

**DEPARTMENT OF THE INTERIOR****Bureau of Land Management****[NMNM 91985, NMNM 91986]****Notice of Proposed Withdrawal and Opportunity for Public Meeting; New Mexico****AGENCY:** Bureau of Land Management, Interior.**ACTION:** Notice.

**SUMMARY:** The United States Department of Agriculture, Forest Service, has filed applications to withdraw approximately 240.00 acres of National Forest System lands to protect the area and future investment of existing microwave electronic sites. This notice closes the National Forest System lands for up to 2 years from location and entry under the United States mining laws. The lands will remain open to mineral leasing and to all other uses which may be made of National Forest System lands.

**DATES:** Comments must be received by August 21, 2002.

**ADDRESSES:** Comments should be sent to the U.S. Department of Agriculture, Forest Service, Cibola National Forest, 2113 Osuna Road, NE, Suite A, Albuquerque, New Mexico 87113-1001.

**FOR FURTHER INFORMATION CONTACT:** Sue McHenry, Cibola National Forest, 505-346-2650.

**SUPPLEMENTARY INFORMATION:** On April 26 and 27, 2001, the United States Department of Agriculture, Forest Service, filed applications to withdraw the following described National Forest System lands from location and entry under the United States mining laws, subject to valid existing rights:

**1. NMNM 91985, (Gallinas Peak Electronic Site)****New Mexico Principal Meridian**

Cibola National Forest

T. 1 S., R. 11 E.,

Sec. 4, S $\frac{1}{2}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ ,N $\frac{1}{2}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ , S $\frac{1}{2}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ , and W $\frac{1}{2}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ ;Sec. 9, NW $\frac{1}{4}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$ .

The area described contains 60.00 acres in Lincoln County.

**2. NMNM 91986 (West Turkey Cone Electric Site)****New Mexico Principal Meridian**

T. 1 S., R. 11 E.,

Sec. 4, S $\frac{1}{2}$ S $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ , N $\frac{1}{2}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$ , N $\frac{1}{2}$ S $\frac{1}{2}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$ , and W $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ ;Sec. 5, S $\frac{1}{2}$ S $\frac{1}{2}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ , E $\frac{1}{2}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ , and N $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ .

The area described contains 80.00 acres in Lincoln County.

For a period of 90 days from the date of publication of this notice, all persons who wish to submit comments, suggestions, or objections in connection with the proposed withdrawal may present their views in writing to the Cibola National Forest Supervisor at the above address.

Notice is hereby given that an opportunity for a public meeting is afforded in connection with the proposed withdrawal. All interested persons who desire a public meeting for the purpose of being heard on the proposed withdrawal must submit a written request to the Cibola National Forest Supervisor, at the above address, within 90 days from the date of publication of this notice. Upon determination by the authorized officer that a public meeting will be held, a notice of the time and place will be published in the **Federal Register** at least 30 days before the scheduled date of the meeting.

The applications will be processed in accordance with the regulations set forth in 43 CFR 2300.

For a period of 2 years from the date of publication of this notice in the **Federal Register**, the lands will be segregated as specified above unless the applications are denied or canceled or the withdrawals are approved prior to that date. The temporary uses which will be permitted during this segregative period are land uses permitted by the Forest Service under existing laws and regulations including, but not limited to, construction and operation of the electronic sites.

Dated: November 16, 2001.

**Edwin L. Roberson,**  
*Field Manager.*

[FR Doc. 02-12916 Filed 5-22-02; 8:45 am]

**BILLING CODE 3410-11-P**

**UNITED STATES INTERNATIONAL TRADE COMMISSION****[Inv. No. 337-TA-457]**

**Certain Polyethylene Terephthalate Yarn and Products Containing Same; Notice of Commission Determination to Reverse the Decision of the Presiding Administrative Law Judge on the Issue of Indefiniteness; Termination of the Investigation With a Finding of No Violation**

**AGENCY:** International Trade Commission.

**ACTION:** Notice.

**SUMMARY:** Notice is hereby given that the U.S. International Trade Commission has determined to reverse the decision of the presiding administrative law judge (ALJ) contained in ALJ Order No. 61, which issued on February 4, 2002, that the patent claims at issue of were not shown to be invalid as indefinite under 35 U.S.C. 112, second paragraph, by clear and convincing evidence. The Commission has previously determined not to review an initial determination (ID), contained in Order No. 61, that found that the patent claims at issue were not infringed. 67 FR 14975 (March 26, 2002). The investigation has been terminated with a finding of no violation of section 337 of the Tariff Act of 1930.

**FOR FURTHER INFORMATION CONTACT:** Jean Jackson, Esq., Office of the General Counsel, U.S. International Trade Commission, 500 E Street, SW., Washington, DC 20436, telephone 202-205-3104. Copies of the public version of Order No. 61 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, 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 TTD terminal on 202-205-1810. 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>. General information concerning the Commission may also be obtained by accessing its internet server (<http://www.usitc.gov>).

**SUPPLEMENTARY INFORMATION:** On May 17, 2001, the Commission instituted this patent-based investigation, which concerns allegations of unfair acts in violation of section 337 of the Tariff Act of 1930 in the importation and sale of certain polyethylene terephthalate yarn and products containing same that allegedly infringed certain claims of U.S. Letters Patent 5,630,976 ("the '976 patent"). 66 FR 27586. The complainant in this investigation is Honeywell International Inc. of Morristown, New Jersey. The respondents are Hyosung Corp. of Seoul, Korea and Hyosung America, Inc., a wholly-owned U.S. subsidiary of Hyosung Corp. (collectively, Hyosung).

On December 13, 2001, respondent Hyosung moved for summary determination of patent invalidity and

non-infringement. The motion was opposed by Honeywell and supported by the Commission investigative attorney (IA). On February 4, 2002, the ALJ issued Order No. 61, a portion of which was an ID granting Hyosung's motion for summary determination of no infringement, and a portion of which was an order denying Hyosung's motion as to patent invalidity. The ALJ found that respondents had failed to prove by clear and convincing evidence that the claims at issue of the "976 patent were invalid due to indefiniteness, lack of enablement, or failure to provide an adequate written description. Respondents filed a petition for review of the ID on February 19, 2002. Complainant and the IA filed appeals of the order denying summary determination on the same date.

On March 21, 2002, the Commission determined to review only the ALJ's decision on the issue of indefiniteness under 35 U.S.C. 112, second paragraph. The issues not under review became the Commission's final determination under Commission rule 210.42(h)(2).

The authority for the Commission's determination is contained in section 337 of the Tariff Act of 190, as amended, 19 U.S.C. 1337, and in sections 210.24 and 210.45 of the Commission's Rules of Practice and Procedure, 19 CFR 210.24, 210.45.

By order of the Commission.

Issued: May 17, 2002.

**Marilyn R. Abbott,**  
Secretary.

[FR Doc. 02-12880 Filed 5-22-02; 8:45 am]

**BILLING CODE 7020-02-P**

## INTERNATIONAL TRADE COMMISSION

[USITC SE-02-015]

### Sunshine Act Meeting

*Agency Holding the Meeting:* United States International Trade Commission.

*Time and Date:* June 3, 2002 at 2 p.m.

*Place:* Room 101, 500 E Street SW., Washington, DC 20436, Telephone: (202) 205-2000.

*Status:* Open to the public.

*Matters To Be Considered:*

1. Agenda for future meeting: none.
2. Minutes.
3. Ratification List.
4. Inv. Nos. 731-TA-1006-1009 (Preliminary) (Urea Ammonium Nitrate from Belarus, Lithuania, Russia, and Ukraine)—briefing and vote. (The Commission is currently scheduled to transmit its determination to the Secretary of Commerce on June 3, 2002; Commissioners' opinions are currently

scheduled to be transmitted to the Secretary of Commerce on or before June 10, 2002.)

5. Outstanding action jackets:

(1) Document No. EC-02-005:

Approval of final report in Inv. No. 332-325 (The Economic Effects of Significant U.S. Import Restraints: Third Update).

(2) Document No. GC-02-057:

Concerning Inv. Nos. 731-TA-919-920 (Final) (Certain Welded Large Diameter Line Pipe from Japan and Mexico).

In accordance with Commission policy, subject matter listed above, not disposed of at the scheduled meeting, may be carried over to the agenda of the following meeting.

Issued: May 20, 2002.

By order of the Commission:

**Marilyn R. Abbott,**

Secretary to the Commission.

[FR Doc. 02-13117 Filed 5-21-02; 2:13 pm]

**BILLING CODE 7020-02-M**

## DEPARTMENT OF JUSTICE

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

In accordance with Departmental policy, 28 CFR 50.7, notice is hereby given that a proposed Partial Consent Decree ("Decree") in *United States v. Centel Corporation, et al.*, Civil Action No. 02-4090 was lodged with the United States District Court for the District of South Dakota on May 9, 2002.

The Decree resolves the United States' claims against the City of Sioux Falls, South Dakota (the City) under Sections 106 and 107 of the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA), 42 U.S.C. 106 and 107, Section 311 of the Clean Water Act (CWA), 33 U.S.C. 1321, and Section 1002 of the Oil Pollution Act of 1990 (OPA), 33 U.S.C. 2702, for past and future response costs incurred at the Fawick Park site in Sioux Falls, South Dakota. The Decree requires the City to provide the United States with access to the Site and to waive any claims it might have against the United States relating to removal activities at the Site. The Decree does not, however, require the City to pay any response costs to the United States.

The Department of Justice will accept written comments relating to the Consent Decree for a period of thirty (30) days from the date of this publication. Comments should be addressed to the Assistant Attorney General, Environmental and Natural Resources Division, P.O. Box 7611, U.S.

Department of Justice, Washington, DC 20044-7611, and should refer to *United States v. Centel Corporation, et al.*, Civil Action No. 02-4090, D.J. Ref. 90-5-1-1-07686/1.

The Consent Decree may be examined at the Office of the United States Attorney for the District of South Dakota, 230 South Phillips, Suite 600, Sioux Falls, South Dakota 57104, and at U.S. EPA Region VIII, 999 Eighteenth Street, Suite 500, Denver, Colorado 80202-2466. 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, or by fax from Tonia Fleetwood, fax number (202) 514-0097, phone confirmation number (202) 514-1547. In requesting a copy, please enclose a check in the amount of \$3.00 (25 cents per page reproduction cost) payable to the United States Treasury.

**Robert D. Brook,**

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

[FR Doc. 02-12876 Filed 5-22-02; 8:45 am]

**BILLING CODE 4410-15-M**

## DEPARTMENT OF JUSTICE

### Notice of Lodging of Consent Decree Pursuant to the Clean Air Act

In accordance with Departmental policy, 28 CFR 50.7, notice is hereby given that, on May 13, 2002, a proposed Stipulation of Settlement and Order of Dismissal (the Stipulation and Order) in *United States, Allegheny County Health Department and Group Against Smog and Pollution v. LTV Steel Company, Inc. (LTV Steel-Pittsburgh)*, Civil No. 98-570 (W.D. Pa.), and *United States v. LTV Steel Company, Inc. (LTV Steel-Cleveland)*, Civil No. 1: 98CV3012 (N.D. Ohio), was lodged with the United States District Courts in the Western District of Pennsylvania and the Northern District of Ohio.

The Stipulation and Order resolves claims for civil penalties pursuant to the Clean Air Act arising out of the past operation of LTV Steel facilities in Pittsburgh and Cleveland. Pursuant to the Stipulation and Order, the parties stipulate and agree to entry of a judgment in the LTV Steel-Pittsburgh case as specified below:

- a. \$3,450,000 in civil penalties to the United States;
- b. \$2,300,000 in civil penalties to the Allegheny County Health Department; and