

21–180 was approved on November 20, 2001.

This determination of the regulatory review period establishes the maximum potential length of a patent extension. However, the U.S. Patent and Trademark Office applies several statutory limitations in its calculations of the actual period for patent extension. In its application for patent extension, this applicant seeks 664 days of patent term extension.

Anyone with knowledge that any of the dates as published are incorrect may submit to the Division of Dockets Management (see **ADDRESSES**) written comments or electronic comments and ask for a redetermination by April 6, 2004. Furthermore, any interested person may petition FDA, for a determination regarding whether the applicant for extension acted with due diligence during the regulatory review period by August 4, 2004. To meet its burden, the petition must contain sufficient facts to merit an FDA investigation. (See H. Rept. 857, part 1, 98th Cong., 2d sess., pp. 41–42, 1984.) Petitions should be in the format specified in 21 CFR 10.30.

Comments and petitions should be submitted to the Division of Dockets Management. Three copies of any mailed information are to be submitted, except that individuals may submit one copy. Comments are to be identified with the docket number found in brackets in the heading of this document. Comments and petitions may be seen in the Division of Dockets Management between 9 a.m. and 4 p.m., Monday through Friday.

Dated: January 13, 2004.

**Jane A. Axelrad,**

*Associate Director for Policy, Center for Drug Evaluation and Research.*

[FR Doc. 04–2547 Filed 2–5–04; 8:45 am]

**BILLING CODE 4160–01–S**

## DEPARTMENT OF HOMELAND SECURITY

### Bureau of Customs and Border Protection

#### Extension of General Program Test Regarding Post Entry Amendment Processing

**AGENCY:** Customs and Border Protection, Department of Homeland Security.

**ACTION:** General notice.

**SUMMARY:** This document announces that the general program test regarding post entry amendment processing is being extended for a one year period. The test will continue to operate in

accordance with the notice published in the **Federal Register** on November 28, 2000, as modified by the notice published in the **Federal Register** on February 20, 2003.

**DATES:** The test allowing post entry amendment to entry summaries is extended to December 31, 2004.

**FOR FURTHER INFORMATION CONTACT:** Don Yando, Chief, Entry and Drawback Branch, Office of Field Operations, 202–927–1082 or Debbie Scott, Entry and Drawback Branch, OFO, 202–927–1962.

#### SUPPLEMENTARY INFORMATION:

##### Background

The Bureau of Customs and Border Protection (CBP) announced and described the post entry amendment processing test in a general notice document published in the **Federal Register** (65 FR 70872) on November 28, 2000. That notice announced that the test would commence no earlier than December 28, 2000, and run for approximately one year. On January 7, 2002, CBP published a general notice in the **Federal Register** (67 FR 768) extending the test for a one year period to December 21, 2002. CBP published another general notice in the **Federal Register** (68 FR 8329) on February 20, 2003, extending the test for an additional year to December 31, 2003.

This document announces that the test is being extended to December 31, 2004. The test allows importers to amend entry summaries (not informal entries) prior to liquidation by filing with CBP either an individual amendment letter upon discovery of an error or a quarterly tracking report covering any errors that occurred during the quarter. The November 28, 2000, general notice described how to file post entry amendments for revenue related errors and non-revenue related errors and the consequences of misconduct by importers during the test. It also provided that there are no application procedures or eligibility requirements. To participate in the test, an importer need only follow the procedure for making a post entry amendment set forth in the November 28, 2000, general notice.

Comments received in response to the previously published general notices have been reviewed and CBP continues to evaluate the test. Changes to the test based on the comments and the evaluation will be announced in the **Federal Register** in due course. The test may be further extended if warranted. Additional information on the post entry amendment procedures can be found under “import”, then “cargo summary” at <http://www.cbp.gov>.

Dated: February 3, 2004.

**Jayson P. Ahern,**

*Assistant Commissioner, Office of Field Operations.*

[FR Doc. 04–2589 Filed 2–5–04; 8:45 am]

**BILLING CODE 4820–02–P**

## DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

[Docket No. FR–4903–N–06]

### Notice of Submission of Proposed Information Collection to OMB: Application for Healthy Homes and Lead Hazard Control Programs Grant Funding

**AGENCY:** Office of the Chief Information Officer, HUD.

**ACTION:** Notice.

**SUMMARY:** The proposed information collection requirement described below has been submitted to the Office of Management and Budget (OMB) for review, as required by the Paperwork Reduction Act. The Department is soliciting public comments on the subject proposal.

This submission is a request for an extension of the approval to collect information for the applications for Healthy Homes and Lead Hazard Control Program Grant Funding to address and reduce the lead-based paint and other hazards in privately owned housing. Some of the information in the applications has been reformatted in a number of forms.

**DATES:** *Comments Due Date:* March 8, 2004.

**ADDRESSES:** Interested persons are invited to submit comments regarding this proposal. Comments should refer to the proposal by name and OMB approval number (2539–0015) and should be sent to: Melanie Kadlic, OMB Desk Officer, Office of Management and Budget, Room 10235, New Executive Office Building, Washington, DC 20503; fax number (202) 395–6974; e-mail [Melanie\\_Kadlic@omb.eop.gov](mailto:Melanie_Kadlic@omb.eop.gov).

**FOR FURTHER INFORMATION CONTACT:** Wayne Eddins, Reports Management Officer, AYO, Department of Housing and Urban Development, 451 Seventh Street, SW., Washington, DC 20410; e-mail [Wayne\\_Eddins@HUD.gov](mailto:Wayne_Eddins@HUD.gov); telephone (202) 708–2374. This is not a toll-free number. Copies of the proposed forms and other available documents submitted to OMB may be obtained from Mr. Eddins or on HUD's Web site at <http://www5.hud.gov:63001/po/i/icbts/collectionsearch.cfm>.

**SUPPLEMENTARY INFORMATION:** The Department has submitted the proposal

for the collection of information, as described below, to OMB for review, as required by the Paperwork Reduction Act (44 U.S.C. chapter 35). The notice lists the following information: (1) The title of the information collection proposal; (2) the office of the agency to collect the information; (3) the OMB approval number, if applicable; (4) the description of the need for the information and its proposed use; (5) the agency form number, if applicable; (6) what members of the public will be affected by the proposal; (7) how frequently information submissions will be required; (8) an estimate of the total number of hours needed to prepare the information submission including number of respondents, frequency of

response, and hours of response; (9) whether the proposal is new, an extension, reinstatement, or revision of an information collection requirement; and (10) the name and telephone number of an agency official familiar with the proposal and of the OMB Desk Officer for the Department.

This notice also lists the following information:

**Title of Proposal:** Application for Healthy Homes and Lead Hazard Control Program Grant Funding.

**OMB Approval Number:** 2539-0015.

**Form Numbers:** HUD 96008, HUD 96009, and the standard grant application forms: HUD 96010SF 424, HUD 424B, HUD 424C, HUD 424CBW, HUD 27061, HUD 2880, HUD 2990,

HUD 2991, HUD 2993, HUD 2994, SF LLL, SF 1199A, HUD 27054.

**Description of the Need for the Information and its Proposed Use:** This submission is a request for an extension of the approval to collect information for the applications for Healthy Homes and Lead Hazard Control Program Grant Funding to address and reduce the lead-based paint and other hazards in privately owned housing. Some of the information in the applications has been reformatted in a number of forms.

**Respondents:** Business or other for-profit, not-for-profit institutions, State, local or tribal government.

**Frequency of Submission:** Revision of a currently approved collection.

	Number of respondents	Annual responses	×	Hours per response	=	Burden hours
<i>Reporting Burden</i> .....	250	1.32	....	64.48	....	21,280

**Total Estimated Burden Hours:** 21,280.

**Status:** Revision of a currently approved collection.

**Authority:** Section 3507 of the Paperwork Reduction Act of 1995, 44 U.S.C. 35, as amended.

Dated: January 30, 2004.

**Wayne Eddins,**

*Departmental Reports Management Officer,  
Office of the Chief Information Officer.*

[FR Doc. 04-2544 Filed 2-5-04; 8:45 am]

**BILLING CODE 4210-72-P**

## DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

[Docket No. FR-4901-N-06]

### Federal Property Suitable as Facilities To Assist the Homeless

**AGENCY:** Office of the Assistant Secretary for Community Planning and Development, HUD.

**ACTION:** Notice.

**SUMMARY:** This notice identifies unutilized, underutilized, excess, and surplus Federal property reviewed by HUD for suitability for possible use to assist the homeless.

**EFFECTIVE DATE:** February 6, 2004.

#### FOR FURTHER INFORMATION CONTACT:

Mark Johnston, Department of Housing and Urban Development, Room 7262, 451 Seventh Street, SW., Washington, DC 20410; telephone (202) 708-1234; TTY number for the hearing- and speech-impaired (202) 708-2565, (these telephone numbers are not toll-free), or

call the toll-free Title V information line at 1-800-927-7588.

**SUPPLEMENTARY INFORMATION:** In accordance with the December 12, 1988, court order in *National Coalition for the Homeless v. Veterans Administration*, No. 88-2503-OG (D.D.C.), HUD publishes a notice, on a weekly basis, identifying unutilized, underutilized, excess and surplus Federal buildings and real property that HUD has reviewed for suitability for use to assist the homeless. Today's Notice is for the purpose of announcing that no additional properties have been determined suitable or unsuitable this week.

Dated: January 30, 2004.

**John D. Garrity,**

*Director, Office of Special Needs Assistance Programs.*

[FR Doc. 04-2345 Filed 2-5-04; 8:45 am]

**BILLING CODE 4210-29-M**

## DEPARTMENT OF THE INTERIOR

### Fish and Wildlife Service

#### Endangered and Threatened Wildlife and Plants; 90-Day Finding on a Petition To Delist the Southern Sea Otter (*Enhydra lutris nereis*)

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

**ACTION:** Notice of 90-day petition finding.

**SUMMARY:** We, the U.S. Fish and Wildlife Service (Service), announce a 90-day finding for a petition to remove the southern sea otter (*Enhydra lutris*

*nereis*), throughout its range, from the Federal List of Endangered and Threatened Wildlife, pursuant to the Endangered Species Act of 1973, as amended (ESA) (16 U.S.C. 1531 *et seq.*). We reviewed the petition and supporting documentation, information in our files, and other available information, and find that there is not substantial information indicating that delisting of the southern sea otter may be warranted. We will not be initiating a further status review in response to the petition to delist. We ask the public to submit to us any new information that becomes available concerning the status of this species. This information will help us monitor and promote the conservation of this species.

**DATES:** The finding announced in this document was made on November 14, 2003. You may submit new information concerning this species for our consideration at anytime.

**ADDRESSES:** Data, information, written comments and materials, or questions concerning this petition and finding should be submitted to the Field Supervisor, U.S. Fish and Wildlife Service, Ventura Fish and Wildlife Office, 2493 Portola Road, Suite B, Ventura, California 93003. The petition finding and supporting data are available for public inspection, by appointment, during normal business hours at the above Ventura address.

#### FOR FURTHER INFORMATION CONTACT:

Lilian Carswell, Biologist, Southern Sea Otter Recovery Program, at the above Ventura address, or telephone 805-644-1766.

**SUPPLEMENTARY INFORMATION:**