

- BLM, Caliente Field Office, U.S. Highway 93, Building #1, Caliente, Nevada 89008;
- BLM, Las Vegas Field Office, 4701 North Torrey Pines Drive, Las Vegas, Nevada 89130; and
- Forest Service (Lead Forest Office) Dixie National Forest, 1789 North Wedgewood Lane, Cedar City, Utah 84721.

A limited number of paper copies of the document will be available as supplies last. To request a copy, contact Sharon Knowlton, Project Manager, BLM Wyoming State Office, P.O. Box 20678, Cheyenne, WY 82003.

**BLM Land Use Plan Amendments and the Protest Process:** Depending on the route alternative, potential plan amendments proposed by the BLM are needed for the portions of the proposed Project crossing BLM-administered lands that do not conform to the respective land use plan. These include the following:

- Region I. Two plan amendments would be required. The BLM Rawlins and Little Snake Field Office plans would be affected.
- Region II. One to four plan amendments would be required. The BLM White River, Vernal, Price, and Salt Lake Field Office plans would be affected.
- Region III. One plan amendment would be required. The BLM Caliente Field Office plan would be affected.
- Region IV. No plan amendments would be required.

Instructions for filing a protest with the Director of the BLM regarding the proposed BLM land use plan amendments may be found in the "Dear Reader" Letter of the Final EIS and at 43 CFR 1610.5-2. All protests must be in writing and mailed to the appropriate address, as set forth in the "ADDRESSES" section above. Emailed protests will not be accepted as valid protests unless the protesting party also provides the original letter by either regular mail or overnight delivery postmarked by the close of the protest period. Under these conditions, the BLM will consider the email as an advance copy and it will receive full consideration. If you wish to provide the BLM with such advance notification, please direct emails to [protest@blm.gov](mailto:protest@blm.gov).

**Forest Service Land Use Plan Amendments:** The following land use plan amendments are proposed by the Forest Service for the portions of the proposed Project crossing National Forest Lands to conform to the respective Forest Service Plans:

- Region II. The Uinta, Ashley, Manti-LaSal, Fishlake, and Dixie National

Forest plans would be affected by one or more of the alternatives.

Project-specific amendments for the Uinta and Manti La-Sal National Forest Plans are identified for the Agency Preferred Alternative.

**Agency Decisions on the proposed Project:** Based on the environmental analysis in this Final EIS, the BLM Wyoming State Director will decide whether to authorize, authorize with modifications, or deny the application based on the proposed Project, Agency Preferred Alternative, alternatives, or any combination thereof on Public Lands. Based on the BLM decision, the Administrator for Western will decide whether it would use its borrowing authority to partially finance and hold partial ownership with TransWest in the resulting transmission facilities and capacity. The Forest Service will issue a separate ROD specific to its decision whether to authorize a Special Use Permit on National Forest System land.

Before including your phone number, email address, or other personal identifying information in your protest, you should be aware that your entire protest—including your personal identifying information—may be made publicly available at any time. While you can ask us in your protest to withhold your personal identifying information from public review, we cannot guarantee that we will be able to do so.

**Mark A. Gabriel,**

*Administrator, Western Area Power Administration.*

**Mary Jo Rugwell,**

*Acting BLM Wyoming State Director.*

[FR Doc. 2015-10248 Filed 4-30-15; 4:15 pm]

**BILLING CODE 4310-22-P**

## DEPARTMENT OF THE INTERIOR

### Office of Surface Mining Reclamation and Enforcement

**[S1D1S SS08011000 SX066A000 67F 134S180110; S2D2S SS08011000 SX066A00 33F 13xs501520]**

### Notice of Availability of the Final Four Corners Power Plant and Navajo Mine Energy Project Environmental Impact Statement

**AGENCY:** Office of Surface Mining Reclamation and Enforcement, Department of the Interior.

**ACTION:** Notice of Availability.

**SUMMARY:** In accordance with the National Environmental Policy Act of 1969, *et seq.* (NEPA) the Office of Surface Mining Reclamation and

Enforcement (OSMRE) has prepared a Final Environmental Impact Statement (FEIS) for the Four Corners Power Plant (FCPP) and Navajo Mine Energy Project, and is announcing its availability.

**DATES:** The OSMRE will not issue a final decision on the Proposed Action and Alternatives for a minimum of 30 days from the date that the U.S. Environmental Protection Agency (USEPA) publishes this notice in the **Federal Register**.

**ADDRESSES:** People interested in reviewing the FEIS can access the document via OSMRE's Web site at: <http://www.wrcc.osmre.gov/CurrentInitiatives/FCNAVPRJ/FCPPEIS.shtm>. Copies of the FEIS are available to the public at the OSMRE's Western Region office, located at 1999 Broadway, Suite 3320, Denver, Colorado 80202-5733. Paper and CD copies of the FEIS are also available at the following locations:

Navajo Nation Library—Highway 264 Loop Road, Window Rock, AZ 86515  
Navajo Nation Division of Natural Resources—Executive Office Building 1-2636, Window Rock Blvd., Window Rock, AZ 86515  
Hopi Public Mobile Library—1 Main Street, Kykotsmobi, AZ 86039  
Albuquerque Main Library—501 Copper Ave., NW., Albuquerque, NM 87102  
Cortez Public Library—202 N. Park Street, Cortez, CO 81321  
Durango Public Library—1900 E. Third Ave., Durango, CO 81301  
Farmington Public Library—2101 Farmington Ave., Farmington, NM 87401  
Octavia Fellin Public Library—115 W. Hill Ave., Gallup, NM 87301  
Shiprock Branch Library—U.S. Highway 491, Shiprock, NM 87420  
Tuba City Public Library—78 Main Street, Tuba City, AZ 86045  
Chinle Chapter House—Highway 191, Chinle, AZ 86503  
Coalmine Canyon Chapter House—Highway 160 and Main Street, Tuba City, AZ 86045  
Nenahnezad Chapter House—County Road 6675, Navajo Route 365, Fruitland, NM 87416  
Shiprock Chapter House—East on Highway 64, Shiprock, NM 87420  
Tiis Tsoh Sikaad Chapter House—12 miles east of U.S. 491 on Navajo Route 5 and ½ mile south on Navajo Route 5080  
Upper Fruitland Chapter House—N562 Building #006-001, North of Highway N36, Fruitland, NM 87416  
BLM Rio Puerco Field Office—435 Montano Road, NE., Albuquerque, NM 87107  
BIA Navajo Region—301 West Hill Street, Gallup, NM 87301

BIA Chinle Office—Navajo Route 7, Building 136—C, Chinle, AZ 86503  
 BIA Eastern Navajo Office—Highland Road Code Talker Street, Building 222, Crownpoint, NM 87313  
 BIA Fort Defiance Office—Bonita Drive, Building 251—3, Fort Defiance, AZ 86504  
 BIA Ramah Office—HC—61, Box 14, Ramah, NM 87321  
 BIA Shiprock Office—Nataani Nez Complex Building, Second Floor, Highway 491 South, Shiprock, NM 87420  
 BIA Southern Pueblos Office—1001 Indian School Road, NW., Albuquerque, NM 87104  
 BIA Southern Ute Office—383 Ute Road, Building 1, Ignacio, CO 81137  
 BIA Ute Mountain Ute Office—Phillip Coyote Sr. Memorial Hall, 440 Sunset Blvd., Towaoc, CO 81334  
 BIA Western Navajo Agency—East Highway 160 and Warrior Drive, Tuba City, AZ 86045

In addition, a limited number of CD copies of the FEIS have been prepared and are available upon request. Because of the time and expense in producing and mailing CD and paper copies, OSMRE requests that the public review the Internet or publicly available copies, if possible. You may obtain a CD by contacting the person identified in **FOR FURTHER INFORMATION CONTACT**.

**FOR FURTHER INFORMATION CONTACT:** For further information contact Mychal Yellowman, Project Coordinator, telephone: 303-293-5049; address: 1999 Broadway, Suite 3320, Denver, Colorado 80202-5733; email: [myellowman@osmre.gov](mailto:myellowman@osmre.gov).

#### **SUPPLEMENTARY INFORMATION:**

- I. Background on the Project
- II. Background on the Four Corners Power Plant
- III. Background on the Pinabete Mine Permit and the Navajo Mine Permit Renewal
- IV. Alternatives
- V. Response to Public Comment

#### **I. Background on the Project**

The purpose of the Proposed Action is to allow continued operations of the FCPP and Navajo Mine and operation of the associated transmission lines. The Proposed Action would be consistent with federal Indian trust policies, including, but not limited to, a preference for tribal self-determination and promoting tribal economic development for all tribes affected by the Proposed Action. The FEIS evaluates the direct, indirect, and cumulative impacts of the Proposed Action at the FCPP, the proposed Pinabete Permit area, the existing Navajo Mine Permit area, and the rights-of-way renewals for segments of four

transmission lines that transmit power from the FCPP. The public may view information about the Proposed Action on OSMRE's Web site at: <http://www.wrcc.osmre.gov/CurrentInitiatives/FCNAVPR/FCPPEIS.shtm>.

Cooperating agencies for this NEPA process include: the Bureau of Indian Affairs (BIA), the Bureau of Land Management (BLM), the U.S. Environmental Protection Agency (USEPA), the U.S. Fish and Wildlife Service (USFWS), the National Park Service (NPS), the U.S. Army Corps of Engineers (USACE), the Navajo Nation, and the Hopi Tribe.

OSMRE complied with Section 106 of the National Historic Preservation Act (54 U.S.C. § 300101, *et seq.*) (NHPA Section 106) as provided for in 36 CFR 800.2(d)(3) concurrent with the NEPA process, including public involvement requirements and consultation with the State Historic Preservation Officer and Tribal Historic Preservation Officer. Consultation with Tribes and individual Native Americans were conducted in accordance with applicable laws, regulations, and Department of the Interior (DOI) trust policy as summarized in the FEIS. Consultation is complete and Programmatic Agreements have been signed by the consulting parties. These agreements are included as attachments to the FEIS.

OSMRE also conducted formal consultation with the USFWS pursuant to Section 7 of the Endangered Species Act (ESA; 16 U.S.C. 1536) and associated implementing regulations (50 CFR part 400). This formal consultation considered direct, indirect, and cumulative effects from the Proposed Action, and USFWS prepared a Biological Opinion which is included as an attachment to the FEIS.

Federal actions related to FCPP and Navajo Mine Energy Project will comply with all applicable laws and regulations, including: the Indian Business Site Leasing Act, 25 U.S.C. § 415; the General Right-of-Way Act of 1948, 25 U.S.C. §§ 323-328; the Surface Mining Control and Reclamation Act of 1977 (SMCRA), 30 U.S.C. §§ 1201-1328; the Clean Water Act, 33 U.S.C. §§ 1251-1387; the Clean Air Act, 42 U.S.C. §§ 7401-7671q; the Native American Graves Protection and Repatriation Act, 25 U.S.C. §§ 3001-3013; and Executive Orders relating to Environmental Justice, Sacred Sites, and Government-to-Government Consultation.

#### **II. Background on Lease Amendment No. 3 at the Four Corners Power Plant**

The FCPP is a coal-fired electric generating station located on Navajo tribal trust lands. FCPP currently

includes two energy generation units producing approximately 1,500 megawatts, and provides power to more than 500,000 customers throughout the southwestern U.S. Nearly 80 percent of the employees at the plant are Native American. Arizona Public Service (APS) operates the FCPP and executed a lease amendment (Lease Amendment No. 3) with the Navajo Nation to extend the term of the FCPP lease for an additional 25 years, to 2041. Continued operation of the FCPP would require several federal actions, including:

- BIA approval of Lease Amendment No.3 for the FCPP, pursuant to 25 U.S.C. 415. If approved, the ash disposal area would be expanded within the existing FCPP lease area. There are no additional proposed changes to the FCPP, the switch yard, or any of the transmission lines and ancillary facilities, as part of the Proposed Action.

- BIA issuance of renewed rights-of-way, pursuant to 25 U.S.C. 323, for the continued operation of the FCPP, switchyard, and ancillary facilities; for a 500 kilovolt (kV) transmission line and two 345 kV transmission lines; and for ancillary transmission line facilities, including the Moenkopi Switchyard, an associated 12 kV line, and an access road (collectively the "existing facilities"). These existing facilities are located on Navajo tribal trust lands, except for the 500 kV transmission line, which crosses both Navajo and Hopi tribal trust lands. The Proposed Action would continue operation and maintenance of these facilities. No upgrades to the existing facilities are part of the Proposed Action.

- BIA issuance of renewed rights-of-way to the Public Service of New Mexico (PNM) for the existing 345 kV transmission line. The transmission line will continue to be maintained and operated as part of the Proposed Action. No upgrades to this transmission line are planned as part of the Proposed Action.

In August 2012, the USEPA published its Federal Implementation Plan (FIP) for the Best Available Retrofit Technology (BART) at FCPP (40 CFR 49.5512). As a result, APS decommissioned Units 1, 2, and 3 at the FCPP in December 2013, and will install selective catalytic reduction equipment on Units 4 and 5 by 2018.

#### **III. Background on Pinabete Mine Permit and the Navajo Mine Permit Renewal**

NTEC proposes to conduct surface coal mining operations within a new 5,659-acre permit area, called the Pinabete Permit area. This proposed permit area lies within the boundaries

of the existing Navajo Mine lease, which is located adjacent to the FCPP on Navajo tribal trust lands. Surface mining operations would occur on an approximately 2,744-acre portion of the proposed Pinabete Permit area, with a total disturbance footprint, including staging areas, of approximately 4,100 acres. The proposed Pinabete Permit area would, in conjunction with the mining of any reserves remaining within the existing Navajo Mine Permit area (Federal SMCRA Permit NM0003F), supply low-sulfur coal to the FCPP at a rate of approximately 5.8 million tons per year. Development of the Pinabete Permit area and associated coal reserves would use surface mining methods, and based on current projected customer needs, would supply coal to FCPP for up to 25 years beginning in 2016. The proposed Pinabete Permit area would include previously permitted but undeveloped coal reserves within Area IV North of the Navajo Mine Lease, and unpermitted and undeveloped coal reserves in a portion of Area IV South of the existing Navajo Mine Lease. Approval of the proposed Pinabete Permit would require several federal actions, including:

- OSMRE approval of the new SMCRA permit.
- BLM approval of a revised Mine Plan developed for the proposed maximum economic recovery of coal reserves.
- USACE approval of a Section 404 Individual Permit for impacts to waters of the United States from proposed mining activities.
- USEPA approval of a new source Section 402 National Pollutant Discharge Elimination System (NPDES) Industrial Permit associated with the mining and reclamation operations and coal preparation facilities.
- BIA approval of a proposed realignment for approximately 2.8 miles of BIA 3005/Navajo Road N-5082 (Burnham Road) in Area IV South to avoid proposed mining areas. This realignment would not be needed until 2022; however, the potential impacts of this realignment are analyzed in the FEIS.

- BIA approval or grant of permits or rights-of-way for access and haul roads, power supply for operations, and related facilities.

In addition, in 2014, OSMRE administratively delayed its decision on NTEC's renewal application for its existing Navajo Mine SMCRA Permit No. NM00003F. The EIS, therefore, also addresses alternatives and direct, indirect, and cumulative impacts of the 2014 renewal application action.

#### IV. Alternatives

Alternatives considered in the FEIS include three different mine plan configurations at Navajo Mine; implementing highwall or longwall mining techniques at the Navajo Mine; two different ash disposal facility configurations at FCPP; conversion of FCPP to a renewable energy plant; implementing carbon capture and storage at FCPP; and use of an off-site coal supply option for FCPP.

#### V. Revisions to the Draft EIS

In accordance with the CEQ's regulations for implementing NEPA and the DOI's NEPA regulations, OSMRE solicited public comments on the Draft EIS. OSMRE responses to comments are included in Appendix F of the FEIS. Comments on the Draft EIS received from the public were considered and incorporated as appropriate into the FEIS. Public comments resulted in the addition of clarifying text, but did not change any of the impact analyses or significance determinations.

In addition, the FEIS includes updates based on evolving regulatory guidance and completion of the Section 106 and Section 7 consultation processes.

**Authority:** 40 CFR 1506.6, 40 CFR 1506.10.

Dated: April 16, 2015.

**Joseph G. Pizarchik,**

*Director, Office of Surface Mining Reclamation and Control.*

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#### INTERNATIONAL TRADE COMMISSION

[Investigation No. 337-TA-913]

##### **Certain Hemostatic Products and Components Thereof; Commission Determination Not To Review an Initial Determination Granting a Motion To Terminate the Investigation on the Basis of Settlement; Termination of the Investigation**

**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") (Order No. 51) issued by the presiding administrative law judge ("ALJ") on April 2, 2015, granting complainants' motion to terminate the above-identified investigation on the basis of settlement.

**FOR FURTHER INFORMATION CONTACT:** Cathy Chen, Office of the General

Counsel, U.S. International Trade Commission, 500 E Street SW., Washington, DC 20436, telephone (202) 205-2392. Copies of non-confidential 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:** The Commission instituted this investigation on April 7, 2014, based on a complaint filed on February 28, 2014, and supplemented on March 19, 2014, on behalf of Baxter International Inc. of Deerfield, Illinois; Baxter Healthcare Corporation of Deerfield, Illinois; and Baxter Healthcare SA of Switzerland (collectively, "Baxter"). 79 FR 19124 (Apr. 7, 2014). The complaint alleged violations of Section 337 of the Tariff Act of 1930, as amended, 19 U.S.C. 1337, in the sale for importation, and sale within the United States after importation of certain hemostatic products and components thereof by reason of infringement of certain claims of U.S. Patent Nos. 8,303,981; 8,512,729; 6,066,325; 8,357,378; and 8,603,511. The complaint further alleges that an industry in the United States exists as required by subsection (a)(2) of section 337. The Commission's notice of investigation named as respondents Johnson & Johnson ("J&J") of Brunswick, New Jersey; Ethicon, Inc. ("Ethicon") of Somerville, New Jersey; Ferrosan Medical Devices A/S ("Ferrosan") of Denmark; and Packaging Coordinators, Inc. ("PCI") of Philadelphia, Pennsylvania. 79 FR 19125. The Office of Unfair Import Investigations was named as a party to the investigation. *Id.* Subsequently, the investigation was terminated with respect to J&J and PCI. *See* Notice of Commission Determination Not to Review an Initial Determination Partially Terminating the Investigation Based on a Withdrawal of the Complaint (July 14, 2014).

On March 31, 2015, Baxter moved to terminate the investigation as to respondents Ethicon and Ferrosan based