

and Dragon Star Magnetics, Inc., of Hong Kong ("Dragon Star"). The complaint alleged violations of section 337 of the Tariff Act of 1930 in the importation, sale for importation, or sale within the United States after importation of certain compact disc and DVD holders by reason of infringement of U.S. Design Patent No. D441,212. On April 16, 2003, the Commission determined not to review an initial determination (Order No. 13) finding the two remaining respondents in this investigation, Wah-De and Dragon Star, in default. All other respondents have been terminated from the investigation on the basis either of settlement agreements or the withdrawal of the allegations in the complaint as to them.

On March 26, 2003, DuBois filed a declaration pursuant to section 337(g)(1) and Commission rule 210.16(c)(1) seeking immediate entry of a limited exclusion order against Wah-De and Dragon Star. On April 22, 2003, the Commission issued a **Federal Register** notice requesting briefing on the issues of default remedy, the public interest, and bonding. 68 FR 19848. On April 30, 2003 and May 6, 2003, DuBois and the Commission investigative attorney, respectively, filed submissions on the issues of remedy, the public interest, and bonding. No other person or government agency filed a submission.

Section 337(g)(1) of the Tariff Act of 1930 provides that the Commission shall presume the facts alleged in a complaint to be true, and upon request, issue a limited exclusion order if: (1) A complaint is filed against a person under section 337, (2) the complaint and a notice of investigation are served on the person, (3) the person fails to respond to the complaint and notice or otherwise fails to appear to answer the complaint and notice, (4) the person fails to show good cause why it should not be found in default, and (5) the complainant seeks relief limited to that person. Such an exclusion from entry shall be issued unless, after considering the effect of such exclusion or order in light of the statutory public interest factors, the Commission finds that the exclusion order should not be issued.

The Commission found that each of the statutory requirements for the issuance of a limited exclusion order was met with respect to defaulting respondents Wah-De and Dragon Star. The Commission further determined that the public interest factors enumerated in section 337(g)(1) did not preclude the issuance of such relief. Finally, the Commission determined that bond under the limited exclusion order during the Presidential review

period shall be in the amount of 100 percent of entered value.

This action is taken under the authority of section 337 of the Tariff Act of 1930, 19 U.S.C. 1337, and § 210.16 of the Commission's Rules of Practice and Procedure, 19 CFR 210.16.

Issued: June 26, 2003.

By order of the Commission.

**Marilyn R. Abbott,**

*Secretary.*

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## INTERNATIONAL TRADE COMMISSION

[USITC SE-03-019]

### Sunshine Act Meeting

**AGENCY HOLDING THE MEETING:** United States International Trade Commission.

**TIME AND DATE:** July 9, 2003 at 11 a.m.

**PLACE:** Room 101, 500 E Street SW., Washington, DC 20436, Telephone: (202) 205-2000.

**STATUS:** Open to the public.

**MATTERS TO BE CONSIDERED:**

1. Agenda for future meetings: none.
2. Minutes.
3. Ratification List.
4. Inv. Nos. AA1921-143 and 731-TA-343 (Review) (Remand) (Tapered Roller Bearings from Japan)—briefing and vote. (The Commission is currently scheduled to transmit its views on remand to the United States Court of International Trade on or before July 23, 2003.)

5. Outstanding action jackets: none. In accordance with Commission policy, subject matter listed above, not disposed of at the scheduled meeting, may be carried over to the agenda of the following meeting.

By order of the Commission.

Issued: June 30, 2003.

**Marilyn R. Abbott,**

*Secretary to the Commission.*

[FR Doc. 03-16935 Filed 6-30-03; 2:37 pm]

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## DEPARTMENT OF JUSTICE

### Notice of Lodging of Stipulated Amendment to Consent Decree Under the Clean Water Act

Notice is hereby given that on June 17, 2003, a proposed Stipulated Amendment to Consent Decree in *United States and the State of Maryland v. Mayor and City Council of Baltimore, Maryland*, Civil Action No. Y-97-4185, was lodged with the United States

District Court for the District of Maryland.

The original consent decree, entered on November 19, 1999, resolved the liability of the City of Baltimore, Maryland ("Baltimore") arising out of, and with respect to, the claims for relief asserted in the United States' Complaint and Amended Complaints, and the State of Maryland's Complaint in Intervention and Amended Complaints, in this action. The United States and Maryland alleged that Baltimore violated the Clean Water Act, 33 U.S.C. 1251 *et seq.*, and the terms and conditions of National Pollutant Discharge Elimination System ("NPDES") permits, by discharging excessive levels of pollutants from Baltimore's Ashburton Water Filtration Plant and Patapsco Wastewater Treatment Plant.

As part of the settlement embodied in the Consent Decree, Baltimore agreed to perform three Supplemental Environmental Projects ("SEPs") pursuant to the work plans and schedules attached to the consent decree as Appendix C and incorporated into the consent decree by reference. As set forth in the proposed Stipulated Amendment, the parties have agreed upon an extension of the schedules for these projects, to be enforceable by specific per diem penalties for delay in performance.

The Department of Justice will receive for a period of thirty (30) days from the date of this publication comments relating to the Stipulated Amendment. Comments should be addressed to the Assistant Attorney General, Environment and Natural Resources Division, P.O. Box 7611, U.S. Department of Justice, Washington, DC 20044-7611, and should refer to *United States and the State of Maryland v. Mayor and City Council of Baltimore, Maryland*, D.J. Ref. No. 90-5-1-1-4402.

The Stipulated Amendment to Consent Decree may be examined at the Office of the United States Attorney, District of Maryland, United States Courthouse, 101 West Lombard Street, Baltimore, MD 21201, and at U.S. Environmental Protection Agency, Region III, 1650 Arch Street, Philadelphia, PA 19103. During the public comment period, the Consent Decree may also be examined on the following Department of Justice Web site, <http://www.usdoj.gov/enrd/open.html>. A copy of the Consent Decree may also be obtained by mail from the Consent Decree Library, P.O. Box 7611, U.S. Department of Justice, Washington, DC 20044-7611 or by faxing or e-mailing a request to Tonia Fleetwood ([tonia.fleetwood@usdoj.gov](mailto:tonia.fleetwood@usdoj.gov)), fax no. (202) 514-0097, phone