expects that these receipts will be printed by paraprofessionals at an estimated rate of \$81 per hour, for a recordkeeping cost of \$2,835 per year for printing the acknowledgment receipts. Therefore,

this collection has a total recordkeeping cost of \$2,916.

This collection has filing fees associated with submitting patent and trademark assignment documents to be recorded. The filing fees for recording patent and trademark assignments are the same for both paper and electronic submissions. However, the filing cost for recording patent or trademark assignments varies according to the number of properties involved in each submission. The filing fee for submitting a trademark assignment as indicated by 37 CFR 2.6(b)(6) is \$40 for recording the first property in a document and \$25 for each additional property in the same document. The USPTO estimates that the average trademark assignment filing

has one property plus five additional properties, for an average filing cost of \$165 for a trademark assignment submission.

The filing fee for submitting a patent assignment as indicated by 37 CFR 1.21(h) is \$40 for recording each property in a document. The USPTO estimates that paper and electronic patent assignment filings contain an average of 1.5 properties per submission, for an average filing cost of \$60. The USPTO also estimates that oversized patent assignment requests on CD contain an average of 100 properties per submission, for an average filing cost of \$4,000. The total estimated filing cost for this collection is \$23,056,435 per year.

Item	Form number	Estimated annual responses	Average fee amount	Estimated annual filing costs
Patent Recordation Form Cover Sheet .....	PTO-1595 .....	277,098	\$60.00	\$16,625,880.00
Trademark Recordation Form Cover Sheet .....	PTO-1594 .....	18,908	165.00	3,119,820.00
Electronic Patent Assignment Recordation request (EFS) .....	None .....	5,651	60.00	339,060.00
Patent Assignment Recordation Request (CD) .....	None .....	10	4,000.00	40,000.00
Electronic Patent Assignment System (EPAS) .....	PTO-1595 .....	18,636	60.00	1,118,160.00
Electronic Trademark Assignment System (ETA) .....	PTO-1594 .....	10,991	165.00	1,813,515.00
Totals .....	.....	331,294	.....	\$23,056,435.00

Customers may incur postage costs when submitting a patent or trademark assignment request to the USPTO by mail. The USPTO expects that some assignment requests will be submitted by fax but that approximately 215,622 of the 296,006 paper assignment requests per year will be submitted by mail. The USPTO estimates that the average first-class postage cost for a mailed Patent or Trademark Recordation Form Cover Sheet submission is 49 cents. The USPTO further estimates that 10 patent assignment requests on CD will be mailed to the USPTO per year and that the average first-class postage cost for a mailed CD submission is \$1.52. The total postage cost for this collection is \$105,670 per year.

The total non-hour respondent cost burden for this collection in the form of capital start-up costs, recordkeeping costs, filing fees, and postage costs is estimated to be \$23,165,071 per year.

#### IV. Request for Comments

Comments are invited on: (a) Whether the proposed collection of information is necessary for the proper performance of the functions of the agency, including whether the information shall have practical utility; (b) the accuracy of the agency's estimate of the burden (including hours and cost) of the proposed collection of information; (c) ways to enhance the quality, utility, and

clarity of the information to be collected; and (d) ways to minimize the burden of the collection of information on respondents, e.g., the use of automated collection techniques or other forms of information technology.

Comments submitted in response to this notice will be summarized or included in the request for OMB approval of this information collection; they also will become a matter of public record.

Dated: October 4, 2004.

**Susan K. Brown,**

*Records Officer, USPTO, Office of the Chief Information Officer, Office of Data Architecture and Services, Data Administration Division.*

[FR Doc. 04-22780 Filed 10-8-04; 8:45 am]

**BILLING CODE 3510-16-P**

#### COMMISSION OF FINE ARTS

##### Notice of Meeting

The next meeting of the Commission of Fine Arts is scheduled for 21 October 2004 at 10 a.m. in the Commission's offices at the National Building Museum, Suite 312, Judiciary Square, 401 F Street, NW., Washington, DC 20001-2728. Items of discussion affecting the appearance of Washington, DC, may include buildings, parks and memorials.

Draft agendas and additional information regarding the Commission are available on our Web site: <http://www.cfa.gov>. Inquiries regarding the agenda and requests to submit written or oral statements should be addressed to Frederick J. Lindstrom, Acting Secretary, Commission of Fine Arts, at the above address or call (202) 504-2200. Individuals requiring sign language interpretation for the hearing impaired should contact the Secretary at least 10 days before the meeting date.

Dated in Washington, DC, 28 September 2004.

**Frederick J. Lindstrom,**

*Acting Secretary.*

[FR Doc. 04-22810 Filed 10-8-04; 8:45 am]

**BILLING CODE 6330-01-M**