

(LBA), serial number NDM-102083, is available for public review and comment. The BLM is also announcing that it will hold a public hearing to receive comments on the EA, Fair Market Value (FMV), and Maximum Economic Recovery (MER) of the coal resources contained in the proposed BNI LBA lease tract.

**DATES:** The public hearing will be held on Tuesday, September 12, 2017, from 4 p.m. to 6 p.m. Written comments should be received no later than October 12, 2017.

**ADDRESSES:** The public hearing will be held at the Betty Hagel Memorial Civic Center, 312 N. Lincoln Ave., Center, North Dakota. In addition, copies of the EA are available at <http://bit.ly/2kyeGoM> and the NDFO at the address below. You may submit comments related to the BNI EA, FMV, and MER by any of the following methods:

- *Email:* [BLM\\_MT\\_North\\_Dakota\\_BNI\\_LBA@blm.gov](mailto:BLM_MT_North_Dakota_BNI_LBA@blm.gov);
- *Mail:* Bureau of Land Management, North Dakota Field Office, Attention: Irma Nansel, Planning and Environmental Coordinator, 99 23rd Avenue West, Suite A, Dickinson, ND 58601.

Submitted comments related to the BNI EA, FMV, and MER for the tract will be available for public inspection at the NDFO address listed above.

**FOR FURTHER INFORMATION CONTACT:** Irma Nansel, Planning and Environmental Coordinator; telephone: 406-233-3653; or at the address and email provided in the **ADDRESSES** section. Persons who use a telecommunications device for the deaf (TDD) may call the Federal Relay Service at 1-800-877-8339 to contact the above individual during normal business hours. The Service is available 24 hours a day, 7 days a week, to leave a message or question for the above individual. You will receive a reply during normal business hours.

**SUPPLEMENTARY INFORMATION:** On November 7, 2014, BNI submitted an amended application to lease a 160-acre tract of Federal coal located in Oliver County, North Dakota. The BLM's EA analyzes and discloses the potential direct, indirect, and cumulative impacts of leasing and subsequent mining of the proposed 160-acre coal tract. The lease tract is located at the Center Mine and contains 2.43 million tons of in-place Federal coal resources. Due to adverse geologic conditions, BNI intends to mine approximately 1.69 million tons of coal from the tract. The tract underlies private surface and is described as follows:

#### **Fifth Principal Meridian, North Dakota**

T. 141 N., R. 83 W.,  
Sec. 18, NE¼.

The area described contains 160 acres.

Through this notice, the BLM is inviting the public to provide comments regarding the potential environmental impacts related to the proposed action, and also to submit comments on the FMV and the MER for the proposed LBA tract. All public comments, whether written or oral, will receive consideration prior to the BLM's decision regarding the leasing of the Federal coal contained in the tract.

Public comments on the EA should address the potential environmental impacts of the proposed action. Public comments on the FMV and MER for the proposed lease tract may address, but do not have to be limited to, the following:

1. The quality and quantity of the Federal coal resource;
2. The mining method or methods to be employed to obtain the MER of the coal, including the name of the coal bed(s) to be mined, timing and rate of production, restriction of mining, and the inclusion of the tracts in an existing mining operation;
3. The price that the mined coal would bring when sold;
4. Costs, including mining and reclamation costs, of producing the coal and the anticipated timing of production;
5. The percentage rate at which anticipated income streams should be discounted, either with inflation, or in the absence of inflation, in which case the anticipated rate of inflation should be given;
6. Depreciation, depletion, amortization, and other tax accounting factors; and
7. The value of any privately held mineral or surface estate in the Center Mine area.

Any proprietary information or data that you submit to the BLM must be marked as confidential to assure the data will be treated in accordance with the applicable laws and regulations governing the confidentiality of such information or data. A copy of the comments submitted by the public on the EA, FMV, and MER for the tract, except those portions identified as proprietary and that meet one of the exemptions in the Freedom of Information Act, will be available for public inspection at the BLM NDFO, at the address listed above, during regular business hours (8 a.m. to 4:30 p.m.), Monday through Friday.

Before including your address, phone number, email 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 public at any time. While you may request in your comment to withhold your personal identifying information from public review, the BLM cannot guarantee that this will occur.

**Authority:** 40 CFR 1506.6; 43 CFR 3425.3, and 3425.4.

**Jon Raby,**

*BLM Montana/Dakotas Acting State Director.*

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**BILLING CODE 4310-DN-P**

## **INTERNATIONAL TRADE COMMISSION**

**[Investigation No. 731-TA-669 (Fourth Review)]**

### **Cased Pencils From China**

#### **Determination**

On the basis of the record<sup>1</sup> developed in the subject five-year review, the United States International Trade Commission ("Commission") determines, pursuant to the Tariff Act of 1930 ("the Act"), that revocation of the antidumping duty order on cased pencils from China would be likely to lead to continuation or recurrence of material injury to an industry in the United States within a reasonably foreseeable time.

#### **Background**

The Commission, pursuant to section 751(c) of the Act (19 U.S.C. 1675(c)), instituted this review on June 1, 2016 (81 FR 35059) and determined on September 6, 2016 that it would conduct a full review (82 FR 12467, March 3, 2017). Notice of the scheduling of the Commission's review 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 March 3, 2017 (82 FR 12467). The hearing was cancelled at the request of the domestic interested parties. The notice of cancellation of the hearing was published in the **Federal Register** on June 6, 2017 (82 FR 26118).

The Commission made this determination pursuant to section 751(c) of the Act (19 U.S.C. 1675(c)). It completed and filed its determination in this review on August 17, 2017. The

<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)).

views of the Commission are contained in USITC Publication 4715 (August 2017), entitled *Cased Pencils from China: Investigation No. 731-TA-669 (Fourth Review)*.

By order of the Commission.

Issued: August 17, 2017.

**Lisa R. Barton,**

*Secretary to the Commission.*

[FR Doc. 2017-17802 Filed 8-22-17; 8:45 am]

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## INTERNATIONAL TRADE COMMISSION

[Investigation No. 337-TA-1041]

### **Certain Digital Television Set-Top Boxes, Remote Control Devices, and Components Thereof; Commission Determination Not To Review an Initial Determination Granting Complainants' Motion for Termination of the Investigation Based on Withdrawal of the Complaint; 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 determined not to review an initial determination ("ID") (Corrected Order No. 16) of the presiding administrative law judge ("ALJ") granting Complainants' motion for termination of the investigation based on withdrawal of the complaint. 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 Investigation No.

337-TA-1041 on March 3, 2017, based on a complaint filed by Complainants OpenTV, Inc. of Mountain View, California; Nagra USA, Inc. of San Francisco, California; Nagravision SA of Cheseaux-sur-Lausanne, Switzerland; and Kudelski SA of Cheseaux-sur-Lausanne, Switzerland (collectively, "Complainants"). See 82 FR 12466-67 (Mar. 3, 2017). The complaint 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 digital television set-top boxes, remote control devices, and components thereof by reason of infringement of certain claims of U.S. Patent No. 6,345,389; U.S. Patent No. 7,028,327; and U.S. Patent No. 7,725,720. See *id.* The notice of investigation identified seventeen (17) Respondents (collectively, "Respondents"), namely: (i) Comcast Corporation of Philadelphia, Pennsylvania; Comcast Cable Communications, LLC of Philadelphia, Pennsylvania; Comcast Cable Communications Management, LLC of Philadelphia, Pennsylvania; Comcast Business Communications, LLC of Philadelphia, Pennsylvania; and Comcast STB Software I, LLC of Wilmington, Delaware (collectively, "Comcast"); (ii) ARRIS International plc of Suwanee, Georgia; ARRIS Group, Inc. of Suwanee, Georgia; ARRIS Technology, Inc. of Horsham, Pennsylvania; ARRIS Enterprises LLC of Suwanee, Georgia; ARRIS Solutions, Inc. of Suwanee, Georgia; ARRIS Global Ltd. (formerly Pace Ltd.) of Saltaire, England; Pace Americas, LLC of Boca Raton, Florida; and Pace USA, LLC of Boca Raton, Florida (collectively, "ARRIS"); and (iii) Universal Electronics Inc. of Santa Ana, California; Gemstar Technology (China) Co. Ltd. of Guangzhou, China; Gemstar Technology (Qinzhou) Co. Ltd. of Qinzhou, China; and Gemstar Technology (Yangzhou) Co. Ltd. of Baoying, China (collectively, "Universal Electronics"). See *id.* The Office of Unfair Import Investigations is also a party to this investigation. See *id.*

On July 21, 2017, Complainants filed a motion for termination of the investigation based on withdrawal of the complaint. On July 26, 2017, the Commission Investigative Attorney ("IA") filed a response in support of Complainants' motion. Respondents did not oppose Complainants' motion. On August 11, 2017, the ALJ issued the subject ID, granting Complainants' motion for termination of the investigation. The ALJ found that

"Complainants have met the requirements of Commission Rule 210.21(a)(1), and [] that good cause exists to grant the unopposed motion to terminate this investigation on the basis of withdrawal of the complaint." See ID at 3. No party has filed a petition for review of the subject ID.

The Commission has determined not to review the subject ID. The investigation is terminated.

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: August 17, 2017.

**Lisa R. Barton,**

*Secretary to the Commission.*

[FR Doc. 2017-17778 Filed 8-22-17; 8:45 am]

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## DEPARTMENT OF JUSTICE

### **Notice of Lodging of Proposed Consent Decree Under the Comprehensive Environmental Response, Compensation and Liability Act**

On August 16, 2017, the Department of Justice lodged a proposed Consent Decree with the District Court of the Southern District of New York in a lawsuit entitled *United States v. Monroe Iron & Metal Co., Inc. et al.*, Civil Action No. 17-6217.

In this action the United States seeks, as provided under the Comprehensive Environmental Response, Compensation and Liability Act, recovery of response costs from three parties regarding the Port Refinery Superfund Site ("Site") in the Village of Rye Brook, New York. The proposed Consent Decree resolves the United States' claims and requires the Monroe Iron & Metal Co., Inc., Ocanna, Inc., and Southern Natural Gas Company, L.L.C. to pay, in aggregate, \$151,503 in reimbursement of the United States' past response costs regarding the Site.

The publication of this notice opens the public comment on the proposed Consent Decree. Comments should be addressed to the Assistant Attorney General, Environment and Natural Resources Division, and should refer to *United States v. Monroe Iron & Metal Co., Inc. et al.*, Civil Action No. 17-6217, D.J. Ref. 90-11-3-1142/2. All comments must be submitted no later than 30 days after the publication date