

certain consumer electronics, including mobile phones and tablets, by reason of infringement of certain claims of U.S. Patent No. 5,854,893 ("the '893 patent"); U.S. Patent No. 6,237,025 ("the '025 patent"); U.S. Patent No. 7,054,904 ("the '904 patent"); U.S. Patent No. 7,185,054 ("the '054 patent"); and U.S. Patent No. 7,206,809 ("the '809 patent"). The complaint further alleges that an industry in the United States exists as required by subsection (a)(2) of section 337.

The complainant requests 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 TDD 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 (EDIS) at <http://edis.usitc.gov>.

**FOR FURTHER INFORMATION CONTACT:** The Office of Unfair Import Investigations, U.S. International Trade Commission, telephone (202) 205-2560.

**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 (2012).

**Scope of Investigation:** Having considered the complaint, the U.S. International Trade Commission, on April 17, 2012, 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 consumer electronics, including mobile phones and tablets, that infringe one or more of

claims 13, 15, and 16 of the '893 patent; claims 33-37 and 43 of the '025 patent; claims 17, 19, 20, 22, and 23 of the '904 patent; claims 10, 11, 13, and 14 of the '054 patent; claims 1-12, 34, 37, 40, and 41 of the '809 patent, and whether an industry in the United States exists as required by subsection (a)(2) of section 337;

(2) Pursuant to Commission Rule 210.50(b)(1), 19 C.F.R. § 210.50(b)(1), the presiding administrative law judge shall take evidence or other information and hear arguments from the parties and other interested persons with respect to the public interest in this investigation, as appropriate, and provide the Commission with findings of fact and a recommended determination on this issue, which shall be limited to the statutory public interest factors, 19 U.S.C. 1337(d)(1), (f)(1), (g)(1);

(3) 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: Pragmatus AV, LLC, 601 King Street, Suite 200, Alexandria, VA 22314.

(b) The respondents the following entities alleged to be in violation of section 337, and are the parties upon which the complaint is to be served: ASUSTeK Computer, Inc., 4F, 150, Li-Te Road, Beitou District, Taipei City, Taiwan; ASUS Computer International, Inc., 800 Corporate Way, Fremont, CA 94539; HTC Corporation, 23 Xinghua Road, Taoyuan, 330, Taiwan; HTC America, Inc., 13920 SE Eastgate Way, Suite 400, Bellevue, WA 98005; LG Electronics, Inc., LG Twin Towers, 20, Yoido-dong, Youngdungpo-gu, Seoul, 157-721, Republic of Korea; LG Electronics U.S.A., Inc., 1000 Sylvan Ave., Englewood Cliffs, NJ 07632; LG Electronics MobileComm U.S.A., Inc., 10101 Old Grove Road, San Diego, CA 92131; Pantech Co., Ltd., 1-2, DMC Sangam-don Mapo-gu, Seoul, Republic of Korea; Pantech Wireless, Inc., 5607 Glenridge Drive, Suite 500, Atlanta, GA 30342; Research In Motion Ltd., 295 Phillip Street, Waterloo, Ontario N2L 3W8, Canada; Research In Motion Corp., 122 W. John Carpenter Parkway, Suite 430, Irving, TX 75039; Samsung Electronics Co., Ltd, 1320-10, Seocho 2-dong Seocho-gu, Seoul, Republic of Korea; Samsung Electronics America, Inc., 105 Challenger Rd., Ridgefield Park, NJ 07660;

Samsung Telecommunications America, L.L.C., 1301 East Lookout Drive, Richardson, TX 75082.

(c) The Office of Unfair Import Investigations, U.S. International Trade Commission, 500 E Street SW., Suite 401, Washington, DC 20436; and

(4) 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(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 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: April 18, 2012.

**James R. Holbein,**

*Secretary to the Commission.*

[FR Doc. 2012-9767 Filed 4-23-12; 8:45 am]

**BILLING CODE 7020-02-P**

## DEPARTMENT OF JUSTICE

### Notice of Lodging of Consent Decree Pursuant to the Clean Water Act

Notice is hereby given that on April 16, 2012 a proposed Consent Decree ("Decree") in *United States of America and the State of Tennessee v. the City of Memphis* ("City"), Civil Action No. 2:10-CV-02083-SHM-dkv was lodged with the United States District Court for the Western District of Tennessee. This Decree represents a settlement of claims against the City of Memphis under

Section 301, 309, and 402 of the Clean Water Act, 33 U.S.C. 1311, 1319, and 1342; and Tenn. Code Ann. §§ 69–3–108(b)(6), 114 and 115; and Sections 101 through 138 of the Tennessee Water Quality Control Act (“TWQCA”).

Under this settlement between the United States and the State and the City, the City will be required to develop and implement a number of sewer management, operation and maintenance programs, including: A sewer overflow response plan, a fats, oils, and grease management program, a lift station and force main operations and maintenance program, and an infrastructure rehabilitation program. The City will identify priority rehabilitation projects within the first year after entry of the proposed Consent Decree. The City will assess a minimum of 10% of its system and rehabilitate approximately 6% of its system in the first year of the Consent Decree, including major interceptors at risk of failures similar to the one that occurred on the Wolf River in 2008. The Consent Decree also provides for the payment of a civil penalty of \$1.29 million. The penalty will be split evenly between the United States and the State. The City will pay \$645,000 to the United States. Tennessee’s payment will be in the form of state projects including an effluent study at the M.C. Stiles Wastewater Treatment Plant discharge point and a sewer GPS mapping project.

The Department of Justice will receive for a period of thirty (30) days from the date of this publication comments relating to the proposed Consent Decree. Comments should be addressed to the Assistant Attorney General of the Environment and Natural Resources Division, Department of Justice, Washington, DC 20530, and should refer to *United States of America and State of Tennessee v. City of Memphis*, Civil Action No. 2:10–CV–02083–SHM–dkv, D.J. Ref. 90–5–1–1–09720.

The proposed Decree may be examined on the following Department of Justice Web site, [http://www.usdoj.gov/enrd/Consent\\_Decrees.html](http://www.usdoj.gov/enrd/Consent_Decrees.html). A copy of the Decree may also 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 emailing a request to “Consent Decree Copy” ([EESDCopy.ENRD@usdoj.gov](mailto:EESDCopy.ENRD@usdoj.gov)), fax no. (202) 514–0097, phone confirmation number (202) 514–5271.

If requesting a copy from the Consent Decree Library by mail, please enclose a check in the amount of \$19.50 (25 cents per page reproduction cost) for the Consent Decree alone or \$81.50 for the

Consent Decree and appendices payable to the U.S. Treasury or, if requesting by email or fax, forward a check in either of those amounts to the Consent Decree Library at the address given above.

**Henry Friedman,**

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

[FR Doc. 2012–9770 Filed 4–23–12; 8:45 am]

**BILLING CODE 4410–15–P**

## DEPARTMENT OF JUSTICE

[Docket No. OTJ 101]

### Solicitation of Comments on Request for United States Assumption of Concurrent Federal Criminal Jurisdiction; Los Coyotes Band of Cahuilla and Cupeno Indians

**AGENCY:** Office of Tribal Justice, Department of Justice.

**ACTION:** Notice.

**SUMMARY:** This notice solicits public comments on the Request for United States Assumption of Concurrent Federal Criminal Jurisdiction recently submitted to the Office of Tribal Justice, Department of Justice by the Los Coyotes Band of Cahuilla and Cupeno Indians pursuant to the provisions of 28 CFR 50.25.

**DATES:** Written comments must be postmarked and electronic comments must be submitted on or before June 8, 2012. Comments received by mail will be considered timely if they are postmarked on or before that date. The electronic Federal Docket Management System (FDMS) will accept comments until Midnight Eastern Time at the end of that day.

**ADDRESSES:** You may submit comments by any of the following methods:

- *Federal eRulemaking Portal:* <http://www.regulations.gov>. Follow the instructions for submitting comments.

- *Mail or Hand Delivery/Courier:* submit written comments via regular or express mail to Mr. Tracy Toulou, Director, Office of Tribal Justice, Department of Justice, 950 Pennsylvania Avenue NW., Room 2310, Washington, DC 20530.

- *Fax:* submit comments to the attention of Mr. Tracy Toulou, Office of Tribal Justice, Department of Justice, (202) 514–9078 (not a toll-free number).

**FOR FURTHER INFORMATION CONTACT:**

Please contact Mr. Tracy Toulou, Director, Office of Tribal Justice, Department of Justice, at (202) 514–8812 (not a toll-free number). To ensure proper handling of comments, please reference “Docket No. OTJ 101” on all

electronic and written correspondence. The Department encourages all comments be submitted electronically through <http://www.regulations.gov> using the electronic comment form provided on that site. An electronic copy of the request for United States assumption of concurrent federal criminal jurisdiction submitted by the Los Coyotes Band of Cahuilla and Cupeno Indians is also available at the <http://www.regulations.gov> Web site for easy reference. Paper comments that duplicate the electronic submission are not necessary as all comments submitted to <http://www.regulations.gov> will be posted for public review and are part of the official docket record.

**SUPPLEMENTARY INFORMATION:**

*Posting of Public Comments.* Please note that all comments received are considered part of the public record and made available for public inspection online at <http://www.regulations.gov>. Such information includes personal identifying information (such as your name and address) voluntarily submitted by the commenter.

You are not required to submit personal identifying information in order to comment on this rule. Nevertheless, if you want to submit personal identifying information (such as your name and address) as part of your comment, but do not want it to be posted online, you must include the phrase “PERSONAL IDENTIFYING INFORMATION” in the first paragraph of your comment. You also must locate all the personal identifying information you do not want posted online in the first paragraph of your comment and identify what information you want redacted.

If you want to submit confidential business information as part of your comment but do not want it to be posted online, you must include the phrase “CONFIDENTIAL BUSINESS INFORMATION” in the first paragraph of your comment. You also must prominently identify confidential business information to be redacted within the comment. If a comment has so much confidential business information that it cannot be effectively redacted, all or part of that comment may not be posted on <http://www.regulations.gov>.

Personal identifying information and confidential business information identified and located as set forth above will be placed in the agency’s public docket file, but not posted online. If you wish to inspect the agency’s public docket file in person by appointment, please see the paragraph above entitled **FOR FURTHER INFORMATION CONTACT.**