

In addition, the following parties have withdrawn as parties to this venture:

ABITEL Consulting GmbH, Düsseldorf, GERMANY; Agama Technologies, Linköping, SWEDEN; ALTIMA d.o.o., Zagreb, CROATIA; Apigate Sdn Bhd, Kuala Lumpur Sentral, SRI LANKA; Axiros GmbH, Munich Hoehenkirchen, GERMANY; City of Utrecht, Utrecht, NETHERLANDS; Ekinno Lab Sp. Z o.o., Gliwice, POLAND; GeoSpock Ltd., Cambridge, UNITED KINGDOM; Guangzhou Sunrise Technology Co., Ltd., Guangzhou, PEOPLE'S REPUBLIC OF CHINA; HCL Hong Kong SAR Limited, Wan Chai, HONG KONG—CHINA; ITS Telco Services GmbH, Köln, GERMANY; John P. Reilly Sole Trader, Plano, TX; Minim Inc., Manchester, NH; NetComp, Lima, PERU; NetScout Systems, Westford, MA; NetworkedAssets GmbH, Berlin, GERMANY; NTS Retail KG, Wilhering, AUSTRIA; Open Systems S.A., Quito, ECUADOR; OS Group, St.Petersburg, RUSSIA; Pinplay, Seoul, SOUTH KOREA; Skylogic S.p.A., Torino, ITALY; Steward Bank, Harare, ZIMBABWE; The OpenNMS Group, Inc., Apex, NC; TV-7, Seversk, RUSSIA; VF Consulting SAC, Lima, PERU.

No other changes have been made in either the membership or planned activity of the group research project. Membership in this group research project remains open and The Forum intends to file additional written notifications disclosing all changes in membership.

On October 21, 1988, The Forum filed its original notification pursuant to Section 6(a) of the Act. The Department of Justice published a notice in the **Federal Register** pursuant to Section 6(b) of the Act on December 8, 1988 (53 FR 49615).

The last notification was filed with the Department on November 25, 2019. A notice was published in the **Federal Register** pursuant to Section 6(b) of the Act on December 20, 2019 (84 FR 70210).

**Suzanne Morris,**

*Chief, Premerger and Division Statistics Unit, Antitrust Division.*

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## DEPARTMENT OF JUSTICE

### Antitrust Division

#### Notice Pursuant to the National Cooperative Research and Production Act of 1993—Countering Weapons of Mass Destruction

Notice is hereby given that, on January 16, 2020, pursuant to Section 6(a) of the National Cooperative Research and Production Act of 1993, 15 U.S.C. 4301 *et seq.* (“the Act”), Countering Weapons of Mass Destruction (“CWMD”) has filed written notifications simultaneously with the Attorney General and the Federal Trade Commission disclosing changes in its membership. The notifications were filed for the purpose of extending the Act’s provisions limiting the recovery of antitrust plaintiffs to actual damages under specified circumstances. Specifically, Apogee Group, LLC, Kennewick, WA; Blackthorne Services Group, Hanover, MA; eSpin Technologies, Inc., Chattanooga, TN; Lufburrow & Company, Inc., Havre De Grace, MD; Polestar Technologies, Inc., Needham Heights, MA; Proportional Technologies, Inc., Houston, TX; RingIR, Inc., Albuquerque, NM; Shipcom Federal Solutions, Balcamp, MD; Signalscape, Inc., Cary, NC; Systems Planning and Analysis, Inc. (SPA), Alexandria, VA; The Arizona Board of Regents, University of Arizona, Tuscon, AZ; University of Michigan, Ann Arbor, MI; Xilectric, Inc., Fall River, MA; and Xtallized Intelligence, Inc., Nashville, TN; have been added as parties to this venture.

Also, CogniTech Corporation, Salt Lake City, UT; CritiTech Particle Engineering Solutions, LLC, Lawrence, KS; Forge AI, Cambridge, MA; Interclype, Inc., Annapolis Junction, MD; Management Services Group, Inc., dba Global Technical Systems, Virginia Beach, VA; Offset Strategic Services, Fayetteville, TN; and Strategic Alliances Group, Inc., Havre de Grace, MD; have withdrawn as parties to this venture.

No other changes have been made in either the membership or planned activity of the group research project. Membership in this group research project remains open and CWMD intends to file additional written notifications disclosing all changes in membership.

On January 31, 2018, CWMD filed its original notification pursuant to Section 6(a) of the Act. The Department of Justice published a notice in the **Federal Register** pursuant to Section 6(b) of the Act on March 12, 2018 (83 FR 10750).

The last notification was filed with the Department on October 23, 2019. A notice was published in the **Federal Register** pursuant to Section 6(b) of the Act on November 18, 2019 (83 FR 63678).

**Suzanne Morris,**

*Chief, Premerger and Division Statistics Unit, Antitrust Division.*

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## DEPARTMENT OF JUSTICE

### Notice of Lodging of Proposed Partial Consent Decree Under the Clean Air Act

On January 30, 2020, the Department of Justice lodged a partial consent decree (“Partial Consent Decree”) with the United States District Court for the Northern District of California in the lawsuit entitled *United States et al. v. Kohler Co.*, Civil Action No. C 20–00683.

The complaint in this case was filed against Defendant Kohler Co. (“Kohler”) concurrently with the lodging of the Partial Consent Decree and a separate consent decree to which Kohler and the People of the State of California, ex rel. California Air Resources Board (“CARB”) are parties (“State CD”). The complaint alleges that Kohler is liable for violations of Section 203 of the Clean Air Act (“Act”), 42 U.S.C. 7522. The People of the State of California, ex rel. CARB also alleges in the complaint that Kohler is liable for violations of California law.

Together, the Partial Consent Decree and the State CD would fully address Kohler’s alleged manufacture and sale of millions of small, nonroad, nonhandheld, spark-ignition engines that did not conform to the certification applications Kohler submitted covering the engines. Some of these engines were also equipped with a fueling strategy that is alleged to have significantly reduced emissions of oxides of nitrogen (“NO<sub>x</sub>”) during certification testing when compared to real-world operation (commonly referred to as a “defeat device”). The United States and California seek civil penalties and injunctive relief for the violations jointly alleged in the complaint. Separately, the People of the State of California, ex rel. CARB seeks civil penalties and injunctive relief for alleged violations of California’s evaporative emissions standards.

The Partial Consent Decree is entered into by the United States, the People of the State of California, ex rel. CARB and Kohler. It would require Kohler to pay