

**DEPARTMENT OF THE INTERIOR****Minerals Management Service****Outer Continental Shelf (OCS), Pacific Region, Environmental Documents Prepared for Granting Suspensions of Production or Operations for Nine Units and One Non-Unitized Lease Located on the Federal OCS Offshore California**

**AGENCY:** Minerals Management Service (MMS), Interior.

**ACTIONS:** Notice of Availability of Environmental Assessments (EAs) and Findings of No Significant Impact (FONSI).

**SUMMARY:** The MMS prepared six EAs for processing applications for Suspensions of Production or Operations for nine units and one non-unitized lease located on the Pacific OCS and issued a FONSI for each EA pursuant to the requirements of the National Environmental Policy Act (NEPA). These environmental documents are available on MMS's Web site at <http://www.mms.gov/omm/pacific>.

**FOR FURTHER INFORMATION CONTACT:** Minerals Management Service, Pacific OCS Region, 770 Paseo Camarillo, Camarillo, California 93010, Mr. Maurice Hill, telephone (805) 389-7815.

**SUPPLEMENTARY INFORMATION:** A suspension is defined as a deferral of the requirement to produce or to conduct leaseholding operations. The length of the suspensions analyzed in the EAs varies by application to allow unit/lease operators time to conduct the activities described in their suspension applications. Each EA provides an analysis of activities that would occur during the suspensions and includes three alternatives: (1) Grant Suspension(s) (Proposed Action), (2) Deny Suspension(s), and (3) No Action. A decision by MMS on the suspensions will not take place until after they have been subject to the consistency review process set forth in the Coastal Zone Management Act.

The MMS prepares NEPA documents for Federal OCS oil and gas exploration and development activities and other operations. The MMS prepares EAs to determine whether proposed projects or operations constitute a major Federal action that significantly affects the quality of the human environment as described in NEPA Section 102(2)(C). A FONSI is prepared in those instances where the MMS finds that approval will not result in significant effects on the quality of the human environment. The FONSI briefly presents the basis for that

finding and includes a summary or copy of the EA. MMS completed the EAs and issued the FONSI on February 11, 2005. This Notice constitutes the public Notice of Availability of environmental documents required under the NEPA regulations.

Dated: February 4, 2005.

**Thomas A. Readinger,**  
*Associate Director for Offshore Minerals Management.*

[FR Doc. 05-3004 Filed 2-15-05; 8:45 am]

**BILLING CODE 4310-MR-P**

**DEPARTMENT OF THE INTERIOR****Bureau of Reclamation****Lake Berryessa Visitor Services Plan, Napa County, CA**

**AGENCY:** Bureau of Reclamation, Interior.

**ACTION:** Reopening of comment period for review of Draft Environmental Impact Statement (DEIS).

**SUMMARY:** The Bureau of Reclamation is reopening the review period for the DEIS to consider additional or new information related to alternatives and impacts from the alternatives. Comments previously submitted need not be resubmitted. The notice of availability of the DEIS and notice of public workshop and notice of public hearings was published in the **Federal Register** on October 31, 2003 (68 FR 62097). A notice for an additional open house meeting was published in the **Federal Register** on December 19, 2003 (68 FR 70835). The public review period was originally to end on February 4, 2004, but was first extended to March 22, 2004 (69 FR 7261). The public review period was extended a second time to April 22, 2004 (69 FR 24668).

**DATES:** Submit comments on the DEIS on or before April 4, 2005.

**ADDRESSES:** Send comments on the DEIS to Ms. Janet Sierzputowski, Bureau of Reclamation, 2800 Cottage Way (Attn: MP-140), Sacramento, CA 95825. Comments may also be faxed to Ms. Sierzputowski at (916) 978-5114 or 5177.

**FOR FURTHER INFORMATION CONTACT:** Mr. Pete Lucero at (707) 966-2111 x106. A copy of the Executive Summary, DEIS, the technical appendices, and/or a CD of the information on the Lake Berryessa Web site may be obtained by calling Ms. Sierzputowski at (916) 978-5112.

**SUPPLEMENTARY INFORMATION:** Our practice is to make comments, including names and home addresses of respondents, available for public

review. Individual respondents may request that we withhold their home address from public disclosure, which we will honor to the extent allowable by law. There also may be circumstances in which we would withhold a respondent's identity from public disclosure, as allowable by law. If you wish us to withhold your name and/or address, you must state this prominently at the beginning of your comment. We will make all submissions from organizations or businesses, and from individuals identifying themselves as representatives or officials of organizations or businesses, available for public disclosure in their entirety.

Dated: February 3, 2005.

**Frank Michny,**  
*Regional Environmental Officer, Mid-Pacific Region.*

[FR Doc. 05-2974 Filed 2-15-05; 8:45 am]

**BILLING CODE 4310-MN-P**

**INTERNATIONAL TRADE COMMISSION**

[Inv. No. 337-TA-499]

**In the Matter of Certain Audio Digital-to-Analog Converters and Products Containing Same; Termination of the Investigation; Issuance of Limited Exclusion Order**

**AGENCY:** International Trade Commission.

**ACTION:** Notice.

**SUMMARY:** Notice is hereby given that the U.S. International Trade Commission has terminated the above-captioned investigation and has issued a limited exclusion order.

**FOR FURTHER INFORMATION CONTACT:** Timothy P. Monaghan, Esq., Office of the General Counsel, U.S. International Trade Commission, 500 E Street, SW., Washington, DC 20436, telephone 202-205-3152. Copies of the public version of the ID and all nonconfidential documents filed in connection with this investigation are or will be 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., Washington, DC 20436, telephone 202-205-2000. Hearing-impaired persons are advised that information on this matter can be obtained by contacting the Commission's TDD terminal on 202-205-1810. 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:** The Commission instituted this investigation on November 14, 2003, based on a complaint filed on behalf of Cirrus Logic, Inc. of Austin, TX ("Cirrus"). 68 FR 64641 (Nov. 14, 2003). The complaint, as supplemented, alleged violations of section 337 in the importation into the United States, sale for importation, and sale within the United States after importation of certain audio digital-to-analog converters and products containing same by reason of infringement of claims 1 and 11 of U.S. Patent No. 6,492,928 ("the '928 patent"). The notice of investigation named Wolfson Microelectronics, PLC of Edinburgh, United Kingdom; and Wolfson Microelectronics, Inc. of San Diego, CA (collectively "Wolfson") as respondents.

On December 29, 2003, the ALJ issued an ID (Order No. 5) granting complainant's motion to amend the complaint and notice of investigation to add allegations of infringement of claims 2, 3, 5, 6, and 15 of the '928 patent, and of claims 9, 12, and 19 of U.S. Patent No. 6,011,501 ("the '501 patent"). 69 FR 4177 (Jan. 28, 2004). On July 1, 2004, the ALJ issued an ID (Order No. 16) granting complainant's motion to terminate the investigation as to claims 1 and 2 of the '928 patent. On July 27, 2004, the ALJ issued an ID (Order No. 24) granting complainant's motion to terminate the investigation in part as to claim 11 of the '928 patent. Order Nos. 5, 16, and 24 were not reviewed by the Commission.

The ALJ held an evidentiary hearing in the investigation from August 3, 2004, to August 11, 2004, and on November 15, 2004, he issued his final ID finding a violation of section 337 based on his findings that the asserted claims of the '501 patent are infringed, that they are not invalid in view of any prior art, and that claims 9 and 12 of the '501 patent are not invalid because of failure to provide an enabling written description of the claimed invention. The ALJ found the '928 patent to be unenforceable because the inventors intentionally withheld highly material prior art from the examiner during the prosecution of the '928 patent application at the United States Patent and Trademark Office ("USPTO"). As an independent ground for unenforceability, the ALJ found that the '928 patent is unenforceable because one person was mistakenly listed on the patent as an inventor. The ALJ found that the accused devices infringe the asserted claims of the '928 patent, if

enforceable, that the asserted claims of the '928 patent are not invalid in view of any prior art, or because of a failure to provide an enabling written description of the claimed invention, or for failure to disclose the best mode.

On November 23, 2004, the USPTO issued a certificate correcting the inventorship of the '928 patent thereby curing one ground for unenforceability of that patent. *See Viskase Corp. v. American National Can Co.*, 261 F.3d 1316, 1329 (Fed. Cir. 2001) ("Absent fraud or deceptive intent, the correction of inventorship does not affect the validity or enforceability of the patent for the period before the correction."). On November 30, 2004, Cirrus, Wolfson and the Commission's investigative attorney filed petitions for review of the final ID, and on December 7, 2004, all parties filed responses. On December 30, 2004, the Commission determined to review and reverse the ID's finding that the '928 patent is unenforceable due to incorrect inventorship in view of the recently issued certificate of correction by the USPTO. 70 FR 1275 (Jan. 6, 2005). It further determined not to review the remainder of the ID, thereby finding a violation of section 337. *Id.* The Commission invited the parties to file written submissions on remedy, the public interest and bonding, and provided a schedule for filing such submissions. *Id.*

Having reviewed the record in this investigation, including the parties' written submissions and responses thereto, the Commission determined that the appropriate form of relief is a limited exclusion order prohibiting the importation of Wolfson's accused audio digital-to-analog converters that infringe claims 9, 12 and 19 of the '501 patent. The limited exclusion order applies to any of the affiliated companies, parents, subsidiaries, licensees, contractors, or other related business entities, or their successors or assigns, of Wolfson. The Commission further determined that the statutory public interest factors enumerated in section 337(d)(1), 19 U.S.C. 1337(d)(1), do not preclude issuance of the limited exclusion order. Finally, the Commission determined that the bond under the limited exclusion order during the Presidential review period shall be in the amount of 5 percent of the entered value of the imported articles. The Commission's order and opinion in support thereof were delivered to the President on the day of their issuance.

The authority for the Commission's determinations is contained in section 337 of the Tariff Act of 1930, as amended (19 U.S.C. 1337), and in section 210.50 of the Commission's

Rules of Practice and Procedure (19 CFR 210.50).

Issued: February 11, 2005.

By order of the Commission.

**Marilyn R. Abbott,**

*Secretary to the Commission.*

[FR Doc. 05-2972 Filed 2-15-05; 8:45 am]

**BILLING CODE 7020-02-P**

## INTERNATIONAL TRADE COMMISSION

**[Investigations Nos. 701-TA-249 and 731-TA-262, 263, and 265 (Second Review)]**

### Certain Iron Construction Castings From Brazil, Canada, and China

**AGENCY:** International Trade Commission.

**ACTION:** Scheduling of expedited five-year reviews concerning the countervailing and antidumping duty orders on certain iron construction castings from Brazil, Canada, and China.

**SUMMARY:** The Commission hereby gives notice of the scheduling of expedited reviews pursuant to section 751(c)(3) of the Tariff Act of 1930 (19 U.S.C. 1675(c)(3)) (the Act) to determine whether revocation of the countervailing duty order on heavy iron construction castings from Brazil, the antidumping duty order on heavy iron construction castings from Canada, and/or the revocation of the antidumping duty orders on iron construction castings (heavy and light) from Brazil and China would be likely to lead to continuation or recurrence of material injury within a reasonably foreseeable time. For further information concerning the conduct of these reviews 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, D, E, and F (19 CFR part 207).

**EFFECTIVE DATE:** January 11, 2005.

**FOR FURTHER INFORMATION CONTACT:** Harry Lenchitz (202-205-2737 or [harry.lenchitz@usitc.gov](mailto:harry.lenchitz@usitc.gov)), 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://>