

The Commission has denied Fuji's request for separate proceedings to modify the remedial orders issued in the above-referenced investigation. Such orders can be modified, if appropriate, in the context of the enforcement proceedings under Commission rule 210.75, 19 CFR 210.75.

This action is taken under the authority of section 337 of the Tariff Act of 1930, as amended (19 U.S.C. 1337), and sections 210.75 and 210.79 of the Commission's Rules of Practice and Procedure (19 CFR 210.75 and 210.79).

Issued: July 31, 2001.

By order of the Commission.

Donna R. Koehnke,
Secretary.

[FR Doc. 01-19495 Filed 8-2-01; 8:45 am]

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INTERNATIONAL TRADE COMMISSION

[Inv. No. 337-TA-445]

In the Matter of Certain Plasma Display Panels and Products Containing Same; Notice of a Commission Determination Not To Review an Initial Determination Terminating the Investigation Based on Withdrawal of the Complaint, and a Schedule for the Filing of Written Submissions on a Recommended Determination

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 the presiding administrative law judge's ("ALJ's") initial determination ("ID") granting a motion to terminate the above-captioned investigation based on withdrawal of the complaint, and has determined to issue a schedule for the filing of written submissions to address the former ALJ's May 8, 2001, recommended determination on sanctions.

FOR FURTHER INFORMATION CONTACT: Timothy P. Monaghan, Esq., Office of the General Counsel, U.S. International Trade Commission, telephone (202) 205-3152.

SUPPLEMENTARY INFORMATION: The Commission instituted this investigation on January 16, 2001, based on a complaint filed by the Board of Trustees of the University of Illinois, ("University") of Urbana, Illinois, and Competitive Technologies, Inc. ("CTI") of Fairfield, Connecticut. The respondents named in the investigation are Fujitsu Limited, Fujitsu General

Limited, Fujitsu General America Corp., Fujitsu Microelectronics, Inc. and Fujitsu Hitachi Plasma Display Ltd. (collectively "Fujitsu"). The complaint alleged that Fujitsu violated section 337 of the Tariff Act of 1930 by importing into the United States, selling for importation, and/or selling within the United States after importation certain plasma display panels and products containing same by reason of infringement of certain claims of U.S. Letters Patents Nos. 4,866,349, and 5,081,400.

On May 8, 2001, the then ALJ issued a recommended determination ("RD") on sanctions for breach of the administrative protective order in the investigation.

On June 26, 2001, complainants CTI and University filed a motion pursuant to rule 210.21(a) to terminate the investigation on the basis of withdrawal of the complaint. On July 9, 2001, Fujitsu filed a response and conditioned its support for the termination motion on the release to it of certain documents that complainants claim are privileged. The Commission investigative attorney supported complainants' motion to terminate the investigation.

On July 10, 2001, the presiding ALJ issued an ID (Order No. 26) granting complainants' motion to terminate the investigation. The ALJ found that there was insufficient cause to impose the condition requested by Fujitsu. No party filed a petition to review Order No. 26.

The Commission has determined to issue the following schedule for the parties to the investigation to file written submissions addressing the former ALJ's May 8, 2001, RD on sanctions. Main written submissions must be filed no later than close of business on August 24, 2001. Reply submissions must be filed no later than the close of business on August 31, 2001. No further submissions on this issue will be permitted unless otherwise ordered by the Commission.

This action is taken under the authority of section 337 of the Tariff Act of 1930, as amended, 19 U.S.C. 1337, and Commission rules 210.25 and 210.42, 19 CFR 210.25, 210.42. Copies of the 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. Hearing-impaired persons are advised that information on this matter can be obtained by contacting the Commission's TDD terminal on 202-

205-1810. 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-ON-LINE) at <http://dockets.usitc.gov/eol/public>.

By order of the Commission.

Issued: July 31, 2001.

Donna R. Koehnke,
Secretary.

[FR Doc. 01-19494 Filed 8-2-01; 8:45 am]

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INTERNATIONAL TRADE COMMISSION

[Investigation No. NAFTA-312-1]

Certain Steel Wire Rod

AGENCY: United States International Trade Commission.

ACTION: Institution and scheduling of an investigation under section 312(c)(2) of the North American Free Trade Agreement Implementation Act (19 U.S.C. 3372(c)(2)) (the Act).

SUMMARY: Following receipt of a request filed on July 24, 2001, on behalf of Co-Steel Raritan, GS Industries, Inc., Keystone Steel & Wire Company, and North Star Steel Texas Inc., the Commission instituted investigation No. NAFTA-312-1 under section 312(c)(2) of the Act to determine whether a surge in U.S. imports of certain steel wire rod from Canada and/or Mexico undermines the effectiveness of the import relief on wire rod provided for in Presidential Proclamation 7273 of February 16, 2000 (65 FR 8624, February 18, 2000).¹

EFFECTIVE DATE: July 24, 2001.

FOR FURTHER INFORMATION CONTACT: Debra Baker (202-205-3180), Office of Investigations, U.S. International Trade Commission, 500 E Street SW, Washington, DC 20436. Hearing-impaired persons can obtain information on this matter by contacting the Commission's TDD terminal on 202-205-1810. Persons with mobility impairments who will need special assistance in gaining access to the Commission should contact the Office of the Secretary at 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-

¹ See the Proclamation for a specific definition of the covered products.

ON-LINE) at <http://dockets.usitc.gov/eol/public>.

SUPPLEMENTARY INFORMATION:

Participation in the Investigation and Service List

Persons wishing to participate in the investigation as parties must file an entry of appearance with the Secretary to the Commission not later than 2 business days after publication of this notice in the **Federal Register**.² The Secretary will prepare a service list containing the names and addresses of all persons, or their representatives, who are parties to this investigation upon the expiration of the period for filing entries of appearance.

Conference

The Commission has scheduled a hearing in the form of a staff conference in connection with this investigation for 9:30 a.m. on August 8, 2001, at the U.S. International Trade Commission Building, 500 E Street SW., Washington, DC. Parties wishing to participate in the conference should contact Debra Baker (202-205-3180) not later than August 6, 2001, to arrange for their appearance. Parties in support of the request in this investigation and parties in opposition to the request will each be collectively allocated one hour within which to make an oral presentation at the conference. A nonparty who has testimony that may aid the Commission's deliberations may request permission to present a short statement at the conference.

Written Submissions

Each party is encouraged to submit a preconference brief to the Commission. The deadline for filing such briefs is August 6, 2001. Parties may also file postconference briefs, which shall not exceed 15 pages in length. The deadline for filing postconference briefs is August 10, 2001. In addition, any person who has not entered an appearance as a party to the investigation may submit a written statement of information pertinent to the subject of the investigation on or before August 10, 2001. On August 17, 2001, the Commission will make available to parties a public version of the staff report. Parties may submit final comments on or before August 20, 2001, on the basis of this report and other information on which they have not had an opportunity to comment; such comments shall not exceed 15 pages in

length. All written submissions must conform with the provisions of section 201.8 of the Commission's rules; any submissions that contain confidential business information must also conform with the requirements of section 201.6 of the Commission's rules. The Commission's rules do not authorize filing of submissions with the Secretary by facsimile or electronic means.

The Commission may wish to use in this investigation the information provided in investigation No. TA-204-6, Certain Steel Wire Rod: Monitoring Developments in the Domestic Industry. Any confidential business information submitted in that investigation will be afforded the protection provided under the appropriate statutory authority. Respondents to questionnaires in investigation No. TA-204-6 will be contacted to assure they do not object to use of their data in this investigation. Any U.S. producer, importer, or purchaser that did not provide a questionnaire response in investigation No. TA-204-6 is urged to provide equivalent information in this investigation. If convenient, this may be done by completing the appropriate questionnaire(s) which are available on the Commission's web site at <http://info.usitc.gov/OINV/INVEST/OINVINVEST.NSF>; questionnaires should be returned to the Commission by August 8, 2001.

Authority: This investigation is being conducted under the authority of section 312(c) of the Act; this notice is published pursuant to section 206.3 of the Commission's rules.

Issued: August 1, 2001.

By order of the Commission.

Donna R. Koehnke,
Secretary.

[FR Doc. 01-19617 Filed 8-2-01; 8:45 am]

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DEPARTMENT OF JUSTICE

Notice of Lodging of Consent Decree Pursuant to the Comprehensive Environmental Response, Compensation and Liability Act

In accordance with Department of Justice policy codified at 28 CFR 50.7 and Section 122 of the Comprehensive Environmental Response, Compensation and Liability Act of 1980, as amended ("CERCLA"), 42 U.S.C. 9622, notice is hereby given that on July 24, 2001, a proposed consent decree in *United States v. Dayton Power & Light Co., et al.*, No. C-3-98-451, was lodged with the United States District Court for the Southern District of Ohio. The proposed

consent decree would settle the United States' claims against eleven Settling Defendants under CERCLA section 107(a)(3), 42 U.S.C. 9607(a)(3), for the recovery of response costs incurred or to be incurred by the United States in connection with the Sanitary Landfill (IWD) Superfund Site ("Site") in Moraine, Ohio. The proposed consent decree would also resolve the potential liability of the U.S. Department of Energy ("DOE") for Site response costs. Each of the Settling Defendants is a generator of waste disposed at the Site, which was operated as a licensed landfill by Sanitary Landfill Company and its successor corporations from 1971 to 1980. The U.S. Environmental Protection Agency ("EPA") incurred costs of approximately \$1.2 million in responding to the release or threatened release of hazardous substances at the Site.

Under the terms of the consent decree, the Settling Defendants and DOE agree to pay \$303,971 and \$5,335, respectively, within thirty (30) days of entry of the consent decree, as reimbursement of response costs. In consideration for these payments, the Settling Defendants will receive a covenant not to sue for Site response costs, DOE will receive a covenant that EPA will not take administrative action against it related to the Site, and both the Settling Defendants and DOE will receive contribution protection for Site response costs. The settlement amounts to be paid by the Settling Defendants and DOE are based on allocation percentages of waste contributed to the Site.

For a period of thirty (30) days from the date of the publication, Department of Justice will receive comments related to the proposed consent decree. Comments should be addressed to the Acting Assistant Attorney General, Environment and Natural Resources Division, U.S. Department of Justice, 950 Pennsylvania Avenue, NW, Washington, DC 20530, and should refer to *United States v. Dayton Power & Light Co., et al.*, Civil Action No. C-3-98-451; D.J. Ref. No. 90-11-2-1113A.

The consent decree may be examined at the Office of the United States Attorney, 602 Federal Building, 200 W. 2nd Street, Dayton, Ohio 45402, and at the U.S. Environmental Protection Agency, Region 5, 77 West Jackson Boulevard, Chicago, Illinois 60604. A copy of the consent decree may also be obtained by mail from the Consent Decree Library, P.O. Box 7611, U.S. Department of Justice, Washington, DC 20044-7611. In requesting a copy, please enclose a check in the amount of

² The Commission waives the period for entering an appearance under section 201.11 of the Commission's rules in light of the time limits of this investigation.