

to participate in the NEPA process as a cooperating agency as provided for in 40 CFR 1501.6 and 1508.5 by virtue of its special expertise, as defined in 40 CFR 1508.26, may be a cooperating agency. Any non-Federal agency (State, tribal, or local) with similar qualifications may by agreement be a cooperating agency. Bureaus will consult with the Solicitor's Office in cases where such non-Federal agencies are also applicants before the Department to determine relative lead/cooperating agency responsibilities. (CEQ guidance to agencies dated July 28, 1999, and January 30, 2002, urges agencies to more actively solicit participation of Federal, State, tribal, and local governments as cooperating agencies.)

D. Bureaus will invite governmental entities that are qualified to participate as cooperating agencies when the bureau is developing an environmental impact statement in accordance with the requirements of NEPA and the CEQ regulations. Bureaus will also consider any requests by eligible governmental entities to participate as a cooperating agency with respect to a particular environmental impact statement, and will either accept or deny such requests. If such a request is denied, bureaus will respond in writing to the requestor and provide a summary of the request and reasons for such denial within the environmental impact statement.

E. Throughout the development of an environmental impact statement, the bureau will collaborate, to the fullest extent practicable, with all cooperating agencies, concerning those issues relating to their jurisdiction and/or special expertise. Collaboration will be to:

- (1) identify issues to be addressed in the environmental impact statement;
- (2) arrange for the collection and/or assembly of necessary resource, environmental, social, economic, and institutional data;
- (3) analyze data;
- (4) develop alternatives;
- (5) evaluate alternatives and estimate the effects of implementing each alternative; and
- (6) carry out any other task necessary for the development of the environmental impact statement.

F. Bureaus and governmental entities that are potential cooperating agencies are required to express in a memorandum of understanding their respective roles, assignment of issues, schedules, and staff commitments so that the process of preparing an environmental impact statement remains on track and within the time schedule.

[FR Doc. 05-5416 Filed 3-17-05; 8:45 am]

BILLING CODE 4310-RG-P

## DEPARTMENT OF THE INTERIOR

### Bureau of Land Management

[OR-957-00-1420-BJ: GP05-0078]

### Filing of Plats of Survey: Oregon/ Washington

March 9, 2005.

AGENCY: Bureau of Land Management.

### ACTION: Notice.

**SUMMARY:** The plats of survey of the following described lands were officially filed in the Oregon State Office, Portland, Oregon, on December 15, 2004.

#### Willamette Meridian

##### Oregon

T. 37 S., R. 8 W., accepted November 1, 2004.

T. 31 S., R. 8 W., accepted November 1, 2004.

##### Washington

T. 28 N., R. 38 E., accepted November 1, 2004.

The plats of survey of the following described lands were officially filed in the Oregon State Office, Portland, Oregon, on December 20, 2004.

#### Willamette Meridian

##### Oregon

T. 23 S., R. 6 W., accepted, November 3, 2004.

T. 25 S., R. 3 W., accepted, November 3, 2004.

T. 29 S., R. 7 W., accepted, November 3, 2004.

Tps. 29 & 29½ S., Rgs. 7 & 8 W., accepted November 3, 2004.

T. 29 S., R. 6 W., accepted November 3, 2004.

T. 26 S., R. 2 W., accepted November 3, 2004.

T. 24 S., R. 4 W., accepted November 3, 2004.

T. 24 S., R. 6 W., accepted November 3, 2004.

T. 30 S., R. 6 W. accepted November 3, 2004.

T. 30 S., R. 15 W. accepted November 15, 2004.

T. 27 S., R. 9 W., accepted November 15, 2004.

T. 28 S., R. 9 W., accepted November 15, 2004.

T. 32 S., R. 7 W., accepted November 15, 2004.

T. 27 S., R. 11 W., accepted November 15, 2004.

T. 8 W., R. 8 W., accepted November 15, 2004.

##### Washington

T. 22 N., R. 11 W., accepted November 1, 2004.

The plats of survey of the following described lands were officially filed in the Oregon State Office, Portland, Oregon, on February 11, 2005.

#### Willamette Meridian

##### Oregon

T. 1 S., R. 8 W., accepted November 2, 2004.

T. 20 S., R. 1 W., accepted November 15, 2004.

T. 31 S., R. 6 W., accepted November 15, 2004.

T. 25 S., R. 8 W., accepted December 6, 2004.

T. 29 S., R. 3 W., accepted December 6, 2004.

T. 1 S., R. 38 E., accepted December 17, 2004.

T. 25 S., R. 5 W., accepted January 14, 2005.

A copy of the plat may be obtained from the Public Room at the Oregon State Office, Bureau of Land Management, 333 SW. 1st Avenue,

Portland, Oregon 97204, upon required payment. A person or party who wishes to protest against a survey must file a notice that they wish to protest (at the above address) with the State Director, Bureau of Land Management, Portland, Oregon.

### FOR FURTHER INFORMATION CONTACT:

Chief, Branch of Geographic Sciences, Bureau of Land Management, (333 SW. 1st Avenue) P.O. Box 2965, Portland, Oregon 97208.

Robert D. DeViney, Jr.,

Branch of Realty and Records Services.

[FR Doc. 05-5355 Filed 3-17-05; 8:45 am]

BILLING CODE 4310-33-P

## INTERNATIONAL TRADE COMMISSION

[Inv. No. 337-TA-514]

### In the Matter of Certain Plastic Food Containers; Notice of Commission Decision To Review an Initial Determination Finding a Violation of Section 337 and That the Domestic Industry Requirement is Met; Schedule for Written Submissions

AGENCY: U.S. International Trade Commission.

### ACTION: Notice.

**SUMMARY:** Notice is hereby given that the U.S. International Trade Commission has determined to review an initial determination ("ID") (Order No. 8) issued by the presiding administrative law judge ("ALJ") finding a violation of section 337 and that the domestic industry requirement has been met in the above-captioned investigation. The review is for the limited purpose of examining possible formatting and typographical errors contained on one page of the ID.

### FOR FURTHER INFORMATION CONTACT:

Michael Diehl, Esq., Office of the General Counsel, U.S. International Trade Commission, 500 E Street, SW., Washington, DC 20436, telephone 205-3095. Copies of all 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, DC 20436, telephone 202-205-2000. General information concerning the Commission may 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 the matter can be obtained by contacting the Commission's TDD terminal on 202-205-1810.

**SUPPLEMENTARY INFORMATION:** By a notice published on June 22, 2004, the Commission instituted an investigation into alleged violations of section 337 in the importation and sale of certain plastic food containers by reason of infringement of certain claims of U.S. Patent No. 6,056,138; of U.S. Patent No. 6,196,404; and of U.S. Design Patent No. D 415,420. 69 FR 34691 (June 22, 2004).

On August 19, 2004, complainant Newspring Industrial Corp. (Newspring) moved for an order directing that respondents Taizhou Huasen Household Necessities, Co., Ltd. ("Taizhou") and Jiangsu Sainty Corporation, Ltd. ("Jiangsu") show cause as to why they should not be found in default for failure to respond to the complaint and notice of investigation. Complainant also asked for an order finding respondents in default if they failed to show cause. On August 30, 2004, the ALJ issued Order No. 5, directing respondents to show cause no later than September 17, 2004, why they should not be held in default. Neither respondent responded to the order.

On September 9, 2004, before the ALJ ruled on the motions for default, Newspring filed motions for summary determinations that there has been a violation of section 337 and that a domestic industry has been established with respect to each of the asserted patents. Newspring sought a recommendation for the issuance of a general exclusion order. On September 23, 2004, the Investigative Attorney ("IA") filed a response in support of the motions, although he contended that a genuine issue of material fact exists as to whether certain accused products infringe two of the patents in issue.

On October 12, 2004, the ALJ issued an Initial Determination (ID) (Order No. 7), finding the respondents in default. No party petitioned for review of the ID. The Commission subsequently issued a notice of determination not to review the ID.

On February 10, 2005, the ALJ issued an ID (Order No. 8), granting Newspring's motions for summary determinations in part. He determined that a domestic industry had been established with respect to each of the asserted patents, and that respondent Jiangsu had violated section 337 with respect to each asserted patent as well. He determined that respondent Taizhou had violated section 337 with respect to the '420 patent, but denied the motion

as to Taizhou with respect to the '138 and '404 patents. No party petitioned for review of the ID. The ALJ also recommended the issuance of a general exclusion order. He also recommended that the bond permitting temporary importation during the Presidential review period be set at 100 percent of the value of the infringing imported product.

The Commission has determined to review the subject ID (Order No. 8). The scope of the review is limited to possible formatting and typographic errors on page 15 of the ID. The Commission notes that the Complainant, on September 28, 2004, filed a corrected version of what is apparently the figure that appears on page 15 of the ID. The Commission requests comments from the parties regarding whether the widths labeled "A" and "B" in the figure in the ID correspond to the widths described in the text of the ID, and whether the indicated widths are incorrectly placed in the figure. Comments should also address what action, if any, the Commission should take if it finds the labeling incorrect and whether all references to "Figure 1" on page 15 of the ID should be changed to "Figure 5."

In connection with the final disposition of this investigation, the Commission may issue an order that could result in the exclusion of the subject articles from entry into the United States. Accordingly, the Commission is interested in receiving written submissions that address the form of remedy, if any, that should be ordered. If a party seeks exclusion of an article from entry into the United States for purposes other than entry for consumption, it should so indicate and provide information establishing that activities involving other types of entry either are adversely affecting it or likely to do so. For background, see *In the Matter of Certain Devices for Connecting Computers via Telephone Lines*, Inv. No. 337-TA-360, USITC Pub. No. 2843 (December 1994) (Commission Opinion).

When the Commission contemplates some form of remedy, it must consider the effects of that remedy upon the public interest. The factors the Commission will consider in this investigation include the effect that an exclusion order would have on (1) the public health and welfare, (2) competitive conditions in the U.S. economy, (3) U.S. production of articles that are like or directly competitive with those that are subject to investigation, and (4) U.S. consumers. The Commission is therefore interested in receiving written submissions that

address the aforementioned public interest factors in the context of this investigation.

If the Commission orders some form of remedy, the President has 60 days to approve or disapprove the Commission's action. During this period, the subject articles would be entitled to enter the United States under a bond, in an amount determined by the Commission and prescribed by the Secretary of the Treasury. The Commission is therefore interested in receiving submissions concerning the amount of the bond that should be imposed.

**Written Submissions:** The parties to the investigation are requested to file written submissions on the issues under review. The parties to the investigation, interested government agencies, and any other interested parties are encouraged to file written submissions on the issues of remedy, the public interest, and bonding. Such submissions should address the February 10, 2005, recommended determination by the ALJ on remedy and bonding. Complainant and the Commission's investigative attorney are also requested to submit proposed orders for the Commission's consideration. Complainant is further requested to state the expiration dates of the patents at issue. Main written submissions and proposed orders must be filed no later than close of business on March 29, 2005. Reply submissions, if any, must be filed no later than the close of business on April 5, 2005. No further submissions on these issues will be permitted unless otherwise ordered by the Commission.

Persons filing written submissions must file with the Office of the Secretary the original document and 14 true copies thereof on or before the deadlines stated above. Any person desiring to submit a document (or portion thereof) to the Commission in confidence must request confidential treatment unless the information has already been granted such treatment during the proceedings. All such requests should be directed to the Secretary of the Commission and must include a full statement of the reasons that the Commission should grant such treatment. See section 201.6 of the Commission's Rules of Practice and Procedure, 19 CFR 201.6. Documents for which confidential treatment by the Commission is sought will be treated accordingly. All nonconfidential written submissions will be available for public inspection at the Office of the Secretary.

This action is taken under the authority of section 337 of the Tariff Act of 1930, 19 U.S.C. 1337, and sections 210.16, 210.42, 210.44 of the

Commission's Rules of Practice and Procedure, 19 CFR 210.16, 210.42, 210.44.

Issued: March 14, 2005.

By order of the Commission.

**Marilyn R. Abbott,**

*Secretary to the Commission.*

[FR Doc. 05-5389 Filed 3-17-05; 8:45 am]

BILLING CODE 7020-02-P

## INTERNATIONAL TRADE COMMISSION

[Investigation No. Singapore FTA 103-10]

### Certain Yarns and Fabrics: Effect of Modification of U.S.-Singapore FTA Rules of Origin for Goods of Singapore

**AGENCY:** United States International Trade Commission.

**ACTION:** Institution of investigation and request for written submissions.

**EFFECTIVE DATE:** March 14, 2005.

**SUMMARY:** Following receipt of a request on March 2, 2005, from the Acting United States Trade Representative (USTR) under authority delegated by the President and pursuant to section 103 of the United States-Singapore Free Trade Agreement (USSFTA) Implementation Act (19 U.S.C. 3805 note), the Commission instituted Investigation No. Singapore FTA 103-10, *Certain Yarns and Fabrics: Effect of Modification of U.S.-Singapore FTA Rules of Origin for Goods of Singapore*.

#### FOR FURTHER INFORMATION CONTACT:

Information may be obtained from Robert W. Wallace, Office of Industries (202-205-3458, [robert.wallace@usitc.gov](mailto:robert.wallace@usitc.gov)); for information on legal aspects, contact William Gearhart of the Office of the General Counsel (202-205-3091, [william.gearhart@usitc.gov](mailto:william.gearhart@usitc.gov)). The media should contact Margaret O'Laughlin, Office of External Relations (202-205-1819, [margaret.olaughlin@usitc.gov](mailto:margaret.olaughlin@usitc.gov)).

**Background:** Chapter 3 and Annex 3-A of the USSFTA contain the rules of origin for textiles and apparel for application of the tariff provisions of the USSFTA. These rules are set forth for the United States in general note 25 to the Harmonized Tariff Schedule (HTS). According to the request letter, U.S. negotiators have recently reached agreement in principle with representatives of the Government of Singapore to modify the USSFTA rules of origin for certain yarns and fabrics (as described below). If implemented, the proposed rules of origin would apply to U.S. imports from and exports to the USSFTA parties. Section 202(o)(2)(B)(i) of the United States-Singapore Free

Trade Agreement Implementation Act (the Act) authorizes the President, subject to the consultation and layover requirements of section 103 of the Act, to proclaim such modifications to the rules of origin as are necessary to implement an agreement with Singapore pursuant to Article 3.18.4(c) of the Agreement. One of the requirements set out in section 103 of the Act is that the President obtain advice from the United States International Trade Commission.

The request letter asked that the Commission provide advice on the probable effect of the proposed modification of the USSFTA rules of origin for the four textile articles described below on U.S. trade under the USSFTA, on total U.S. trade, and on domestic producers of the affected articles. As requested, the Commission will submit its advice to USTR by May 27, 2005, and soon thereafter, issue a public version of the report with any confidential business information deleted. Additional information concerning the articles and the proposed modifications can be obtained by accessing the electronic version of this notice at the Commission Internet site (<http://www.usitc.gov>). The current USSFTA rules of origin applicable to U.S. imports can be found in general note 25 of the 2005 HTS (see "General Notes" link at <http://www.usitc.gov/tata/hts/bychapter/index.htm>).

The articles of Singapore covered by the investigation are (1) ring spun single yarn of nm 51 and 85, containing 50 percent or more, but less than 85 percent, by weight of 0.9 denier or finer micro modal fiber, mixed solely with U.S. origin extra long pima cotton, classified in HTS subheading 5510.30.0000, for use in women's and girls' knit blouses, shirts, lingerie, and underwear; (2) 100 percent cotton woven flannel fabrics, of yarns of different colors, containing ring-spun yarns of nm 21 through nm 36, of 2 x 2 twill weave construction, classified in HTS subheading 5208.43.0000, for use in apparel other than gloves; (3) fabrics of cotton classified in HTS subheadings 5210.21 and 5210.31, not of square construction, containing more than 70 warp ends and filling picks per square centimeter, of average yarn number exceeding 70 nm, for use in women's and girls' blouses; and (4) micro-denier 30 singles and 36 singles solution dyed, open-end spun, staple spun viscose yarn, classified in HTS subheading 5510.11.0000, for use in apparel.

**Written Submissions:** No public hearing is planned. However, interested parties are invited to submit written statements concerning the matters to be addressed by the Commission in this

investigation. Submissions should be addressed to the Secretary, United States International Trade Commission, 500 E Street, SW., Washington, DC 20436. To be assured of consideration by the Commission, written statements related to the Commission's report should be submitted to the Commission at the earliest practical date and should be received no later than the close of business on April 20, 2005. All written submissions must conform with the provisions of section 201.8 of the

*Commission's Rules of Practice and Procedure* (19 CFR 201.8). Section 201.8 of the rules requires that a signed original (or copy designated as an original) and fourteen (14) copies of each document be filed. In the event that confidential treatment of the document is requested, at least four (4) additional copies must be filed, in which the confidential business information must be deleted (see the following paragraph for further information regarding confidential business information). The Commission's rules do not authorize filing submissions with the Secretary by facsimile or electronic means, except to the extent permitted by section 201.8 of the rules (see Handbook for Electronic Filing Procedures, [ftp://ftp.usitc.gov/pub/reports/electronic\\_filing\\_handbook.pdf](ftp://ftp.usitc.gov/pub/reports/electronic_filing_handbook.pdf)). Persons with questions regarding electronic filing should contact the Secretary (202-205-2000 or [edis@usitc.gov](mailto:edis@usitc.gov)).

Any submissions that contain confidential business information must also conform with the requirements of section 201.6 of the Commission's Rules of Practice and Procedure (19 CFR 201.6). Section 201.6 of the rules requires that the cover of the document and the individual pages be clearly marked as to whether they are the "confidential" or "nonconfidential" version, and that the confidential business information be clearly identified by means of brackets. All written submissions, except for confidential business information, will be made available in the Office of the Secretary to the Commission for inspection by interested parties.

The Commission may include some or all of the confidential business information submitted in the course of this investigation in the report it sends to the USTR and the President. As requested by the Acting USTR, the Commission will publish a public version of the report. However, in the public version, the Commission will not publish confidential business information in a manner that would