

## DEPARTMENT OF JUSTICE

## Bureau of Alcohol, Tobacco, Firearms, and Explosives

[OMB Number 1140-0089]

## Agency Information Collection Activities:

Proposed Collection; Comments Requested

**ACTION:** 30-Day Notice of Information Collection Under Review: Open Letter to States With Permits That Appear to Qualify as Alternatives to NICS Checks.

The Department of Justice (DOJ), Bureau of Alcohol, Tobacco, Firearms, and Explosives (ATF) will be submitting the following information collection request to the Office of Management and Budget (OMB) for review and approval in accordance with the Paperwork Reduction Act of 1995. The proposed information collection is published to obtain comments from the public and affected agencies. This proposed information collection was previously published in the **Federal Register** Volume 75, Number 207 page 66135 on October 27, 2010, allowing for a 60 day comment period.

The purpose of this notice is to allow for an additional 30 days for public comment until January 27, 2011. This process is conducted in accordance with 5 CFR 1320.10.

Written comments and/or suggestions regarding the items contained in this notice, especially the estimated public burden and associated response time, should be directed to The Office of Management and Budget, Office of Information and Regulatory Affairs, Attention Department of Justice Desk Officer, Washington, DC 20503. Additionally, comments may be submitted to OMB via facsimile to (202)-395-7285.

Comments and suggestions from the public and affected agencies concerning the proposed collection of information are encouraged. Your comments should address one or more of the following four points:

- Evaluate whether the proposed collection of information is necessary for the proper performance of the functions of the agency, including whether the information will have practical utility;
- Evaluate the accuracy of the agencies estimate of the burden of the proposed collection of information, including the validity of the methodology and assumptions used;
- Enhance the quality, utility, and clarity of the information to be collected; and

—Minimize the burden of the collection of information on those who are to respond, including through the use of appropriate automated, electronic, mechanical, or other technological collection techniques or other forms of information technology, e.g., permitting electronic submission of responses.

## Overview of This Information Collection

(1) *Type of Information Collection:* Extension of a currently approved collection.

(2) *Title of the Form/Collection:* Open Letter to States With Permits That Appear to Qualify as Alternatives to NICS Checks.

(3) *Agency form number, if any, and the applicable component of the Department of Justice sponsoring the collection:* Form Number: None. Bureau of Alcohol, Tobacco, Firearms and Explosives.

(4) *Affected public who will be asked or required to respond, as well as a brief abstract:* Primary: State, Local, or Tribal Government. Other: none. Abstract: The purpose of this information collection is to ensure that only State permits that meet the statutory requirements contained in the Gun Control Act qualify as alternatives to a National Instant Criminal Background Check System (NICS) check.

(5) *An estimate of the total number of respondents and the amount of time estimated for an average respondent to respond:* There will be an estimated 21 respondents, who will take 1 hour to prepare a written response to ATF.

(6) *An estimate of the total burden (in hours) associated with the collection:* There are an estimated 21 total burden hours associated with this collection.

If additional information is required contact: Lynn Murray, Department Clearance Officer, United States Department of Justice, Policy and Planning Staff, Justice Management Division, Two Constitution Square, Room 2E-502, 145 N Street, NE., Washington, DC 20530.

Dated: December 22, 2010.

Lynn Murray,

Department Clearance Officer, PRA, United States Department of Justice.

[FR Doc. 2010-32670 Filed 12-27-10; 8:45 am]

BILLING CODE 4410-FY-P

## DEPARTMENT OF JUSTICE

## Antitrust Division

## Notice Pursuant to the National Cooperative Research and Production Act of 1993—United Negro College Fund Special Programs Research and Development Consortium

Notice is hereby given that, on November 29, 2010, pursuant to Section 6(a) of the National Cooperative Research and Production Act of 1993, 15 U.S.C. 4301 *et seq.* (“the Act”), United Negro College Fund Special Programs Research and Development Consortium (“UNCFSP-RDC”) has filed written notifications simultaneously with the Attorney General and the Federal Trade Commission disclosing (1) the identities of the parties, and (2) the nature and objectives of the venture. The notifications were filed for the purpose of invoking the Act’s provisions limiting the recovery of antitrust plaintiffs to actual damages under specified circumstances.

Pursuant to Section 6(b) of the Act, the identities of the parties are: Alabama A&M University, Normal, AL; Alabama State University, Montgomery, AL; Albany State University, Albany, GA; Alcorn State University, Alcorn State, MS; Benedict College, Columbia, SC; California State University at Fullerton, Fullerton, CA; California State University at San Bernardino, San Bernardino, CA; Cheyney University of Pennsylvania, Cheyney, PA; Claflin University, Orangeburg, SC; Clark-Atlanta University, Atlanta, GA; Delaware State University, Dover, DE; Dillard University, New Orleans, LA; Edward Waters College, Jacksonville, FL; Elizabeth City State University, Elizabeth City, NC; Grambling State University, Grambling, LA; Jackson State University, Jackson, MS; Jarvis Christian College, Hawkins, TX; Johnson C. Smith University, Charlotte, NC; Langston University, Langston, OK; Lincoln University of Missouri, Jefferson City, MO; Morehouse College, Atlanta, GA; Morgan State University, Baltimore, MD; North Carolina A&T State University, Greensboro, NC; Oakwood University, Huntsville, AL; Polytechnic University of Puerto Rico, San Juan, Puerto Rico; San Francisco University, San Francisco, CA; Savannah State University, Savannah, GA; South Carolina State University, Orangeburg, SC; Southern University, Baton Rouge, LA; Spelman College, Atlanta, GA; Texas Southern University, Houston, TX; Tougaloo College, Tougaloo, MS; United Negro College Fund Special Programs Corporation,

Falls Church, VA; University of Arkansas at Pine Bluff, Pine Bluff, AR; University of Texas at El Paso, El Paso, TX; Voorheese College, Denmark, SC; Wilberforce University, Wilberforce, OH; and Winston-Salem State University, Winston-Salem, NC.

The general area of UNCFSP-RDC's planned activity is: (a) conduct research and development activities that advance the state-of-the-art as well as the scientific, technology, engineering and mathematical skills in the fields that are needed to develop and transition new technologies for national defense, homeland security, medicine, energy and space; (b) to enter into a Section 845 "Other Transactions" Agreement with the U.S. Army (the "Government") for the funding of certain research and development to be conducted, in partnership with the Government, the Consortium and other Consortium Members, to enhance the capabilities of the U.S. Government and its departments and agencies in the fields utilizing science, technology, engineering and mathematics; (c) to increase the competitiveness of Historically Black Colleges and Universities and Other Minority Serving Institutions including Hispanic Serving Institutions, Tribal Colleges and Universities and Other Minority Serving Institutions in Government research and development programs by partnering and collaborating with each other and the Government laboratories; (d) to provide a unified and coordinated message to the U.S. Government's Legislative Branch and the Departments of Defense, Homeland Security, Energy, and Health and Human Services and NASA as to the strategic importance of HBCUs and MIs in Federal research and development; and (e) to define programs and obtain program funding that is focused on the development of this under utilized national asset that will result in improvements or new research and development in all the sciences.

Additional information concerning the UNCFSP-RDC can be obtained from Mr. Darold L. Griffin, Organization Committee, UNCFSP-RDC, in care of Engineering and Management Executive, Inc. (EME), 101 South Whiting Street, Suite 204, Alexandria, VA 22304-3416, telephone (703) 212-8030, Ext. 224, fax (703) 212-8035, e-mail: [emelbmt@aol.com](mailto:emelbmt@aol.com); Mr. Michael J. Hester, Vice President, UNCF Special Programs Corporation, 6402 Arlington Boulevard, Suite 600, Falls Church, VA 22042, telephone (703) 205-8133, fax (703) 205-7651, e-mail: [michael.hester@uncfsp.org](mailto:michael.hester@uncfsp.org); or Dr. James J. Valdes (PhD), Scientific Advisor for Biotechnology, U.S. Army Edgewood

Chemical and Biological Center, ATTN: RDCB-DR, 5183 Blackhawk Road, Aberdeen Proving Ground, MD 21020-5424, telephone (410) 436-1396, fax (410) 436-3930, e-mail: [james.valdes@us.army.mil](mailto:james.valdes@us.army.mil).

**Patricia A. Brink,**

*Director of Civil Enforcement, Antitrust Division.*

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## DEPARTMENT OF JUSTICE

### Antitrust Division

#### ***United States v. Lucasfilm Ltd.;* Proposed Final Judgment and Competitive Impact Statement**

Notice is hereby given pursuant to the Antitrust Procedures and Penalties Act, 15 U.S.C. 16(b)-(h), that a proposed Final Judgment, Stipulation and Competitive Impact Statement have been filed with the United States District Court for the District of Columbia in *United States of America v. Lucasfilm Ltd.*, Civil Case No. 1:10-cv-02220. On December 21, 2010, the United States filed a Complaint alleging that Lucasfilm Ltd. and Pixar entered into an agreement, in violation of Section 1 of the Sherman Act, 15 U.S.C. 1, in which they agreed not to actively solicit each other's highly skilled digital animators and other employees, to notify each other when making an offer to an employee of the other company, and that the company making an offer to the other company's employee would not counteroffer above its initial offer. The proposed Final Judgment, filed the at same time as the Complaint, requires Lucasfilm to refrain from entering into similar agreements in the future.

Copies of the Complaint, proposed Final Judgment and Competitive Impact Statement are available for inspection at the Department of Justice, Antitrust Division, Antitrust Documents Group, 450 Fifth Street, NW., Suite 1010, Washington, DC 20530 (telephone: 202-514-2481), on the Department of Justice's Web site at <http://www.justice.gov/atr>, and at the Office of the Clerk of the United States District Court for the District of Columbia. Copies of these materials may be obtained from the Antitrust Division upon request and payment of the copying fee set by Department of Justice regulations.

Public comment is invited within 60 days of the date of this notice. Such comments, and responses thereto, will be published in the **Federal Register** and filed with the Court. Comments

should be directed to James J. Tierney, Chief, Networks and Technology Section, Antitrust Division, U.S. Department of Justice, 450 Fifth Street, NW., Suite 7100, Washington, DC 20530 (telephone: 202-307-6200).

**Patricia A. Brink,**

*Director of Civil Enforcement.*

#### **United States District Court for the District of Columbia**

United States of America, U.S. Department of Justice, Antitrust Division, 450 Fifth Street, NW., Suite 7100, Washington, DC 20530, *Plaintiff*, v. Lucasfilm Ltd., 1110 Gorgas Avenue, San Francisco, CA 94129, *Defendant*.

*Case:* 1:10-cv-02220.

*Assigned To:* Walton, Reggie B.

*Assign. Date:* 12/21/2010.

*Description:* Antitrust.

### Complaint

The United States of America, acting under the direction of the Attorney General of the United States, brings this civil antitrust action to obtain equitable relief against Defendant Lucasfilm Ltd. ("*Lucasfilm*"), alleging as follows:

### Nature of the Action

This action challenges under Section 1 of the Sherman Act an agreement between Lucasfilm and Pixar that restrained competition between them for highly skilled digital animators.

Lucasfilm and Pixar compete for highly skilled digital animators and solicit employees at other digital animation studios to fill employment openings. Lucasfilm and Pixar entered into an agreement not to cold call, not to make counteroffers under certain circumstances, and to provide notification when making employment offers to each other's employees. This agreement reduced Lucasfilm's and Pixar's ability to compete for employees and disrupted the normal price-setting mechanisms that apply in the labor setting. This agreement is facially anticompetitive. It eliminated significant forms of competition to attract digital animators and, overall, substantially diminished competition to the detriment of the affected employees who likely were deprived of competitively important information and access to better job opportunities.

Lucasfilm and Pixar's agreement is a restraint of trade that is per se unlawful under Section 1 of the Sherman Act, 15 U.S.C. 1. The United States seeks an order prohibiting such an agreement.

### Jurisdiction and Venue

Lucasfilm hires specialized digital animators throughout the United States, and sells completed digital animation