

**DEPARTMENT OF THE INTERIOR****Bureau of Land Management****Coteau Coal Lease Application**

**AGENCY:** Bureau of Land Management, Interior.

**ACTION:** Notice of intent to prepare an environmental impact statement for coal lease application and notice of scoping.

**SUMMARY:** The Coteau Properties Company applied for a lease of Federal coal reserves at the Freedom Mine, Mercer County, North Dakota. The Bureau of Land Management (BLM) will analyze the proposed action in accordance with the National Environmental Policy Act (NEPA). At least two alternatives will be considered: (a) A no-action alternative in which federal coal reserves would not be available for lease, and (b) an alternative in which all or portions of the federal coal reserves would be made available for lease.

After an initial review, BLM has determined that an environmental impact statement (EIS) will be prepared to disclose effects that may result from strip mining. A public scoping period will be held to allow interested parties to submit comments or information relevant to preparation of the EIS.

**DATES:** Publication of this notice will initiate the public scoping comment process, which will end after 30 days. Comments on issues may be submitted in writing to BLM at the address listed below.

**Public Participation:** A goal of public involvement is to identify issues pertinent to the proposal. The BLM invites written comments and suggestions on this action, particularly in terms of issues and development of alternatives. People may visit with BLM officials at any time during the analysis.

**ADDRESSES:** Please send comments, concerns or questions to Field Office Manager, North Dakota Field Office, Bureau of Land Management, 2933 3rd Avenue West, Dickinson, ND 58601. For further information and/or to have your name added to our mailing list, please write to the address above, or contact Lee Jefferis (701-227-7713), or Mary Ramsey (701-227-7706) by telephone.

**SUPPLEMENTARY INFORMATION:** On January 18, 2002, The Coteau Properties Company filed an application with BLM to lease 5, 571 acres of Federal coal at the following locations:

*T. 144 N., R. 88 W., 5th P.M.*

Sec. 2: Lots 3, 4, S<sup>1</sup>/<sub>2</sub>NW<sup>1</sup>/<sub>4</sub>

Sec. 4: Lots 1, 2, S<sup>1</sup>/<sub>2</sub>NE<sup>1</sup>/<sub>4</sub>, S<sup>1</sup>/<sub>2</sub>

Sec. 6: All

Sec. 8: N<sup>1</sup>/<sub>2</sub>NE<sup>1</sup>/<sub>4</sub>, SE<sup>1</sup>/<sub>4</sub>NE<sup>1</sup>/<sub>4</sub>, NW<sup>1</sup>/<sub>4</sub>, N<sup>1</sup>/<sub>2</sub>SW<sup>1</sup>/<sub>4</sub>

*T. 144 N., R. 89 W., 5th P.M.*

Sec. 12: E<sup>1</sup>/<sub>2</sub>

*T. 145 N., R. 88 W., 5th P.M.*

Sec. 4: Lots 1, 2, 3, 4, S<sup>1</sup>/<sub>2</sub>N<sup>1</sup>/<sub>2</sub>, SE<sup>1</sup>/<sub>4</sub>, S<sup>1</sup>/<sub>2</sub>SW<sup>1</sup>/<sub>4</sub>

Sec. 10: N<sup>1</sup>/<sub>2</sub>

Sec. 14: All

Sec. 22: All

Sec. 26: N<sup>1</sup>/<sub>2</sub>NE<sup>1</sup>/<sub>4</sub>, SW<sup>1</sup>/<sub>4</sub>NE<sup>1</sup>/<sub>4</sub>, NW<sup>1</sup>/<sub>4</sub>SE<sup>1</sup>/<sub>4</sub>, W<sup>1</sup>/<sub>2</sub>

Sec. 28: E<sup>1</sup>/<sub>2</sub>NE<sup>1</sup>/<sub>4</sub>, SW<sup>1</sup>/<sub>4</sub>NE<sup>1</sup>/<sub>4</sub>, SE<sup>1</sup>/<sub>4</sub>NW<sup>1</sup>/<sub>4</sub>, S<sup>1</sup>/<sub>2</sub>

Sec. 34: N<sup>1</sup>/<sub>2</sub>N<sup>1</sup>/<sub>2</sub>, SE<sup>1</sup>/<sub>4</sub>NE<sup>1</sup>/<sub>4</sub>, E<sup>1</sup>/<sub>2</sub>SE<sup>1</sup>/<sub>4</sub>, SW<sup>1</sup>/<sub>4</sub>SE<sup>1</sup>/<sub>4</sub>, SW<sup>1</sup>/<sub>4</sub>.

The tracts include an estimated 90 million tons of recoverable coal.

The Office of Surface Mining Reclamation and Enforcement (OSM) will be a cooperating agency in the preparation of the EIS. If Federal lands are leased, they must be incorporated into the existing mine plan before Federal coal reserves can be mined. OSM is responsible for recommending approval, approval with conditions, or disapproval of the revised mine plan to the Secretary of the Interior.

The primary issue raised during our initial review of the application involves American Indian Traditional/Cultural features. Mining will result in impacts to cultural resources. Based on cultural resource inventories, 200 archeological sites with 1,700 stone features have been identified. Forty of these sites have been determined eligible for listing in the National Register of Historic Places. Native American tribes have voiced concerns about the cumulative effects of mining on these cultural resources.

Comments, including names and street addresses of respondents, will be available for public inspection at the BLM North Dakota Field Office. Individual respondents may request confidentiality. If you wish to withhold your name or address from public review or from disclosure under the Freedom of Information Act, you must state this at the beginning of your written comment. All submissions from organizations or businesses, and from individuals identifying themselves as representatives or officials of organizations or businesses, will be made available for public inspection in their entirety.

Dated: February 28, 2003.

**Douglas Burger,**

*Field Manager.*

[FR Doc. 03-5251 Filed 3-5-03; 8:45 am]

**BILLING CODE 4310--55-P**

**INTERNATIONAL TRADE COMMISSION**

[Investigation No. 337-TA-489]

**Certain Sildenafil or Any Pharmaceutically Acceptable Salt Thereof, Such as Sildenafil Citrate, 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 January 29, 2003 under section 337 of the Tariff Act of 1930, as amended, 19 U.S.C. 1337, on behalf of Pfizer, Inc. of New York, New York. A supplement to the complaint was filed on February 27, 2003. 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 sildenafil or any pharmaceutically acceptable salt thereof, such as sildenafil citrate, and products containing same by reason of infringement of claims 1-5 of U.S. Patent No. 5,250,534. The complaint further alleges that there exists an industry in the United States 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 general exclusion order and permanent cease and desist orders.

**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 202-205-2000. 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 also be obtained by accessing its internet server at <http://www.usitc.gov>. The public record for this investigation may be viewed on the Commission's electronic docket (EDIS) at <http://edis.usitc.gov>.

**FOR FURTHER INFORMATION CONTACT:** Thomas S. Fusco, Esq., Office of Unfair

Import Investigations, U.S. International Trade Commission, telephone 202-205-2571.

**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 (2002).

**Scope of Investigation:** Having considered the complaint, the U.S. International Trade Commission, on February 27, 2003, *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 sildenafil or any pharmaceutically acceptable salt thereof, such as sildenafil citrate, or products containing same by reason of infringement of claim 1, 2, 3, 4, or 5 of U.S. Patent No. 5,250,534, 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: Pfizer, Inc., 235 East 42nd Street, New York, New York 10017.

(b) The respondents are the following companies upon which the complaint is to be served:

Planet Pharmacy, 13.5 Miles Northern Highway, Burrell Boom Cutoff, Ladyville, Belize  
LTMC, Ltd., Tumkin 9, Tel Aviv, Israel 99999

Investment and Future Development Corp. SA, Calle Las Acacias, Regina, Diriamba, Nicaragua

Aleppo Pharmaceutical Industries, Baron Street, P.O. Box 517, Aleppo, Syria

Biovea, 56 Gloucester Road, Suite 524, Kensington, London SW7 4UB, England

#1 Aabaaca Viagra LLC, 350 South Center, Reno, NV 99502

Ezee Soulnature Healthcare Pvt. Ltd., J-195 Saket, New Delhi 110017, India  
Zhejiang Medicines & Health Products Import & Export Co. Ltd., ZMC Building, 101-2 N. Zhongshan Road, Hangzhou, 310003, China

Jiangxi Jilin Chemical Corp. Ltd., Jingxi Dingfen Street 346 fl., Nanchang, Fujian 2564892, China

Tianjin Shuaike Chemical Co. Ltd., PO Box 4618, Yangliuqing, Xiqing District, Tianjin 300380, China

Lianyungang Foreign Trade Corp., Foreign Trade Bldg., No. 9 East Hailan Rd., Xinpū, Lianyungang, Jiangsu, China

Sino Health Care Company of Sichuan, 2-5# 10th Building, Qingyang Dong 1 lu., Chengdu, Sichuan 610072, China

China Jingsu International, 37 Hua Qiao Road, Nanjing 210029, China

Yiho Export & Import Co. Ltd., Nanjing Office, Rm. 302, No. 43-1 Qingliang Xincun, Nanjing, 210029, China

EBC Corporation, 701 Renner Road, Wilmington, DE 19810

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

(3) For the investigation so instituted, the Honorable Charles E. Bullock is designated as 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 Rules of Practice and Procedure, 19 CFR 210.13. Pursuant to 19 CFR 201.16(d) and 210.13(a), such responses will be considered by the Commission if received no later than 20 days after the date of service by the Commission of the complaint and notice of investigation. Extensions of time for submitting responses to the complaint will not be granted unless good cause therefor is shown.

Failure of a respondent 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: March 3, 2003.

By order of the Commission.

**Marilyn R. Abbott,**

*Secretary to the Commission.*

[FR Doc. 03-5332 Filed 3-5-03; 8:45 am]

**BILLING CODE 7020-02-P**

## DEPARTMENT OF JUSTICE

### Drug Enforcement Administration

[Docket No. 00-12]

#### Jeffrey Martin Ford, D.D.S. Grant of Restricted Registration

On October 29, 1999, the Deputy Assistant Administrator, Office of Diversion Control, Drug Enforcement Administration (DEA), issued an Order to Show Cause to Jeffrey Martin Ford, D.D.S. (Respondent), proposing to deny his application for a DEA Certificate of Registration pursuant to 21 U.S.C. 823(f) and 824(a).

By letter dated November 22, 1999, the Respondent requested a hearing on the issues raised by the Order to Show Cause. Following prehearing procedures, a hearing was held on June 15, 2000, in Boston, Massachusetts. At the hearing, the Government called two witnesses to testify and the Respondent testified on his behalf. Both parties also introduced documentary evidence. After the hearing, both parties submitted proposed findings of fact, conclusions of law, and argument. On February 6, 2001, Administrative Law Judge Mary Ellen Bittner (Judge Bittner) issued her Opinion and Recommended Ruling, Findings of Fact, Conclusions of Law and Decision, recommending that Respondent's application for registration be granted subject to various conditions. Neither party filed exceptions to Judge Bittner's opinion, and on March 6, 2001, Judge Bittner transmitted the record of these proceedings to the then-Deputy Administrator.

The Deputy Administrator has considered the record in its entirety, and pursuant to 21 CFR 1316.67, hereby issues his final order based upon findings of fact and conclusions of law as hereinafter set forth. The Deputy Administrator adopts in full the recommended rulings of fact, conclusions of law and decision of the Administrative Law Judge. His adoption is in no manner diminished by any recitation of facts, issues, or conclusions herein, or of any failure to mention a matter of fact or law.

The Deputy Administrator finds that the Respondent graduated from dentistry school in 1972, and following 24-month residency in orthodontics at Case Western Reserve University School of Dentistry, he established an orthodontic practice in Boston Massachusetts in 1974. In 1983, the Respondent relocated to Phoenix, Arizona, where he became licensed to practice dentistry, and then established