

a single claim of one patent from the investigation. 63 FR 67918 (December 9, 1998). Ten respondents that had filed responses to the complaint and notice of investigation failed to appear at the hearing, viz., Ad-Tek Specialties Inc., AmerImage, Inc. d/b/a/ Rainbow Products, Boecks Camera LLC, BPS Marketing, E.T. Trading d/b/a Klikit, Penmax, Inc., PhilmEx Photographic Film, T.D.A. Trading Corp., Vantage Sales, Inc. and Vivitar Corp.

On February 24, 1999, the ALJ issued his final ID, finding a violation of section 337 by 26 of 27 named respondents. (Complainant Fuji admitted at closing argument that one named respondent, Opticam Inc, was not violating section 337). He found that Fuji had not carried its burden of proof in showing infringement of three design patents. The ALJ also issued his recommendations on remedy and bonding. The ALJ recommended that the Commission issue a general exclusion order directing that disposable cameras that infringe the claims of the 12 utility patents at issue be excluded from entry into the United States. He also recommended that cease and desist orders be issued to the 21 domestic respondents found in violation. Finally, he recommended a 100 percent bond during the period of Presidential review.

On March 8, 1999, the eight respondents that appeared at the hearing, complainant Fuji, and the Commission investigative attorney (IA) filed petitions for review of the ID. On March 15, 1999, the private parties filed responses. The IA filed his response to the petitions on March 17, 1999.

Having examined the record in this investigation, including the ALJ's final ID, the petitions for review, and the responses thereto, the Commission has determined to review: (1) the standard for the burden of proof applied in the ID for establishing repair versus reconstruction of a patented product, and (2) the ID's determination that the design patents asserted in this investigation were not infringed. The Commission has also determined to review the infringement issues insofar as necessary to correct certain clerical errors brought to the Commission's attention by the Office of Unfair Import Investigations. The Commission requires no further briefing on these issues.

In connection with the final disposition of this investigation, the Commission may issue (1) an order that could result in the exclusion of the subject articles from entry into the United States, and/or (2) cease and desist orders that could result in

respondents being required to cease and desist from engaging in unfair action in the importation and sale of such articles. Accordingly, the Commission is interested in receiving written submissions that address the form of remedy, if any, that should be ordered. If a party seeks exclusion of an article from entry into the United States for purposes other than entry for consumption, the party should so indicate and provide information establishing that activities involving other types of entry either are adversely affecting it or likely to do so. For background, see *In the Matter of Certain Devices for Connecting Computers via Telephone Lines*, Inv. No. 337-TA-360, USITC Pub. No. 2843 (December 1994) (Commission Opinion).

If the Commission contemplates some form of remedy, it must consider the effects of that remedy upon the public interest. The factors the Commission will consider include the effect that an exclusion order and/or cease and desist orders would have on (1) The public health and welfare, (2) competitive conditions in the U.S. economy, (3) U.S. production of articles that are like or directly competitive with those that are subject to investigation, and (4) U.S. consumers. The Commission is therefore interested in receiving written submissions that address the aforementioned public interest factors in the context of this investigation.

If the Commission orders some form of remedy, the President has 60 days to approve or disapprove the Commission's action. During this period, the subject articles would be entitled to enter the United States under a bond, in an amount determined by the Commission and prescribed by the Secretary of the treasury. The Commission is therefore interested in receiving submissions concerning the amount of the bond that should be imposed.

Written Submissions

The parties to the investigation, interested government agencies, and any other interested parties are encouraged to file written submissions on remedy, the public interest, and bonding. Such submissions should address the February 24, 1999, recommended determination by the ALJ on remedy and bonding. Complainant and the Commission investigative attorney are also requested to submit proposed remedial orders for the Commission's consideration. The written submissions and proposed remedial orders must be filed no later than close of business on April 29, 1999. Reply submissions must be filed no later than the close of

business on May 6, 1999. No further submissions on these issues will be permitted unless otherwise ordered by the Commission.

Persons filing written submissions must file with the Office of the Secretary the original document and 14 true copies thereof on or before the deadlines stated above. Any person desiring to submit a document (or portion thereof) to the Commission in confidence must request confidential treatment unless the information has already been granted such treatment during the proceedings. All such requests should be directed to the Secretary of the Commission and must include a full statement of the reasons why the Commission should grant such treatment. See section 201.6 of the Commission's Rules of Practice and Procedure, 19 CFR 201.6. Documents for which confidential treatment by the Commission is sought will be treated accordingly. All nonconfidential written submissions will be available for public inspection at the Office of the Secretary.

This action is taken under the authority of section 337 of the Tariff Act of 1930, 19 U.S.C. 1337, and sections 210.45-210.51 of the Commission's Rules of Practice and Procedure, 19 CFR 210.45-210.51.

Copies of the public version of the ID, and all other nonconfidential 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.

Issued: April 19, 1999.

By order of the Commission.

Donna R. Koehnke,
Secretary.

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DEPARTMENT OF JUSTICE

Office of Community Oriented Policing Services

Agency Information Collection Activities: Proposed Collection; Comment Request

ACTION: Notice of information collection under review; Extension of a currently approved collection.

Problem Solving Partnerships: Analysis and Assessment Surveys

Office of Management and Budget (OMB) approval is being sought for the

information collection listed below. This proposed information collection was previously published in the **Federal Register** on October 16, 1998 to allow 60 days for public comment.

The purpose of this notice is to allow an additional 30 days for public comments from the date listed at the top of this page in the **Federal Register**. This process is conducted in accordance with 5 Code of Federal Regulation, part 1320.10. Written comments and/or suggestions regarding the item(s) contained in this notice, especially regarding the estimated public burden and associated response time, should be directed to the Office of Management and Budget, Office of Regulatory Affairs, Attention: Department of Justice Desk Officer, Washington, DC, 20530. Additionally, comments may be submitted to OMB via facsimile to 202-395-7285. Comments may also be submitted to the Department of Justice (DOJ), Justice Management Division, Information Management and Security Staff, Attention: Department Clearance Officer, Suite 850, 1001 G Street, NW, Washington, DC, 20530.

Written comments may also be submitted to the COPS Office, PPSE Division, 1100 Vermont Avenue, NW, Washington, DC 20530, or via facsimile at (202) 633-1386.

Written comments and suggestions from the public and affected agencies should address one or more of the following points:

(1) Evaluate whether the proposed collection of information is necessary for the proper performance of the functions of the agency/component, including whether the information will have practical utility;

(2) Evaluate the accuracy of the agency's/component's estimate of the burden of the proposed collection of information, including the validity of the methodology and assumptions used;

(3) Enhance the quality, utility, and clarity of the information to be collected; and

(4) Minimize the burden of the collection of information on those who are to respond, including through the use of appropriate automated, electronic, mechanical, or other technological collection techniques or other forms of information technology, e.g., permitting electronic submission of responses.

The proposed collection is listed below:

Problem Solving Partnerships; Analysis and Assessment Surveys

(1) *Type of information collection.* Extension of a currently approved collection.

(2) *The title of the form/collection.* Problem Solving Partnerships; Analysis and Assessment Surveys

(3) *The agency form number, if any, and the applicable component of the Department sponsoring the collection.* Form: COPS 29/01. Office of Community Oriented Policing Services, United States Department of Justice.

(4) *Affected public who will be asked or required to respond, as well as a brief abstract.* Local law enforcement agencies that received grant funding for the Problem Solving Partnerships (PSP) grant from the COPS Office will be surveyed regarding the activities and outcomes of the analysis and assessment phases of the grant project.

The agencies implementing the problem-solving process through their PSP grants vary significantly in terms of population size, primary problems, location, partners, evaluators, and demographics. The agencies and their partners are working together to target either specific property crimes, violent crimes, problems associated with drugs and/or alcohol, or crimes related to public disorder.

The COPS Office is looking to provide documentation that may stimulate the promotion of problem solving as a way of addressing crime/disorder problems for both current and future grantees looking to implement the problem-solving approach. Copies of the survey instruments to be used by the contractor to obtain information from the PSP grantees are attached. The *Analysis Survey* will be distributed to grantees once OMB approval is obtained. The *Assessment Survey* will be distributed to grantees at a later date, once agencies have completed evaluating the impact of their tailor-made responses. Information obtained from these surveys will be disseminated to other departments to promote the adoption of problem-solving approaches.

(5) *An estimate of the total number of respondents and the amount of time estimated for an average respondent to respond.* Each survey, the Analysis Survey and the Assessment Survey, will be administered one time: Approximately 470 respondents per survey administration, at 55 minutes per respondent per survey (including record-keeping).

(6) *An estimate of the total public burden (in hours) associated with the collection.* Approximately 861.6 hours.

Public comment on this proposed information collection is strongly encouraged.

Dated: April 20, 1999.

Brenda E. Dyer,

Department Deputy Clearance Officer, United States Department of Justice.

[FR Doc. 99-10302 Filed 4-23-99; 8:45 am]

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DEPARTMENT OF JUSTICE

Notice of Lodging of Consent Decree Pursuant to the Clean Air Act

In accordance with Departmental policy, 28 CFR 50.7, 38 FR 19029, notice is hereby given that a proposed consent decree in *United States v. Eastern Poly Packaging Co., Inc.*, CV-96-4079, was lodged on April 9, 1999, with the United States District Court for the Eastern District of New York. The Consent Decree addresses violations of the Clean Air Act (the "Act"), 42 U.S.C. 7401-7671, and the State Implementation Plan for the State of New York ("SIP") promulgated pursuant to Section 110 of the Act, 42 U.S.C. 7410 at Defendant Eastern Poly's printing facility located at 149 47th Street, Brooklyn, New York. The Consent Decree requires the Defendant to pay a civil penalty of \$135,000 and to submit quarterly monitoring reports for one year.

The Department of Justice will receive, for a period of thirty (30) days from the date of this publication, comments relating to the proposed consent decree. Comments should be addressed to the Assistant Attorney General for the Environment and Natural Resources Division, Department of Justice, Washington, DC 20530, and should refer to *United States v. Eastern Poly Packaging Co., Inc.*, DOJ Ref. #90-5-2-1-2022.

The proposed consent decree may be examined at the office of the United States Attorney for the Eastern District of New York, Pierrepont Plaza, 14th Floor, Brooklyn, New York, 11201 (contact Assistant United States Attorney Jennifer Boal); the Region II Office of the Environmental Protection Agency, 290 Broadway, New York, New York, 10007-1866 (contact Assistant Regional Counsel Kate Donnelly); and at the Consent Decree Library, 1120 G Street, NW, 3rd Floor, Washington, DC 20005, (202) 624-0892. A copy of the proposed consent decree may be obtained in person or by mail from the Consent Decree Library, 1120 G Street, NW., 3rd Floor, Washington, DC 20005. In requesting a copy please refer to the referenced case and enclose a check in the amount of \$5.25 (25 cents per page reproduction costs) for the consent