

Investigations, U.S. International Trade Commission, telephone (202) 205-2575.

**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 (2007).

**Scope of Investigation:** Having considered the complaint, the U.S. International Trade Commission, on April 25, 2008, ordered that—

(1) Pursuant to subsection (b) of section 337 of the Tariff Act of 1930, as amended, an investigation be instituted to determine 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 vein harvesting surgical systems or components thereof by reason of infringement of one or more of claims 22, 26, 28, and 49 of U.S. Patent No. Re. 36,043 and claims 1-4 and 7-9 of U.S. Patent No. 6,830,546, and whether an industry in the United States exists 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—  
Maquet Cardiovascular L.L.C., 170 Baytech Drive, San Jose, CA 95134.

(b) The respondents are the following entities alleged to be in violation of section 337, and are the parties upon which the complaint is to be served:  
Terumo Corporation, 44-1, 2 C-chome, Hatagaya, Shibuya-ku, Tokyo, 151-0072, Japan.

Terumo Cardiovascular Systems Corporation, 6200 Jackson Road, Ann Arbor, MI 48103.

(c) The Commission investigative attorney, party to this investigation, is T. Spence Chubb, Office of Unfair Import Investigations, U.S. International Trade Commission, 500 E Street, SW., Suite 401, Washington, DC 20436; and

(3) For the investigation so instituted, the Honorable Carl C. Charneski 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 CFR 201.16(d) and 210.13(a), such responses will be considered by the Commission if received not later than 20 days after the date of service by the

Commission of the complaint and the notice of investigation. Extensions of time for submitting responses to the complaint and the notice of investigation 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 an initial determination and a final determination containing such findings, and may result in the issuance of an exclusion order or a cease and desist order or both directed against the respondent.

Issued: April 28, 2008.

By order of the Commission.

**Marilyn R. Abbott,**

*Secretary of the Commission.*

[FR Doc. E8-9705 Filed 5-2-08; 8:45 am]

**BILLING CODE 7020-02-P**

## INTERNATIONAL TRADE COMMISSION

[USITC SE-08-009]

### Government in the Sunshine Act Meeting Notice

**AGENCY HOLDING THE MEETING:** United States International Trade Commission.

**TIME AND DATE:** May 14, 2008 at 11 a.m.

**PLACE:** Room 101, 500 E Street, SW., Washington, DC 20436, Telephone: (202) 205-2000.

**STATUS:** Open to the public.

#### MATTERS TO BE CONSIDERED:

1. Agenda for future meetings: None.
2. Minutes.
3. Ratification List.
4. Inv. No. 731-TA-1121 (Final) (Light-Walled Rectangular Pipe and Tube from Turkey)—briefing and vote. (The Commission is currently scheduled to transmit its determination and Commissioners' opinions to the Secretary of Commerce on or before May 23, 2008.)

5. Outstanding Action Jackets: None. In accordance with Commission policy, subject matter listed above, not disposed of at the scheduled meeting, may be carried over to the agenda of the following meeting.

Issued: April 30, 2008.

By Order of the Commission.

**William R. Bishop,**

*Hearings and Meetings Coordinator.*

[FR Doc. E8-9885 Filed 5-2-08; 8:45 am]

**BILLING CODE 7020-02-P**

## DEPARTMENT OF JUSTICE

### Notice of Lodging of Settlement Agreement Under the Comprehensive Environmental Response, Compensation, and Liability Act

Notice is hereby given that on April 25, 2008, a proposed Settlement Agreement in *United States and the State of Montana v. ASARCO LLC, Atlantic Richfield Company ("Arco"), and Arco Environmental Remediation LLC*, No. 6:08-CV-00030 DWM, was lodged with the United States District Court for the District of Montana, Helena Division.

In this action the United States and the State of Montana alleged claims for injunctive relief, recovery of response costs, and recovery of natural resource damages in connection with the release and threats of release of hazardous substances at and from the Mike Horse Mine and surrounding area ("Site") in Lewis and Clark County, Montana, pursuant to sections 106, 107 and 113(f) of the Comprehensive Environmental Response, Compensation, and Liability Act ("CERCLA"), 42 U.S.C. 9606, 9607 & 9613(f); sections 301(a), 309(b) and 311 of the Clean Water Act ("CWA"), 33 U.S.C. 1311(a), 1319(b) & 1321; and section 7003 of the Resource Conservation and Recovery Act ("RCRA"), 42 U.S.C. 6973. The State also alleged claims under the Montana Comprehensive Environmental Cleanup and Responsibility Act ("CECRA"), Mont. Code Ann. sections 75-10-701, *et seq.*, and the Montana Water Quality Act ("WQA"), Mont. Code Ann. sections 75-5-101, *et seq.*

The Settlement Agreement, which is subject to the district court's approval, requires among other things that the settlers pay \$17 million in cash. Of this sum, ASARCO LLC will pay \$8.5 million and Arco and Arco Environmental Remediation LLC will pay \$8.5 million. From these initial cash payments, \$1 million will be paid to the Forest Service in reimbursement of response costs expected to be incurred in oversight of response actions. The remainder will be paid to the State. The State will use the funds to perform response action and natural resource restoration. In addition, ASARCO LLC has agreed to an allowed general unsecured claim of \$20 million to be paid out in accordance with the terms

of plan confirmation. Of that sum, \$19,771,554.00 will be the State's allowed claim to be used for additional response action and natural resource damage restoration work. The remaining \$228,446.00, which is the full amount of the Forest Service's past response costs excluding interest, will be the Forest Service's allowed claim.

The Settlement Agreement is also subject to bankruptcy court approval in *Matter of ASARCO LLC, et al.*, No. 05-21207 (Bankr. S.D. Tex.).

The Department of Justice will receive comments relating to the Settlement Agreement for a period of thirty (30) days from the date of this publication. Comments should be addressed to the Assistant Attorney General, Environment and Natural Resources Division, and either e-mailed to [pubcomment-ees.enrd@usdoj.gov](mailto:pubcomment-ees.enrd@usdoj.gov) or mailed to P.O. Box 7611, U.S. Department of Justice, Washington, DC 20044-7611. In either case, the comments should refer to *United States v. ASARCO, LLC., Arco, and Arco Envtl. Remediation*, No. 6:08-CV-00030, DJ No. 90-11-3-09141/1. Commenting parties may request an opportunity for a public meeting in the affected area, in accordance with section 7003(d) of RCRA, 42 U.S.C. 6973(d).

The Settlement Agreement may be examined at the Office of the United States Attorney, District of Montana, Western Security Bank Building, 2929 3rd, Billings, MT 59101, (406) 657-6101. During the public comment period, the Settlement Agreement may also be examined on the following Department of Justice Web site: [http://www.usdoj.gov/enrd/Consent\\_Decrees.html](http://www.usdoj.gov/enrd/Consent_Decrees.html). A copy of the Settlement Agreement may also be obtained by mail from the Consent Decree Library, P.O. Box 7611, U.S. Department of Justice, Washington, DC 20044-7611, or by faxing or e-mailing a request to Tonia Fleetwood ([tonia.fleetwood@usdoj.gov](mailto:tonia.fleetwood@usdoj.gov)), fax no. (202) 514-0097, phone confirmation number (202) 514-1547. In requesting a copy from the Consent Decree Library, please enclose a check in the amount of \$11.50 (25 cents per page reproduction cost) payable to the United States Treasury or, if by e-mail or fax, forward a check in that amount to the Consent Decree Library at the stated address.

**Robert E. Maher Jr.,**

*Assistant Section Chief, Environmental Enforcement Section, Environment and Natural Resources Division.*

[FR Doc. E8-9766 Filed 5-2-08; 8:45 am]

**BILLING CODE 4410-15-P**

## DEPARTMENT OF LABOR

### Employment and Training Administration

#### Planning Guidance for State Unified Plans Submitted Under Section 501 of the Workforce Investment Act of 1998 (WIA); Extension With Changes of Approved Collection; Comment Request

**ACTION:** Notice.

**SUMMARY:** The Department of Labor, as part of its continuing effort to reduce paperwork and respondent burden conducts a pre-clearance consultation program to provide the general public and Federal agencies with an opportunity to comment on proposed and/or continuing collections of information in accordance with the Paperwork Reduction Act of 1995 (PRA95) [44 U.S.C. 3506(c)(2)(A)]. This program helps to ensure that requested data can be provided in the desired format, reporting burden (time and financial resources) is minimized, collection instruments are clearly understood, and the impact of collection requirements on respondents can be properly assessed. Currently, the Employment and Training Administration is soliciting comments concerning the proposed extension with changes of the collection for the Planning Guidance for State Unified Plans submitted under Section 501 of the Workforce Investment Act of 1998 (WIA). A copy of the proposed information collection request (ICR) can be obtained by contacting the office listed below in the addressee section of this notice or by accessing: <http://www.doleta.gov/OMB/CN/OMBControlNumber.cfm>.

**DATES:** Written comments must be submitted to the office listed in the addressee's section below on or before July 7, 2008.

**ADDRESSES:** Submit written comments to the Employment and Training Administration, 200 Constitution Avenue, NW., Washington, DC 20210, Attention: Janet Sten, Room C-4510 Telephone number: 202-693-3045 (this is not a toll-free number). Fax: 202-693-3015. E-mail: [Sten.Janet@dol.gov](mailto:Sten.Janet@dol.gov).

#### SUPPLEMENTARY INFORMATION:

##### I. Background

The purpose of this notice is to provide interested parties with the Planning Guidance for use by States in submitting their Strategic State Plan for title I of the Workforce Investment Act of 1998 and the Wagner-Peyser Act. The Planning Guidance and Instructions

provide a framework for the collaboration of governors, local elected officials, businesses and other partners to continue the development of workforce investment systems that address customer needs, deliver integrated user-friendly services, and are accountable to the customers and the public.

The changes to this collection include a revision to the National Strategic Direction which introduces the information collection. This Strategic Direction was previously published in Training and Employment Guidance Letter 13-06. There are also technical changes in the actual information collection, the State Planning Instructions, to reflect statutory changes in other Federal agencies' programs that are included in the Unified Plan including the reauthorization of the Perkins Act.

##### II. Review Focus

The Department of Labor 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 submissions of responses.

##### III. Current Actions

*Type of Review:* Extension with changes of approved collection.

*Agency:* Employment and Training Administration.

*Title:* Planning Guidance for State Unified Plans submitted under Section 501 Workforce Investment Act of 1998 (WIA).

*OMB Number:* 1205-0407.

*Affected Public:* State, Local or Tribal Governments.

*Total Respondents:* 3.

*Total Responses:* 3.

*Average Time per Response:* 50 hours.

*Estimated Total Burden Hours:* 150.

*Total Burden Cost:* 0.