

comments by any one of several methods. You may mail comments to the Service's Regional Office (see **ADDRESS**). You may also comment via the Internet to "victoria_davis@fws.gov." Please submit comments over the Internet as an ASCII file avoiding the use of special characters and any form of encryption. Please also include your name and return address in your Internet message. If you do not receive a confirmation from the Service that we have received your Internet message, contact us directly at either telephone number listed above (see **FURTHER INFORMATION**). Finally, you may hand deliver comments to the Service office listed below (see **ADDRESSES**). Our practice is to make comments, including names and home addresses of respondents, available for public review during regular business hours. Individual respondents may request that we withhold their home address from the administrative record. We will honor such requests to the extent allowable by law. There may also be other circumstances in which we would withhold from the administrative record a respondent's identity, as allowable by law. If you wish us to withhold your name and address, you must state this prominently at the beginning of your comments. However, we will not consider anonymous comments. We will make all submissions from organizations or businesses, and from individuals identifying themselves as representatives or officials of organizations or businesses, available for public inspection in their entirety.

Applicant: Arlena Maija Wartell, University of Georgia, Athens, Georgia, TE056509-0.

The applicant requests authorization to take (survey, capture, identify, examine, measure, tag, remove hair follicles, and release) the North Carolina northern flying squirrel (*Glaucomys sabrinus colratus*) to provide information on the genetic structure, diversity, and gene flow of the populations in the southern Appalachians. The proposed activities will take place at the following North Carolina locations: Plott Balsam Mountains, Roan Mountain, Grandfather Mountain, Great Smoky Mountains National Park, and Unicoi Mountains.

Applicant: Joseph H.K. Pechmann, University of New Orleans, New Orleans, Louisiana, TE056510-0.

The applicant requests authorization to take (survey, capture, tag, toe clip, monitor egg masses and tadpoles, and translocate) the Mississippi gopher frog (*Rana capito sevosa*) to gather information about the growth and

survival and metamorphosis of tadpoles when raised in ponds that have different characteristics and to determine if the species raised in artificial ponds will return to breed. The proposed activities will take place in the DeSoto National Forest, Harrison County, Mississippi.

Applicant: Jeanette Wyneken, Florida Atlantic University, Boca Raton, Florida, TE056217-0.

The applicant requests authorization to take (survey, capture, identify, radio tag, measure and weigh, and release) the loggerhead sea turtle (*Caretta caretta*), Green sea turtle (*Chelonia mydas*), and leatherback sea turtle (*Dermochelys coriacea*) to monitor green sea turtle use of developmental habitat in near shore waters, to collate and summarize long-term data, to update the understanding of the North Atlantic loggerhead population structure in a spatially explicit way, to update and partition the morality associated with several well-documented environmental stressors, and to collect new comprehensive data to describe the sex ratios of hatchlings throughout the southeastern United States. The proposed activities will take place in Florida, Georgia, South Carolina, and North Carolina.

Applicant: Tennessee Valley Authority, Travis H. Henry, Norris, Tennessee, TE056341-0.

The applicant requests authorization to take (survey, capture, mark, recapture, and release) the gray bat (*Myotis grisescens*), Indiana bat (*Myotis sodalus*), and bald eagle (*Haliaeetus leucocephalus*) to determine presence and absence and to gather population data, and to conduct a feeding analysis study of bald eagles. The proposed activities will take place in 201 counties within the Tennessee Valley Authority Power Service Area. This would include areas throughout Tennessee and portions of Alabama, Mississippi, Georgia, North Carolina, Virginia, and Kentucky.

Applicant: University of North Carolina at Wilmington, Dr. Michael A. McCartney, Wilmington, North Carolina TE056186-0.

The applicant requests authorization to take (harass) the Waccamaw silverside (*Menidia extensa*) while conducting population surveys and collecting the Waccamaw darter (*Etheostoma perlongum*) for genetic studies. The proposed activities are confined to Lake Waccamaw in Columbus County, North Carolina.

Applicant: North Carolina Natural Heritage Program, Stephen P. Hall, Raleigh, North Carolina, TE056340-0.

The applicant requests authorization to take (collect) 15 Saint Francis' Satyr (*Neonympha mitchellii francisci*) for

genetic studies. The purpose of the collection is to determine the identity of the newly discovered populations in Alabama and Virginia. The activities will take place at Fort Bragg Army Base, Cumberland and Hoke Counties, North Carolina.

Applicant: Fish and Wildlife Associates, Inc., Pamela M. Boaze, Whitter, North Carolina TE056486-0.

The applicant requests authorization to take (survey, capture, and translocate) the pink mucket (*Lampsilis abrupta*) and orangefoot pimpleback (*Plethobasus cooperianus*) to relocate mussels outside of the construction site of a bridge over State Road-2 and the demolition of an existing bridge over State Road-2. The proposed activities will take place in Loudon, Tennessee.

Applicant: Mark A. Bailey, Shorter, Macon, TE056488-0.

The applicant requests authorization to install artificial cavity inserts in red-cockaded woodpecker (*Picoides borealis*) habitat so that each cluster has a minimum of four suitable cavities. The proposed activities will take place at Mitchell Dam, Richville, and Flag Mountain, Coosa County, Alabama.

Dated: May 8, 2002.

Judy L. Pulliam,

Acting Regional Director.

[FR Doc. 02-13318 Filed 5-28-02; 8:45 am]

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INTERNATIONAL TRADE COMMISSION

[Inv. No. 337-TA-462]

In the Matter of Certain Plastic Molding Machines With Control Systems Having Programmable Operator Interfaces Incorporating General Purpose Computers, and Components Thereof II; Notice of Commission Decision not to Review an Initial Determination Terminating the Investigation as to Two Respondents on the Basis of a Settlement Agreement

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") (Order No. 26) terminating the above-captioned investigation as to respondents Sidel S.A. and Sidel, Inc. based on a settlement agreement. Under ALJ Order No. 27, the investigation will continue so that complainant may have

the opportunity to move for summary determination of violation and to request a general exclusion order pursuant to Commission rule 210.16(c)(2), 19 CFR 210.16(c)(2).

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 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, 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-ON-LINE) at <http://dockets.usitc.gov/eol/public>. 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: The Commission instituted the above-captioned investigation on August 23, 2001, based on a complaint filed by Milacron, Inc. (Milacron) of Cincinnati, OH, against eleven respondents. 66 FR 44374 (2001). The complaint, as supplemented, alleged violations of section 337 of the Tariff Act of 1930 in the importation into the United States, sale for importation, and sale within the United States after importation of certain plastic molding machines with control systems having programmable operator interfaces incorporating general purpose computers, and components thereof, by reason of infringement of claims 1-4 and 9-13 of U.S. Patent No. 5,062,052. Sidel S.A. and Sidel, Inc. (collectively, Sidel) are the last respondents remaining in the investigation. The nine other respondents were previously terminated from the investigation on the basis of settlement agreements.

On April 9, 2002, Milacron, and Sidel filed a joint motion under Commission rule 210.21(b) to terminate the investigation as to Sidel based on a Settlement and Non-Exclusive License Agreement. On April 18, 2002, Milacron filed a motion to amend the procedural schedule so that it would have the opportunity to file a motion for summary determination of violation of section 337 and to request a general

exclusion order. On April 19, 2002, the Commission investigative attorney filed a response in support of both the joint motion to terminate and Milacron's motion to amend the procedural schedule. On April 23, 2002, the presiding ALJ issued his ID terminating the investigation as to Sidel. On April 24, 2002, he issued Order No. 27, granting Milacron's request to amend the procedural schedule. No petitions for review of the ID were filed.

The authority for the Commission's determination is contained in section 337 of the Tariff Act of 1930, as amended (19 U.S.C. 1337), and in section 210.42 of the Commission's Rules of Practice and Procedure (19 CFR 210.42).

By order of the Commission.

Issued: May 23, 2002.

Marilyn R. Abbott,

Secretary.

[FR Doc. 02-13323 Filed 5-28-02; 8:45 am]

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INTERNATIONAL TRADE COMMISSION

[Inv. No. 337-TA-472]

In the Matter of Certain Semiconductor Devices and Products Containing Same; Notice of Investigation

AGENCY: U.S. International Trade Commission.

ACTION: Institution of investigation pursuant to 19 U.S.C. § 1337.

SUMMARY: Notice is hereby given that a complaint was filed with the U.S. International Trade Commission on April 22, 2002, under section 337 of the Tariff Act of 1930, as amended, 19 U.S.C. 1337, on behalf of Toshiba Corporation of Japan. A supplement to the complaint was filed on May 8, 2002. The complaint, as supplemented, alleges violations of section 337 in the importation into the United States, the sale for importation, and the sale within the United States after importation of certain semiconductor devices and products containing same by reason of infringement of claims 1, 3, 5, 7, 8, 10, and 12 of U.S. Letters Patent 5,150,178; claims 1-4 of U.S. Letters Patent 4,683,382; and claims 18-20 of U.S. Letters Patent 5,187,561. The complaint further alleges that an industry in the United States exists as required by subsection (a)(2) of section 337.

The complainant requests that the Commission institute an investigation and, after the investigation, issue a permanent exclusion order and permanent cease and desist orders.

ADDRESSES: The complaint and supplement, except for any confidential information contained therein, are 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., Room 112, Washington, DC 20436, telephone 202-205-2000. Hearing impaired individuals are advised that information on this matter can be obtained 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 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>.

FOR FURTHER INFORMATION CONTACT: Rett V. Sotherly, Esq., Office of Unfair Import Investigations, U.S. International Trade Commission, telephone 202-205-2599.

Authority: The authority for institution of this investigation is contained in section 337 of the Tariff Act of 1930, as amended, and in section 210.10 of the Commission's Rules of Practice and Procedure, 19 CFR 210.10 (2001).

Scope of Investigation: Having considered the complaint, the U.S. International Trade Commission, on May 21, 2002, ordered that:

(1) Pursuant to subsection (b) of section 337 of the Tariff Act of 1930, as amended, an investigation be instituted to determine whether there is a violation of subsection (a)(1)(B) of section 337 in the importation into the United States, the sale for importation, or the sale within the United States after importation of certain semiconductor devices or products containing same by reason of infringement of claim 1, 3, 5, 7, 8, 10, or 12 of U.S. Letters Patent 5,150,178; claim 1-3, or 4 of U.S. Letters Patent 4,683,382; or claim 18, 19, or 20 of U.S. Letters Patent 5,187,561, and whether an industry in the United States exists as required by subsection (a)(2) of section 337.

(2) For the purpose of the investigation so instituted, the following are hereby named as parties upon which this notice of investigation shall be served:

(a) The complainant is: Toshiba Corporation, 1-1, Shibaura 1-Chome, Minato-ku, Tokyo, 105-8001, Japan.