

Springs, Colorado. The complaint alleged violations of section 337 based on the importation into the United States, the sale for importation, and the sale within the United States after importation of certain enhanced DRAM devices containing embedded cache memory registers, components thereof, or products containing them by reason of infringement of claims 26 or 27 of U.S. Letters Patent 5,721,962 or claims 2, 6, 17, 18, 27, 28, 29, 30, or 31 of U.S. Letters Patent 5,887,272. NEC Corporation, NEC Electronics, Inc. and NEC USA Inc. (collectively, "NEC") were named as respondents.

On November 12, 1999, EMS and NEC filed a joint motion to terminate the investigation based on a settlement agreement. On November 22, 1999, the Commission investigative attorney filed a response in support of the joint motion to terminate. On December 20, 1999, the presiding ALJ granted the joint motion and issued an ID (Order No. 8) terminating the investigation on the basis of the settlement agreements. The ALJ found no indication that termination of the investigation would have an adverse impact on the public interest and that termination based on settlement is generally in the public interest. No petitions for review were filed.

This action is taken under the authority of section 337 of the Tariff Act of 1930, 19 U.S.C. § 1337, and Commission rule 210.42, 19 CFR 210.42.

Copies of the public version of the ALJ's 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 S.W., Washington, D.C. 20436, telephone 202-205-2000.

By order of the Commission.

Issued: January 20, 2000.

**Donna R. Koehnke,**

*Secretary.*

[FR Doc. 00-1831 Filed 1-25-00; 8:45 am]

BILLING CODE 7020-02-P

## INTERNATIONAL TRADE COMMISSION

[Inv. No. 337-TA-426]

### Certain Spiral Grilled Products Including Ducted Fans and Components Thereof; Notice of Investigation

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

**ACTION:** Institution of investigation pursuant to 19 U.S.C. § 1337.

**SUMMARY:** Notice is hereby given that a complaint was filed with the U.S. International Trade Commission on November 26, 1999, under section 337 of the Tariff Act of 1930, as amended, 19 U.S.C. § 1337, on behalf of Vornado Air Circulation Systems, Inc. of Andover, Kansas. A supplementary letter was filed on January 7, 2000. On December 28, 1999, the Commission voted to extend the deadline by which it had to decide whether to institute an investigation based on the complaint. The complaint, as supplemented, alleges violations of section 337 in the importation into the United States, the sale for importation, and the sale within the United States after importation of certain spiral grilled products, including ducted fans, and components thereof by reason of (i) infringement of claims 15, 16, 17, 18, 19, 20, 21, 22, 23 and 24 of U.S. Letters Patent Re. 34,551, and (ii) misappropriation of trade dress. The complaint further alleges that there exists an industry in the United States as required by subsection (a)(2) of section 337.

The complainant requests that the Commission institute an investigation and, after the investigation, issue a permanent exclusion order and a permanent cease and desist order.

**ADDRESSES:** The complaint, except for any confidential information contained therein, is 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, S.W., Room 112, Washington, D.C. 20436, telephone 202-205-2000. Hearing-impaired individuals are advised that information on this matter can be obtained by contacting the Commission's TDD terminal on 202-205-1810. Persons with mobility impairments who will need special assistance in gaining access to the Commission should contact the Office of the Secretary at 202-205-2000. General information concerning the Commission may also be obtained by accessing its Internet server (<http://www.usitc.gov>).

#### FOR FURTHER INFORMATION CONTACT:

Thomas S. Fusco, Esq., Office of Unfair Import Investigations, U.S. International Trade Commission, telephone 202-205-2571.

**Authority:** The authority for institution of this investigation is contained in section 337 of the Tariff Act of 1930, as amended, and in section 210.10 of the Commission's Rules of Practice and Procedure, 19 CFR § 210.10 (1999).

## SCOPE OF INVESTIGATION

Having considered the complaint, the U.S. International Trade Commission, on January 18, 2000 Ordered that—

(1) Pursuant to subsection (b) of section 337 of the Tariff Act of 1930, as amended, an investigation be instituted to determine:

(a) whether there is a violation of subsection (a)(1)(B) of section 337 in the importation into the United States, the sale for importation, or the sale within the United States after importation of certain spiral grilled products, including ducted fans, and components thereof by reason of infringement of claims 15, 16, 17, 18, 19, 20, 21, 22, 23, or 24 of U.S. Letters Patent Re. 34,551.

(b) whether there is a violation of subsection (a)(1)(A) of section 337 in the importation into the United States, the sale for importation, or the sale within the United States after importation of certain spiral grilled products, including ducted fans, and components thereof by reason of misappropriation of trade dress, the threat or effect of which is to destroy or substantially injure an industry in the United States; and

(c) whether there exists an industry in the United States as required by subsection (a)(2) of section 337.

(2) For the purpose of the investigation so instituted, the following are hereby named as parties upon which this notice of investigation shall be served:

(a) The complainant is—  
Vornado Air Circulation Systems, Inc.,  
415 E. 13th, Andover, Kansas 67002.

(b) The respondents are the following companies alleged to be in violation of section 337, and are the parties upon which the complaint is to be served:  
Holmes Products Corp., 233 Fortune Blvd., Milford, MA 01757-1740  
Holmes Products (Far East) Ltd., 9th Floor, No. 9 Wing Hong St., Cheung Sha Wan, Kowloon, Hong Kong  
Holmes Products (Far East) Ltd., Taiwan Branch (Bahamas), 13F-2, 97 Chung Hsin Road, Section 4  
Sanchung City, Taipei, Hsien, Taiwan

(c) Thomas S. Fusco, Esq., Office of Unfair Import Investigations, U.S. International Trade Commission, 500 E Street, SW, Room 401-O, Washington, D.C. 20436, who shall be the Commission investigative attorney, party to this investigation; and

(3) For the investigation so instituted, the Honorable Sidney Harris is designated as the presiding administrative law judge.

Responses to the complaint and the notice of investigation must be submitted by the named respondents in

accordance with section 210.13 of the Commission's Rules of Practice and Procedure, 19 CFR § 210.13. Pursuant to 19 C.F.R. §§ 201.16(d) and 210.13(a), such responses will be considered by the Commission if received no later than 20 days after the date of service by the Commission of the complaint and notice of investigation. Extensions of time for submitting responses to the complaint will not be granted unless good cause therefor is shown.

Failure of a respondent to file a timely response to each allegation in the complaint and in this notice may be deemed to constitute a waiver of the right to appear and contest the allegations of the complaint and this notice, and to authorize the administrative law judge and the Commission, without further notice to the respondent, to find the facts to be as alleged in the complaint and this notice and to enter both an initial determination and a final determination containing such findings, and may result in the issuance of a limited exclusion order or a cease and desist order or both directed against such respondent.

By order of the Commission.

Issued: January 20, 2000.

**Donna R. Koehnke,**  
*Secretary.*

[FR Doc. 00-1830 Filed 1-25-00; 8:45 am]

**BILLING CODE 7020-02-P**

## INTERNATIONAL TRADE COMMISSION

[Investigations Nos. 701-TA-297 (Review) and 731-TA-422 (Review)]

### Steel Rails From Canada

#### Determinations

On the basis of the record<sup>1</sup> developed in the subject five-year reviews, the United States International Trade Commission determines, pursuant to section 751(c) of the Tariff Act of 1930 (19 U.S.C. 1675(c)), that revocation of the countervailing duty and antidumping duty orders on steel rails from Canada 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 instituted these reviews on June 1, 1999 (64 FR 29353, June 1, 1999) and determined on

September 3, 1999 that it would conduct expedited reviews (64 FR 50108, September 15, 1999). The Commission transmitted its determinations in these reviews to the Secretary of Commerce on January 24, 2000. The views of the Commission are contained in USITC Publication 3269 (January 2000), entitled Steel Rails from Canada: Investigations Nos. 701-TA-297 (Review) and 731-TA-422 (Review).

By order of the Commission.

Issued: January 24, 2000.

**Donna R. Koehnke,**  
*Secretary.*

[FR Doc. 00-1858 Filed 1-25-00; 8:45 am]

**BILLING CODE 7020-02-P**

## DEPARTMENT OF LABOR

### Office of the Secretary

#### Submission for OMB Review; Comment Request

January 12, 2000.

The Department of Labor (DOL) has submitted the following public information collection requests (ICR) to the Office of Management and Budget (OMB) for review and approval in accordance with the Paperwork Reduction Act of 1995 (Pub. L. 104-13, 44 U.S.C. Chapter 35). A copy of each individual ICR, with applicable supporting documentation, may be obtained by calling the Department of Labor. To obtain documentation for BLS, ETA, PWBA, and OASAM contact Karin Kurz ((202) 219-5096 ext. 159 or by E-mail to KurzKarin@dol.gov). To obtain documentation for ESA, MSHA, OSHA, and VETS contact Darrin King ((202) 219-5096 ext. 151 or by E-mail to KingDarrin@dol.gov).

Comments should be sent to Office of Information and Regulatory Affairs, Attn.: OMB Desk Officer for BLS, DM, ESA, ETA, MSHA, OSHA, PWBA, or VETS, Office of Management and Budget, Room 10235, Washington, DC 20503 ((202) 395-7316), within 30 days from the date or this publication in the **Federal Register**.

The OMB is particularly interested in comments which:

- \* Evaluate whether the proposed collection of information is necessary for the proper performance of the functions of the agency, including whether the information will have practical utility;

- \* Evaluate the accuracy of the agency's estimate of the burden of the proposed collection of information, including the validity of the methodology and assumptions used;

- \* Enhance the quality, utility, and clarity of the information to be collected; and

- \* 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.

*Agency:* Employment Standards Administration.

*Title:* Survey of Physicians Board Certified in Internet Medicine with a Sub-Specialty in Pulmonary Medicine, Pulmonary Clinics and Facilities.

*OMB Number:* 1215-ONEW.

*Frequency:* 1 Time.

*Affected Public:* Individuals or households; Business or other for-profit; and Not-for-profit institutions.

*Number of Respondents:* 2,000.

*Total Burden Hours:* 333 hours.

*Total Annualized capital/startup costs:* \$0.

*Total annual costs (operating/maintaining systems or purchasing services):* \$0.

*Description:* DCMWC will mail surveys to 2,000 specified physicians, clinics and facilities and utilize the results in determining whether to implement changes to the medical testing component of its program. The Department would like to ascertain the extent to which physicians, clinics and facilities, use spirometers that are capable of producing a flow-volume loop. In addition, the Department seeks information on the fees necessary to attract highly qualified physicians to perform the medical testing and evaluation that the Department is required to provide under the Black Lung Benefits Act. The information obtained from this survey will assist the Department in administering the program.

**Ira L. Mills,**

*Departmental Clearance Officer.*

[FR Doc. 00-1781 Filed 1-25-00; 8:45 am]

**BILLING CODE 4510-27-M**

## DEPARTMENT OF LABOR

### Occupational Safety and Health Administration

#### Advisory Committee on Construction Safety and Health; Notice of Open Meeting

**AGENCY:** Occupational Safety and Health Administration (OSHA), Labor.

**SUMMARY:** Notice is hereby given that the Advisory Committee on

<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)).