

produced in the Subject Countries, and such merchandise from other countries.

(11) (OPTIONAL) A statement of whether you agree with the above definitions of the Domestic Like Product and Domestic Industry; if you disagree with either or both of these definitions, please explain why and provide alternative definitions.

**AUTHORITY:** These reviews are being conducted under authority of title VII of the Tariff Act of 1930; this notice is published pursuant to section 207.61 of the Commission's rules.

Issued: November 25, 1998.

By order of the Commission.

**Donna R. Koehnke,**

Secretary.

[FR Doc. 98-32083 Filed 12-1-98; 8:45 am]

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## INTERNATIONAL TRADE COMMISSION

[Inv. No. 337-TA-412]

### Certain Video Graphics Display Controllers and Products Containing Same; Notice of Commission Determination Not To Review Initial Determination Granting Motion To Amend Complaint and Notice of Investigation

**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 an initial determination granting the complainant's motion to amend the complaint and notice of investigation by adding allegations of infringement of additional patent claims.

**FOR FURTHER INFORMATION CONTACT:** Carl P. Bretscher, Esq., Office of the General Counsel, U.S. International Trade Commission, 500 E Street, S.W., Washington, D.C. 20436, telephone (202) 205-3107.

**SUPPLEMENTARY INFORMATION:** 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 § 210.42 of the Commission's rules of practice and procedure (19 CFR 210.42).

The Commission instituted the above-captioned investigation on July 27, 1998, based on a complaint by Cirrus Logic, Inc. ("Cirrus") alleging that ATI Technologies Inc. ("ATI") violated section 337 of the Tariff Act of 1930, as

amended, 19 U.S.C. 1337, by importing, selling for importation, or selling in the United States after importation certain video graphics display controllers that infringe claims 37 and 43 of Cirrus' U.S. Letters Patent 5,598,525 ("the 525 patent"). On October 14, 1998, Cirrus filed a motion pursuant to Commission rule 210.14(b), 19 CFR 210.14(b), to amend the complaint and notice of investigation to add allegations of infringement of claims 1-10, 12-21, and 23-24 of its "525 patent."

On October 29, 1998, the presiding administrative law judge ("ALJ") issued an initial determination ("ID") (Order No. 14) granting Cirrus' motion to amend the complaint and notice of investigation. The ALJ found that good cause existed for the amendment, and that such amendment would not prejudice the public interest or the rights of the parties. None of the parties petitioned to review the ALJ's ID.

The Commission determined not to review, and thereby to adopt, the ALJ's initial determination. Copies of the 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. 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>).

Issued: November 25, 1998.

By order of the Commission.

**Donna R. Koehnke,**

Secretary.

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## DEPARTMENT OF JUSTICE

### Notice of Lodging of Consent Decree Amendment Pursuant to CERCLA

In accordance with Department policy, 28 CFR 50.7, notice is hereby given that on November 5, 1998, a proposed First Amendment to Consent Decree in *United States v. Beazer East, Inc.*, (S.D. TX.) (Civil No. H-90-2406), was lodged with the U.S. District Court for the Southern District of Texas, pursuant to Sections 106 and 107 of the

Comprehensive Environmental Response, Compensation and Liability Act ("CERCLA"), 42 U.S.C. §§ 9606 and 9607. The proposed First Amendment to Consent Decree provides for a change in the remedy selected by the U.S. Environmental Protection Agency, ("EPA") for the South Calvacade Site (the "Site"). On March 14, 1991, the Court entered the original Consent Decree in this case under which Beazer East, Inc. ("Beazer") agreed to reimburse response costs incurred by EPA in connection with the Site, located in northeast Houston, Texas, and to implement the final plan for remedial action selected by EPA, embodied in the Record of Decision ("ROD"). The original ROD called for excavation and "washing" of contaminated soils. In June 1997, EPA amended the ROD as it pertains to the soil portion of the remedy, and selected instead a reinforced concrete cap to be constructed over contaminated soils at the Site. The groundwater portion of the remedy, which calls for activated carbon adsorption, remains unchanged. The proposed First Amendment to Consent Decree incorporates by reference EPA's Amended ROD.

The Department of Justice will receive for a period of thirty (30) days from the date of this publication comments concerning the proposed First Amendment to Consent Decree. Comments should be addressed to the Assistant Attorney General of the Environment and Natural Resources Division, U.S. Department of Justice, Washington, D.C. 20530, and should refer to *United States v. Beazer East, Inc.*, D.J. ref. 90-11-2-535.

The proposed First Amendment to Consent Decree may be examined at the Office of the United States Attorney for the Southern District of Texas, 515 Rusk Street, 5th Floor, Houston, Texas 77002 and at the Consent Decree Library, 1120 G Street, N.W., 3rd Floor, Washington, D.C. 20005. A copy of the proposed First Amendment to Consent Decree may be obtained in person or by mail from the Consent Decree Library, 1120 G Street, N.W., Washington, D.C. 20005. In requesting a copy, please enclose a check in the amount of \$20.75 (\$0.25 per page for reproduction costs) payable to: Consent Decree Library.

**Joel Gross,**

Chief, Environmental Enforcement Section,  
Environment & Natural Resources Division.

[FR Doc. 98-32031 Filed 12-1-98; 8:45 am]

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