

includes a period to receive inactive pixels in a source image frame?

3. What intrinsic and, to the extent it is applicable, extrinsic evidence supports your position on the issue of whether the analog-to-digital converter depicted in Figure 13 is a structure that corresponds to the "receiving means" in claim 12?

In connection with the final disposition of this investigation, the Commission may issue (1) an order that could result in the exclusion of the subject articles from entry into the United States, and/or (2) one or more cease and desist orders that could result in respondents being required to cease and desist from engaging in unfair action in the importation and sale of such articles. Accordingly, the Commission is interested in receiving written submissions that address the form of remedy, if any, that should be ordered. If a party seeks exclusion of an article from entry into the United States for purposes other than entry for consumption, the party should so indicate and provide information establishing that activities involving other types of entry that either are adversely affecting it or likely to do so. For background, see *In the Matter of Certain Devices for Connecting Computers via Telephone Lines*, Inv. No. 337-TA-360, USITC Pub. No. 2843 (December 1994) (Commission Opinion).

If the Commission contemplates some form of remedy, it must consider the effects of that remedy upon the public interest. The factors the Commission will consider include the effect that an exclusion order and/or cease and desist orders would have on (1) the public health and welfare, (2) competitive conditions in the U.S. economy, (3) U.S. production of articles that are like or directly competitive with those that are subject to investigation, and (4) U.S. consumers. The Commission is therefore interested in receiving written submissions that address the aforementioned public interest factors in the context of this investigation.

If the Commission orders some form of remedy, the President has 60 days to approve or disapprove the Commission's action. During this period, the subject articles would be entitled to enter the United States under a bond, in an amount determined by the Commission and prescribed by the Secretary of the Treasury. The Commission is therefore interested in receiving submissions concerning the amount of the bond that should be imposed.

*Written Submissions:* The parties to the investigation are requested to file

written submissions on the issues under review. The submission should be concise and thoroughly referenced to the record in this investigation. Parties to the investigation, interested government agencies, and any other interested persons are encouraged to file written submissions on the issues of remedy, the public interest, and bonding. Such submissions should address the October 20, 2003, recommended determination by the ALJ on remedy and bonding. Complainant and the Commission investigative attorneys are also requested to submit proposed remedial orders for the Commission's consideration. The written submissions and proposed remedial orders must be filed no later than close of business on December 19, 2003. Reply submissions must be filed no later than the close of business on December 26, 2003. No further submissions on these issues will be permitted unless otherwise ordered by the Commission.

Persons filing written submissions must file with the Office of the Secretary the original document and 14 true copies thereof on or before the deadlines stated above. Any person desiring to submit a document (or portion thereof) to the Commission in confidence must request confidential treatment unless the information has already been granted such treatment during the proceedings. All such requests should be directed to the Secretary of the Commission and must include a full statement of the reasons why the Commission should grant such treatment. See section 201.6 of the Commission's rules of practice and procedure, 19 CFR 201.6. Documents for which confidential treatment by the Commission is sought will be treated accordingly. All nonconfidential written submissions will be available for public inspection at the Office of the Secretary.

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 sections 210.42-210.45 of the Commission's rules of practice and procedure (19 CFR 210.42-210.45).

By order of the Commission.

Issued: December 9, 2003.

**Marilyn R. Abbott,**

*Secretary.*

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## DEPARTMENT OF JUSTICE

### Drug Enforcement Administration

[DEA #249E]

#### Controlled Substances: Established Initial Aggregate Production Quotas for 2004

**AGENCY:** Drug Enforcement Administration (DEA), Justice.

**ACTION:** Notice of aggregate production quotas for 2004.

**SUMMARY:** This notice establishes initial 2004 aggregate production quotas for controlled substances in Schedules I and II of the Controlled Substances Act (CSA).

**EFFECTIVE DATE:** December 15, 2004.

**FOR FURTHER INFORMATION CONTACT:** Christine A. Sannerud, Ph.D., Chief, Drug & Chemical Evaluation Section, Drug Enforcement Administration, Washington, DC 20537, Telephone: (202) 307-7183.

**SUPPLEMENTARY INFORMATION:** Section 306 of the CSA (21 U.S.C. 826) requires that the Attorney General establish aggregate production quotas for each basic class of controlled substance listed in Schedules I and II. This responsibility has been delegated to the Administrator of the DEA by section 0.100 of title 28 of the Code of Federal Regulations. The Administrator, in turn, has redelegated this function to the Deputy Administrator, pursuant to section 0.104 of title 28 of the Code of Federal Regulations.

The 2004 aggregate production quotas represent those quantities of controlled substances that may be produced in the United States in 2004 to provide adequate supplies of each substance for: The estimated medical, scientific, research and industrial needs of the United States; lawful export requirements; and the establishment and maintenance of reserve stocks (21 U.S.C. 826(a) and 21 CFR 1303.11). These quotas do not include imports of controlled substances for use in industrial processes.

On November 4, 2003, a notice of the proposed initial 2004 aggregate production quotas for certain controlled substances in Schedules I and II was published in the **Federal Register** (68 FR 62474). All interested persons were invited to comment on or object to these proposed aggregate production quotas on or before November 25, 2003.

Five companies commented on a total of 27 Schedules I and II controlled substances within the published comment period. The companies commented that the proposed aggregate

production quotas for alfentanil, amphetamine, codeine (for conversion), codeine-N-oxide, dextropropoxyphene, dihydrocodeine, dihydromorphine, fentanyl, hydrocodone (for sale), hydromorphone, levorphanol, meperidine, methadone (for sale), methadone intermediate, methamphetamine (for conversion), methylphenidate, morphine (for sale), morphine-N-oxide, noroxymorphone (for sale), noroxymorphone (for conversion), oxycodone (for sale), oxycodone (for conversion), oxymorphone, phenylacetone, sufentanil, tetrahydrocannabinols and thebaine were insufficient to provide for the estimated medical, scientific, research and industrial needs of the United States, for export requirements and for the establishment and maintenance of reserve stocks.

DEA has taken into consideration the above comments along with the relevant 2003 manufacturing quotas, current 2003 sales and inventories, 2004 export requirements and research and product development requirements. Based on this information, the DEA has adjusted

the initial aggregate production quotas for 2,5-dimethoxy-4-n-propylthiophenethylamine (2C-T-7), 5-methoxy-N,N-diisopropyltryptamine (5-MeO-DIPT), alfentanil, alpha-methyltryptamine (AMT), codeine (for conversion), codeine-N-oxide, dihydrocodeine, levomethorphan, methadone intermediate, morphine (for sale), morphine-N-oxide, noroxymorphone (for conversion), oxycodone (for sale), oxycodone (for conversion), oxymorphone, phencyclidine, phenylacetone, racemethorphan, sufentanil and thebaine to meet the legitimate needs of the United States.

Regarding amphetamine, dextropropoxyphene, dihydromorphine, fentanyl, hydrocodone (for sale), hydromorphone, levorphanol, meperidine, methadone (for sale), methamphetamine (for conversion), methylphenidate, noroxymorphone (for sale), and tetrahydrocannabinols, the DEA has determined that the proposed initial 2004 aggregate production quotas are sufficient to meet the current 2004 estimated medical, scientific, research

and industrial needs of the United States.

Pursuant to part 1303 of title 21 of the Code of Federal Regulations, the Acting Deputy Administrator of the DEA will, in early 2004, adjust aggregate production quotas and individual manufacturing quotas allocated for the year based upon 2003 year-end inventory and actual 2003 disposition data supplied by quota recipients for each basic class of Schedule I or II controlled substance.

Therefore, under the authority vested in the Attorney General by section 306 of the Controlled Substances Act of 1970 (21 U.S.C. 826), and delegated to the Administrator of the DEA by section 0.100 of title 28 of the Code of Federal Regulations, and redelegated to the Deputy Administrator pursuant to section 0.104 of title 28 of the Code of Federal Regulations, the Acting Deputy Administrator hereby orders that the 2004 initial aggregate production quotas for the following controlled substances, expressed in grams of anhydrous acid or base, be established as follows:

Basic class	Established initial 2004 quotas
<b>Schedule I</b>	
2,5-Dimethoxyamphetamine .....	3,501,000
2,5-Dimethoxy-4-ethylamphetamine (DOET) .....	2
2,5-Dimethoxy-4-n-propylthiophenethylamine (2C-T-7) .....	10
3-Methylfentanyl .....	2
3-Methylthiofentanyl .....	2
3,4-Methylenedioxyamphetamine (MDA) .....	11
3,4-Methylenedioxy-N-ethylamphetamine (MDEA) .....	5
3,4-Methylenedioxymethamphetamine (MDMA) .....	16
3,4,5-Trimethoxyamphetamine .....	2
4-Bromo-2,5-Dimethoxyamphetamine (DOB) .....	2
4-Bromo-2,5-Dimethoxyphenethylamine (2-CB) .....	2
4-Methoxyamphetamine .....	2
4-Methylaminorex .....	2
4-Methyl-2,5-Dimethoxyamphetamine (DOM) .....	2
5-Methoxy-3,4-Methylenedioxyamphetamine .....	2
5-Methoxy-N,N-diisopropyltryptamine (5-MeO-DIPT) .....	10
Acetyl-alpha-methylfentanyl .....	2
Acetyldihydrocodeine .....	2
Acetylmethadol .....	2
Allylprodine .....	4
Alphacetylmethadol .....	2
Alpha-ethyltryptamine .....	2
Alphameprodine .....	2
Alphamethadol .....	3
Alpha-methyltryptamine (AMT) .....	10
Alpha-methylfentanyl .....	2
Alpha-methylthiofentanyl .....	2
Aminorex .....	2
Benzylmorphine .....	2
Betacetylmethadol .....	2
Beta-hydroxy-3-methylfentanyl .....	2
Beta-hydroxyfentanyl .....	2
Betameprodine .....	2
Betamethadol .....	2
Betaprodine .....	2
Bufotenine .....	2
Cathinone .....	2

Basic class	Established initial 2004 quotas
Codeine-N-oxide .....	502
Diethyltryptamine .....	2
Difenoxin .....	9,000
Dihydromorphone .....	1,101,000
Dimethyltryptamine .....	3
Gamma-hydroxybutyric acid .....	10,000,000
Heroin .....	5
Hydromorphinol .....	2
Hydroxypethidine .....	2
Lysergic acid diethylamide (LSD) .....	61
Marihuana .....	840,000
Mescaline .....	2
Methaqualone .....	5
Methcathinone .....	4
Methyldihydromorphone .....	2
Morphine-N-oxide .....	502
N,N-Dimethylamphetamine .....	2
N-Ethyl-1-Phenylcyclohexylamine (PCE) .....	5
N-Ethylamphetamine .....	7
N-Hydroxy-3,4-Methylenedioxyamphetamine .....	2
Noracymethadol .....	2
Norlevorphanol .....	52
Normethadone .....	2
Normorphine .....	12
Para-fluorofentanyl .....	2
Phenomorphan .....	2
Pholcodine .....	2
Propiram .....	210,000
Psilocybin .....	2
Psilocyn .....	2
Tetrahydrocannabinols .....	176,000
Thiofentanyl .....	2
Trimeperidine .....	2

## Schedule II

1-Phenylcyclohexylamine .....	2
1-Piperidinocyclohexanecarbonitrile (PCC) .....	10
Alfentanil .....	2,000
Alphaprodine .....	2
Amobarbital .....	3
Amphetamine .....	10,987,000
Cocaine .....	186,000
Codeine (for sale) .....	41,341,000
Codeine (for conversion) .....	43,559,000
Dextropropoxyphene .....	167,365,000
Dihydrocodeine .....	776,000
Diphenoxylate .....	716,000
Ecgonine .....	38,000
Ethylmorphine .....	2
Fentanyl .....	970,000
Glutethimide .....	2
Hydrocodone (for sale) .....	30,622,000
Hydrocodone (for conversion) .....	1,500,000
Hydromorphone .....	1,651,000
Isomethadone .....	2
Levo-alphaacetylmethadol (LAAM) .....	2
Levomethorphan .....	2
Levorphanol .....	15,000
Meperidine .....	9,753,000
Metazocine .....	1
Methadone (for sale) .....	14,057,000
Methadone Intermediate .....	18,296,000
Methamphetamine .....	2,275,000
825,000 grams of levo-desoxyephedrine for use in a non-controlled, non-prescription product; 1,420,000 grams for methamphetamine for conversion to a Schedule III product; and 30,000 grams for methamphetamine (for sale)	
Methylphenidate .....	23,726,000
Morphine (for sale) .....	21,800,000
Morphine (for conversion) .....	110,774,000
Nabilone .....	2
Noroxymorphone (for sale) .....	99,000
Noroxymorphone (for conversion) .....	3,800,000

Basic class	Established initial 2004 quotas
Opium .....	1,000,000
Oxycodone (for sale) .....	41,606,000
Oxycodone (for conversion) .....	920,000
Oxymorphone .....	534,000
Pentobarbital .....	18,251,000
Phencyclidine .....	2,060
Phenmetrazine .....	2
Phenylacetone .....	11,000,000
Racemethorphan .....	2
Secobarbital .....	1,000
Sufentanil .....	4,000
Thebaine .....	59,437,000

The Acting Deputy Administrator further orders that aggregate production quotas for all other Schedules I and II controlled substances included in sections 1308.11 and 1308.12 of title 21 of the Code of Federal Regulations be established at zero.

The Office of Management and Budget has determined that notices of aggregate production quotas are not subject to centralized review under Executive Order 12866.

This action does not preempt or modify any provision of State law; nor does it impose enforcement responsibilities on any State; nor does it diminish the power of any State to enforce its own laws. Accordingly, this action does not have federalism implications warranting the application of Executive Order 13132.

The Acting Deputy Administrator hereby certifies that this action will have no significant impact upon small entities whose interests must be considered under the Regulatory Flexibility Act, 5 U.S.C. 601 *et seq.* The establishment of aggregate production quotas for Schedules I and II controlled substances is mandated by law and by international treaty obligations. The quotas are necessary to provide for the estimated medical, scientific, research and industrial needs of the United States, for export requirements and the establishment and maintenance of reserve stocks. While aggregate production quotas are of primary importance to large manufacturers, their impact upon small entities is neither negative nor beneficial. Accordingly, the Acting Deputy Administrator has determined that this action does not require a regulatory flexibility analysis.

This action meets the applicable standards set forth in sections 3(a) and 3(b)(2) of Executive Order 12988 Civil Justice Reform.

This action will not result in the expenditure by State, local, and tribal governments, in the aggregate, or by the private sector, of \$100,000,000 or more

in any one year, and will not significantly or uniquely affect small governments. Therefore, no actions were deemed necessary under the provisions of the Unfunded Mandates Reform Act of 1995.

This action is not a major rule as defined by section 804 of the Small Business Regulatory Enforcement Fairness Act of 1996. This action will not result in an annual effect on the economy of \$100,000,000 or more; a major increase in costs or prices; or significant adverse effects on competition, employment, investment, productivity, innovation, or on the ability of United States-based companies to compete with foreign-based companies in domestic and export markets.

The Drug Enforcement Administration makes every effort to write clearly. If you have suggestions as to how to improve the clarity of this regulation, call or write Christine A. Sannerud, Ph.D., Chief, Drug & Chemical Evaluation Section, Office of Diversion Control, Drug Enforcement Administration, Washington, DC 20537, Telephone: (202) 307-7183.

Dated: December 8, 2003.

**Michele M. Leonhart,**

*Acting Deputy Administrator.*

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**BILLING CODE 4410-09-P**

## DEPARTMENT OF LABOR

### Office of the Assistant Secretary for Administration and Management

#### Agency Information Collection Activities: Proposed Collection; Comment request; Applicant Background Questionnaire

**AGENCY:** Office of the Assistant Secretary for Administration and Management (OASAM), Department of Labor.

**ACTION:** Notice.

**SUMMARY:** The Department of Labor, as part of its continuing effort to reduce paperwork and respondent burden conducts a preclearance consultation program to provide the general public and Federal agencies with an opportunity to comment on proposed and/or continuing collections of information in accordance with the Paperwork Reduction Act of 1995 (PRA95) [44 U.S.C. 3506(c)(2)(A)]. This program helps to ensure that requested data can be provided in the desired format, reporting burden (time and financial resources) is minimized, collection instruments are clearly understood, and the impact of collection requirements on respondents can be properly assessed. Currently, the Department of Labor is soliciting comments concerning the proposed extension of the Applicant Background Questionnaire'. A copy of the proposed information collection request (ICR) can be obtained by contacting the office listed below in the addressee section of this notice.

**DATES:** Written comments must be submitted to the office listed in the addressee section below on or before February 13, 2004.

**ADDRESSEE:** Anderson Glasgow, U.S. Department of Labor, Human Resource Services Center, 200 Constitution Ave. NW., Room N-5464, Washington, DC 20210; Phone: (202) 693-7738; Written comments limited to 10 pages or fewer may also be transmitted by facsimile to: (202)693-7631; Internet: [glasgow.william@dol.gov](mailto:glasgow.william@dol.gov).

#### SUPPLEMENTARY INFORMATION:

##### I. Background

The Department of Labor, as part of its obligation to provide equal employment opportunities, is charged with ensuring that qualified individuals in groups that are under-represented in various occupations, are included in applicant