

settlement, sale, location, or entry under the general land laws, including the mining laws, but not the mineral leasing laws. The lands are identified in the maps referenced in the Notice of Availability of Maps and Additional Public Scoping for Programmatic Environmental Impact Statement to Develop and Implement Agency-Specific Programs for Solar Energy Development; Bureau of Land Management Approach for Processing Existing and Future Solar Applications to be published in the **Federal Register**. Copies of the maps are available online at <http://solareis.anl.gov> and are also available from the BLM offices listed below:

Arizona State Office, One North Central Avenue, Suite 800, Phoenix, AZ 85004.

California State Office, 2800 Cottage Way, Suite W-1623, Sacramento, CA 95825.

Colorado State Office, 2850 Youngfield Street, Lakewood, CO 80215.

Nevada State Office, 1340 Financial Blvd., Reno, NV 89520.

New Mexico State Office, 1474 Rodeo Road, Santa Fe, NM 87505.

Utah State Office, 440 West 200 South, Suite 500, Salt Lake City, UT 84101.

The lands depicted on the maps described above are located within the following townships:

Arizona

Gila and Salt River Meridian

T. 9 N., R. 9 W.

T. 5 N., R. 15 W.

Tps. 4 and 5 N., R. 16 W.

Tps. 2 S., Rs. 6 and 7 W.

California

San Bernardino Meridian

Tps. 8 and 9 N., R. 4 E.

Tps. 7, 8, and 9 N., R. 5 E.

Tps. 8 and 9 N., R. 6 E.

Tps. 1 and 2 N., Rs. 17, 18, 19, and 20 E.

T. 4 S., R. 14 E.

Tps. 3, 4, and 5 S., Rs. 15 and 16 E.

Tps. 3, 4, 5, 6, 16, and 17 S., R. 17 E.

Tps. 1, 6, 16, and 17 S., R. 18 E.

Tps. 1 and 6 S., R. 19 E.

Tps. 4, 5, 6, and 7 S., R. 20 E.

Tps. 4, 5, 7, and 8 S., R. 21 E.

Tps. 4, 5, 6, and 7 S., R. 22 E.

T. 5 S., R. 23 E.

Colorado

New Mexico Principal Meridian

Tps. 34, 35, and 45 N., R. 8 E.

Tps. 32 and 45 N., R. 9 E.

T. 32 N., R. 10 E.

Tps. 37 and 38 N., R. 12 E.

T. 38 N., R. 13 E.

New Mexico

New Mexico Principal Meridian

Tps. 23, 24, and 25 S., R. 1 W.

Tps. 22, 23, 24, and 25 S., R. 2 W.

Tps. 22, 23, and 24 S., R. 3 W.

Tps. 23 and 24 S., R. 4 W.

Tps. 24 and 25 S., R. 1 E.

Tps. 17, 18, and 19 S., Rs. 8 and 9 E.

Nevada

Mount Diablo Meridian

Tps. 3 and 4 N., Rs. 39 and 40 E.

Tps. 1, 2, and 3 N., R. 64 E.

Tps. 1 and 2 N., R. 65 E.

T. 6 S., R. 41 E.

Tps. 13 and 14 S., R. 47 E.

T. 14 S., R. 48 E.

Tps. 5, 6, 7, 16, 17, and 18 S., R. 63 E.

Tps. 1, 16, 17, and 18 S., R. 64 E.

T. 1 S., R. 65 E.

Tps. 11 S., Rs. 69 and 70 E.

Utah

Salt Lake Meridian

Tps. 30 S., Rs. 10, 11, and 12 W.

Tps. 27, 33, and 34 S., R. 14 W.

Tps. 33 and 34 S., R. 15 W.

The BLM's petition for withdrawal has been approved by the Secretary of the Interior.

The purpose of the proposed withdrawal is to protect and preserve solar energy study areas for future solar energy development for a 20-year period.

Records relating to the petition may be examined by contacting Linda Resseguie at the above address or by calling 202-452-7774.

For a period of 90 days from the date of publication of this notice, all persons who wish to submit comments, suggestions, or objections in connection with the proposed withdrawal may present their views in writing to the BLM Director at the address noted above.

Comments including names and street addresses of respondents will be available for public review at the BLM Washington Office at the address noted above, during regular business hours 8 a.m. to 4:30 p.m., Monday through Friday, except holidays. Before including your address, phone number, e-mail address, or other personal identifying information in your comment, you should be aware that your entire comment—including your personal identifying information—may be made publicly available at any time. While you can ask us in your comment to withhold your personal identifying information from public review, we cannot guarantee that we will be able to do so. Individual respondents may request confidentiality. If you wish to

withhold your name or address from public review or from disclosure under the Freedom of Information Act, you must state this prominently at the beginning of your comments. Such requests will be honored to the extent allowed by law. All submissions from organizations or businesses, and from individuals identifying themselves as representatives or officials of organizations or businesses, will be made available for public inspection in their entirety.

Notice is hereby given that an opportunity for a public meeting is afforded in connection with the proposed withdrawal. All interested persons who desire a public meeting for the purpose of being heard on the proposed withdrawal must submit a written request to the BLM Director no later than September 28, 2009. If the authorized officer determines that a public meeting will be held, a notice of the time and place will be published in the **Federal Register** and a local newspaper at least 30 days before the scheduled date of the meeting.

Any application for a withdrawal will be processed in accordance with the regulations set forth in 43 CFR 2310.1-2.

For a period of 2 years from the date of publication of this notice in the **Federal Register**, the lands referenced in this notice will be segregated from settlement, sale, location, or entry under the general land laws, including the mining laws, unless an application is denied or canceled or the withdrawal is approved prior to that date.

Licenses, permits, cooperative agreements, or discretionary land use authorizations of a temporary nature which would not impact the site may be allowed with the approval of an authorized officer of the BLM during the segregative period.

Authority: 43 CFR 2310.3-1.

Mike Pool,

Acting Director, Bureau of Land Management.

[FR Doc. E9-15472 Filed 6-29-09; 8:45 am]

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DEPARTMENT OF THE INTERIOR

Fish and Wildlife Service

[FWS-R8-ES-2009-N127; 81420-1113-0000-F3]

Safe Harbor Agreement for the City of Elk Grove's Shed B and Whitelock Parkway Drainage Corridors, in Sacramento County, CA

AGENCY: Fish and Wildlife Service, Interior.

ACTION: Notice of availability; receipt of application and proposed safe harbor agreement.

SUMMARY: This notice advises the public that the City of Elk Grove (applicant) has applied to the U.S. Fish and Wildlife Service (Service) for an Enhancement of Survival Permit through a Safe Harbor Agreement (Agreement) for the Federally threatened species valley elderberry longhorn beetle (*Desmocerus californicus dimorphus*) and the Federally threatened giant garter snake (*Thamnophis gigas*). The Agreement is available for public comment (see below).

DATES: Written comments should be received on or before July 30, 2009.

ADDRESSES: Comments should be addressed to Mr. Rick Kuyper, U.S. Fish and Wildlife Service, Sacramento Fish and Wildlife Office, 2800 Cottage Way, W-2605, Sacramento, CA 95825. Written comments may also be sent by facsimile to (916) 414-6713.

FOR FURTHER INFORMATION CONTACT: Mr. Rick Kuyper, Sacramento Fish and Wildlife Office (see **ADDRESSES**); telephone: (916) 414-6600.

SUPPLEMENTARY INFORMATION:

Availability of Documents

You may obtain copies of the documents for review by contacting the individual named above. You may also make an appointment to view the documents at the above address during normal business hours.

Background

Under a Safe Harbor Agreement, participating landowners voluntarily undertake management activities on their property to enhance, restore, or maintain habitat benefiting species listed under the Act (16 U.S.C. 1531 *et seq.*). Safe Harbor Agreements, and the subsequent enhancement of survival permit that is issued pursuant to Section 10(a)(1)(A) of the Endangered Species Act of 1973, as amended (Act), encourage private and other non-Federal property owners to implement conservation efforts for listed species by assuring property owners that they will not be subjected to increased property use restrictions as a result of their efforts to attract listed species to their property, or to increase the numbers or distribution of listed species already on their property. Application requirements and issuance criteria for enhancement of survival permits through Safe Harbor Agreements are found in the Code of Federal

Regulations (CFR) at 50 CFR 17.22(c) and 17.32(c).

We have worked with the applicant to develop the proposed Agreement for the conservation of the valley elderberry longhorn beetle and the giant garter snake on lands owned and managed by the applicant in Sacramento County, California. The property subject to this Agreement (Enrolled Property) consists of approximately 4.03 miles of drainage corridor (*i.e.*, Shed B Channel, tributary to Shed B Channel, and Whitelock Parkway Channel) in the City of Elk Grove, Sacramento County, California. The Enrolled Property consists of the existing drainage corridor that extends west from Bruceville and Poppy Ridge roads to Franklin Boulevard (Shed B Channel), existing drainage corridor that extends from Bruceville Road to Bighorn Boulevard (Whitelock Parkway Channel), and a tributary of the Shed B Channel that is located between the main channel stem and Franklin High Road approximately 0.5 mile south of Whitelock Parkway. Development within the surrounding area consists of single-family homes and a school. Prior to the construction of the Shed B and Whitelock Parkway drainage channels, no suitable habitat for the giant garter snake or valley elderberry longhorn beetle existed. The current uses of the drainage corridors are flood control and water quality treatment. The drainage corridors drain directly into the Service's Stone Lakes National Wildlife Refuge (approximately 2.1 miles downstream).

The applicant proposes to allow for the establishment of suitable breeding and dispersal habitat for the two Federally listed species on the Enrolled Property and to implement avoidance and minimization measures during the maintenance activities described in the paragraph below. We expect that the proposed activities will benefit these species due to an increase in dispersal opportunities throughout the Enrolled Property, thus resulting in a net conservation benefit for the two Federally listed species. The Agreement includes a monitoring component that will aid the applicant in developing management strategies that can ensure the successful enhancement and management of breeding and dispersal habitat for the two Federally listed species. The proposed duration of the Agreement and the enhancement of survival permit is 30 years.

The Agreement states that incidental take of the two Federally listed species may occur during maintenance activities within the drainage corridors, including: debris or obstruction removal; silt, sand, or sediment

removal; vegetation control in channels; repair of previous erosion control work; minor erosion control work; bridge washing and painting; and geotechnical sampling.

Upon approval of this Agreement, and consistent with the our Safe Harbor Policy published in the **Federal Register** on June 17, 1999 (64 FR 32717), we would issue a permit to the applicant authorizing take of the valley elderberry longhorn beetle and the giant garter snake incidental to the implementation of the management activities specified in the Agreement, incidental to other lawful uses of the Enrolled Property including normal, routine land management activities, and to return to pre-Agreement conditions (baseline).

Public Review and Comments

We have made a preliminary determination that the proposed Agreement and permit application are eligible for categorical exclusion under the National Environmental Policy Act of 1969 (NEPA). We explain the basis for this determination in an Environmental Action Statement that is also available for public review.

Individuals wishing copies of our Environmental Action Statement, and/or copies of the full text of the Agreement, including a map of the proposed permit area, should contact the office and personnel listed in the **ADDRESSES** section above.

Before including your address, phone number, e-mail address, or other personal identifying information in your comment, you should be aware that your entire comment—including your personal identifying information—may be made publicly available at any time. While you can ask us in your comment to withhold your personal identifying information from public review, we cannot guarantee that we will be able to do so.

We will evaluate this permit application, associated documents, and comments submitted thereon to determine whether the permit application meets the requirements of section 10(a) of the Act and NEPA regulations. If we determine that the requirements are met, we will sign the proposed Agreement and issue an enhancement of survival permit under section 10(a)(1)(A) of the Act to the applicant for take of the valley elderberry longhorn beetle and the giant garter snake incidental to otherwise lawful activities in accordance with the terms of the Agreement. We will not make our final decision until after the end of the 30-day comment period and will fully consider all comments received during the comment period.

We provide this notice pursuant to section 10(c) of the Act and pursuant to implementing regulations for NEPA (40 CFR 1506.6).

Dated: June 23, 2009.

Susan K. Moore,

Field Supervisor, Sacramento Fish and Wildlife Office, Sacramento, California.

[FR Doc. E9-15395 Filed 6-29-09; 8:45 am]

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INTERNATIONAL TRADE COMMISSION

[Investigation No. 337-TA-631]

In the Matter of Certain Liquid Crystal Display Devices and Products Containing the Same; Notice of Commission Decision To Affirm-In-Part and Reverse-In-Part a Final Initial Determination Finding a Violation of Section 337; Issuance of a Limited Exclusion Order and a Cease and Desist Order; and Termination of the Investigation

AGENCY: U.S. International Trade Commission.

ACTION: Notice.

SUMMARY: Notice is hereby given that the U.S. International Trade Commission has determined to affirm-in-part and reverse-in-part a final initial determination ("ID") of the presiding administrative law judge ("ALJ") finding a violation of section 337 by the respondents' products in the above-captioned investigation, and has issued a limited exclusion order directed against products of respondents Sharp Corporation of Japan; Sharp Electronics Corporation of Mahwah, New Jersey; and Sharp Electronics Manufacturing Company of America, Inc. of San Diego, California (collectively "Sharp"); and cease and desist orders direct against products of Sharp Electronics Corp. and Sharp Electronics Manufacturing Co.

FOR FURTHER INFORMATION CONTACT:

Clint Gerdine, Esq., Office of the General Counsel, U.S. International Trade Commission, 500 E Street, SW., Washington, DC 20436, telephone (202) 708-5468. Copies of non-confidential 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. 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>. Hearing-impaired persons are advised that information on this matter can be obtained by contacting the Commission's TDD terminal on (202) 205-1810.

SUPPLEMENTARY INFORMATION: The Commission instituted this investigation on January 25, 2008, based on a complaint filed by Samsung Electronics Co., Ltd. ("Samsung") of Korea. 73 FR 4626-27. The complaint, as supplemented, alleges violations of section 337 of the Tariff Act of 1930, as amended, 19 U.S.C. 1337, in the importation into the United States, the sale for importation, and the sale within the United States after importation of certain liquid crystal display ("LCD") devices and products containing the same by reason of infringement of certain claims of U.S. Patent Nos. 7,193,666; 6,771,344 ("the '344 patent'"); 7,295,196; and 6,937,311 ("the '311 patent'"). The complaint further alleges the existence of a domestic industry as to each asserted patent. The Commission's notice of investigation named the following respondents: Sharp Corporation of Japan; Sharp Electronics Corporation of Mahwah, New Jersey; and Sharp Electronics Manufacturing, Company of America, Inc. of San Diego, California.

On January 26, 2009, the ALJ issued his final ID finding a violation of section 337 by respondents as to the '311 and '344 patents only, and issued his recommended determinations on remedy and bonding. On February 9, 2009, Sharp and the Commission investigative attorney ("IA") filed petitions for review of the final ID. The IA and Samsung filed responses to the petitions on February 17, 2009.

On March 30, 2009, the Commission determined to review: (1) The ALJ's construction of the claim term "domain dividers" found in the '311 patent;" (2) the ALJ's determination that Sharp's LCD devices infringe the '311 patent;" (3) the ALJ's determination that the '311 patent is not unenforceable; and (4) the ALJ's determination that the asserted claims of the '344 patent are not invalid as anticipated by U.S. Patent No. 5,309,264 ("the '264 patent'").

The Commission requested the parties to respond to certain questions concerning the issues under review and requested written submissions on the issues of remedy, the public interest, and bonding from the parties and interested non-parties. 74 FR 15301-02 (April 3, 2009).

On April 10 and April 17, 2009, respectively, complainant Samsung, the

Sharp respondents, and the IA filed briefs and reply briefs on the issues for which the Commission requested written submissions. Also, the Commission received four submissions from interested non-parties on the issues of remedy, the public interest, and bonding.

Having reviewed the record in this investigation, including the final ID and the parties' written submissions, the Commission has determined to affirm-in-part and reverse-in-part the ID. Particularly, the Commission has construed the term "domain dividers" in claims 6 and 8 of the '311 patent to be "apertures formed in the conductive layer comprising the electrode." Further, the Commission has reversed the ALJ's ruling of infringement of the '311 patent by Sharp's LCD devices and determined that these devices do not infringe claims 6 and 8 under the Commission's claim construction of "domain dividers." Also, the Commission has taken no position on the validity of the '311 patent pursuant to 35 U.S.C. 112, ¶ 1, under the ALJ's construction of "domain dividers," or the unenforceability of the '311 patent. In addition, the Commission has affirmed the ALJ's finding that claims 7 and 8 of the '344 patent are not invalid in view of the '264 patent, and affirm his determination of a violation of section 337 with respect to the '344 patent.

Further, the Commission has made its determination on the issues of remedy, the public interest, and bonding. The Commission has determined that the appropriate form of relief is both: (1) A limited exclusion order prohibiting the unlicensed entry of LCD devices, including display panels and modules, and LCD televisions or professional displays containing the same that infringe claims 7 or 8 of the '344 patent, that are manufactured abroad by or on behalf of, or are imported by or on behalf of, Sharp, or any of its affiliated companies, parents, subsidiaries, licensees, contractors, or other related business entities, or successors or assigns; and (2) cease and desist orders prohibiting Sharp Electronics Corp. and Sharp Electronics Manufacturing Co. from conducting any of the following activities in the United States: importing, selling, marketing, advertising, distributing, offering for sale, transferring (except for exportation), and soliciting U.S. agents or distributors for, LCD devices, including display panels and modules, and LCD televisions or professional displays containing the same that are covered by claims 7 or 8 of the '344 patent.