

unrelenting, and the species is sparsely distributed.

Piping plovers nest above the high tide line on coastal beaches, sandflats at the ends of sandspits and barrier islands, gently sloping foredunes, blowout areas behind primary dunes, and washover areas cut into or between dunes. Feeding areas include intertidal portions of ocean beaches, washover areas, mudflats, sandflats, wrack lines, sparsely vegetated dunes, and shorelines of coastal ponds, lagoons or salt marshes. Wintering plovers on the Atlantic Coast are generally found at accreting ends of barrier islands, along sandy peninsulas, and near coastal inlets.

Loss and degradation of habitat due to development and shoreline stabilization have been a major contributors to the species' decline. Disturbance by humans and pets often reduces the functional suitability of habitat and causes direct and indirect mortality of eggs and chicks. Predation has also been identified as a major factor limiting piping plover reproductive success at many Atlantic Coast sites, and substantial evidence shows that human activities are affecting types, numbers, and activity patterns of patterns of predators, thereby exacerbating natural predation.

The draft under review is a revision of a recovery plan that was approved in 1988. Since that time, important new information regarding piping plover survival and fecundity rates, habitat carrying capacity, and dispersal within the population has become available, facilitating re-evaluation of the original recovery goal. With the assistance of experts in computerized population viability modeling, the Atlantic Coast piping plover recovery team has performed extensive analyses of the 1988 recovery goal, which called for "a self-sustaining population of 1200 breeding pairs while maintaining the current distribution." The result of these analyses is a revised recovery goal based upon the following delisting criteria: (1) Increase and maintain for five years a total of 2,000 breeding pairs, distributed among four recovery units as follows: Atlantic Canada, 400 pairs; New England, 625 pairs; New York-New Jersey, 575 pairs; Southern (DE-MD-VA-NC), 400 pairs. (2) Verify the adequacy of a 2000 pair population of piping plovers to maintain heterozygosity and allelic diversity over the long term. (3) Achieve a five-year average productivity rate of 1.5 fledged chicks per pair in each of the four recovery units described in criterion 1, based on data from sites that collectively support at least 90% of the

recovery unit's population. (4) Institute long-term agreements to assure protection and management sufficient to maintain the target populations and average productivity in each recovery unit. (5) Assure long-term maintenance of wintering habitat, sufficient in quantity and quality to maintain survival.

Experience gained since the 1988 plan was prepared has also resulted in refinements of activities needed to meet these recovery criteria. Continuing and proposed recovery activities include: management of piping plover populations and breeding habitat to maximize survival and productivity, monitoring and management of wintering and migration areas to maximize survival and recruitment into the breeding population, scientific investigations to facilitate recovery efforts, and public information and education programs.

Guidance appended to the new plan includes: (a) Summary of current and needed management activities at each current and potential breeding site; (b) guidelines for managing recreational activities in piping plover breeding habitat to avoid take; and (c) guidelines for preparation and evaluation of applications for permits for incidental take of piping plovers that will allow steady continued progress towards recovery.

The 118% increase in the New England population between 1989 and 1994 demonstrates that rapid recovery of the Atlantic Coast piping plover is possible with intensive protection efforts. Contingent, on vigorous implementation of all recovery tasks, full recovery is anticipated by the year 2010.

The draft Recovery Plan revision is being submitted for agency review. After consideration of comments received during the review period, the Plan will be submitted for final approval.

Public Comments Solicited

The Service solicits written comments on the Recovery Plan described. All comments received by the data specified above will be considered prior to approval of the Plan.

Authority: The authority for this action is Section 4(f) of the Endangered Species Act, 16 U.S.C. 1533(f).

Dated: January 26, 1995.

Cathy Short,

Acting Regional Director.

[FR Doc. 95-2935 Filed 2-3-95; 8:45 am]

BILLING CODE 4310-55-M

National Park Service

Supplemental Record of Decision; General Management Plan—Eugene O'Neill National Historic Site Contra Costa County, California

On April 1, 1991, the National Park Service issued a Record of Decision (ROD) on the Final Environmental Impact Statement/General Management Plan for the Eugene O'Neill National Historic Site (Site). In the ROD, the National Park Service (NPS) announced that it intended to implement the proposed alternative (Alternative AA). The NPS selected Alternative AA based on the information contained in the Final Environmental Impact Statement (FEIS), which was issued on February 15, 1991.

The National Park Service (NPS) would like to clarify that in implementing Alternative AA, the NPS has no present intention to acquire and condemn a portion of the former Kleinfelder property which is currently being used for landscaping and driveway access. (A map depicting this parcel can be found at the offices of the Superintendent, Eugene O'Neill National Historic Site at the address below.) This Supplemental Record of Decision does not affect any other portions of the April 1, 1991 Record of Decision.

The National Park Service has determined that this clarification to the ROD does not constitute a substantial change to Alternative AA, nor does it reflect significant new circumstances which are relevant to environmental concerns. Therefore, no supplement to the FEIS is required.

Any questions regarding this matter should be directed to Mr. Glenn Fuller, Superintendent, Eugene O'Neill National Historic Site, P.O. Box 280, 1000 Kuss Road, Danville, California 94526.

Dated: December 30, 1994.

Phil H. Ward,

Regional Director, Western Region.

[FR Doc. 95-2741 Filed 2-3-95; 8:45 am]

BILLING CODE 4310-70-M

INTERNATIONAL TRADE COMMISSION

[Investigation No. 337-TA-371]

Notice of Investigation

In the Matter of: Certain Memory Devices With Increased Capacitance and Products Containing Same

AGENCY: 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 December 30, 1994, under section 337 of the Tariff Act of 1930, as amended, 19 U.S.C. 1337, on behalf of Emanuel Hazani, 1210 Sesame Drive, Sunnyvale, California 94087 and Patent Enforcement Fund, Inc., 1095 Sasco Hill Road, Fairfield, Connecticut 06430. Supplements were filed on January 9 and 19, 1995. The complaint, as supplemented, alleges a violation 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 memory devices with increased capacitance and products containing same by reason of infringement of claims 1-2, 4-23 and 25-28 of U.S. Letters Patent 5,166,904, and that an industry in the United States exists or is in the process of being established as required by subsection (a)(2) of section 337.

The complainants request that the Commission institute an investigation and, after a hearing, issue a permanent exclusion order and a permanent cease and desist order.

ADDRESSES: The complaint, except for any confidential information contained therein, is 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 202-205-1802. Hearing-impaired individuals are advised that information on this matter can be obtained by contacting the Commission's TDD terminal on 202-205-1810.

FOR FURTHER INFORMATION CONTACT: John M. Whealan, Esq., Office of Unfair Import Investigations, U.S. International Trade Commission, telephone 202-205-2574.

Authority: The authority for institution of this investigation is contained in section 337 of the Tariff Act of 1930, as amended, and in § 210.10 of the Commission's final rules of practice and procedure (59 FR 39020, 39043, August 1, 1994).

SCOPE OF INVESTIGATION: Having considered the complaint, the U.S. International Trade Commission, on January 30, 1995, 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 memory devices with increased capacitance and products containing same by reason of infringement of claims 1, 2, 4-23, 25-27 or 28 of U.S. Letters Patent 5,166,904, and whether an industry in the United States exists or is in the process of being established 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 complainants are—
Emanuel Hazani, 1210 Sesame Drive, Sunnyvale, California 94087
Patent Enforcement Fund, Inc., 1095 Sasco Hill Road, Fairfield, Connecticut 06430

(b) The respondents are the following companies alleged to be in violation of section 337, and are the parties upon which the complaint is to be served:

Mitsubishi Electric Corporation, 2-3, Marunouchi, 2-chome, Chiyoda-ku, Tokyo 100, Japan
Mitsubishi Electric America, Inc., 5665 Plaza Drive, Cypress, California 90630-0007
NEC Corporation, 7-1 Shiba, 5-chome, Minato-ku, Tokyo 108-01, Japan
NEC Electronics, Inc., 475 Ellis Street, Mountain View, California 94043
Oki Electric Industry, Co., Ltd., 7-12 Toranomom, 1-chome, Minato-ku, Tokyo 105, Japan
Oki America, Inc., Three University Plaza, Hackensack, New Jersey 07601
Hitachi, Ltd., 6 Kanda-Surugadai 4-chome, Chiyoda-ku, Tokyo 101, Japan
Hitachi America, Ltd., 50 Prospect Avenue, Tarrytown, New York 10591
Samsung Electronics Co., Ltd., C.P.O. Box 2775, 10-20th Floors, Joong-ang Daily News Bldg. 7, Soonhwa-dong, Chung-ku, Seoul, Korea
Samsung Electronics America, Inc., 105 Challenger Road, Ridgefield Park, New Jersey 07660
Samsung Semiconductors, Inc., 3655 North 1st Street, San Jose, California 95134-1708
Hyundai Electronics Industries, Co., Ltd., 140-2, Gye-Dong, Chongro-Ku, Seoul, Korea
Hyundai Electronics America, Inc., 166 Baypointe Parkway, San Jose, California 95134

(c) John M. Whealan, Esq., Office of Unfair Import Investigations, U.S. International Trade Commission, 500 E Street, SW., Room 401-P, Washington, DC 20436, who shall be the Commission investigative attorney, party to this investigation; and

(3) For the investigation so instituted, Janet D. Saxon, Chief Administrative

Law Judge, U.S. International Trade Commission, shall designate the presiding Administrative Law Judge.

Responses to the complaint and the notice of investigation must be submitted by the named respondents in accordance with section 210.13 of the Commission's final rules of practice and procedure. 59 FR 39020, 39045, August 1, 1994. Pursuant to 19 CFR § 201.16(d) and § 210.13(a) of the Commission's Final Rules (59 FR at 39045), such responses will be considered by the Commission if received not later than 20 days after the date of service of the complaint. Extensions of time for submitting responses to the complaint will not be granted unless good cause therefor is shown.

Failure of a respondents to file a timely response to each allegation in the complaint and in this notice may be deemed to constitute a waiver of the right to appear and contest the allegations of the complaint and this notice, and to authorize the administrative law judge and the Commission, without further notice to the respondent, to find the facts to be as alleged in the complaint and this notice and to enter both an initial determination and a final determination containing such findings, and may result in the issuance of a limited exclusion order or a cease and desist order or both directed against such respondent.

Issued: January 31, 1995.

By order of the Commission.

Donna R. Koehnke,

Secretary.

[FR Doc. 95-2825 Filed 2-3-95; 8:45 am]

BILLING CODE 7020-02-P

[Investigation No. 337-TA-370]

Certain Salinomycin Biomass and Preparations Containing Same; Notice of Investigation

AGENCY: International Trade Commission.

ACTION: Institution of investigation pursuant to 19 U.S.C. 1337 and provisional acceptance of motion for temporary relief.

SUMMARY: Notice is hereby given that a complaint and a motion for temporary relief were filed with the U.S. International Trade Commission on December 23, 1994, under section 337 of the Tariff Act of 1930, as amended, 19 U.S.C. 1337, on behalf of Kaken Pharmaceutical Company, Ltd., 2-28-8 Honkomagome, Bunkyo-ku, Tokyo 113, Japan. A revised complaint and revised memorandum of points and authorities