

this notice of investigation shall be served:

(a) The complainant is—

Kyphon Inc., 1221 Crossman Avenue, Sunnyvale, CA 94089.

(b) The respondents are the following companies alleged to be in violation of section 337, and are the parties upon which the complaint is to be served:

Disc-O-Tech Medical Technologies, Ltd., 3 Hasadnaot St., Herzliya 46728, Israel;

Disc Orthopaedic Technologies Inc., 7 Centre Dr., Suite 1, Monroe Township, NJ 08831.

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

(3) For the investigation so instituted, the Honorable Delbert R. Terrill, Jr. 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 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: May 2, 2004.

By order of the Commission.

**Marilyn R. Abbott,**

Secretary to the Commission.

[FR Doc. 04-10410 Filed 5-6-04; 8:45 am]

BILLING CODE 7020-02-P

## DEPARTMENT OF LABOR

### Employment Standards Administration; Wage and Hour Division

### Minimum Wages for Federal and Federally Assisted Construction; General Wage Determination Decisions

General wage determination decisions of the Secretary of Labor are issued in accordance with applicable law and are based on the information obtained by the Department of Labor from its study of local wage conditions and data made available from other sources. They specify the basic hourly wage rates and fringe benefits which are determined to be prevailing for the described classes of laborers and mechanics employed on construction projects of a similar character and in the localities specified therein.

The determinations in these decisions of prevailing rates and fringe benefits have been made in accordance with 29 CFR part 1, by authority of the Secretary of Labor pursuant to the provisions of the Davis-Bacon Act of March 3, 1931, as amended (46 Stat. 1494, as amended, 40 U.S.C. 276a) and of other Federal statutes referred to in 29 CFR part 1, Appendix, as well as such additional statutes as may from time to time be enacted containing provisions for the payment of wages determined to be prevailing by the Secretary of Labor in accordance with the Davis-Bacon Act. The prevailing rates and fringe benefits determined in these decisions shall, in accordance with the provisions of the foregoing statutes, constitute the minimum wages payable on Federal and federally assisted construction projects to laborers and mechanics of the specified classes engaged on contract work of the character and in the localities described therein.

Good cause is hereby found for not utilizing notice and public comment procedure thereon prior to the issuance of these determinations as prescribed in 5 U.S.C. 553 and not providing for delay in the effective date as prescribed in that section, because the necessity to issue current construction industry wage determinations frequently and in large volume causes procedures to be impractical and contrary to the public interest.

General wage determination decisions, and modifications and supersedeas decisions thereto, contain no expiration dates and are effective from their date of notice in the **Federal Register**, or on the date written notice is received by the agency, whichever is earlier. These decisions are to be used

in accordance with the provisions of 29 CFR parts 1 and 5. Accordingly, the applicable decision, together with any modifications issued, must be made a part of every contract for performance of the described work within the geographic area indicated as required by an applicable Federal prevailing wage law and 29 CFR part 5. The wage rates and fringe benefits, notice of which is published herein, and which are contained in the Government Printing Office (GPO) document entitled "General Wage Determination Issued Under The Davis-Bacon And Related Acts," shall be the minimum paid by contractors and subcontractors to laborers and mechanics.

Any person, organization, or governmental agency having an interest in the rates determined as prevailing is encouraged to submit wage rate and fringe benefit information for consideration by the Department.

Further information and self-explanatory forms for the purpose of submitting this data may be obtained by writing to the U.S. Department of Labor, Employment Standards Administration, Wage and Hour Division, Division of Wage Determinations, 200 Constitution Avenue, NW., Room S-3014, Washington, DC 20210.

### Modification to General Wage Determination Decisions

The number of the decisions listed to the Government Printing Office document entitled "General Wage Determinations Issued Under the Davis-Bacon and Related Acts" being modified are listed by volume and State. Dates of publication in the **Federal Register** are in parentheses following the decisions being modified.

#### Volume I

##### New Jersey

NJ030002 (Jun. 13, 2003)  
NJ030003 (Jun. 13, 2003)

##### Vermont

VT030001 (Jun. 13, 2003)  
VT030007 (Jun. 13, 2003)  
VT030042 (Jun. 13, 2003)

#### Volume II

##### Virginia

VA030014 (Jun. 13, 2003)

#### Volume III

##### Alabama

AL030004 (Jun. 13, 2003)  
AL030006 (Jun. 13, 2003)  
AL030008 (Jun. 13, 2003)  
AL030017 (Jun. 13, 2003)  
AL030033 (Jun. 13, 2003)

##### Mississippi

MS030001 (Jun. 13, 2003)  
MS030003 (Jun. 13, 2003)

#### Volume IV

##### Illinois

IL030001 (Jun. 13, 2003)  
 IL030003 (Jun. 13, 2003)  
 IL030004 (Jun. 13, 2003)  
 IL030005 (Jun. 13, 2003)  
 IL030006 (Jun. 13, 2003)  
 IL030007 (Jun. 13, 2003)  
 IL030008 (Jun. 13, 2003)  
 IL030012 (Jun. 13, 2003)  
 IL030013 (Jun. 13, 2003)  
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 IL030036 (Jun. 13, 2003)  
 IL030037 (Jun. 13, 2003)  
 IL030042 (Jun. 13, 2003)  
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 IL030044 (Jun. 13, 2003)  
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 IL030050 (Jun. 13, 2003)  
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 IL030069 (Jun. 13, 2003)  
 IL030070 (Jun. 13, 2003)

**Volume V**

Arkansas  
 AR030003 (Jun. 13, 2003)  
 Iowa  
 IA030013 (Jun. 13, 2003)  
 Missouri  
 MO030013 (Jun. 13, 2003)

**Volume VI**

Montana  
 MT030001 (Jun. 13, 2003)  
 MT030004 (Jun. 13, 2003)  
 MT030005 (Jun. 13, 2003)  
 MT030008 (Jun. 13, 2003)  
 MT030033 (Jun. 13, 2003)

**North Dakota**

ND030010 (Jun. 13, 2003)  
 ND030011 (Jun. 13, 2003)

**Wyoming**

WY030006 (Jun. 13, 2003)  
 WY030007 (Jun. 13, 2003)  
 WY030008 (Jun. 13, 2003)

**Volume VII**

California  
 CA030004 (Jun. 13, 2003)  
 CA030009 (Jun. 13, 2003)  
 CA030029 (Jun. 13, 2003)  
 CA030030 (Jun. 13, 2003)  
 CA030032 (Jun. 13, 2003)

CA030033 (Jun. 13, 2003)

**General Wage Determination Publication**

General wage determinations issued under the Davis-Bacon and related Acts, including those noted above, may be found in the Government Printing Office (GPO) document entitled "General Wage determinations Issued Under the Davis-Bacon And Related Acts". This publication is available at each of the 50 Regional Government Depository Libraries and many of the 1,400 Government Depository Libraries across the country.

General wage determination issued under the Davis-Bacon and related Acts are available electronically at no cost on the Government Printing Office site at [www.access.gpo.gov/davisbacon](http://www.access.gpo.gov/davisbacon). They are also available electronically by subscription to the Davis-Bacon Online Service (<http://davisbacon.fedworld.gov>) of the National Technical Information Service (NTIS) of the U.S. Department of Commerce at 1-800-363-2068. This subscription offers value-added features such as electronic delivery of modified wage decisions directly to the user's desktop, the ability to access prior wage decisions issued during the year, extensive Help desk Support, etc.

Hard-copy subscriptions may be purchased from: Superintendent of Documents, U.S. Government Printing Office, Washington, DC 20402, (202) 512-1800.

When ordering hard-copy subscription(s), be sure to specify the State(s) of interest, since subscriptions may be ordered for any or all of the six separate volumes, arranged by State. Subscriptions include an annual edition (issued in January or February) which includes all current general wage determinations for the States covered by each volume. Throughout the remainder of the year, regular weekly updates will be distributed to subscribers.

Signed in Washington, DC this 29th day of April, 2004.

**Terry Sullivan,**

*Acting Chief, Branch of Construction Wage Determinations.*

[FR Doc. 04-10164 Filed 5-6-04; 8:45 am]

BILLING CODE 4510-27-M

**DEPARTMENT OF LABOR****Occupational Safety and Health Administration**

[Docket No. ICR 1218-0180(2004)]

**Bloodborne Pathogens Standard; Extension of the Office of Management and Budget's (OMB) Approval of Information-Collection (Paperwork) Requirements**

**AGENCY:** Occupational Safety and Health Administration (OSHA), Labor.

**ACTION:** Request for public comment.

**SUMMARY:** OSHA solicits comments concerning its request for an extension of the information-collection requirements contained in the Bloodborne Pathogens Standard (29 CFR 1910.1030). Included in this request are information-collection requirements that are currently approved under OMB control number 1218-0246, Bloodborne Pathogens Standard (Needlestick Safety and Prevention Act).

**DATES:** Comments must be submitted by the following dates:

**Hard Copy:** Your comments must be submitted (postmarked or received) by July 6, 2004.

**Faxsimile and electronic transmission:** Your comments must be received by July 6, 2004.

**ADDRESSES:****I. Submission of Comments**

**Regular mail, express delivery, hand-delivery, and messenger service:** Submit your comments and attachments to the OSHA Docket Office, Docket No. ICR 1218-0180 (2004), Room N-2625, U.S. Department of Labor, 200 Constitution Avenue, NW, Washington, DC 20210. OSHA Docket Office and Department of Labor hours of operation are 8:15 a.m. to 4:45 p.m., e.s.t.

**Faxsimile:** If your comments, including any attachments, are 10 pages or fewer, you may fax them to the OSHA Docket Office at (202) 693-1648. You must include the docket number, ICR 1218-0180 (2004), in your comments.

**Electronic:** You may submit comments, but not attachments, through the Internet at <http://ecommens.osha.gov>.

**II. Obtaining Copies of the Supporting Statement for the Information Collection Request**

The Supporting Statement for the Information Collection Request is available for downloading from OSHA's Web site at [www.osha.gov](http://www.osha.gov). The supporting statement is available for inspection and copying in the OSHA Docket Office, at the address listed