Scope of Investigation

Having considered the complaint, the U.S. International Trade Commission, on September 29, 1997, *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 integrated circuits or products containing same by reason of infringement of claims 1, 2, 3, 8, 9, or 10 of U.S. Letters Patent 4,641,166 or claims 1, 6, 14, 15, 18, 27, or 37 of U.S. Letters Patent B1 4,352,724, and whether there exists an industry in the United States 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:

Fujitsu Limited, 6–1, Marunouchi 1-chome, Chiyoda-ku, Tokyo 100, Japan

Fujitsu Microelectronics, Inc., 3545 North First Street, San Jose, California 95134.

(b) The respondents are the following companies alleged to be in violation of section 337, and are the parties upon which the complaint is to be served:

Samsung Electronics Co., Ltd., Samsung Main Building 250, 2–Ka, Taepyung-Ro, Chung-Ku, Seoul, 100–742 Korea

Samsung Semiconductor, Inc., 3655 North First Street, San Jose, California 95134.

(c) Smith R. Brittingham IV, Esq., Office of Unfair Import Investigations, U.S. International Trade Commission, 500 E Street, S.W., Room 401-M, Washington, D.C. 20436, who shall be the Commission investigative attorney, party to this investigation; and

(3) For the investigation so instituted, the Honorable Paul J. Luckern 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 C.F.R. 210.13. Pursuant to 19 C.F.R. 201.16(d) and 210.13(a) of the Commission's Rules, 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 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 both an initial determination and a final determination containing such findings, and may result in the issuance of a limited exclusion order or a cease and desist order or both directed against such respondent.

Issued: October 30, 1997.

By order of the Commission.

Donna R. Koehnke,

Secretary,

[FR Doc. 97–29269 Filed 11–4–97; 8:45 am]

BILLING CODE 7020–02–P

INTERNATIONAL TRADE COMMISSION

[Inv. No. 337–TA–394]

Certain Screen Printing Machines, Vision Alignment Devices Used Therein, and Component Parts Thereof; Notice of Commission Determination Not To Review an Initial Determination Terminating the Investigation on the Basis of a Settlement Agreement

AGENCY: U.S. International Trade Commission.

ACTION: Notice.

SUMMARY: Notice is hereby given that the U.S. International Trade Commission has determined not to review the presiding administrative law judge's (ALJ's) initial determination (ID) in the above-captioned investigation terminating the investigation on the basis of a settlement agreement.

FOR FURTHER INFORMATION CONTACT: Gail Usher, Esq., Office of the General Counsel, U.S. International Trade Commission, telephone 202–205–3152.

SUPPLEMENTARY INFORMATION: This patent-based section 337 investigation was instituted by the Commission on February 27, 1997, on behalf of complainant MPM Corporation (MPM) of Franklin, Massachusetts. 62 FR 10072 (March 5, 1997). The complaint alleged violations of section 337 of the Tariff Act of 1930 in the importation into the United States, the sale for importation, and the sale within the United States after importation of certain screen printing machines, vision alignment devices used therein, and component parts thereof by reason of infringement of claims 1, 2, 3, 4, 11, 18, and 21 of U.S. Letters Patent 5,060,063, and claims 1 and 7 of U.S. Letters Patent Re. 34,615. The Commission named DEK Printing Machines Limited and DEK USA Inc. (collectively, DEK) as respondents.

On October 3, 1997, complainant and respondents filed a joint motion to terminate the investigation based on a settlement agreement. On October 6, 1997, the presiding ALJ granted the motion and issued an ID (Order No. 13) terminating the investigation on the basis of the settlement agreement. The ALJ found that there was no indication that termination of the investigation would have an adverse impact on the public interest and that termination based on settlement is generally in the public interest. No petitions for review of the ID were filed.

This action is taken under the authority of section 337 of the Tariff Act of 1930, 19 U.S.C. 1337, and Commission rule 210.42, 19 CFR 210.42.

Copies of the ALJ's ID and all other nonconfidential documents filed in connection with this investigation are or will be 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 S.W., Washington, D.C. 20436, telephone 202–205–2000. Hearing-impaired persons are advised that information on the matter can be obtained by contacting the Commission's TDD terminal on 202–205–1810.

Issued: October 28, 1997.

By order of the Commission.

Donna R. Koehnke,

Secretary.

[FR Doc. 97–29268 Filed 11–4–97; 8:45 am]

BILLING CODE 7020–02–P

DEPARTMENT OF LABOR

Office of the Secretary

Senior Executive Service; Appointment of a Member to the Performance Review Board

Title 5 U.S.C. 4314(c)(4) provides that Notice of the appointment of an individual to serve as a member of the Performance Review Board of the Senior Executive Service shall be published in the **Federal Register**.

The following individuals are hereby appointed to a three-year term on the Department's Performance Review Board:

Kathryn Higgins
Joseph Juarez

FOR FURTHER INFORMATION CONTACT: Mr. Larry K. Goodwin, Director of Human Resources, Room C5526, U.S. Department of Labor, Fances Perkins Building, 200 Constitution Avenue, N.W., Washington, D.C. 20210, telephone: (202) 219–6551.

Signed at Washington, D.C., this 28th day of October, 1997.

Alexis M. Herman,

Secretary of Labor.

[FR Doc. 97–29207 Filed 11–4–97; 8:45 am]

BILLING CODE 4510–23–M

DEPARTMENT OF LABOR

Employment and Training Administration

Notice of Determinations Regarding Eligibility To Apply for Worker Adjustment Assistance and NAFTA Transitional Adjustment Assistance

In accordance with Section 223 of the Trade Act of 1974, as amended, the Department of Labor herein presents summaries of determinations regarding eligibility to apply for trade adjustment assistance for workers (TA–W) issued during the period of October, 1997.

In order for an affirmative determination to be made and a certification of eligibility to apply for worker adjustment assistance to be issued, each of the group eligibility requirements of Section 222 of the Act must be met.

(1) That a significant number or proportion of the workers in the workers' firm, or an appropriate subdivision thereof, have become totally or partially separated,

(2) That sales or production, or both, of the firm or subdivision have decreased absolutely, and

(3) That increases of imports of articles like or directly competitive with articles produced by the firm or appropriate subdivision have contributed importantly to the separations, or threat thereof, and to the absolute decline in sales or production.

Negative Determinations for Worker Adjustment Assistance

In each of the following cases the investigation revealed that criterion (3) has not been met. A survey of customers indicated that increased imports did not contribute importantly to worker separations at the firm.

TA–W–33,772; CW Sportswear, Inc., Tellico Plains, TN

TA–W–33,766; Versa Technologies, Inc., Moxness Products Div., Wausau, WI

In the following cases, the investigation revealed that the criteria for eligibility have not been met for the reasons specified.

TA–W–33,829; Trans World Airlines, Kansas City Overhaul Base, Kansas City, MO

TA–W–33,856; Echo Bay Management Corp., Englewood CO

TA–W–33,843; Lummi Casino, A Div. of Lummi Indian Business Council, Bellingham, WA

The workers firm does not produce an article as required for certification under Section 222 of the Trade Act of 1974.

TA–W–33,813; BASF Corp., Coatings and Colorants Div., Morganton, NC

TA–W–33,479; G.E. Medical Systems, Milwaukee, WI

TA–W–33,720; Editorial America, Virginia Gardens, FL

The investigation revealed that criteria (2) has not been met. Sales or production did not decline during the relevant period as required for certification.

TA–W–33,519; Hays Wheels International, Inc., Romulus, MI

The investigation revealed that criteria (2) and criteria (3) have not been met. Sales or production did not decline during the relevant period as required for certification. Increases of imports of articles like or directly competitive with articles produced by the firm or appropriate subdivision have not contributed importantly to the separations or threat thereof, and the absolute decline in sale or production.

TA–W–33,780; The Coleman Co., Inc., Coleman Powermate Div., Hastings, NE

TA–W–33,842; Applied Molded Products Corp., Watertown, WI

TA–W–33,831; Comsat RSI Plersys, Corinth, MS

Increased imports did not contribute importantly to worker separations at the firm.

Affirmative Determinations for Worker Adjustment Assistance

The following certifications have been issued; the date following the company name & location for each determination references the impact date for all workers for such determination.

TA–W–33,771; Tara Lee Sportswear, New Berlin, PA: August 18, 1996.

TA–W–33,714; Norway Footwear Corp., Norway, ME: July 25, 1996.

TA–W–33,631; Flexel, Inc., Covington, IN: June 23, 1996.

TA–W–33,446, TA–W–33,447, TA–W–33,448 & TA–W–33,449; Quarles Drilling Corp., Headquartered in Tulsa, OK, Oklahoma City, OK, Houston, TX and Houma, LA: April 15, 1996.

TA–W–33,808; Magnetek, Inc., Huntington, IN: July 7, 1996.

All workers of Magnetek, Inc., Huntington, IN engaged in the production of electronic and electrical power conversion devices are eligible to apply for trade adjustment assistance.

TA–W–33,679; Devil Dog Manufacturing, Bunn Manufacturing Co. Div., Newton Grove, NC: July 18, 1996.

TA–W–33,809; 3C Alliance L.L.P., Mebane, NC: August 21, 1996.

TA–W–33,699; General Cable Corp., Montoursville, PA: June 17, 1996.

TA–W–33,836; Arnold Palmer Golf Bag Div. a Div. of Arnold Palmer Golf Co., Pocahontas, AR: September 5, 1996.

TA–W–33,537; Binder Bos., Inc., Ridgefield, NJ: May 12, 1996.

TA–W–33,599; H.H. Cutler Col, Statesboro, GA: June 19, 1996.

TA–W–33,695; Magna Interior Systems, Del Rio, TX: May 22, 1996.

TA–W–33,822; A, B, C; Dana Design Limited, Bozeman, MT, Livingston, MT, and Belgrade, MT: August 26, 1996.

TA–W–33,709; N.G.N., Inc., Reading, PA: July 21, 1996.

TA–W–33,816; Seymour Housewares Corp., Mooresville, NC: August 28, 1996.

TA–W–33,864 & A; Sweetheart Cup Co., Springfield MO & Riverside, CA: September 22, 1996.

TA–W–33,790; Bassett-Walker, Inc., North Wilkesboro Div., North Wilkesboro, NC: August 20, 1996.

TA–W–33,877; Electrohome, Inc., Display Technologies Div., Carthage, MO: September 30, 1996.

TA–W–33,499; Thypin Steel Corp., Blasdell, NY: May 2, 1996.

TA–W–33,850; Todd Uniform, Inc., Bernice, LA: September 19, 1996.

Also, pursuant to Title V of the North American Free Trade Agreement Implementation Act (Pub.L. 103–182) concerning transitional adjustment assistance hereinafter called NAFTA–TAA) and in accordance with Section 250(a) Subchapter D, Chapter 2, Title II, of the Trade Act as amended, the Department of Labor presents summaries of determinations regarding eligibility to apply for NAFTA–TAA issued during the month of October, 1997.

In order for an affirmative determination to be made and a certification of eligibility to apply for NAFTA–TAA the following group eligibility requirements of Section 250 of the Trade Act must be met: