

ordinary skill in the art and the prosecution history pertaining to the patent. Any prior claim construction determination concerning a term of the claim in a civil action, or a proceeding before the International Trade Commission, that is timely made of record in the post-grant review proceeding will be considered.

\* \* \* \* \*

■ 4. Amend § 42.300 by revising paragraph (b) to read as follows:

**§ 42.300 Procedure; pendency.**

\* \* \* \* \*

(b) In a covered business method patent review proceeding, a claim of a patent, or a claim proposed in a motion to amend under § 42.221, shall be construed using the same claim construction standard that would be used to construe the claim in a civil action under 35 U.S.C. 282(b), including construing the claim in accordance with the ordinary and customary meaning of such claim as understood by one of ordinary skill in the art and the prosecution history pertaining to the patent. Any prior claim construction determination concerning a term of the claim in a civil action, or a proceeding before the International Trade Commission, that is timely made of record in the covered business method patent review proceeding will be considered.

\* \* \* \* \*

Dated: October 3, 2018.

Andrei Iancu,

*Under Secretary of Commerce for Intellectual Property and Director of the United States Patent and Trademark Office.*

[FR Doc. 2018-22006 Filed 10-10-18; 8:45 am]

BILLING CODE 3510-16-P

## POSTAL SERVICE

### 39 CFR Part 111

#### POSTNET Barcode

**AGENCY:** Postal Service™.

**ACTION:** Final rule.

**SUMMARY:** The Postal Service is amending *Mailing Standards of the United States Postal Service*, Domestic Mail Manual (DMM®) to remove all references to the POSTNET™ barcode.

**DATES:** *Effective Date:* October 11, 2018.

**FOR FURTHER INFORMATION CONTACT:**

Lizbeth Dobbins at (202) 268-3789 or Garry Rodriguez at (202) 268-7261.

**SUPPLEMENTARY INFORMATION:** The Postal Service published a notice of proposed rulemaking on July 23, 2018, (83 FR 34806-07) to amend the DMM to

remove all references to the POSTNET barcode. This decision was based on the limited use of the POSTNET barcode and the need to simplify the standards in regard to barcoding letter-size and flat-size mailpieces.

The Postal Service received 1 formal response which was in agreement with the removal of POSTNET barcodes in the DMM.

The Postal Service will remove all references to the POSTNET barcode from the DMM. The Postal Service will continue to process mailpieces with a POSTNET barcode to accommodate customers who may have preprinted stock bearing a POSTNET barcode.

#### List of Subjects in 39 CFR Part 111

Administrative practice and procedure, Postal Service.

The Postal Service adopts the following changes to *Mailing Standards of the United States Postal Service*, Domestic Mail Manual (DMM), incorporated by reference in the *Code of Federal Regulations*. See 39 CFR 111.1.

Accordingly, 39 CFR part 111 is amended as follows:

#### PART 111—[AMENDED]

■ 1. The authority citation for 39 CFR part 111 continues to read as follows:

**Authority:** 5 U.S.C. 552(a); 13 U.S.C. 301-307; 18 U.S.C. 1692-1737; 39 U.S.C. 101, 401, 403, 404, 414, 416, 3001-3011, 3201-3219, 3403-3406, 3621, 3622, 3626, 3632, 3633, and 5001.

■ 2. Revise the *Mailing Standards of the United States Postal Service*, Domestic Mail Manual (DMM) as follows:

#### Mailing Standards of the United States Postal Service, Domestic Mail Manual (DMM)

\* \* \* \* \*

#### 200 Commercial Mail Letters, Cards, Flats, and Parcels

\* \* \* \* \*

#### 202 Elements on the Face of a Mailpiece

\* \* \* \* \*

#### 5.0 Barcode Placement Letters and Flats

##### 5.1 Letter-Size

\* \* \* \* \*

##### 5.1.4 Additional Barcode Permissibility

*[Revise the text of 5.1.4 to read as follows:]*

An automation letter or a letter claimed at Enhanced Carrier Route saturation or high density automation letter prices may not bear a 5-digit or

ZIP+4 Intelligent Mail barcode in the lower right corner (barcode clear zone). The piece may bear an additional Intelligent Mail barcode in the address block only if a qualifying Intelligent Mail barcode with a delivery point routing code appears in the lower right corner.

\* \* \* \* \*

#### 5.2 Flat-Size

##### 5.2.1 Barcode Placement for Flats

*[Revise the fifth sentence of 5.2.1 to read as follows:]*

\* \* \* An additional Intelligent Mail barcode may also appear in the address block of an automation flat, when the qualifying Intelligent Mail barcode is not in the address block. \* \* \*

\* \* \* \* \*

#### 6.0 Barcode Placement for Parcels

\* \* \* \* \*

*[Revise the heading and text of 6.3 to read as follows:]*

#### 6.3 Intelligent Mail Barcodes

Intelligent Mail barcodes (IMb) do not meet barcode eligibility requirements for parcels and do not qualify for any barcode-related prices for parcels, but one barcode may be included only in the address block on a parcel, except on eVS parcels. An Intelligent Mail barcode in the address block must be placed according to 5.3.

\* \* \* \* \*

#### 8.0 Facing Identification Mark (FIM)

\* \* \* \* \*

#### 8.2 Pattern

*[Revise the third sentence in the introductory text of 8.2 to read as follows:]*

\* \* \* The required FIM pattern as shown in Exhibit 8.2.0 below depends on the type of mail and the presence of an Intelligent Mail barcode as follows:

\* \* \* \* \*

#### 204 Barcode Standards

##### Overview

*[Revise the link heading under "Overview" to read as follows:]*

#### 1.0 Standards for Intelligent Mail Barcodes

\* \* \* \* \*

*[Revise the heading of 1.0 to read as follows:]*

#### 1.0 Standards for Intelligent Mail Barcodes

##### 1.1 General

*[Revise the text of 1.1 to read as follows:]*

An Intelligent Mail barcode is a USPS-developed method to encode ZIP Code information on mail that can be read for sorting by automated machines. Intelligent Mail barcodes also encode other tracking information.

*[Delete 1.2, POSTNET Barcode, in its entirety and renumber 1.3 through 1.6 as 1.2 through 1.5.]*

\* \* \* \* \*

## 507 Mailer Services

\* \* \* \* \*

### 4.0 Address Correction Services

\* \* \* \* \*

### 4.2 Address Change Service (ACS)

\* \* \* \* \*

#### 4.2.6 Additional Standards—When Using Intelligent Mail Barcodes

\* \* \* Mailpieces must meet the following specifications:

\* \* \* \* \*

*[Revise the text of item b to read as follows:]*

b. Flat-size mailpieces may be mailed at nonautomation or automation prices.

\* \* \* \* \*

## 600 Basic Standards for All Mailing Services

\* \* \* \* \*

### 604 Postage Payment Methods and Refunds

\* \* \* \* \*

#### 4.0 Postage Meters and PC Postage Products (“Postage Evidencing Systems”)

\* \* \* \* \*

#### 4.3 Postage Payment

\* \* \* \* \*

##### 4.3.3 Placement of Postage

\* \* \* When placing indicia on mailpieces, position indicia at least ¼ inch from the right edge of the mailpiece and ¼ inch from the top edge of the mailpiece and as follows:

\* \* \* \* \*

*[Revise the text of item e to read as follows:]*

e. Do not allow the indicia to infringe on the areas reserved for the FIM, Intelligent Mail barcode, or optical character reader (OCR) clear zone.

\* \* \* \* \*

## Index

\* \* \* \* \*

## P

\* \* \* \* \*

*[Delete the “POSTNET” line item in the Index.]*

\* \* \* \* \*

We will publish an appropriate amendment to 39 CFR part 111 to reflect these changes.

**Brittany M. Johnson,**

Attorney, Federal Compliance.

[FR Doc. 2018–22107 Filed 10–10–18; 8:45 am]

BILLING CODE 7710–12–P

## ENVIRONMENTAL PROTECTION AGENCY

### 40 CFR Parts 9 and 721

[EPA–HQ–OPPT–2017–0414; FRL–9984–71]

RIN 2070–AB27

### Significant New Use Rules on Certain Chemical Substances; Withdrawal

**AGENCY:** Environmental Protection Agency (EPA).

**ACTION:** Withdrawal of direct final rule.

**SUMMARY:** EPA is withdrawing significant new use rules (SNURs) promulgated under the Toxic Substances Control Act (TSCA) for 27 chemical substances, which were the subject of premanufacture notices (PMNs). EPA published these SNURs using direct final rulemaking procedures, which requires EPA to take certain actions if an adverse comment is received. EPA received adverse comments and a request to extend the comment period regarding the SNURs identified in the direct final rule. Therefore, the Agency is withdrawing the direct final rule SNURs identified in this document, as required under the direct final rulemaking procedures.

**DATES:** The direct final rule published at 83 FR 40986 on August 17, 2018, is withdrawn effective October 11, 2018.

**ADDRESSES:** The docket for this action, identified by docket identification (ID) number EPA–HQ–OPPT–2017–0414, is available at <http://www.regulations.gov> or at the Office of Pollution Prevention and Toxics Docket (OPPT Docket), Environmental Protection Agency Docket Center (EPA/DC), West William Jefferson Clinton Bldg., Rm. 3334, 1301 Constitution Ave. NW, Washington, DC. The Public Reading Room is open from 8:30 a.m. to 4:30 p.m., Monday through Friday, excluding legal holidays. The telephone number for the Public Reading Room is (202) 566–1744, and the telephone number for the OPPT Docket is (202) 566–0280. Please review the visitor instructions and additional information about the docket available at <http://www.epa.gov/dockets>.

**FOR FURTHER INFORMATION CONTACT:** For technical information contact: Kenneth Moss, Chemical Control Division (7405M), Office of Pollution Prevention and Toxics, Environmental Protection Agency, 1200 Pennsylvania Ave. NW, Washington, DC 20460–0001; telephone number: (202) 564–9232; email address: [moss.kenneth@epa.gov](mailto:moss.kenneth@epa.gov).

For general information contact: The TSCA–Hotline, ABVI–Goodwill, 422 South Clinton Ave. Rochester, NY 14620; telephone number: (202) 554–1404; email address: [TSCA-Hotline@epa.gov](mailto:TSCA-Hotline@epa.gov).

## SUPPLEMENTARY INFORMATION:

### I. Does this action apply to me?

A list of potentially affected entities is provided in the **Federal Register** of August 17, 2018 (83 FR 40986) (FRL–9971–37). If you have questions regarding the applicability of this action to a particular entity, consult the technical person listed under **FOR FURTHER INFORMATION CONTACT**.

### II. What direct final SNURs are being withdrawn?

In the **Federal Register** of August 17, 2018 (83 FR 40986) (FRL–9971–37), EPA issued direct final SNURs for 27 chemical substances that are identified in that document. Because the Agency received adverse comments and a request to extend the comment period regarding the SNURs identified in the document, EPA is withdrawing the direct final SNURs issued for these 27 chemical substances, which were the subject of PMNs. In addition to the direct final SNURs, elsewhere in the same issue of the **Federal Register** of August 17, 2018 (83 FR 41039) (FRL–9981–82), EPA issued proposed SNURs covering these 27 chemical substances. EPA will address all adverse public comments in a subsequent final rule, based on the proposed rule.

### III. Good Cause Finding

EPA determined that this document is not subject to the 30-day delay of effective date generally required by the Administrative Procedure Act (APA) (5 U.S.C. 553(d)) because of the time limitations for publication in the **Federal Register**. This document must publish on or before the effective date of the direct final rule containing the direct final SNURs being withdrawn.

### IV. Statutory and Executive Order Reviews

This action withdraws regulatory requirements that have not gone into effect and which contain no new or amended requirements and reopens a comment period. As such, the Agency