

this investigation may be viewed on the Commission's electronic docket (EDIS) at <http://edis.usitc.gov>.

FOR FURTHER INFORMATION CONTACT:

Aarti Shah, Esq., Office of Unfair Import Investigations, U.S. International Trade Commission, telephone (202) 205-2657.

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 (2010).

Scope of Investigation: Having considered the complaint, the U.S. International Trade Commission, on April 23, 2010, 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 electronic devices with multi-touch enabled touchpads or touchscreens that infringe one or more of claims 1, 2, 4, 7, 10, 12, 14, 16, 18, 19, 21, 24, 26, and 30 of U.S. Patent No. 5,825,352, 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:
Elan Microelectronics Corporation,
No. 12, Innovation 1st Road, Science
Based Industrial Park, Hsinchu Taiwan
308, Taiwan.

(b) The respondent is the following entity alleged to be in violation of section 337, and is the party upon which the complaint is to be served:
Apple Inc., 1 Infinite Loop, Cupertino,
California 95014.

(c) The Commission investigative attorney, party to this investigation, is Aarti Shah, 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 respondent 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)–(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 the 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: April 23, 2010.

Marilyn R. Abbott,

Secretary to the Commission.

[FR Doc. 2010-9912 Filed 4-28-10; 8:45 am]

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**INTERNATIONAL TRADE
COMMISSION**

[USITC SE-10-013]

**Government in the Sunshine Act
Meeting Notice**

AGENCY HOLDING THE MEETING: States
International Trade Commission.

TIME AND DATE: May 3, 2010 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-1159 (Final)
(Certain Oil Country Tubular Goods
from China)—briefing and vote. (The
Commission is currently scheduled to
transmit its determination and
Commissioners' opinions to the
Secretary of Commerce on or before May
17, 2010.)

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.

By order of the Commission.

Issued: April 26, 2010.

William R. Bishop,

Hearings and Meetings Coordinator.

[FR Doc. 2010-10070 Filed 4-27-10; 11:15 am]

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DEPARTMENT OF JUSTICE

**Notice of Lodging of Consent Decree
With Big River Zinc Corporation
Providing for Civil Penalties and
Injunctive Relief Under the Clean Air
Act**

Notice is hereby given that on April 15, 2009, a proposed Consent Decree with Big River Zinc Corporation ("BRZ") providing for civil penalties and injunctive relief under the Clean Air Act in *United States v. Big River Zinc Corp.*, Civil Action No. 3:10-cv-00276-DRH-CJP was lodged with the United States District Court for the Southern District of Illinois.

In this action the United States sought injunctive relief and assessment of civil penalties for violation of the New Source Performance Standards ("NSPS") of the Clean Air Act, 42 U.S.C. 7411, and the NSPS regulations codified at 40 CFR part 60, at a plant in Sauget, Illinois, which is owned and operated by BRZ. The Decree, which was lodged simultaneously with the filing of the complaint, resolves claims arising out of BRZ's replacement of two roasting units. BRZ has not operated its roasters since early 2006. Under the proposed Decree, BRZ may not restart either of its roasters for the purpose of resuming zinc roasting operations until it installs a scrubber system that is designed to meet applicable control limits with which BRZ must comply after resuming zinc roasting operations. In the event that BRZ does not resume zinc roasting operations within five years of entry of the Consent Decree, it must permanently shut down its zinc roasting operations and surrender all related pollution credits. The proposed Decree will also require BRZ to pay a civil penalty of \$250,000.

The Department of Justice will receive comments relating to the proposed Consent Decrees 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 or mailed to P.O. Box 7611, U.S. Department of Justice, Washington, DC 20044-7611, should refer to *United States v. Big River Zinc Corp.*, D.J. Ref. 90-5-2-1-08230.