

lesser tax credit for rehabilitation. The 10% credit was repealed as part of the 2017 tax reform legislation, but remains in effect under certain transition rules.

SHPOs are the first point of contact for property owners wishing to use the rehabilitation tax credits. They help applicants determine if an historic building is eligible for Federal or State historic preservation tax incentives, provide guidance on an application before or after the project begins, and provide advice on appropriate preservation work. SHPOs use Forms

10–168d and 10–168e to make recommendations to NPS.

In accordance with 36 CFR 67, we also collect information for: (1) Certifications of State and local statutes (§ 67.8), (2) certifications of State or local historic districts (§ 67.9), and (3) appeals (§ 67.10).

*Title of Collection:* Historic Preservation Certifications, 36 CFR part 67.

*OMB Control Number:* 1024–0009.

*Form Number:* NPS Forms 10–168, 10–168a, 10–168b, 10–168c, 10–168d, and 10–168e.

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

*Respondents/Affected Public:* Individuals, organizations, companies and businesses, and State or tribal governments.

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

*Frequency of Collection:* On occasion.

*Total Estimated Annual Nonhour Burden Cost:* \$3,973,359 based primarily on application fees and other costs (includes printing photographs and architectural drawings).

Activity	Estimated total annual responses	Estimated average completion time	Estimated total annual burden hours *
Form 10–168 (Part 1):			
Individuals .....	74	27	1,998
Private Sector .....	1,401	27	37,827
Form 10–168a (Part 2):			
Individuals .....	65	51	3,315
Private Sector .....	1,242	51	63,342
Form 10–168b (Amendment):			
Individuals .....	94	15	1,410
Private Sector .....	1,795	15	26,925
Form 10–168c (Part 3):			
Individuals .....	44	17	748
Private Sector .....	841	17	14,297
Forms 10–168d and 10–168e (State Review Sheets):			
Form 10–168d .....	1,475	2.5	3,688
Form 10–168e (Part 2s) .....	1,307	5	6,535
Form 10–168e (Part 3s) .....	885	3.5	3,098
Form 10–168e (for Amendments) .....	1,889	2.5	4,723
Certification of Statutes .....	1	5	5
Cert of Historic Districts .....	3	60	180
Appeals:			
Individuals .....	4	40	160
Private Sector .....	30	40	1,200
Totals .....	11,150		169,451

\* Rounded

An agency may not conduct or sponsor and a person is not required to respond to a collection of information unless it displays a currently valid OMB control number.

The authority for this action is the Paperwork Reduction Act of 1995 (44 U.S.C. 3501 *et seq.*).

**Phadrea Ponds,**

*Acting Information Collection Clearance Officer, National Park Service.*

[FR Doc. 2019–14223 Filed 7–2–19; 8:45 am]

**BILLING CODE 4312–52–P**

**INTERNATIONAL TRADE COMMISSION**

[Investigation No. 337–TA–1088]

**Certain Road Construction Machines and Components Thereof; Commission Final Determination Finding a Section 337 Violation; Issuance of a Limited Exclusion Order and a Cease and Desist Order; 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 found a violation of section 337 of the Tariff Act of 1930 (“section 337”), as amended, in this investigation. The Commission has issued a limited exclusion order (“LEO”) prohibiting the importation by

respondents Wirtgen GmbH, Wirtgen Group Holding GmbH (“Wirtgen Group”), and Wirtgen America, Inc. (“Wirtgen America”) of certain road construction machines and components thereof that infringe claim 19 of U.S. Patent No. 7,140,693. The Commission has also issued a cease and desist order (“CDO”) directed to respondent Wirtgen America. The investigation is terminated.

**FOR FURTHER INFORMATION CONTACT:** Houda Morad, Office of the General Counsel, U.S. International Trade Commission, 500 E Street SW, Washington, DC 20436, telephone (202) 708–4716. 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 <https://www.usitc.gov>. The public record for this investigation may be viewed on the Commission's electronic docket (EDIS) at <https://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 November 29, 2017, based on a complaint, as supplemented, filed by Caterpillar Inc. of Peoria, Illinois and Caterpillar Paving Products, Inc. of Minneapolis, Minnesota (collectively, “Complainants”). See 82 FR 56625–26 (Nov. 29, 2017). The complaint, as supplemented, alleges violations of section 337 of the Tariff Act of 1930, as amended (19 U.S.C. 1337), based upon the importation into the United States, the sale for importation, and the sale within the United States after importation of certain road construction machines and components thereof by reason of infringement of certain claims of U.S. Patent Nos. 7,140,693 (“the ‘693 patent”); 9,045,871 (“the ‘871 patent”); and 7,641,419 (“the ‘419 patent”). See *id.* The notice of investigation identifies the following respondents: Wirtgen GmbH of Windhagen, Germany; Joseph Vögele AG of Ludwigshafen, Germany; Wirtgen Group of Windhagen, Germany; and Wirtgen America of Antioch, Tennessee. See *id.* The Office of Unfair Import Investigations is not a party to this investigation. See *id.*

The ALJ terminated the ‘871 patent from the investigation after finding the asserted claims of that patent to be invalid under 35 U.S.C. 101. See Order No. 18 (May 24, 2018), *previously reviewed*, Comm’n Notice (July 3, 2018). The Commission terminated the ‘419 patent from the investigation after Complainants withdrew their allegations with respect to that patent. See Order No. 26 (July 5, 2018), *unreviewed*, Comm’n Notice (July 25, 2018). The Commission also terminated claim 25 of the ‘693 patent from the investigation after Complainants withdrew their allegations as to that claim. See Order No. 38 (Oct. 16, 2018), *unreviewed*, Comm’n Notice (Nov. 9, 2018).

On February 14, 2019, the ALJ issued the FID finding a violation of section 337 by certain accused products by reason of infringement of claim 19 of the ‘693 patent. In addition, the FID finds all the asserted claims, except claim 19

of the ‘693 patent, to be invalid as anticipated and/or obvious over the prior art. Furthermore, the FID finds that Complainants have satisfied the domestic industry requirement with respect to the ‘693 patent. The ALJ also issued a recommended determination (“RD”) recommending that the Commission issue an LEO against the infringing products and a CDO against each respondent. The ALJ further recommended against setting a bond during the period of Presidential review.

On April 12, 2019, the Commission issued a Notice determining to review the FID in part. See 84 FR 16282–83 (Apr. 18, 2019). The Commission's notice solicited written submissions on remedy, the public interest, and bonding. On April 30, 2019, the parties filed written submissions in response to the April 12, 2019 Notice, and on May 10, 2019, the parties filed responses to each other's submissions.

Having examined the record of this investigation, including the FID, the RD, and the parties' submissions, the Commission has determined to affirm with modification the FID's ultimate conclusion of a section 337 violation with respect to claim 19 of the ‘693 patent. In addition, as explained in the Commission Opinion filed concurrently herewith, the Commission has determined to modify the FID's findings with respect to: (1) The construction of the claim term “a retracted position relative to said frame”; (2) the infringement of the asserted method claims, *i.e.*, claims 17–19, 24, 26–28, and 38 of the ‘693 patent; (3) the invalidity of claims 1, 15–18, 24, 26, 27, 36, and 38 of the ‘693 patent over Volpe SF–100 T4 in view of U.S. Patent No. 3,633,292 (Ulrich); (4) no invalidity of claims 1, 15–19, 24, 26–28, 36, and 38 of the ‘693 patent over U.S. Patent No. 3,843,274 (Gutman) alone or in combination with other prior art; and (5) no invalidity of claim 19 over Volpe SF–100 T4 in view of Ulrich and WO 97/42377 (Busley). All findings in the FID that are not inconsistent with the Commission's determination are affirmed.

The Commission has also determined to affirm the ALJ's initial determination (Order No. 18) terminating the ‘871 patent from the investigation based on the invalidity of the asserted claims of that patent under 35 U.S.C. 101. Commissioner Schmidlein dissents from the Commission's decision to affirm Order No. 18 and has filed a separate dissenting opinion.

Accordingly, the Commission finds that there is a violation of section 337 with respect to claim 19 of the ‘693 patent. The Commission has determined

that the appropriate remedy is a limited exclusion order against Wirtgen Group, Wirtgen GmbH, and Wirtgen America's infringing products, and a cease and desist order against Wirtgen America. The Commission has also determined that the public interest factors enumerated in subsections 337(d)(1) and (f)(1) (19 U.S.C. 1337(d)(1), (f)(1)) do not preclude the issuance of the limited exclusion order and cease and desist order. The Commission has further determined to set a bond at zero (0) percent of entered value during the Presidential review period (19 U.S.C. 1337(j)).

The Commission's orders and opinion were delivered to the President and to the United States Trade Representative on the day of their issuance.

The authority for the Commission's determination is contained in section 337 of the Tariff Act of 1930, as amended (19 U.S.C. 1337), and in part 210 of the Commission's Rules of Practice and Procedure (19 CFR part 210).

By order of the Commission.

Issued: June 27, 2019.

**Lisa Barton,**

*Secretary to the Commission.*

[FR Doc. 2019–14189 Filed 7–2–19; 8:45 am]

**BILLING CODE 7020–02–P**

## INTERNATIONAL TRADE COMMISSION

[Investigation No. 337–TA–1166]

### Certain Foodservice Equipment and Components Thereof; Institution of Investigation

**AGENCY:** U.S. International Trade Commission.

**ACTION:** Notice.

**SUMMARY:** Notice is hereby given that a complaint was filed with the U.S. International Trade Commission on May 30, 2019, under section 337 of the Tariff Act of 1930, as amended, on behalf of Illinois Tool Works, Inc. of Glenview, Illinois; Vesta Global Limited of Hong Kong; Vesta (Guangzhou) Catering Equipment Co., Ltd. of China; and Admiral Craft Equipment Corp. of Westbury, New York. A letter supplement was filed on June 14, 2019. The supplemented complaint alleges violations of section 337 based upon in the importation of articles into the United States, or in the sale of such articles by the owner, importer, or consignee of certain foodservice equipment and components thereof by reason of misappropriation of trade secrets and unfair competition through