

## INTERNATIONAL TRADE COMMISSION

[Inv. No. 337-TA-694]

### In the Matter of Certain Multimedia Display and Navigation Devices and Systems, Components Thereof, and Products Containing Same; 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 13, 2009, under section 337 of the Tariff Act of 1930, as amended, 19 U.S.C. 1337, on behalf of Pioneer Corporation of Tokyo, Japan and Pioneer Electronics (USA) Inc. of Long Beach, California. A letter supplementing the complaint was filed on December 4, 2009. The complaint alleges violations of section 337 based upon the importation into the United States, the sale for importation, and the sale within the United States after importation of certain multimedia display and navigation devices and systems, components thereof, and products containing same by reason of infringement of certain claims of U.S. Patent Nos. 5,365,448; 6,122,592; and 5,424,951. The complaint further alleges that an industry in the United States exists as required by subsection (a)(2) of section 337.

The complainants request that the Commission institute an investigation and, after the investigation, issue an exclusion order and cease and desist orders.

**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, SW., Room 112, Washington, DC 20436, telephone 202-205-2000. Hearing impaired individuals are advised that information on this matter can be obtained by contacting the Commission's ADD 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 at <http://www.usitc.gov>. The public record for this investigation may be viewed on the

Commission's electronic docket (EDI) at <http://edis.usitc.gov>.

#### FOR FURTHER INFORMATION CONTACT:

Christopher G. Paulraj, Esq., Office of Unfair Import Investigations, U.S. International Trade Commission, telephone (202) 205-3052.

**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 (2009).

**Scope of Investigation:** Having considered the complaint, the U.S. International Trade Commission, on December 9, 2009, *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 multimedia display and navigation devices and systems, components thereof, and products containing same that infringe one or more of claims 1 and 2 of U.S. Patent No. 5,365,448; claims 1 and 2 of U.S. Patent No. 6,122,592; and claims 1 and 2 of U.S. Patent No. 5,424,951, 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 complainants are:  
Pioneer Corporation, 1-4-1 Meguro, Meguro-ku, Tokyo 153-8654, Japan.  
Pioneer Electronics (USA) Inc., 2255 E. 220th Street, Long Beach, CA 90810.

(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:

Garmin International, Inc., 1200 E. 151st Street, Olathe, KS 66062.

Garmin Corporation, No. 68, Jangshu 2nd Road, Shijr, Taipei County, Taiwan.

Honeywell International Inc., 101 Columbia Road, Morristown, NJ 07960.

(c) The Commission investigative attorney, party to this investigation, is Christopher G. Paulraj, Esq., 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 Paul J. Luckern, Chief

Administrative Law Judge, U.S.

International Trade Commission, shall designate 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.

By order of the Commission.

Issued: December 10, 2009.

**Marilyn R. Abbott,**

*Secretary to the Commission.*

[FR Doc. E9-29824 Filed 12-15-09; 8:45 am]

**BILLING CODE 7020-02-P**

## DEPARTMENT OF JUSTICE

### Notice of Lodging of Consent Decree Pursuant to Resource Conservation and Recovery Act and the Emergency Planning and Community Right-To-Know Act

Notice is hereby given that on December 10, 2009, a proposed Consent Decree in *United States v. Elan Chemical Company, Inc.*, Civil Action No. 2:09-CV-06183 KSH, was lodged with the United States District Court for the District of New Jersey.

The proposed Consent Decree will resolve the United States' claims under Section 3008 of the Resource Recovery and Conservation Act, as amended, 42 U.S.C. 6928(a), and Section 313 and 325(c) of the Emergency Planning and Community Right-to-Know Act (EPCRA), 42 U.S.C. 11023 and 11045(c)

against Elan Chemical Company, Inc. ("Defendant"). The United States alleges the Defendant violated various RCRA requirements, incorporated by reference into the New Jersey authorized hazardous waste program regarding the storage and generation of hazardous waste, and a violation under EPCRA. The complaint alleges the following violations: Failure to make a hazardous waste determination in accordance with of 40 CFR 262.11, incorporated by reference at N.J.A.C. § 7:26G-6.1(a); storage of hazardous waste without a permit pursuant to RCRA Section 3005, 42 U.S.C. 6925, and 40 CFR 270.1, incorporated by reference at N.J.A.C. § 7:26G-12.1(a); failure to conduct monthly monitoring of pumps in gas/vapor or light liquid service pursuant to 40 CFR 265.1052(a)(1), incorporated by reference at N.J.A.C. § 7:26G-9.1(a); failure to conduct monthly monitoring of valves in gas/vapor or light liquid service pursuant to 40 CFR 265.1057, incorporated by reference at N.J.A.C. § 7:26G-9.1(a); failure to conduct annual inspections of tanks pursuant to 40 CFR 265.1085(c)(4)(ii), incorporated by reference at N.J.A.C. § 7:26G-9.1(a); failure to keep a log of equipment subject to subpart BB of part 265 pursuant to 40 CFR 265.1064(g), incorporated by reference at N.J.A.C. § 7:26G-9.1(a); and failure to timely file its 2004 toxic release inventory pursuant to EPCRA Section 313, 42 U.S.C. § 10023, and 40 CFR part 372.

The Consent Decree requires Defendant to pay a civil penalty of \$200,000. The Consent Decree also provides for injunctive relief to be implemented at the Defendant's facility, consisting of maintenance of ongoing compliance with the hazardous waste regulations, and submission of reports demonstrating such compliance.

The Department of Justice will receive, for a period of thirty (30) days from the date of this publication, comments relating to the Consent Decree. 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, and should refer to *United States v. Elan Chemical, Inc.*, Civil Action No. 2:09-CV-06183, D.J. Ref. No. 90-7-1-08984.

The proposed Consent Decree may be examined at the Office of the United States Attorney, District of New Jersey, Peter Rodino Federal Building, 970 Broad Street, Suite 700, Newark, NJ 07102, and at the United States Environmental Protection Agency,

Region II, 290 Broadway, New York, New York 10007-1866. During the public comment period, the proposed Consent Decree may also be examined on the following Department of Justice Web site, <http://www.usdoj.gov/enrd/ConsentDecrees.html>. A copy of the proposed Consent Decree may 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 \$10.00 (25 cents per page reproduction cost) payable to the U.S. Treasury or, if by e-mail or fax, forward a check in that amount to the Consent Decree Library at the stated address.

**Maureen Katz,**

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

[FR Doc. E9-29883 Filed 12-15-09; 8:45 am]

**BILLING CODE 4410-15-P**

## DEPARTMENT OF JUSTICE

### National Institute of Corrections

#### **Solicitation for a Cooperative Agreement: Document Development—Working With Mental Illness in Corrections: A Framework, Strategies and Best Practices**

**AGENCY:** National Institute of Corrections, Department of Justice.

**ACTION:** Solicitation for a cooperative agreement.

**SUMMARY:** The National Institute of Corrections (NIC) is soliciting proposals from organizations, groups or individuals to enter into a cooperative agreement for the development of a document to provide correctional administrators and practitioners in jails, prisons and community corrections a framework/model and guide to implement best strategies and practices to work with offenders diagnosed with mental illness or demonstrate mental health problems.

**DATES:** Applications must be received by 4 p.m. EST on Friday, February 12, 2010.

**ADDRESSES:** Mailed applications must be sent to: Director, National Institute of Corrections, 320 First Street, NW., Room 5007, Washington, DC 20534.

Applicants are encouraged to use Federal Express, UPS, or similar service to ensure delivery by the due date.

Hand delivered applications should be brought to 500 First Street, NW., Washington, DC 20534. At the front desk, dial 7-3106, extension 0 for pickup.

Faxed applications will not be accepted. Electronic applications can be submitted via <http://www.grants.gov>.

**FOR FURTHER INFORMATION CONTACT:** A copy of this announcement and a link to the required application forms can be downloaded from the NIC Web page at <http://www.nic.gov>. All technical or programmatic questions concerning this announcement should be directed to Michael Dooley, Correctional Program Specialist (CPS), National Institute of Corrections (NIC) at [mdooley@bop.gov](mailto:mdooley@bop.gov).

#### **SUPPLEMENTARY INFORMATION:**

**Background:** Correctional systems are confronted with substantial numbers of persons with mental illness who are detained, committed and/or are under supervision through the nation's jails, prisons and community corrections. According to the New Freedom Commission on Mental Health: Subcommittee on Criminal Justice, "people with serious mental illnesses who come in contact with the criminal justice system are typically poor and uninsured, are disproportionately members of minority groups, and often are homeless and have co-occurring substance abuse and mental disorders. They cycle in and out of homeless shelters, hospitals, and jails, occasionally receiving mental health and substance abuse services, but most likely receiving no services at all (APA, 2000)."

A recent study on the prevalence of adults with serious mental illnesses in jails suggest that of more than 20,000 adults entering five local jails are documented with serious mental illnesses in 14.5 percent of the men and 31 percent of the women, rates in excess of three to six times those found in the general population (Steadman, Osher, Robbins, Case and Samuels, June 2009).

In a NIC 2008 Needs Assessment, interviewees noted that problems with mental illness continue to challenge both prison and jail operations, and there is a critical need for more collaboration with providers of services for the mentally ill, and a review of policies driving them into the corrections system. According to the 2005 NIC Needs Assessment "Adequacy of offender mental health care" was the second highest (2.48) concern to senior corrections officials (Clem and Eggers, 2005).

The challenges to corrections are significant and multi-faceted, having a significant adverse impact on