

incidental take permit (ITP; #TE35022A-0) under the Endangered Species Act of 1973, as amended (Act). We request public comment on the permit application and accompanying proposed habitat conservation plan (HCP), as well as on our preliminary determination that the plan qualifies as low-effect under the National Environmental Policy Act (NEPA). To make this determination we used our environmental action statement and low-effect screening form, which are also available for review.

**DATES:** To ensure consideration, please send your written comments by March 24, 2011.

**ADDRESSES:** If you wish to review the application and HCP, you may request documents by e-mail, U.S. mail, or phone (*see below*). These documents are also available for public inspection by appointment during normal business hours at the office below. Send your comments or requests by any one of the following methods.

*E-mail:* [northflorida@fws.gov](mailto:northflorida@fws.gov). Use "Attn: Permit number TE35022A-0" as your message subject line.

*Fax:* Field Supervisor, (904) 731-3045, *Attn.:* Permit number TE35022A-0.

*U.S. mail:* Field Supervisor, Jacksonville Ecological Services Field Office, *Attn:* Permit number TE35022A-0, U.S. Fish and Wildlife Service, 7915 Baymeadows Way, Suite 200, Jacksonville, FL 32256.

*In-person drop-off:* You may drop off information during regular business hours at the above office address.

**FOR FURTHER INFORMATION CONTACT:** Erin Gawera, *telephone:* (904) 731-3121; *e-mail:* [erin\\_gawera@fws.gov](mailto:erin_gawera@fws.gov).

**SUPPLEMENTARY INFORMATION:**

**Background**

Section 9 of the Act (16 U.S.C. 1531 *et seq.*) and our implementing Federal regulations in the Code of Federal Regulations (CFR) at 50 CFR part 17 prohibit the "take" of fish or wildlife species listed as endangered or threatened. Take of listed fish or wildlife is defined under the Act as "to harass, harm, pursue, hunt, shoot, wound, kill, trap, capture, or collect, or to attempt to engage in any such conduct" (16 U.S.C. 1532). However, under limited circumstances, we issue permits to authorize incidental take—i.e., take that is incidental to, and not the purpose of, the carrying out of an otherwise lawful activity.

Regulations governing incidental take permits for threatened and endangered species are at 50 CFR 17.32 and 17.22,

respectively. The Act's take prohibitions do not apply to federally listed plants on private lands unless such take would violate State law. In addition to meeting other criteria, an incidental take permit's proposed actions must not jeopardize the existence of federally listed fish, wildlife, or plants.

**Applicant's Proposal**

The applicant is requesting take of approximately 2.71 ac of occupied Florida scrub-jay foraging and sheltering habitat incidental to construction of a commercial center, and seeks a 10-year permit. The 131-ac project is located on parcel #07-18-31-01-01-0010, within Section 07, Township 31 South, Range 39 East, Volusia County, Florida. The project includes construction of a commercial center and the associated infrastructure, and landscaping. The applicant proposes to mitigate for the take of the Florida scrub-jay through the deposit of good funds in the amount of \$113,776.64 to the Nature Conservancy's Conservation Fund, for the management and conservation of the Florida scrub-jay based on Service Mitigation Guidelines.

**Our Preliminary Determination**

We have determined that the applicant's proposal, including the proposed mitigation and minimization measures, would have minor or negligible effects on the species covered in the HCP. Therefore, we determined that the ITP is a "low-effect" project and qualifies for categorical exclusion under the National Environmental Policy Act (NEPA), as provided by the Department of the Interior Manual (516 DM 2 Appendix 1 and 516 DM 6 Appendix 1). A low-effect HCP is one involving (1) Minor or negligible effects on federally listed or candidate species and their habitats, and (2) minor or negligible effects on other environmental values or resources.

**Next Steps**

We will evaluate the plan and comments we receive to determine whether the ITP application meets the requirements of section 10(a) of the Act (16 U.S.C. 1531 *et seq.*). If we determine that the application meets these requirements, we will issue ITP #TE35022A-0. We will also evaluate whether issuance of the section 10(a)(1)(B) ITP complies with section 7 of the Act by conducting an intra-Service section 7 consultation. We will use the results of this consultation, in combination with the above findings, in our final analysis to determine whether or not to issue the ITP. If the

requirements are met, we will issue the permit to the applicant.

**Public Comments**

If you wish to comment on the permit application, plan, and associated documents, you may submit comments by any one of the methods in **ADDRESSES**.

**Public Availability of Comments**

Before including your address, phone number, e-mail address, or other personal identifying information in your comments, 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.

**Authority:** We provide this notice under Section 10 of the Act and NEPA regulations (40 CFR 1506.6).

Dated: February 15, 2011.

**David L. Hankla,**

*Field Supervisor, Jacksonville Field Office.*

[FR Doc. 2011-3935 Filed 2-18-11; 8:45 am]

**BILLING CODE 4310-55-P**

**DEPARTMENT OF THE INTERIOR**

**Geological Survey**

[USGS-GX11LR000F60100]

**Agency Information Collection**

**Activities: Comment Request for the Ferrous Metals Surveys (17 Forms)**

**AGENCY:** U.S. Geological Survey (USGS), Interior.

**ACTION:** Notice of an extension of a currently approved information collection (1028-0068).

**SUMMARY:** We (the U.S. Geological Survey) will ask the Office of Management and Budget (OMB) to approve the information collection (IC) described below. This collection consists of 17 forms. As required by the Paperwork Reduction Act (PRA) of 1995, and as part of our continuing efforts to reduce paperwork and respondent burden, we invite the general public and other Federal agencies to take this opportunity to comment on this IC. This IC is scheduled to expire on May 31, 2011.

**DATES:** To ensure that your comments on this IC are considered, we must receive them on or before April 25, 2011.

**ADDRESSES:** Please submit a copy of your comments to Phadrea Ponds,

Information Collection Clearance Officer, U.S. Geological Survey, 2150–Centre Avenue, Fort Collins, CO 80526–8118 (mail); 970–226–9445 (phone); 970–226–9230 (fax); or [pondsp@usgs.gov](mailto:pondsp@usgs.gov) (e-mail). Please reference Information Collection 1028–0068 in the subject line.

**FOR FURTHER INFORMATION CONTACT:** Carleen Kostick at 703–648–7940 (telephone); [ckostick@usgs.gov](mailto:ckostick@usgs.gov) (e-mail); or by mail at U.S. Geological Survey, 985 National Center, 12201 Sunrise Valley Drive, Reston, VA 20192.

**SUPPLEMENTARY INFORMATION:**

**I. Abstract**

Respondents use these forms to supply the USGS with domestic consumption data of 13 ores, concentrates, metals, and ferroalloys, some of which are considered strategic and critical. This information will be published as chapters in Minerals Yearbooks, monthly Mineral Industry Surveys, annual Mineral Commodity Summaries, and special publications, for use by Government agencies, industry, education programs, and the general public.

**II. Data**

*OMB Control Number:* 1028–0068.

*Form Number:* Various (17 forms).

*Title:* Ferrous Metals Surveys.

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

*Affected Public:* Private sector: U.S. nonfuel minerals producers of ferrous and related metals.

*Respondent Obligation:* Voluntary.

*Frequency of Collection:* Monthly and annually.

*Estimated Number of Annual Responses:* 3,201.

*Annual Burden Hours:* 1,660 hours. We expect to receive 3,201 annual responses. We estimate an average of 10 minutes to 1 hour per response.

*Estimated Reporting and Recordkeeping “Non-Hour Cost” Burden:* We have not identified any “non-hour cost” burdens associated with this collection of information.

*Public Disclosure Statement:* The PRA (44 U.S.C. 3501, *et seq.*) provides that an agency may not conduct or sponsor a collection of information unless it displays a currently valid OMB control number and current expiration date.

**III. Request for Comments**

We invite comments concerning this IC on: (a) Whether the proposed collection of information is necessary for the agency to perform its duties, including whether the information is useful; (b) the accuracy of the agency’s estimate of the burden of the proposed

collection of information; (c) how to enhance the quality, usefulness, and clarity of the information to be collected; and (d) how to minimize the burden on the respondents, including the use of automated collection techniques or other forms of information technology.

Please note that the comments submitted in response to this notice are a matter of public record. 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 anytime. While you can ask OMB in your comment to withhold your personal identifying information from public review, we cannot guarantee that it will be done.

*USGS Information Collection Clearance Officer:* Phadrea Ponds 970–226–9445.

Dated: February 10, 2011

**John H. DeYoung, Jr.,**

*Director, National Minerals Information Center, U.S. Geological Survey.*

[FR Doc. 2011–3820 Filed 2–18–11; 8:45 am]

**BILLING CODE 4311-AM-P**

**DEPARTMENT OF JUSTICE**

**Antitrust Division**

**Notice Pursuant to the National Cooperative Research and Production Act of 1993—Cooperative Research Group on High-Efficiency Dilute Gasoline Engine II**

Notice is hereby given that, on January 19, 2011, pursuant to Section 6(a) of the National Cooperative Research and Production Act of 1993, 15 U.S.C. 4301 *et seq.* (“the Act”), Southwest Research Institute—Cooperative Research Group on High-Efficiency Dilute Gasoline Engine II (“HEDGE II”) has filed written notifications simultaneously with the Attorney General and the Federal Trade Commission disclosing changes in its membership. The notifications were filed for the purpose of extending the Act’s provisions limiting the recovery of antitrust plaintiffs to actual damages under specified circumstances. Specifically, Chrysler Group, LLC, Auburn Hills, MI, has been added as a party to this venture.

No other changes have been made in either the membership or planned activity of the group research project. Membership in this group research project remains open, and HEDGE II

intends to file additional written notifications disclosing all changes in membership.

On February 19, 2009, HEDGE II filed its original notification pursuant to Section 6(a) of the Act. The Department of Justice published a notice in the **Federal Register** pursuant to Section 6(b) of the Act on April 2, 2009 (74 FR 15003)

The last notification was filed with the Department on November 4, 2010. A notice was published in the **Federal Register** pursuant to Section 6(b) of the Act December 17, 2010 (75 FR 79024)

**Patricia A. Brink,**

*Director of Civil Enforcement, Antitrust Division.*

[FR Doc. 2011–3857 Filed 2–18–11; 8:45 am]

**BILLING CODE 4410-11-M**

**DEPARTMENT OF JUSTICE**

**Antitrust Division**

**Notice Pursuant to the National Cooperative Research and Production Act Of 1993—OpenSAF Foundation**

Notice is hereby given that, on January 19, 2011, pursuant to Section 6(a) of the National Cooperative Research and Production Act of 1993, 15 U.S.C. 4301 *et seq.* (“the Act”), OpenSAF Foundation (“OpenSAF”) has filed written notifications simultaneously with the Attorney General and the Federal Trade Commission disclosing changes in its membership. The notifications were filed for the purpose of extending the Act’s provisions limiting the recovery of antitrust plaintiffs to actual damages under specified circumstances. Specifically, MontaVista Software LLC, Santa Clara, CA, has been added as a party to this venture.

No other changes have been made in either the membership or planned activity of the group research project. Membership in this group research project remains open, and OpenSAF intends to file additional written notifications disclosing all changes in membership.

On April 8, 2008, OpenSAF filed its original notification I pursuant to Section 6(a) of the Act. The Department of Justice published a notice in the **Federal Register** pursuant to Section 6(b) of the Act on May 16, 2008 (73 FR 28508).

The last notification was filed with the Department on March 11, 2010. A notice was published in the **Federal**