

**SUPPLEMENTARY INFORMATION:** We, the Fish and Wildlife Service, announce receipt of an application from the city of Orange Beach, Alabama (applicant), for an incidental take permit (ITP) under the Endangered Species Act of 1973, as amended (ESA; 16 U.S.C. 1531 *et seq.*). The applicant requests the ITP to take the federally listed Perdido Key beach mouse (*Peromyscus polionotus trissyllepsis*; PKBM), incidental to construction in occupied PKBM habitat in Baldwin County, Alabama. We request public comment on the application, which includes the applicant's proposed habitat conservation plan (HCP) and the Service's preliminary determination that this HCP qualifies as "low-effect," categorically excluded, under the National Environmental Policy Act (NEPA; 42 U.S.C. 4231 *et seq.*). To make this determination, we used our environmental action statement and low-effect screening form, both of which are available for public review.

## Project

The applicant requests a 30-year ITP to take PKBM via the conversion of approximately 36.87 acres (ac) of occupied PKBM habitat on 73.74-ac parcel incidental to construction. The 73.74-ac parcel also contains 32.97 ac of PKBM critical habitat. The city of Orange Beach HCP (TE48931D) proposes minimization measures that are consistent with the previously approved Escambia County Perdido Key HCP permit (TE46592A) including proactive planning, conservation corridors, seasonality considerations, predator control, trash collection, dune restoration, wildlife lighting, vehicle access management, and public education. To mitigate for unavoidable impacts, contributions will be made to an in-lieu fee mitigation fund, and annual assessment fees will be paid into a PKBM fund.

## Public Availability of Comments

Before including your address, phone number, email address, or other personal identifying information in your comment, be aware that your entire comment, including your personal identifying information, may be made available to the public. While you may request that we withhold your personal identifying information, we cannot guarantee that we will be able to do so.

## Our Preliminary Determination

The Service has made a preliminary determination that the applicant's program, including land clearing, infrastructure building, landscaping, and proposed minimization and

mitigation measures, would individually and cumulatively have a minor or negligible effect on the PKBM and the environment. Therefore, we have preliminarily concluded that the requested ITP would qualify for categorical exclusion and the HCP is low effect under our NEPA regulations at 43 CFR 46.205 and 46.210. A low-effect HCP is one that would result in (1) minor or negligible effects on federally listed, proposed, and candidate species and their habitats; (2) minor or negligible effects on other environmental values or resources; and, (3) impacts that, when considered together with the impacts of other past, present, and reasonably foreseeable similarly situated projects, would not over time result in significant cumulative effects to environmental values or resources.

## Next Steps

The Service will evaluate the application and the comments to determine whether to issue the requested permit. We will also conduct an intra-Service consultation pursuant to section 7 of the ESA to evaluate the effects of the proposed take. After considering the above findings, we will determine whether the permit issuance criteria of section 10(a)(1)(B) of the ESA have been met. If met, the Service will issue ITP number TE48931D to the city of Orange Beach.

## Authority

The Service provides this notice under section 10(c) (16 U.S.C. 1539(c)) of the ESA and NEPA regulation 40 CFR 1506.6.

### Sean Blomquist,

*Acting Field Supervisor, Panama City Field Office.*

[FR Doc. 2020-00680 Filed 1-16-20; 8:45 am]

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## DEPARTMENT OF THE INTERIOR

### Fish and Wildlife Service

**[Docket No. FWS-R4-ES-2020-0001; FXES11130400000EA-123-FF04EF1000]**

### Receipt of Incidental Take Permit Application and Proposed Habitat Conservation Plan for the Scrub-Jay, Brevard County, FL; Categorical Exclusion

**AGENCY:** Fish and Wildlife Service, Interior.

**ACTION:** Notice of availability; request for comment and information.

**SUMMARY:** We, the Fish and Wildlife Service (Service), announce receipt of

an application from Dean Wooley (applicant) for an incidental take permit (ITP) under the Endangered Species Act. The applicant requests the ITP to take the federally listed scrub-jay incidental to construction in Brevard County, Florida. We request public comment on the application, which includes the applicant's proposed habitat conservation plan (HCP) and the Service's preliminary determination that this HCP qualifies as "low-effect," categorically excluded, under the National Environmental Policy Act. To make this determination, we used our environmental action statement and low-effect screening form, both of which are also available for public review.

**DATES:** We must receive your written comments on or before February 18, 2020.

## ADDRESSES:

**Obtaining Documents:** You may obtain copies of the documents online in Docket No. FWS-R4-ES-2020-0001 at <http://www.regulations.gov>.

**Submitting Comments:** If you wish to submit comments on any of the documents, you may do so in writing by any of the following methods:

- **Online:** <http://www.regulations.gov>. Follow the instructions for submitting comments on Docket No. FWS-R4-ES-2020-0001.
- **U.S. mail or hand-delivery:** Public Comments Processing, Attn: Docket No. FWS-R4-ES-2020-0001; U.S. Fish and Wildlife Service, MS: JAO/1N, 5275 Leesburg Pike, Falls Church, VA 22041-3803.

**FOR FURTHER INFORMATION CONTACT:** Erin M. Gawera, by telephone at 904-731-3121 or via email at [erin\\_gawera@fws.gov](mailto:erin_gawera@fws.gov).

**SUPPLEMENTARY INFORMATION:** We, the Fish and Wildlife Service (Service), announce receipt of an application from Dean Wooley (applicant) for an incidental take permit (ITP) under the Endangered Species Act of 1973, as amended (ESA; 16 U.S.C. 1531 *et seq.*). The applicant requests the ITP to take the federally listed Florida scrub-jay (*Aphelocoma coerulescens*) incidental to the construction of a residential development (project) in Brevard County, Florida. We request public comment on the application, which includes the applicant's proposed habitat conservation plan (HCP) and the Service's preliminary determination that this HCP qualifies as "low-effect," categorically excluded, under the National Environmental Policy Act (NEPA; 42 U.S.C. 4231 *et seq.*). To make this determination, we used our environmental action statement and

low-effect screening form, which are also available for public review.

### Project

Dean Wooley requests a 5-year ITP to take scrub-jays incidental to converting approximately 1.02 acres (ac) of occupied scrub-jay foraging and sheltering habitat incidental to the construction of residential homes located on five lots with Tax ID numbers 2943000, 2942922, 2942997, 2942925, and 2942940, totaling 6.73 ac in Section 27, Township 29 South, and Range 37 East, Brevard County, Florida. The applicant proposes to mitigate for take of the scrub-jays by contributing \$58,507.00 to the Florida Scrub-jay Conservation Fund, which is administered by The Nature Conservancy. The Service would require the applicant to make this contribution prior to engaging in activities associated with the project.

### Public Availability of Comments

Before including your address, phone number, email address, or other personal identifying information in your comment, be aware that your entire comment—including your personal identifying information—may be made available to the public. While you may request that we withhold your personal identifying information, we cannot guarantee that we will be able to do so.

### Our Preliminary Determination

The Service has made a preliminary determination that the applicant's project, including land clearing, infrastructure building, landscaping, and the proposed mitigation measure, would individually and cumulatively have a minor or negligible effect on the scrub-jays and the environment. Therefore, we have preliminarily concluded that the ITP for this project would qualify for categorical exclusion and the HCP is low effect under our NEPA regulations at 43 CFR 46.205 and 46.210. A low-effect HCP is one that would result in (1) minor or negligible effects on federally listed, proposed, and candidate species and their habitats; (2) minor or negligible effects on other environmental values or resources; and (3) impacts that, when considered together with the impacts of other past, present, and reasonably foreseeable similarly situated projects, would not over time result in significant cumulative effects to environmental values or resources.

### Next Steps

The Service will evaluate the application and the comments received to determine whether to issue the

requested permit. We will also conduct an intra-Service consultation pursuant to section 7 of the ESA to evaluate the effects of the proposed take. After considering the above findings, we will determine whether the permit issuance criteria of section 10(a)(1)(B) of the ESA have been met. If met, the Service will issue ITP number TE 56400D-0 to Dean Wooley.

### Authority

The Service provides this notice under section 10(c) (16 U.S.C. 1539(c)) of the ESA and NEPA regulation 40 CFR 1506.6.

**Jay Herrington,**

*Field Supervisor, Jacksonville Field Office.*

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from Israel were subsidized within the meaning of section 703(b) of the Act (19 U.S.C. 1671b(b)) and sold at LTFV within the meaning of 733(b) of the Act (19 U.S.C. 1673b(b)). Notice of the scheduling of the final phase of the Commission's investigations and of a public hearing to be held in connection therewith was given by posting copies of the notice in the Office of the Secretary, U.S. International Trade Commission, Washington, DC, and by publishing the notice in the **Federal Register** on August 5, 2019 (84 FR 38057). The hearing was held in Washington, DC, on November 21, 2019, and all persons who requested the opportunity were permitted to appear in person or by counsel.

The Commission made these determinations pursuant to sections 705(b) and 735(b) of the Act (19 U.S.C. 1671d(b) and 19 U.S.C. 1673d(b)). It completed and filed its determinations in these investigations on January 13, 2020. The views of the Commission are contained in USITC Publication 5009 (January 2020), entitled *Magnesium from Israel: Investigation Nos. 701-TA-614 and 731-TA-1431 (Final)*.

By order of the Commission.

Issued: January 13, 2020.

**Lisa Barton,**

*Secretary to the Commission.*

[FR Doc. 2020-00697 Filed 1-16-20; 8:45 am]

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## INTERNATIONAL TRADE COMMISSION

**[Investigation Nos. 701-TA-614 and 731-TA-1431 (Final)]**

### Magnesium From Israel

#### Determinations

On the basis of the record <sup>1</sup> developed in the subject investigations, the United States International Trade Commission ("Commission") determines, pursuant to the Tariff Act of 1930 ("the Act"), that an industry in the United States is not materially injured or threatened with material injury, and the establishment of an industry in the United States is not materially retarded, by reason of imports of magnesium from Israel, provided for in subheadings 8104.11.00, 8104.19.00, and 8104.30.00 of the Harmonized Tariff Schedule of the United States, that have been found by the U.S. Department of Commerce ("Commerce") to be sold in the United States at less than fair value ("LTFV"), and to be subsidized by the government of Israel.

#### Background

The Commission, pursuant to sections 705(b) and 735(b) of the Act (19 U.S.C. 1671d(b) and 19 U.S.C. 1673d(b)), instituted these investigations effective October 24, 2018, following receipt of petitions filed with the Commission and Commerce by US Magnesium LLC, Salt Lake City, Utah. The final phase of the investigations was scheduled by the Commission following notification of preliminary determinations by Commerce that imports of magnesium

## JUDICIAL CONFERENCE OF THE UNITED STATES

**Advisory Committee on Civil Rules; Meeting of the Judicial Conference**

**AGENCY:** Advisory Committee on Civil Rules, Judicial Conference of the United States.

**ACTION:** Notice of open meeting.

**SUMMARY:** The Advisory Committee on Civil Rules will hold a meeting on April 1, 2020. The meeting will be open to public observation but not participation. An agenda and supporting materials will be posted at least 7 days in advance of the meeting at: <http://www.uscourts.gov/rules-policies/records-and-archives-rules-committees/agenda-books>.

**DATES:** April 1, 2020; 9 a.m.–5 p.m.

**ADDRESSES:** Hilton Hotel, 600 Okeechobee Blvd., West Palm Beach, FL 33401.

**FOR FURTHER INFORMATION CONTACT:**

Rebecca A. Womeldorf, Secretary, Committee on Rules of Practice and Procedure of the Judicial Conference of the United States, Thurgood Marshall

<sup>1</sup> The record is defined in sec. 207.2(f) of the Commission's Rules of Practice and Procedure (19 CFR 207.2(f)).