

Rancheria of Maidu Indians of California; Ione Band of Miwok Indians of California; Jackson Rancheria of Me-Wuk Indians of California; Mooretown Rancheria of Maidu Indians of California; Santa Rosa Indian Community of the Santa Rosa Rancheria, California; Shingle Springs Band of Miwok Indians, Shingle Springs Rancheria (Verona Tract), California; Susanville Indian Rancheria, California; Table Mountain Rancheria of California; Tule River Indian Tribe of the Tule River Reservation, California; and Tuolumne Band of Me-Wuk Indians of the Tuolumne Rancheria of California.

Officials of the Southwest Museum of the American Indian, Autry National Center have determined that, pursuant to 25 U.S.C. 3001 (9–10), the human remains described above represent the physical remains of two individuals of Native American ancestry. Officials of the Southwest Museum of the American Indian, Autry National Center also have determined that, pursuant to 25 U.S.C. 3001 (2), there is a relationship of shared group identity that can be reasonably traced between the Native American human remains and the Berry Creek Rancheria of Maidu Indians of California; Buena Vista Rancheria of Me-Wuk Indians of California; California Valley Miwok Tribe, California; Chicken Ranch Rancheria of Me-Wuk Indians of California; Enterprise Rancheria of Maidu Indians of California; Greenville Rancheria of Maidu Indians of California; Ione Band of Miwok Indians of California; Jackson Rancheria of Me-Wuk Indians of California; Mooretown Rancheria of Maidu Indians of California; Santa Rosa Indian Community of the Santa Rosa Rancheria, California; Shingle Springs Band of Miwok Indians, Shingle Springs Rancheria (Verona Tract), California; Susanville Indian Rancheria, California; Table Mountain Rancheria of California; Tule River Indian Tribe of the Tule River Reservation, California; and Tuolumne Band of Me-Wuk Indians of the Tuolumne Rancheria of California.

Representatives of any other Indian tribe that believes itself to be culturally affiliated with the human remains should contact Duane H. King, Ph.D., Executive Director, or LaLena Lewark, Senior NAGPRA Coordinator, Southwest Museum of the American Indian, 234 Museum Drive, Los Angeles, CA 90065, (323) 221–2164, extension 241, before October 22, 2007. Repatriation of the human remains to the Santa Rosa Indian Community of the Santa Rosa Rancheria, California may proceed after that date if no additional claimants come forward.

The Southwest Museum of the American Indian, Autry National Center is responsible for notifying the Berry Creek Rancheria of Maidu Indians of California; Buena Vista Rancheria of Me-Wuk Indians of California; California Valley Miwok Tribe, California; Chicken Ranch Rancheria of Me-Wuk Indians of California; Enterprise Rancheria of Maidu Indians of California; Greenville Rancheria of Maidu Indians of California; Ione Band of Miwok Indians of California; Jackson Rancheria of Me-Wuk Indians of California; Mooretown Rancheria of Maidu Indians of California; Santa Rosa Indian Community of the Santa Rosa Rancheria, California; Shingle Springs Band of Miwok Indians, Shingle Springs Rancheria (Verona Tract), California; Susanville Indian Rancheria, California; Table Mountain Rancheria of California; Tule River Indian Tribe of the Tule River Reservation, California; and Tuolumne Band of Me-Wuk Indians of the Tuolumne Rancheria of California that this notice has been published.

Dated: August 30, 2007

**Sherry Hutt,**

*Manager, National NAGPRA Program.*

[FR Doc. E7–18663 Filed 9–20–07; 8:45 am]

**BILLING CODE 4312–50–S**

## **INTERNATIONAL BOUNDARY AND WATER COMMISSION**

### **United States and Mexico; United States Section; Notice of Availability of a Draft Environmental Assessment and Finding of No Significant Impact for Improvements to the Main and North Floodways Levee System in the Lower Rio Grande Flood Control Project, Hidalgo, Cameron and Willacy Counties, TX**

**AGENCY:** United States Section, International Boundary and Water Commission, United States and Mexico.

**ACTION:** Notice of Availability of Draft Environmental Assessment (EA) and Draft Finding of No Significant Impact (FONSI).

**SUMMARY:** Pursuant to Section 102(2)(c) of the National Environmental Policy Act (NEPA) of 1969, the Council on Environmental Quality Final Regulations (40 CFR parts 1500 through 1508), and the United States Section, International Boundary and Water Commission's (USIBWC) Operational Procedures for Implementing Section 102 of NEPA, published in the **Federal Register** September 2, 1981, (46 FR 44083); the USIBWC hereby gives notice of availability of the Draft

Environmental Assessment and FONSI for Improvements to the Main and North Floodways Levee System, in the Lower Rio Grande Flood Control Project, located in Hidalgo, Cameron and Willacy Counties, Texas.

**FOR FURTHER INFORMATION CONTACT:** Daniel Borunda, Environmental Protection Specialist, Environmental Management Division, United States Section, International Boundary and Water Commission; 4171 N. Mesa, C–100; El Paso, Texas 79902. Telephone: (915) 832–4767; e-mail: [danielborunda@ibwc.state.gov](mailto:danielborunda@ibwc.state.gov).

**DATES:** Comments on the Draft EA and Draft FONSI will be accepted through October 22, 2007.

### **SUPPLEMENTARY INFORMATION:**

#### **Background**

The USIBWC is authorized to construct, operate, and maintain any project or works projected by the United States of America on the Lower Rio Grande Flood Control Project (LRGFCP), as authorized by the Act of the 74th Congress, Sess. I Ch. 561 (H.R. 6453), approved August 19, 1935 (49 Stat. 660), and codified at 22 U.S.C. 277, 277a, 277b, 277c, and Acts amendatory thereof and supplementary thereto. The LRGFCP was constructed to protect urban, suburban, and highly developed irrigated farmland along the Rio Grande delta in the United States and Mexico.

The USIBWC, in cooperation with the Texas Parks and Wildlife Department, prepared this EA for the proposed action to improve flood control along sections of the Main and North Floodways Levee System located in Hidalgo, Cameron, and Willacy Counties, Texas. This levee system is part of the LRGFCP that extends approximately 180 miles from the Town of Peñitas in south Texas to the Gulf of Mexico. The Main and North Floodways Levee System, extends approximately 75 levee miles along the Rio Grande, downstream from Anzalduas Dam, extending near the town of Mercedes to the Laguna Madre northwest of Arroyo City, Texas.

#### **Proposed Action**

The Proposed Action would increase the flood containment capacity of the Main and North Floodways Levee System by raising elevation of a number of levee segments for improved flood protection. Fill material would be added to the existing levee to bring height to its original design specifications, or to meet a 2 foot freeboard design criterion. Typical height increases in improvement areas would be from less than 1 foot up to 2 feet, extending levee

footprint up to a maximum of 12 feet from the current toe of the levee. This expansion would take place along the approximately 20 feet service corridor currently utilized for levee maintenance, inside the maintained floodway, and entirely within the flood control project right-of-way. In some instances, adjustment in levee slope would be made to eliminate the need for levee footprint expansion, when required due to engineering or maintenance considerations or for protection of biological or cultural resources. The need for excavation outside the levee structure is not anticipated.

### Summary of Findings

Pursuant to NEPA guidance (40 Code of Federal Regulations 1500–1508), The President's Council on Environmental Quality issued regulations for NEPA implementation which included provisions for both the content and procedural aspects of the required Environmental Assessment. The USIBWC completed an EA of the potential environmental consequences of raising the Main and North Floodways Levee System to meet current requirements for flood control. The EA, which supports this Finding of No Significant Impact, evaluated the Proposed Action and No Action Alternative.

### Levee System Evaluation

#### *No Action Alternative*

The No Action Alternative was evaluated as the single alternative action to the Proposed Action. The No Action Alternative would retain the current configuration of the Main and North Floodways Levee System, with no impacts to biological and cultural resources, land use, community resources, or environmental health issues. In terms of flood protection, however, current containment capacity under the No Action Alternative may be insufficient to fully control Rio Grande flooding under severe storm events, with associated risks to personal safety and property.

#### *Proposed Action*

#### Biological Resources

Improvements to the levee system would placement of fill material that would affect grassed areas at levee footprint expansion locations. All expansion would take place along the current levee service corridor, limiting vegetation removal to invasive-species grasslands; this grass cover is expected to be rapidly re-established after project completion.

No significant effects are anticipated on wildlife habitat in the vicinity of the levee system, including potential habitat for threatened and endangered species. While approximately 17 percent of levee system is adjacent to natural resources conservation areas, only a small fraction would fall within levee improvement areas. In areas requiring levee footprint expansion, no woodland communities would be impacted; impacts on vegetation would be limited to non-native grasslands along the levee, of very limited value as wildlife habitat. No wetlands are located within the potential levee expansion area.

#### Cultural Resources

Improvements to the Main and North Floodways Levee System are not expected to adversely affect known archaeological or historical resources. Typically, placement of fill material over the existing levee would not expand levee footprint; when levee footprint expansion is needed, expansion would take place within the service corridor currently used for levee maintenance. High-Probability Areas (HPAs) identified along the levee system would be located outside the improvement areas, with minor exceptions. In areas where HPAs are located near improvement areas, the need for footprint expansion would be eliminated by adjusting levee slope to retain current location of the toe of the levee.

Cultural resources located in the general vicinity of the levee system include historic age structures. Potential historic-age resources near the levee system would not be affected because most of those resources are located outside of the floodway, and away from potential levee footprint expansion areas. Only irrigation canals and minor irrigation structures, such as weir gates and standpipes, are located within or near the levee service corridor where footprint expansion would take place; irrigation canals and nearly all irrigation structures would be retained in their current condition.

#### Water Resources

Improvements to the levee system would increase flood containment capacity to control the design flood event with a negligible increase in water surface elevation. Levee footprint expansion would not affect water bodies.

#### Land Use

Footprint levee expansion, where required, would take place completely within the existing floodway and along the levee service corridor. No urban or

agricultural lands would be affected. Impacts to natural resources conservation areas would be limited to grassland areas.

#### Community Resources

In terms of socioeconomic resources, the influx of federal funds into Hidalgo, Cameron, and Willacy Counties from the levee improvement project would have a positive but minor local economic impact. The impact would be limited to the construction period, and represent less than 1 percent of the annual county employment, income and sales values. No adverse impacts to disproportionately high minority and low-income populations were identified for construction activities. Moderate utilization of public roads would be required during construction; a temporary increase in access road use would be required for equipment mobilization to staging areas.

#### Environmental Health Issues

Estimated air emissions of five criteria pollutants during construction represent less than 1.1 percent of the annual emissions inventory of Hidalgo, Cameron, and Willacy Counties. There would be a moderate increase in ambient noise levels due to construction activities. No long-term and regular exposure is expected above noise threshold values. A database search indicated that no waste storage and disposal sites were within the proposed Main and North Floodway Levee Project area, and none would affect, or be affected, by the levee improvement project.

#### Best Management Practices

When warranted due to engineering considerations, or for protection of biological or cultural resources, the need for levee footprint expansion would be eliminated by levee slope adjustment. Best management practices during construction would include development of a storm water pollution prevention plan to avoid impacts to receiving waters, and use of sediment barriers and soil wetting to minimize erosion.

To protect vegetation cover, both the modified levee and construction corridor would be re-vegetated with native herbaceous species. To protect wildlife, construction activities would be scheduled to occur, to the extent possible, outside the March to August bird migratory season.

#### Availability

Single hard copies of the Draft Environmental Assessment and Finding of No Significant Impact may be

obtained by request at the above address. Electronic copies may also be obtained from the USIBWC Home Page at <http://www.ibwc.state.gov>.

Dated: September 17, 2007.

**Susan Daniel,**  
General Counsel.

[FR Doc. E7-18636 Filed 9-20-07; 8:45 am]

BILLING CODE 7010-01-P

## INTERNATIONAL TRADE COMMISSION

[Inv. No. 337-TA-614]

### In the Matter of Certain Wireless Communication Chips and Chipsets, and Products Containing Same, Including Wireless Handsets and Network Interface Cards; Notice of Investigation

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

**ACTION:** Institution of investigation pursuant to 19 U.S.C. 1337.

**SUMMARY:** Notice is hereby given that a complaint was filed with the U.S. International Trade Commission on August 16, 2007, under section 337 of the Tariff Act of 1930, as amended, 19 U.S.C. 1337, on behalf of Nokia Corporation of Finland and Nokia Inc. of Irving, Texas. A supplement to the complaint was filed on September 12, 2007. The complaint 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 wireless communication chips and chipsets, and products containing same, including wireless handsets and network interface cards, by reason of infringement of certain claims of U.S. Patent Nos. 7,236,761, 6,714,091, 6,292,474, 5,896,562, and 5,752,172. The complaint further alleges that an industry in the United States exists as required by subsection (a)(2) of section 337.

The complainants request that the Commission institute an investigation and, after the investigation, issue a permanent exclusion order and permanent 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:

David O. Lloyd, Esq., Office of Unfair Import Investigations, U.S. International Trade Commission, telephone (202) 205-2576.

**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 (2007).

**Scope of Investigation:** Having considered the complaint, the U.S. International Trade Commission, on September 14, 2007, 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 wireless communications chips or chipsets, or products containing same, including wireless handsets or network interface cards, by reason of infringement of one or more of claims 1-17, 19-20, and 22-108 of U.S. Patent No. 7,236,761; claims 1-13 of U.S. Patent No. 6,714,091; claims 1, 15, and 16 of U.S. Patent No. 6,292,474; claims 1-4, 7, and 11 of U.S. Patent No. 5,896,562; and claims 1-3, 6, 8, and 14 of U.S. Patent No. 5,752,172, and whether an industry in the United States exists 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—  
Nokia Corporation, Keilalahdentie 4,  
P.O. Box 226, FIN-00045 Nokia  
Group, Espoo, Finland.  
Nokia Inc., 6000 Connection Drive,  
Irving, Texas 75039.

(b) The respondent is the following entity alleged to be in violation of section 337, and is the party upon which the complaint is to be served:  
QUALCOMM, Inc., 5775 Morehouse  
Drive, San Diego, California 92121.

(c) The Commission investigative attorney, party to this investigation, is David O. Lloyd, Esq., Office of Unfair Import Investigations, U.S. International Trade Commission, 500 E Street, SW., Suite 401, Washington, DC 20436; 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 respondent 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) 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 the 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 cease and desist order or both directed against the respondent.

By order of the Commission.

Issued: September 17, 2007.

**Marilyn R. Abbott,**

Secretary to the Commission.

[FR Doc. E7-18674 Filed 9-20-07; 8:45 am]

BILLING CODE 7020-02-P

## DEPARTMENT OF JUSTICE

### Drug Enforcement Administration

#### Importer of Controlled Substances; Notice of Registration

By Notice dated June 26, 2007 and published in the **Federal Register** on July 3, 2007, (72 FR 36482-36483), Lipomed, Inc., One Broadway, Cambridge, Massachusetts 02142, made application by renewal to the Drug Enforcement Administration (DEA) to be registered as an importer of the basic classes of controlled substances listed in schedule I and II: