

complaint alleged violations of section 337 of the Tariff Act of 1930 in the importation into the United States, the sale for importation, and the sale within the United States after importation of certain diagnostic test kits for the detection and quantification of viruses that allegedly are covered claims 1, 2, 5-9, 11-12, 15, and 19 of U.S. Letters Patent 5,476,774. The notice of investigation named Organon Teknica B.V. of the Netherlands and Organon Teknica Corp. of Delaware (collectively "Teknica") as respondents.

On April 23, 1997, complainant and respondents to the investigation filed a joint motion to terminate the investigation as to all issues based upon a settlement agreement. On July 14, 1997, the presiding ALJ granted the joint motion and issued an ID (Order No. 14) terminating the investigation on the basis of the settlement agreement. The ALJ found that there is no indication that termination of the investigation would have an adverse impact on the public interest and that termination based on settlement is generally in the public interest. No petitions for review were filed.

This action is taken under the authority of section 337 of the Tariff Act of 1930, 19 U.S.C. 1337, and Commission rule 210.42, 19 C.F.R. 210.42.

Copies of the public version of the ALJ's ID, 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 S.W., Washington, D.C. 20436, telephone 202-205-2000. Hearing-impaired persons are advised that information on the matter can be obtained by contacting the Commission's TDD terminal on 202-205-1810.

Issued: August 11, 1997.

By order of the Commission.

Donna R. Koehnke,

Secretary.

[FR Doc. 97-21576 Filed 8-13-97; 8:45 am]

BILLING CODE 7020-02-P

INTERNATIONAL TRADE COMMISSION

[Investigation No. 337-TA-391]

Notice of Commission Determinations Not To Review Three Initial Determinations Terminating the Investigation as to Respondents MAS Marketing, Inc. and Lollipop Imports & Exports on the Basis of Consent Orders and Terminating the Investigation as to Respondents Shumei Industrial Co., Ltd. and Shummi Enterprise Co., Ltd. on the Basis of a Finding of Violation of Section 337; Issuance of Consent Orders

In the matter of Certain Toothbrushes and the Packaging Thereof.

AGENCY: U.S. International Trade Commission.

ACTION: Notice.

SUMMARY: Notice is hereby given that the U.S. International Trade Commission has determined not to review three initial determinations (IDs) of the presiding administrative law judge (ALJ) in the above-captioned investigation (Orders Nos. 6, 7, and 8). Orders Nos. 6 and 7 granted motions to terminate the investigation as to respondents MAS Marketing, Inc. (MAS) and Lollipop Imports & Exports (Lollipop) on the basis of consent orders. Order No. 8 terminated the investigation as to respondents Shumei Industrial Co., Ltd. (Shumei) and Shummi Enterprise Co., Ltd. (Shummi) on the basis of a finding of violation of section 337 of the Tariff Act of 1930.

FOR FURTHER INFORMATION CONTACT: Anjali K. Hansen, Esq., Office of the General Counsel, U.S. International Trade Commission, telephone 202-205-3117.

SUPPLEMENTARY INFORMATION: The Commission instituted this investigation on November 22, 1996, based on a complaint filed by The Procter & Gamble Company (P&G) concerning allegations of unfair acts in violation of section 337 in the importation and sale of certain toothbrushes covered by U.S. Letters Patent Des. 328,392 ('392 patent). The complaint, as amended, also alleged copyright infringement by certain respondents, but those allegations were subsequently withdrawn from the investigation.

On March 27, 1997, P&G and respondent Lollipop moved jointly to terminate the investigation as to Lollipop on the basis of a consent order. The Commission investigative attorney (IA) supported Lollipop's motion after certain amendments were made at the

IA's suggestion to the proposed consent order and consent order stipulation. On July 2, 1997, the presiding ALJ issued an ID granting complainant's motion, as amended (Order No. 7). On May 6, 1997, respondent MAS filed a motion to terminate the investigation with respect to MAS on the basis of a consent order. Complainant P&G did not oppose the motion. The IA filed a response in support of the motion. On July 2, 1997, the ALJ issued an ID granting the motion (Order No. 6).

On April 8, 1997, P&G and respondents Shumei and Shummi filed a joint motion for entry of a limited exclusion order against Shumei and Shummi. On April 18, 1997, the IA filed a response in support of complainant's motion. On July 2, 1997, the ALJ issued an ID granting the joint motion (Order No. 8), which he deemed to be a motion for summary determination of violation of section 337 by Shumei and Shummi. On July 2, 1997, the ALJ also issued a recommended determination on remedy and bonding. The ALJ recommended that the Commission issue a limited exclusion order prohibiting the importation of infringing toothbrushes made by Shumei or Shummi, and that the Commission set a bond in the amount of 100 percent of the entered value of the infringing articles during the Presidential review period.

No petitions for review of any of the IDs were received.

The Commission will decide the issues of remedy, the public interest, and bonding in this investigation at a later date when the status of the sole remaining respondent, Giftline International Corporation, has been resolved.

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 210.42 of the Commission's Rules of Practice and Procedure (19 C.F.R. 210.42).

Copies of the nonconfidential versions of the IDs 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, S.W., Washington, D.C. 20436, telephone 202-205-2000. Hearing-impaired persons are advised that information on the matter can be obtained by contacting the Commission's TDD terminal at 202-205-1810.

Issued: August 8, 1997.

By order of the Commission.

Donna R. Koehnke,
Secretary.

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DEPARTMENT OF JUSTICE

Notice of Consent Decree in Comprehensive Environmental Response, Compensation and Liability Act Action

Notice is hereby given that a consent decree in *United States et al. v. ALCOA et al.*, Civil Action No. 89-7421, was lodged with the United States District Court for the Eastern District of Pennsylvania on August 5, 1997.

On October 16, 1989, the United States filed a complaint against 18 generator and owner/operator defendants under Section 107(a) of the Comprehensive Environmental Response, Compensation and Liability Act (CERCLA), 42 U.S.C. 9607(a), for response costs incurred and to be incurred by the United States at the Moyer Landfill Superfund Site in Collegeville, Pennsylvania (the "Site"). The Commonwealth of Pennsylvania joined the action as plaintiff seeking reimbursement of its response costs incurred and to be incurred at the Site. The proposed consent decree resolves the liability of twenty-two municipalities and one municipal solid waste hauler, subject to reopeners for new information and new site conditions. The settlers agree to design and construct an on-site leachate treatment plant as part of the remedy at the Site.

The Department of Justice will accept written comments relating to the proposed Consent Decree for thirty (30) days from the date of publication of this notice. Please address comments to the Assistant Attorney General, Environment and Natural Resources Division, Department of Justice, P.O. Box 7611, Ben Franklin Station, Washington, D.C. 20044 and refer to *United States et al. v. ALCOA et al.*, DOJ No. 90-11-3-145. Commenters may request an opportunity for a public meeting in the affected area, in accordance with Section 7003(d) of RCRA.

Copies of the proposed Consent Decree may be examined at the Office of the United States Attorney, Eastern District of Pennsylvania, 615 Chestnut Street, Suite 1300, Philadelphia, PA 19106; the Region III Office of the Environmental Protection Agency, 841 Chestnut Building, Philadelphia, Pennsylvania 19107; and at the Consent

Decree Library, 1120 G Street, N.W., 4th Floor, Washington, D.C. 20005 (202) 624-0892. Copies of the Consent Decree may also be examined and obtained by mail at the Consent Decree Library, 1120 G Street, N.W., 4th Floor, Washington, D.C. 20005 (202-624-0892). When requesting a copy by mail, please enclose a check in the amount of \$39.00 (twenty-five cents per page reproduction costs) payable to the "Consent Decree Library."

Joel M. Gross,

Chief, Environmental Enforcement Section,
Environment and Natural Resources Division,
U.S. Department of Justice.

[FR Doc. 97-21461 Filed 8-13-97; 8:45 am]

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DEPARTMENT OF JUSTICE

Notice of Lodging of Partial Consent Decree Under the Comprehensive Environmental Response, Compensation, and Liability Act

Notice is hereby given that on July 31, 1997, a proposed partial consent decree in *United States v. The North American Group Ltd., et al.*, Civil Action No. 3:97-CV-191-H was lodged with the United States District Court for the Western District of North Carolina.

The partial consent decree resolves claims under 107 of the Comprehensive Environmental Response, Compensation, and Liability Act of 1980, 42 U.S.C. 9607, as amended, as to the State of North Carolina, Noble Oil Services, Federal Agencies and the 58 settling defendants listed in Attachment A to the Partial Consent Decree, for response costs that were incurred by the United States Environmental Protection Agency in connection with responding to the release and threatened release of hazardous substances at the Cherokee Site ("Site") in Charlotte, North Carolina.

The proposed consent decree provides that to resolve their liability to the United States for the response costs described above, the aforementioned entities will make the following payments: (1) The State of North Carolina will pay \$27,118; (2) the Federal Agencies will pay \$367,882; (3) Noble Oil Services will pay \$10,000 within thirty days of the entry of the partial consent decree and will make seven quarterly installment payments of \$14,533.50, the last of which will be paid on or before July 15, 1999; the remaining settling defendants will pay \$3,657,500.

The Department of Justice will receive for a period of thirty (30) days from the date of this publication comments

relating to the partial consent decree. Comments should be addressed to the Assistant Attorney General of the Environment and Natural Resources Division, Department of Justice, Washington, D.C. 20530, and should refer to *United States v. The North American Group Ltd., et al.*, D.J. Ref. 90-11-2-1173.

The partial consent decree may be examined at the Office of the United States Attorney, Suite 1700 Carillon Building, 227 West Trade St., Charlotte, North Carolina, at U.S. EPA Region IV, 61 Forsythe St., N.E., Atlanta, GA 30303, and at the Consent Decree Library, 1120 G Street, N.W., 4th Floor, Washington, D.C. 20005, (202) 624-0892. A copy of the partial consent decree may be obtained in person or by mail from the Consent Decree Library, 1120 G Street, N.W., 4th Floor, Washington, D.C. 20005. When requesting a copy, please enclose a check in the amount of \$22.25 (25 cents per page reproduction cost) payable to the Consent Decree Library.

Walker Smith,

Deputy Chief, Environmental Enforcement
Section, Environment and Natural Resources
Division.

[FR Doc. 97-21462 Filed 8-13-97; 8:45 am]

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DEPARTMENT OF JUSTICE

Antitrust Division

Notice Pursuant to the National Cooperative Research and Production Act of 1993—Infotest International

Correction

In notice document 97-4376 appearing on page 8276 in the issue of Monday, February 24, 1997, make the following correction:

In the first line, "July" should read "January".

Constance K. Robinson,

Director of Operations, Antitrust Division.

[FR Doc. 97-21463 Filed 8-13-97; 8:45 am]

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DEPARTMENT OF JUSTICE

Office of Justice Programs

[OJP(OJJD)-1141]

RIN 1121-ZA87

Title IV Missing and Exploited Children's Fiscal Year 1997 Program Plan

AGENCY: Office of Justice Programs, Office of Juvenile Justice and Delinquency Prevention, Justice.