

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 (2015).

Scope of Investigation: Having considered the complaint, the U.S. International Trade Commission, on December 16, 2015, *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 arrowheads with deploying blades and components thereof and packaging therefor by reason of infringement of one or more of claims 38, 42, 48, 68, and 75 of the '144 patent; claims 1–3, 5, and 8 of the '454 patent; claims 1 and 3 of the '176 patent; claims 1 and 8 of the '141 patent; claims 1 and 3 of the '806 patent; claims 1, 5, and 10 of the '298 patent; the claim of the D'962 patent; and the claim of the D'489 patent, and whether an industry in the United States exists as required by subsection (a)(2) of section 337;

(b) whether there is a violation of subsection (a)(1)(C) 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 arrowheads with deploying blades and components thereof and packaging therefor by reason of infringement of the '058 mark, 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:

FeraDyne Outdoors LLC, 110 Beasley Road, Cartersville, Georgia 30120  
Out RAGE LLC, 110 Beasley Road, Cartersville, Georgia 30120

(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:  
Linyi Junxing Sports Equipment Co., Ltd. (Northwest Corner of Lihang) Lihang, Industrial Park, Lanshan District, Linyi, Shandong, China 276000

Ningbo Faith Sports Co., Ltd., No. 315 Yuelin Street, 55 Baofeng Road East, East Suburb Development Zone,

Fenghua, Ningbo, Zhejiang, China 315500

Ningbo Forever Best Import & Export Co. Ltd., Bldg. A1, Phase 1, Chuangye Park, Economic Development Zone, Yixing, Jiangsu, China 214213

Ningbo Linkboy Outdoor Sports Co., Ltd., B1, 599 Qiming Road, Xiaying Town, Yinzhou District, Ningbo, Zhejiang, China 315000

Shenzhen Zowaysoon Trading Company Ltd., Room 1309, Jiangshi Building, Xintian Road, Xintian Community, Fuyong St., Baoan Area, Shenzhen, China 518100

Xiamen Xinhongyou Industrial Trade Co. Ltd., No. 100, Qianzhaili, Pantu, Xike, Tong'an Dist., Xiamen, Fujian, China 361100

Xiamen Zhongxinyuan Industry & Trade Ltd., 3F, No. 68, Xihu Xincun, Xihu Community, Xianping Street, Tongan District, Xiamen, Fujian, China 361111

Zhengzhou IRQ Trading Limited Company, Room 2402, 24th Floor, Building 1# No. 40, Taoyuan Road, Erqi District Zhengzhou, Henan, China 450000

Zhengzhou Paiao Trade Co., Ltd., No. 602, Floor 6, Bldg. 3, South Hanghai Rd., West Gongren Rd., Zhongyuan Area, Zhengzhou, Henan, China 450000

(c) The 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 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(e) 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 17, 2015.

**Lisa R. Barton,**

*Secretary to the Commission.*

[FR Doc. 2015-32087 Filed 12-21-15; 8:45 am]

**BILLING CODE 7020-02-P**

## DEPARTMENT OF JUSTICE

### Notice of Lodging of Proposed Modification To Consent Decree Under the Clean Water Act

On December 15, 2015, a proposed Modification to the 2011 Consent Decree in *Environment Rhode Island et al. and the United States and Rhode Island v. City of Newport, Rhode Island*, Civil Action No. 08-265S, was filed with the United States District Court for Rhode Island.

On October 18, 2011, the Court entered the 2011 Consent Decree between the parties resolving Plaintiffs' claims that the City of Newport violated the Clean Water Act (the "CWA"), 33 U.S.C. 1319(b) and (d) resulting from Newport's operation of its sewer system and wastewater control plant. As part of the injunctive relief provisions of the 2011 Consent Decree, Newport was required to investigate the configuration of its sewer system and analyze additional work needed to eliminate discharges of sanitary sewer waste and comply with the CWA. That portion of the injunctive relief has been completed and the new information obtained during this investigation requires the alteration of certain deadlines and types of work contained in the 2011 Consent Decree.

The publication of this notice opens a period for public comment on the proposed Modification to the 2011 Consent Decree. Comments should be addressed to the Assistant Attorney General, Environment and Natural Resources Division, and should refer to: *Environment Rhode Island et al. and the United States and Rhode Island v. City of Newport, Rhode Island*, Civil Action No. 08-265S, D.J. Ref. 90-5-1-1-09855. All comments must be submitted no later than thirty (30) days after the publication date of this notice. Comments may be submitted either by email or by mail:

<i>To submit comments:</i>	<i>Send them to:</i>
By e-mail .....	<i>pubcomment-ees.enrd@usdoj.gov.</i>
By mail .....	Assistant Attorney General, U.S. DOJ—ENRD, P.O. Box 7611, Washington, DC 20044–7611.

During the public comment period, the proposed Modification to the 2011 Consent Decree may be examined and downloaded at this Justice Department Web site: <http://www.justice.gov/enrd/consent-decrees>. We will provide a paper copy of the proposed Modification to the 2011 Consent Decree upon written request and payment of reproduction costs. Please mail your request and payment to: Consent Decree Library, U.S. DOJ—ENRD, P.O. Box 7611, Washington, DC 20044–7611.

Please enclose a check or money order for \$5.00 (25 cents per page reproduction cost) payable to the United States Treasury.

**Robert E. Maher Jr.,**

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

[FR Doc. 2015–32102 Filed 12–21–15; 8:45 am]

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## DEPARTMENT OF JUSTICE

### Notice of Lodging Proposed Consent Decree

In accordance with Departmental Policy, 28 CFR 50.7, notice is hereby given that a proposed Consent Decree and Stipulation and Order in *United States, et al. v. James C. Justice, II, et al.*, No. 1:15–cv–16018, were lodged with the United States District Court for the Southern District of West Virginia (Bluefield Division) on December 10, 2015.

The proposed Consent Decree and Stipulation and Order concern a complaint filed by the United States and the State of West Virginia, by and through the West Virginia Department of Environmental Protection, against James C. Justice, II, the James C. Justice Companies, Inc., and High Mountain Living, LLC, pursuant to 33 U.S.C. 1311, 1319 and 1344, and the West Virginia Water Pollution Control Act, W. Va. Code Chapter 22, Article 11, *et seq.*, to obtain injunctive relief from and impose civil penalties against the Defendants for violating the Clean Water Act by discharging pollutants without a permit into waters of the United States. The proposed Consent Decree resolves these allegations against Defendants James C.

Justice, II and the James C. Justice Companies, Inc. by requiring the Defendants to restore the impacted areas, perform mitigation as needed, and pay a civil penalty. The Stipulation and Order resolves the allegations against Defendant High Mountain Living, LLC by requiring the payment of a civil penalty.

The Department of Justice will accept written comments relating to the proposed Consent Decree and Stipulation and Order for thirty (30) days from the date of publication of this Notice. Please address comments to Austin D. Saylor, Trial Attorney, United States Department of Justice, Environment and Natural Resources Division, Environmental Defense Section, Post Office Box 7611, Washington, DC 20044, and refer to *United States, et al. v. James C. Justice, II, et al.*, DJ #90–5–1–1–20019.

The proposed Consent Decree and Stipulation and Order may be examined at the Clerk's Office, United States District Court for the Southern District of West Virginia (Bluefield Division), 601 Federal Street, Room 2303, Bluefield, WV 24701. In addition, the proposed Consent Decree and Stipulation and Order may be examined electronically at <http://www.justice.gov/enrd/consent-decrees>.

**Cherie L. Rogers,**

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

[FR Doc. 2015–32110 Filed 12–21–15; 8:45 am]

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## DEPARTMENT OF LABOR

### Employment and Training Administration

#### Labor Certification Process for the Temporary Employment of Aliens in Agriculture in the United States: 2016 Adverse Effect Wage Rates

**AGENCY:** Employment and Training Administration, Department of Labor.

**ACTION:** Notice.

**SUMMARY:** The Employment and Training Administration (ETA) of the Department of Labor (Department) is issuing this notice to announce the 2016 Adverse Effect Wage Rates (AEWRs) for the employment of temporary or seasonal nonimmigrant foreign workers (H–2A workers) to perform agricultural labor or services.

AEWRs are the minimum wage rates the Department has determined must be offered and paid by employers to H–2A workers and workers in corresponding

employment for a particular occupation and area so that the wages of similarly employed U.S. workers will not be adversely affected. In this notice, the Department announces the annual update of the AEWRs which must be paid for agricultural work performed by H–2A and U.S. workers on or after the effective date of this notice.

**DATES:** *Effective Date:* This notice is effective December 22, 2015.

#### FOR FURTHER INFORMATION CONTACT:

William W. Thompson, II, Acting Administrator, Office of Foreign Labor Certification, U.S. Department of Labor, Box 12–200, 200 Constitution Avenue NW., Washington, DC 20210. Telephone: 202–513–7350 (this is not a toll-free number).

**SUPPLEMENTARY INFORMATION:** The U.S. Citizenship and Immigration Services of the Department of Homeland Security will not approve an employer's petition for the admission of H–2A nonimmigrant temporary agricultural workers in the U.S. unless the petitioner has received from the Department an H–2A labor certification. The labor certification provides that: (1) There are not sufficient U.S. workers who are able, willing, and qualified and who will be available at the time and place needed to perform the labor or services involved in the petition; and (2) the employment of the foreign worker(s) in such labor or services will not adversely affect the wages and working conditions of workers in the U.S. similarly employed. 8 U.S.C. 1101(a)(15)(H)(ii)(a), 1184(c)(1), and 1188(a); 8 CFR 214.2(h)(5); 20 CFR 655.100.

#### Adverse Effect Wage Rates for 2016

The Department's H–2A regulations at 20 CFR 655.120(l) provide that employers must pay their H–2A workers and workers in corresponding employment at least the highest of: (1) The AEWR; (2) the prevailing hourly wage rate; (3) the prevailing piece rate; (4) the agreed-upon collective bargaining wage rate, if applicable; or (5) the Federal or State minimum wage rate, in effect at the time the work is performed.

Except as otherwise provided in 20 CFR part 655, subpart B, the region-wide AEWR for all agricultural employment (except those occupations characterized by other than a reasonably regular workday or workweek as described in 20 CFR 655.102) for which temporary H–2A certification is being sought is equal to the annual weighted average hourly wage rate for field and livestock workers (combined) in the State or region as published annually by the United States Department of