

average, must decrease by more than 15 percent. For this reason, the petition does not meet the regulatory requirements for certification for Fiscal Year (FY) 2010.

**FOR FURTHER INFORMATION CONTACT:**

Trade Adjustment Assistance for Farmers Staff, FAS, USDA, by phone: (202) 720-0638, or (202) 690-0633; or by e-mail:

[tradeadjustment@fas.usda.gov](mailto:tradeadjustment@fas.usda.gov); or visit the TAA for Farmers' Web site: <http://www.fas.usda.gov/itp/taa>.

Dated: July 8, 2010.

**John D. Brewer,**

Administrator, Foreign Agricultural Service.

[FR Doc. 2010-17344 Filed 7-15-10; 8:45 am]

**BILLING CODE 3410-10-P**

## DEPARTMENT OF COMMERCE

### Patent and Trademark Office

#### Submission for OMB Review; Comment Request

The United States Patent and Trademark Office (USPTO) will submit to the Office of Management and Budget (OMB) for clearance the following proposal for collection of information under the provisions of the Paperwork Reduction Act (44 U.S.C. chap. 35).

*Agency:* United States Patent and Trademark Office (USPTO).

*Title:* Post Allowance and Refiling.

*Form Number(s):* PTO/SB/44/50/51/51S/52/53/56 and PTOL-85B.

*Agency Approval Number:* 0651-0033.

*Type of Request:* Revision of a currently approved collection.

*Burden:* 124,359 hours annually.

*Number of Respondents:* 217,184 responses per year.

*Avg. Hours per Response:* The USPTO estimates that it will take the public from approximately 12 minutes (0.20 hours) to 5 hours to gather the necessary information, prepare the appropriate form or other documents, and submit the information in this collection to the USPTO.

*Needs and Uses:* The USPTO is required by 35 U.S.C. 131 and 151 to examine applications and issue them as patents when appropriate. The applicant must then pay the required issue fee to receive the patent and avoid abandonment of the application. The public uses this information collection to pay fees for issuing patents, to request corrections of errors in issued patents, and to apply for reissue patents. This collection previously included information requirements related to patent reexaminations. These items are

being removed from this collection and were approved by OMB in February 2010 as a separate new collection, 0651-0064 Patent Reexaminations.

*Affected Public:* Individuals or households; businesses or other for-profits; and not-for-profit institutions.

*Frequency:* On occasion.

*Respondent's Obligation:* Required to obtain or retain benefits.

*OMB Desk Officer:* Nicholas A. Fraser, e-mail: [Nicholas\\_A\\_Fraser@omb.eop.gov](mailto:Nicholas_A_Fraser@omb.eop.gov).

Once submitted, the request will be publicly available in electronic format through the Information Collection Review page at <http://www.reginfo.gov>.

Paper copies can be obtained by:

- *E-mail:*

[InformationCollection@uspto.gov](mailto:InformationCollection@uspto.gov).

Include "0651-0033 copy request" in the subject line of the message.

- *Fax:* 571-273-0112, marked to the attention of Susan K. Fawcett.

- *Mail:* Susan K. Fawcett, Records Officer, Office of the Chief Information Officer, United States Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450.

Written comments and recommendations for the proposed information collection should be sent on or before August 16, 2010 to Nicholas A. Fraser, OMB Desk Officer, via e-mail to [Nicholas\\_A\\_Fraser@omb.eop.gov](mailto:Nicholas_A_Fraser@omb.eop.gov), or by fax to 202-395-5167, marked to the attention of Nicholas A. Fraser.

**Susan K. Fawcett,**

Records Officer, USPTO, Office of the Chief Information Officer.

[FR Doc. 2010-17367 Filed 7-15-10; 8:45 am]

**BILLING CODE 3510-16-P**

## DEPARTMENT OF COMMERCE

### International Trade Administration

[A-428-801]

#### Ball Bearings and Parts Thereof From Germany: Notice of Court Decision Not in Harmony With Final Results of Administrative Review

**AGENCY:** Import Administration, International Trade Administration, Department of Commerce.

**SUMMARY:** On July 7, 2010, the United States Court of International Trade sustained the Department of Commerce's results of redetermination on remand concerning the final results of the administrative review of the antidumping duty order on ball bearings and parts thereof from Germany. See *SKF USA Inc., v. United States*, Slip Op. 10-76 (CIT July 7, 2010). The Department is now issuing this notice of

court decision not in harmony with the Department of Commerce's determination.

**DATES:** *Effective Date:* July 16, 2010.

**FOR FURTHER INFORMATION CONTACT:** Hermes Pinilla or Richard Rimlinger, AD/CVD Operations, Office 5, Import Administration, International Trade Administration, U.S. Department of Commerce, 14th Street and Constitution Avenue, NW., Washington, DC 20230; telephone: (202) 482-3477 or (202) 482-4477.

#### SUPPLEMENTARY INFORMATION:

##### Background

On September 11, 2008, the Department of Commerce (the Department) published the final results of the administrative reviews of the antidumping duty orders on ball bearings and parts thereof from France, Germany, Italy, Japan, and the United Kingdom for the period May 1, 2006, through April 30, 2007. See *Ball Bearings and Parts Thereof From France, Germany, Italy, Japan, and the United Kingdom: Final Results of Antidumping Duty Administrative Reviews and Rescission of Reviews in Part*, 73 FR 52823 (September 11, 2008). SKF USA Inc., SKF France S.A., SKF Aerospace France S.A.S., SKF GmbH,<sup>1</sup> and SKF Industrie S.p.A filed a lawsuit challenging certain aspects of the final results. On December 21, 2009, the United States Court of International Trade (CIT) concluded that the Department acted within its authority and according to law in requesting cost-of-production (COP) data from SKF Germany's unaffiliated suppliers. See *SKF USA Inc., v. United States*, 675 F. Supp. 2d 1264 (CIT December 21, 2009) (*SKF Germany*). The CIT also upheld the Department's decision to reject the COP information submitted by SKF Germany's unaffiliated supplier as untimely and to resort to facts otherwise available. Specifically, the CIT stated that "the Department has broad authority to set, and extend, its deadlines for submission of requested information, but on the uncontested facts of this case it acted within its authority in deeming the COP data an untimely submission." See *SKF Germany*, 675 F. Supp. 2d at 1272-74. The CIT held, however, that "{the Department} acted contrary to law in drawing an inference adverse for SKF {Germany} upon the failure of the unaffiliated supplier to make a timely submission of the requested COP data"

<sup>1</sup> The CIT refers to the German company as "SKF GmbH" in its decision. The Department refers to the company as "SKF Germany" in its determination and in this notice.