

otherwise lawful activity. Regulations governing permits for threatened species and endangered species are at 50 CFR 17.32 and 50 CFR 17.22, respectively.

Take of listed plant species is not prohibited under the ESA and cannot be authorized under a section 10 permit.

We propose to include plant species on the permit in recognition of the conservation benefits provided for them under the Subarea Plan. In 1997, the Service approved the San Diego MSCP, a conservation program that contemplated the development of subarea plans by local jurisdictions located in San Diego County to effectuate the conservation outlined in the MSCP. The 1997 EIS/EIR, prepared for our decision to permit the San Diego MSCP, evaluated the City of Santee's draft Subarea Plan at the project level. We expect to tier off of the 1997 San Diego MSCP EIS, as appropriate, as we prepare this EIS/EIR on the City of Santee's revised draft Subarea Plan. The proposed Subarea Plan would comprehensively address how the City of Santee will manage its lands to conserve natural habitats and species while continuing to provide for development within the Subarea Plan.

The proposed Subarea Plan consists of several key components including an implementation process and structure, habitat preserve management guidelines, and a covered species list. In total, 48 species (15 plants, 33 animals) are proposed for coverage under the Subarea Plan. The proposed Subarea Plan addresses the effects on biological resources of all covered activities over the next 75 years. The proposed covered activities include public and private, as well as planned and conceptual projects.

The proposed Subarea Plan covers the corporate boundaries of the City of Santee (with the exception of the area covered by the Padre Dam Municipal Water District Plan) and includes approximately 10,300 acres. The Subarea Plan planning area is presently 55 percent developed and 45 percent undeveloped. Of the 10,300 acres in the planning area, roughly 9,020 acres are privately owned and are currently zoned or used for residential, commercial, industrial, or public/semi-public use. These privately owned lands represent the majority of the remaining natural habitats in the City of Santee and include the 2,589-acre Fanita Ranch. Another 510 acres are owned by the County of San Diego, mostly in the City of Santee's Town Center, which includes a segment of the San Diego River habitat corridor.

The Service and the Applicant are now considering components of the

proposed conservation program. These components include take avoidance and minimization measures, monitoring, adaptive management, and take mitigation measures consisting of preservation, restoration, and enhancement of habitat.

#### **Environmental Impact Statement/ Environmental Impact Report**

The Service, the Applicant, and the California Department of Fish and Game (CDFG) have selected P&D Consultants to prepare the Draft EIS/EIR. The joint document will be prepared in compliance with NEPA and the California Environmental Quality Act (CEQA). Although P&D Consultants will prepare the EIS/EIR, we will supervise the scope and content of the document for NEPA purposes, and the City of Santee will be responsible for the scope and content of the EIR for CEQA purposes.

The EIS/EIR will consider the proposed action and a reasonable range of alternatives. A detailed description of the proposed action and alternatives will be included in the EIS/EIR. It is anticipated that several alternatives will be developed, which may vary by level of conservation, impacts caused by the proposed activities, permit area, covered species, or a combination of these factors. These alternatives will address alternative actions that can achieve some or all of the proposed action's purposes and needs. Additionally, we will evaluate a No-Action alternative. Under the No-Action alternative, we would not issue a section 10(a)(1)(B) permit.

The EIS/EIR will also evaluate potentially significant impacts on biological resources, land use, and socioeconomic and other environmental issues that could occur directly or indirectly with implementation of the proposed action and alternatives. For all potential impacts, the EIS/EIR will identify mitigation measures, where feasible, to reduce these impacts to a level below significance.

We will conduct an environmental review of the EIS/EIR in accordance with the requirements of NEPA (42 U.S.C. 4321 *et seq.*), its implementing regulations (40 CFR 1500–1508), other applicable regulations, and our procedures for compliance with those regulations. We are furnishing this notice in accordance with 40 CFR 1501.7 of the NEPA implementing regulations, to obtain suggestions and information from other agencies and the public on the scope of issues and alternatives to be addressed in the EIS/EIR. The primary purpose of the scoping process is to identify important issues

raised by the public that are related to the proposed action. We invite written comments from interested parties to help us identify the full range of issues related to the proposed action. You may submit written comments by mail or facsimile transmission (see **ADDRESSES**). We will also accept written comments at the public meeting. All comments received, including names and addresses, will become part of the official administrative record, and may be made available to the public.

Dated: July 25, 2006.

**Ken McDermond,**

*Deputy Manager, California/Nevada  
Operations Office, Sacramento, California.*  
[FR Doc. 06–6585 Filed 7–28–06; 8:45 am]

**BILLING CODE 4310–55–M**

---

#### **INTERNATIONAL TRADE COMMISSION**

[Investigation No. 337–TA–571]

#### **In the Matter of Certain L-Lysine Feed Products, Their Methods of Production and Genetic Constructs for Production; Notice of Commission Determination Not To Review an Initial Determination Amending the Complaint and Notice of Investigation To Add a Complainant**

**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 an initial determination (“ID”) issued by the presiding administrative law judge (“ALJ”) in the above-captioned investigation. The ALJ granted the motion of complainant to add its parent company, as an additional complainant in the investigation.

**FOR FURTHER INFORMATION CONTACT:** Jean Jackson, Esq., Office of the General Counsel, U.S. International Trade Commission, 500 E Street, SW., Washington, DC 20436, telephone (202) 205–3104. Copies of the public version of the Commission's opinion 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, SW., Washington, DC 20436, telephone 202–205–2000. General information concerning the Commission may also be obtained by accessing its Internet server (<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>. Hearing-impaired persons are advised that information on this matter can be obtained by contacting the Commission's TDD terminal on 202-205-1810.

**SUPPLEMENTARY INFORMATION:** On May 31, 2006, the Commission instituted an investigation based on a complaint filed by Ajinomoto Heartland LLC ("Heartland") of Chicago, Illinois under section 337 of the Tariff Act of 1930, as amended, 19 U.S.C. 1337 (71 FR 30958, May 31, 2006). The complaint, as amended and supplemented, alleges violations of section 337 in the importation into the United States, the sale for importation, and the sale within the United States after importation of certain L-lysine feed products and genetic constructs for production thereof by reason of infringement of claims 13, 15-19, and 21-22 of U.S. Patent No. 5,827,698 and claims 1, 2, 15, and 22 of U.S. Patent No. 6,040,160. The complaint further alleges that an industry in the United States exists as required by subsection (a)(2) of section 337. Global Bio-Chem Technology Group Company Ltd.; Changchun Dacheng Bio-Chem Engineering Development Co., Limited; Changchun Baochen Bio-Chem Development Co., Ltd; Changchun Dahe Bio Technology Development Co. Ltd., all of China, and Bio-Chem Technology (HK) Limited of Hong Kong (collectively "Bio-Chem") were named respondents in the investigation. Id.

On June 29, 2006, complainant Heartland filed a motion to amend the complaint to add its parent company, Ajinomoto, Inc. ("Ajinomoto") as a complainant. The motion was supported by the Commission investigative attorney and Bio-chem. On July 11, 2006, the ALJ granted complainant's motion, finding that complainant had demonstrated good cause for adding Ajinomoto as a complainant at this time. 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 section 210.42(h) of the Commission's Rules of Practice and Procedure (19 CFR 210.42(h)).

Issued: July 25, 2006.

By order of the Commission.

**Marilyn R. Abbott,**

*Secretary to the Commission.*

[FR Doc. E6-12144 Filed 7-28-06; 8:45 am]

**BILLING CODE 7020-02-P**

## INTERNATIONAL TRADE COMMISSION

[Inv. No. 337-TA-560]

### In the Matter of Certain Nor and Nand Flash Memory Devices and Products Containing Same; Notice of Correction

**AGENCY:** U.S. International Trade Commission.

**ACTION:** Correction of the notice of investigation for the above-captioned investigation.

**SUMMARY:** On February 13, 2006, the Commission published the notice of investigation for the above-captioned investigation under Section 337 of the Tariff Act of 1930, as amended (19 U.S.C. 1337). 71 FR 77576. The Commission hereby gives notice of the following corrections to that notice: (1) In the section labeled **SUMMARY**, "flash memory devices" should read "flash memory devices and products containing same," and (2) in the section labeled Scope of Investigation, "flash memory devices" should read "flash memory devices or products containing same." The Commission expects that the administrative law judge will extend the target date for completion of the investigation to the extent necessary to avoid any prejudice to any of the parties.

**FOR FURTHER INFORMATION CONTACT:** Clint Gerdine, Esq., telephone 202-708-2310, Office of the General Counsel, U.S. International Trade Commission, 500 E Street, SW., Washington, DC 20436. Copies of all 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, SW., Washington, DC 20436, telephone 202-205-2000. General information concerning the Commission may also be obtained by accessing its Internet server (<http://www.usitc.gov>). The public record for this investigation may be viewed on the Commission's electronic docket (EDIS-ON-LINE) at <http://edis.usitc.gov>. 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: July 24, 2006.

By order of the Commission.

**Marilyn R. Abbott,**

*Secretary to the Commission.*

[FR Doc. E6-12143 Filed 7-28-06; 8:45 am]

**BILLING CODE 7020-02-P**

## DEPARTMENT OF JUSTICE

### Antitrust Division

#### Notice Pursuant to the National Cooperative Research and Production Act of 1993—Project Management Institute

Notice is hereby given that, on June 14, 2006, pursuant to section 6(a) of the National Cooperative Research and Production Act of 1993, 15 U.S.C. 4301 *et seq.* ("the Act"), Project Management Institute ("PMI") has filed written notifications simultaneously with the Attorney General and the Federal Trade Commission disclosing (1) the name and principal place of business of the standards development organization, and (2) the nature and scope of its standards development activities. 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 name and principal place of business of the standards development organization is: Project Management Institute, Newtown Square, PA. The nature and scope of PMI's standards development activities are to develop standards for the project management profession that are valued by PMI members, the marketplace and other stakeholders. More details regarding PMI's standards development activities can be found at <http://www.pmi.org>.

**Dorothy B. Fountain,**

*Deputy Director of Operations Antitrust Division.*

[FR Doc. 06-6569 Filed 7-28-06; 8:45 am]

**BILLING CODE 4410-11-M**

## DEPARTMENT OF JUSTICE

### Drug Enforcement Administration

#### Importer of Controlled Substances; Notice of Application

Pursuant to 21 U.S.C. 958(i), the Attorney General shall, prior to issuing a registration under this Section to a bulk manufacturer of a controlled substance in Schedule I or II and prior to issuing a regulation under 21 U.S.C. 952(a) authorizing the importation of such a substance, provide manufacturers holding registrations for the bulk manufacture of the substance an opportunity for a hearing.

Therefore, in accordance with 21 CFR 1301.34(a), this is notice that on May 25, 2006, Aptuit, 10245 Hickman Mills Drive, Kansas City, Missouri 64137, made application by letter to the Drug