

Buena Vista Independent City

Buena Vista Downtown Historic District,
2000 & 2100 blocks of Magnolia Ave. and
adjacent blocks, Buena Vista, 09000792,
LISTED, 9/30/09

Dinwiddie County

Zehmer Farm, 9818 Jack Zehmer Rd.,
McKenney vicinity, 09000793, LISTED,
9/30/09

Newport News Independent City

Whittaker Memorial Hospital, 1003 Twenty-
Eighth St., Newport News, 09000794,
LISTED, 9/30/09

Northampton County

Eastville Historic District, Area includes VA
Rt. 13, Old Town Neck Dr., Courthouse
Rd., Willow Oak Rd., Rockefeller La., and
Stumptown Dr., Eastville vicinity,
09000795, LISTED, 10/01/09

Richmond Independent City

Woodland Heights Historic District, Bounded
by James River, W. 24th St., Bainbridge St.
and Forest Hill Ave., and W. 32nd and
34th Sts., Richmond, 09000796, LISTED,
9/30/09

WISCONSIN**Dodge County**

Fountain Inn, 203 Front St., Beaver Dam,
09000797, LISTED, 9/30/09

[FR Doc. E9-29267 Filed 12-8-09; 8:45 am]

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DEPARTMENT OF THE INTERIOR**Fish and Wildlife Service**

[FWS-R8-ES-2009-N245; 81440-1113-
0000-F3]

**Proposed Safe Harbor Agreement for
California Red-Legged Frog, Least
Bell's Vireo, and Southwestern Willow
Flycatcher, on Lands Owned or
Managed or Both by the Ojai Valley
Land Conservancy Within the Ventura
River Watershed, Ventura County, CA**

AGENCY: U.S. Fish and Wildlife Service,
Interior.

ACTION: Notice of availability; receipt of
application and proposed safe harbor
agreement.

SUMMARY: We, the U.S. Fish and
Wildlife Service (Service), have received
an application for an enhancement of
survival permit for the federally
threatened California red-legged frog
(*Rana aurora draytonii*) and federally
endangered least Bell's vireo (*Vireo
bellii pusillus*) and southwestern willow
flycatcher (*Empidonax traillii extimus*)
under the Endangered Species Act of
1973, as amended (Act), from the Ojai
Valley Land Conservancy (Applicant).
This permit application includes a
proposed safe harbor agreement

(Agreement) between the Applicant and
the Service. The Agreement and permit
application are available for public
comment.

DATES: In order to ensure we are able to
consider your comments, send them to
us on or before January 8, 2010.

ADDRESSES: Use one of the following
methods to send us your comments.

- *Mail your comments to:* Field
Supervisor; U.S. Fish and Wildlife
Service; Ventura Fish and Wildlife
Office; 2493 Portola Road, Suite B;
Ventura, CA 93003.

- *Fax your comments to:* (805) 644-
3958.

- *E-mail your comments to:*
fw8SHAOVLC@fws.gov.

FOR FURTHER INFORMATION CONTACT: Eric
Morrisette, Safe Harbor Coordinator,
Ventura Fish and Wildlife Office (see
ADDRESSES), telephone (805) 644-1766.

SUPPLEMENTARY INFORMATION:**Availability of Documents**

You may obtain copies of the
documents for review by contacting the
individual named in the **FOR FURTHER
INFORMATION CONTACT** section. You also
may make an appointment to view the
documents at the Ventura Fish and
Wildlife Office (see **ADDRESSES**) during
normal business hours.

Public Availability of Comments

Before including your address, phone
number, e-mail address, or other
personal identifying information in your
comment, you should be aware that
your entire comment—including your
personal identifying information—may
be made publicly available at any time.
While you can ask us in your comment
to withhold your personal identifying
information from public review, we
cannot guarantee that we will be able to
do so.

Background

Under a safe harbor agreement,
participating landowners voluntarily
undertake management activities on
their property to enhance, restore, or
maintain habitat benefiting species
listed under the Act (16 U.S.C. 1531 *et
seq.*). Safe harbor agreements, and the
subsequent permits that are issued
under section 10(a)(1)(A) of the Act,
encourage private and other non-Federal
property owners to implement
conservation efforts for listed species by
assuring property owners that they will
not be subjected to increased land use
restrictions as a result of efforts to
attract or increase the numbers or
distribution of a listed species on their
property. Application requirements and
issuance criteria for permits through

safe harbor agreements are found in 50
CFR 17.22(c).

We have worked with the Applicant
to develop this proposed Agreement for
the conservation of the California red-
legged frog, least Bell's vireo, and
southwestern willow flycatcher on the
properties subject to the Agreement
(Enrolled Properties), which are owned
or managed by the Applicant. The
Enrolled Properties include: (1) The
Ventura River—Rancho El Nido
Preserve, (2) the Ojai Meadows Preserve,
(3) the Ventura River—Confluence
Preserve, and (4) the San Antonio Creek
Preserve, all in Ventura County,
California. Within the 1,687 acres of
land within the Enrolled Properties,
habitat for the California red-legged frog,
least Bell's vireo, and southwestern
willow flycatcher will be restored,
enhanced, and managed under a written
agreement between the Applicant and
Service. We expect that the activities
proposed in the Agreement will result
in an increase in suitable habitat for
these species and provide for their
increase in number and expansion into
additional areas that are currently not
occupied, thus resulting in a net
conservation benefit for the three
species.

This Agreement provides for the
restoration, enhancement, and
management of aquatic, riparian, and
upland habitat suitable for the
California red-legged frog, least Bell's
vireo, and southwestern willow
flycatcher on the Enrolled Properties.
The proposed duration of the
Agreement is 30 years, and the proposed
term of the enhancement of survival
permit is 30 years. The Agreement fully
describes the proposed management
activities to be undertaken by the
Applicant and the net conservation
benefits expected to be gained for the
California red-legged frog, least Bell's
vireo, and southwestern willow
flycatcher.

Upon approval of this Agreement, and
consistent with the Service's Safe
Harbor Policy published in the **Federal
Register** on June 17, 1999 (64 FR 32717),
the Service would issue a permit to the
Applicant authorizing take of the
California red-legged frog, the least
Bell's vireo, and the southwestern
willow flycatcher incidental to the
implementation of the management
activities specified in the Agreement;
incidental to other lawful uses of the
Enrolled Properties, including normal,
routine land management activities; and
incidental to the return to pre-
Agreement conditions (baseline).

Management activities included in the
Agreement will provide for the
restoration, enhancement, and

management of native riparian habitats within the Enrolled Properties. The objective of such activities is to enhance populations of California red-legged frogs, least Bell's vireos, and southwestern willow flycatchers by increasing the amount and quality of suitable habitat on the Enrolled Properties. Take of California red-legged frogs, least Bell's vireos, and southwestern willow flycatchers incidental to the aforementioned activities is unlikely; however, it is possible that in the course of such activities or other lawful activities on the enrolled property, the Applicant could incidentally take California red-legged frog, least Bell's vireo, and southwestern willow flycatcher, thereby necessitating take authority under the permit.

Pre-Agreement conditions (baseline) have been determined for each enrolled property based on the occurrence of California red-legged frog, least Bell's vireo, and southwestern willow flycatcher and the extent of suitable habitat as provided in the Agreement. The Applicant must maintain baseline on an enrolled property in order to receive coverage regarding incidental take of California red-legged frogs, least Bell's vireos, and southwestern willow flycatchers. The Agreement and requested permit would allow the Applicant to return to baseline conditions after the end of the term of the Agreement and prior to the expiration of the 30-year permit, if so desired by the Applicant.

Public Review and Comments

The Service has made a preliminary determination that the proposed Agreement and permit application are eligible for categorical exclusion under the National Environmental Policy Act of 1969 (NEPA) (42 U.S.C. 4321 *et seq.*). We explain the basis for this determination in an Environmental Action Statement, which also is available for public review.

Individuals wishing copies of the permit application, copies of our draft Environmental Action Statement, and copies of the Agreement, including a map of the proposed permit area, should contact the Ventura Fish and Wildlife Office (see **ADDRESSES**).

If you wish to comment on the permit application or the Agreement, you may submit your comments to the address listed in the **ADDRESSES** section of this document. Comments and materials received, including names and addresses of respondents, will be available for public review, by appointment, during normal business hours at the address in the **ADDRESSES**

section above and will become part of the public record, under section 10(c) of the Act. Individual respondents may request that we withhold their home address from the record, which we will honor to the extent allowable by law. There also may be circumstances in which we would withhold from the record a respondent's identity, as allowable by law. If you wish us to withhold your name or address or both, you must state this prominently at the beginning of your comment. All submissions from organizations or businesses, and from individuals identifying themselves as representatives or officials of organizations or businesses, are available for public inspection in their entirety.

We will evaluate this permit application, associated documents, and comments we receive to determine whether the permit application meets the requirements of section 10(a) of the Act and NEPA regulations. If we determine that the requirements are met, we will sign the proposed Agreement and issue an enhancement of survival permit under section 10(a)(1)(A) of the Act to the Applicant for take of the California red-legged frog, the least Bell's vireo, and the southwestern willow flycatcher incidental to otherwise lawful activities in accordance with the terms of the Agreement. We will not make our final decision until after the end of the 30-day comment period and will fully consider all comments we receive during the comment period.

The Service provides this notice under section 10(c) of the Act and under implementing regulations for NEPA (40 CFR 1506.6).

Dated: December 2, 2009.

Diane K. Noda,

Field Supervisor, Ventura Fish and Wildlife Office.

[FR Doc. E9-29354 Filed 12-8-09; 8:45 am]

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INTERNATIONAL TRADE COMMISSION

[Investigation No. 337-TA-636]

In the Matter of Certain Laser Imageable Lithographic Printing Plates; Issuance of a Limited Exclusion Order and Termination of the Investigation

AGENCY: U.S. International Trade Commission.

ACTION: Notice.

SUMMARY: Notice is hereby given that the U.S. International Trade Commission has issued a limited exclusion order directed to infringing laser imageable lithographic printing plates.

FOR FURTHER INFORMATION CONTACT:

Panyin A. Hughes, Esq., Office of the General Counsel, U.S. International Trade Commission, 500 E Street, SW., Washington, DC 20436, telephone (202) 205-3042. Copies of non-confidential 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, DC 20436, telephone (202) 205-2000. General information concerning the Commission may also be obtained by accessing its Internet server (<http://www.usitc.gov>). The public record for this investigation may be viewed on the Commission's electronic docket (EDIS) at <http://edis.usitc.gov>. Hearing-impaired persons are advised that information on this matter can be obtained by contacting the Commission's TDD terminal on (202) 205-1810.

SUPPLEMENTARY INFORMATION: This investigation was instituted on March 13, 2008, based on a complaint filed by Presstek, Inc. of Hudson, New Hampshire ("Presstek"). The complaint alleged violations of section 337 of the Tariff Act of 1930, as amended, 19 U.S.C. 1337, in the importation into the United States, the sale for importation, and the sale within the United States after importation of certain laser imageable lithographic printing plates that infringe certain claims of United States Patent Nos. 5,339,737 ("the '737 patent") and 5,487,338 ("the '338 patent") and United States Trademark Registration No. 1,711,005 ("the '005 trademark"). All assertions relating to the '005 trademark were subsequently terminated from the investigation. Certain respondents were also terminated during the course of the investigation. The following respondents remain in the investigation: VIM Technologies, Ltd. of Kibbutz Hanita, Israel; Hanita Coatings RCA, Ltd. of Kibbutz Hanita, Israel; Guaranteed Service & Supplies, Inc. of West Bend, Wisconsin; AteCe Canada of Toronto, Ontario, Canada; Recognition Systems, Inc. of Port Washington, New York; and Spicers Paper, Inc. of Santa Fe Springs, California (collectively, "Respondents").

On July 24, 2009, the ALJ issued a final initial determination ("ID") finding the domestic industry requirement