

**DEPARTMENT OF THE INTERIOR****National Park Service****Proposed Exchange of Federal Lands for Privately Owned Lands at Olympic National Park****AGENCY:** National Park Service, Interior.**ACTION:** Notice of proposed land exchange.

**SUMMARY:** The federally-owned land described below, which was acquired by the National Park Service, has been determined to be suitable for disposal by exchange. The authority for this exchange is the Act of July 15, 1968 (16 U.S.C. 460 I–22(b)) and the Act of June 29, 1938 (16 U.S.C. 251), as amended.

The selected Federal land is within the boundary of Olympic National Park (ONP), along the North Shore Road of the Quinault area. This land has been surveyed to evaluate potential consequences of a land exchange. Those surveys have determined that there will not be any effect on threatened, endangered, or rare species; and there will not be any effect on historical, cultural, or archeological resources. These reports are available upon request.

Fee ownership of the federally-owned property to be exchanged: ONP Tract No. 44–140 is a 0.44 +/- acre parcel of land acquired by the United States of America by deed recorded 12/21/1999, Grays Harbor County Auditor No. 1999–12210050.

Conveyance of the land by the United States of America will be by Quitclaim Deed and include certain land use restrictions to prohibit inappropriate use and development.

In exchange for the lands identified in Paragraph I, the United States of America will acquire a 0.26 +/- acre parcel of land, currently owned by Mr. Thomas LaForest, lying within the boundary of ONP (ONP Tract No. 36–122), also along the North Shore Road of the Quinault area. The private lands are being acquired in fee simple with no reservations, subject only to rights of way and easements of record. Acquisition of the private land will eliminate the risk of inappropriate development along the main roadway through this portion of the park. The acquisition will also provide consistent management with the adjacent park administered lands that currently surround the private land. The exchange will allow for private garage use at a more suitable location that already has this existing structure. This action will ensure minimal adverse impacts to visitor services, natural resources, and the scenic values in ONP.

The value of the proposed properties to be exchanged shall be determined by current fair market value appraisals. Those values shall be equalized by payment of cash, as circumstances require. There is no anticipated increase in maintenance or operational costs as a result of the exchange.

**FOR FURTHER INFORMATION CONTACT:** Detailed information concerning this exchange, such as precise legal descriptions, maps, and environmental documentation, is available from: Superintendent, Olympic National Park, 600 Park Avenue, Port Angeles, Washington 98362–9798; telephone (360) 565–3111.

For a period of 45 calendar days from the date of this notice, interested parties may submit written comments to the above address. Adverse comments will be evaluated and this action may be modified or vacated accordingly. In the absence of any action to modify or vacate, this realty action will become the final determination of the Department of Interior.

Dated: November 2, 2004.

**Jonathan B. Jarvis,**

*Regional Director, Pacific West Region.*

[FR Doc. 05–44 Filed 1–3–05; 8:45 am]

**BILLING CODE 4312–KY–P**

**INTERNATIONAL TRADE COMMISSION**

[Inv. No. 337–TA–528]

**Certain Foam Masking Tape; 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 November 24, 2004, under section 337 of the Tariff Act of 1930, as amended, 19 U.S.C. 1337, on behalf of 3M Company, 3M Innovative Properties Company, both of St. Paul, Minnesota, and Jean Silvestre of Hamoir, Belgium. An amended complaint was filed on December 13, 2004. The amended complaint 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 foam masking tape by reason of infringement of claims 1–4, 7–10, 13, 16–21 and 23–24 of U.S. Patent No. 4,996,092, and claims 1, 3, 4, 6–8, 10–11, 13, 14 and 16 of U.S. Patent No. 5,260,097. The complaint further alleges that an industry in the United

States exists as required by subsection (a)(2) of section 337.

The complainants request that the Commission institute an investigation and, after the investigation, issue a permanent exclusion order and permanent cease and desist orders.

**ADDRESSES:** The amended complaint and its exhibits, except for any confidential information contained therein, are 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:** Steven R. Pedersen, Esq., Office of Unfair Import Investigations, U.S. International Trade Commission, telephone 202–205–2781.

**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 (2004).

*Scope of Investigation:* Having considered the complaint, the U.S. International Trade Commission, on December 22, 2004, 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 foam masking tape by reason of infringement of one or more of claims 1–4, 7–10, 13, 16–21 and 23–24 of U.S. Patent No. 4,996,092, or claims 1, 3, 4, 6–8, 10–11, 13, 14 and 16 of U.S. Patent No. 5,260,097, 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 complainants are—3M Company, 3M Corporate Headquarters, 3M Center, St. Paul, Minnesota 55144; 3M Innovative Properties Company, 3M Corporate Headquarters, 3M Center, St. Paul, Minnesota 55144; Mr. Jean Silvestre, Grand Enclos 2, 4180 Hamoir, Belgium;

(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: Boss Auto Import, S.A., Avenida del Valles, 28, 08440 Cardedeu, Barcelona, Spain; Chemcar USA, Inc., 670 New York Street, Memphis, Tennessee 38104; EMM America, Inc., 349 Owl Street, Campton, New Hampshire 03223; E.M.M. International B.V., Marsweg 59, 8013 PE Zwolle, Netherlands; Indasa, S.A., Zona Industrial de Aveiro, Lote 46, P.O. Box 3005, 3801-903, Aveiro, Portugal; Indasa U.S.A., Inc., 9 Falstrom Court, Passaic, New Jersey 07055; Intertape Polymer Corporation, 3647 Cortez Road West, Bradenton, Florida; IPG Administrative Services, Inc., 3647 Cortez Road West, Bradenton, Florida 34210; Intertape Polymer Group, Inc., 110 E. Montee de Liesse, Montreal, Quebec, Canada, H4T 1N4; Saint-Gobain Abrasifs (France), Rue de L'Ambassadeur, BP8, 78702 Conflans-Saint-Honorine, France; Saint-Gobain Abrasives, Inc., 1 New Bond Street, Worcester, Massachusetts 01606; Transtar Autobody Technologies, Inc., 2040 Heiserman Drive, Brighton, Michigan 48114; Vosschemie GmbH, Esinger Steinweg 50, D-25436 Uetersen, Germany.

(c) Steven R. Pedersen, Esq., Office of Unfair Import Investigations, U.S. International Trade Commission, 500 E Street, SW., Suite 401, 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.

A response 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 response will be considered by the Commission if received not later than 20 days after the date of service by the Commission of the complaint and the notice of investigation. Extensions of time for submitting the response to the complaint and the notice of

investigation 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 a final determination containing such findings, and may result in the issuance of a limited exclusion order or cease and desist order or both directed against the respondent.

By order of the Commission.

Issued: December 28, 2004.

**Marilyn R. Abbott,**

*Secretary to the Commission.*

[FR Doc. 05-36 Filed 1-3-05; 8:45 am]

**BILLING CODE 7020-02-P**

## INTERNATIONAL TRADE COMMISSION

[Investigation No. 731-TA-1089 (Preliminary)]

### Certain Orange Juice From Brazil

**AGENCY:** United States International Trade Commission.

**ACTION:** Institution of antidumping investigation and scheduling of a preliminary phase investigation.

**SUMMARY:** The Commission hereby gives notice of the institution of an investigation and commencement of preliminary phase antidumping investigation No. 731-TA-1089 (Preliminary) under section 733(a) of the Tariff Act of 1930 (19 U.S.C. 1673b(a)) (the Act) to determine whether there is a reasonable indication that an industry in the United States is materially injured or threatened with material injury, or the establishment of an industry in the United States is materially retarded, by reason of imports from Brazil of certain orange juice,<sup>1</sup> provided for in subheadings

<sup>1</sup>The imported product subject to this investigation is certain orange juice for transport and/or manufacturing, produced in two different forms: (1) Frozen orange juice in a highly concentrated form, referred to as frozen concentrated orange juice for further manufacturing ("FCOJM"); and (2) pasteurized single-strength orange juice which has not been concentrated, referred to as not-from-concentrate orange juice. Excluded from the scope of the investigation are: (1) Imports of reconstituted orange juice and frozen orange juice for retail and (2) imports of FCOJM from Brazilian manufacturers/exporters covered by

2009.11.00, 2009.12.25, 2009.12.45, and 2009.19.00 of the Harmonized Tariff Schedule of the United States, that are alleged to be sold in the United States at less than fair value. Unless the Department of Commerce extends the time for initiation pursuant to section 732(c)(1)(B) of the Act (19 U.S.C. 1673a(c)(1)(B)), the Commission must reach a preliminary determination in antidumping investigations in 45 days, or in this case by February 10, 2005. The Commission's views are due at Commerce within five business days thereafter, or by February 17, 2005.

For further information concerning the conduct of this investigation and rules of general application, consult the Commission's Rules of Practice and Procedure, part 201, subparts A through E (19 CFR part 201), and part 207, subparts A and B (19 CFR part 207).

**EFFECTIVE DATE:** December 27, 2004.

**FOR FURTHER INFORMATION CONTACT:**

Elizabeth Haines (202) 205-3200, Office of Investigations, U.S. International Trade Commission, 500 E Street, SW., Washington, DC 20436. Hearing-impaired persons can obtain information on this matter 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 (<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>.

**SUPPLEMENTARY INFORMATION:**

**Background.**—This investigation is being instituted in response to a petition filed on December 27, 2004, on behalf of Florida Citrus Mutual, Lakeland, FL; A. Duda & Sons (d/b/a Citrus Belle) Oviedo, FL; Citrus World, Inc., Lake Wales, FL; Peace River Citrus Products, Inc., Arcadia, FL; and Southern Garden Citrus Processing Corp. (d/b/a Southern Gardens), Clewiston, FL.

**Participation in the investigation and public service list.**—Persons (other than petitioners) wishing to participate in the investigation as parties must file an entry of appearance with the Secretary to the Commission, as provided in sections 201.11 and 207.10 of the Commission's rules, not later than seven days after publication of this notice in the **Federal Register**. Industrial users and (if the merchandise under

the existing antidumping duty order on frozen concentrated orange juice from Brazil.