

INTERNATIONAL TRADE COMMISSION

[Inv. No. 337-TA-334 (Advisory Opinion Proceedings)]

Certain Condensers, Parts Thereof and Products Containing Same, Including Air Conditioners for Automobiles; Notice of Commission Determination To Institute Advisory Opinion Proceedings

AGENCY: U.S. International Trade Commission.

ACTION: Notice.

SUMMARY: Notice is hereby given that the U.S. International Trade Commission has determined to institute advisory opinion proceedings in the above-captioned investigation.

FOR FURTHER INFORMATION CONTACT: Jean Jackson, Esq., Office of the General Counsel, U.S. International Trade Commission, telephone 202-205-3104. Hearing impaired persons are advised that information on the matter can be obtained by contacting the Commission's TDD terminal at 202-205-1810. General information concerning the Commission may also be obtained by accessing its Internet server (<http://www.usitc.gov>).

SUPPLEMENTARY INFORMATION: This investigation was instituted on January 23, 1992, based on a complaint filed by Modine Manufacturing Company (Modine), 57 Fed. Reg. 2784. The investigation terminated with a finding of no violation of section 337. The U.S. Court of Appeals for the Federal Circuit, however, reversed that determination in *Modine Manufacturing Co. v. USITC*, 75 F.3d 1545 (Fed. Cir. 1996), and remanded the investigation to the Commission to redetermine various issues involving claim construction and infringement. The Commission, in turn, remanded the investigation to an administrative law judge (ALJ). On December 2, 1996, the ALJ issued an ID finding a violation of section 337 by respondents. The Commission modified the ALJ's ID slightly, but adopted its finding of violation and issued a limited exclusion order against respondents Showa Aluminum Corporation of Japan and Showa Aluminum Corporation of America (collectively, Showa) on August 20, 1997. The Commission's limited exclusion order was based on a finding that Showa's imported "SC" models of condensers for automobile air conditioning systems infringed claims 9 and 10 of U.S. Letters Patent 4,998,580 (the '580 patent), held by complainant Modine.

On December 22, 1998, Showa filed a petition for an advisory opinion under

Commission rule 210.79(a) that would declare that a new condenser model that Showa has developed does not infringe the claims in controversy of the '580 patent. On January 12, 1999, Showa filed a corrected petition. The Commission examined Showa's petition for an advisory opinion and has determined that it complies with the requirements for institution of an advisory opinion proceeding under Commission rule 210.79(a). Accordingly, the Commission determined to institute an advisory opinion proceeding and referred Showa's petition to the presiding ALJ for issuance of an initial advisory opinion.

This action is taken under the authority of section 337 of the Tariff Act of 1930, 19 U.S.C. 1337, and Commission rule 210.79(a), 19 CFR 210.79(a).

Copies of the public version of Showa's petition, 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 S.W., Washington, D.C. 20436, telephone 202-205-2000.

By order of the Commission.
Issued: March 4, 1999.

Donna R. Koehnke,
Secretary.

[FR Doc. 99-5933 Filed 3-9-99; 8:45 am]

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INTERNATIONAL TRADE COMMISSION

[Investigation No. 731-TA-44 (Review)]

Sorbitol From France

Determination

On the basis of the record¹ developed in the subject five-year review, the United States International Trade Commission determines,² pursuant to section 751(c) of the Tariff Act of 1930 (19 U.S.C. 1675(c)) (the Act), that revocation of the antidumping duty order on sorbitol from France would be likely to lead to continuation or recurrence of material injury to an industry in the United States within a reasonably foreseeable time.

¹ The record is defined in sec. 207.2(f) of the Commission's Rules of Practice and Procedure (19 CFR 207.2(f)).

² Chairman Bragg and Commissioner Askey dissenting.

Background

The Commission instituted this review on October 1, 1998, (63 FR 52757) and determined on January 7, 1999, that it would conduct an expedited review (64 FR 5075, Feb. 2, 1999).

The Commission is scheduled to transmit its determination in this investigation to the Secretary of Commerce on March 11, 1999. The views of the Commission will be contained in USITC Publication 3165 (March 1999), entitled Sorbitol from France: Investigation No. 731-TA-44 (Review).

By order of the Commission.

Issued: March 4, 1999.

Donna R. Koehnke,
Secretary.

[FR Doc. 99-5934 Filed 3-9-99; 8:45 am]

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DEPARTMENT OF JUSTICE

Office of Community Oriented Policing Services; Agency Information Collection Activities: Proposed Collection; Comment Request

ACTION: Notice of information collection under review; problem solving partnerships: Analysis and assessment surveys.

The proposed information collection is published to obtain comments from the public and affected agencies. Comments are encouraged and will be accepted until May 10, 1999. Written comments and suggestions from the public and affected agencies concerning the proposed collection of information are requested. Comments should address one or more of the following of the following four points:

- (1) Evaluate whether the proposed collection of information is necessary for the proper performance of the functions of the agency, including whether the information will have practical utility;
- (2) Evaluate the accuracy of the agency's estimate of the burden of the proposed collection of information, including the validity of the methodology and assumptions used;
- (3) Enhance the quality, utility, and clarity of the information to be collected; and
- (4) Minimize the burden of the collection of information on those who are to respond, including through the use of appropriate automated, electronic, mechanical, or other technological collection techniques or other forms of information technology,