

currently leased by the applicant in Polk County, Florida.

### Next Steps

We will evaluate the ITP application, including the HCP, and any comments we receive to determine whether the application meets the requirements of section 10(a)(1)(B) of the ESA. We will also evaluate whether a section 10(a)(1)(B) ITP should be issued, as well as conduct an intra-Service consultation pursuant to section 7 of the ESA. We will use the results of this consultation and the above findings in our final analysis to determine whether to issue the ITP. If we determine that the requirements are met, we will issue the ITP number TE21091C-0 for the incidental take of the sand skink and the blue-tailed mole skink to the applicant.

### Authority

We provide this notice under section 10 of the ESA (16 U.S.C. 1531 *et seq.*) and NEPA regulations (40 CFR 1506.6).

**Mike Oetker,**

*Acting Regional Director.*

[FR Doc. 2018-02015 Filed 1-31-18; 8:45 am]

**BILLING CODE P**

## DEPARTMENT OF THE INTERIOR

### Bureau of Land Management

[LLMT926000-18X-L14400000.BJ0000; MO #4500118138]

### Notice of Proposed Filing of Plats of Survey: Montana

**AGENCY:** Bureau of Land Management, Interior.

**ACTION:** Notice of proposed official filing.

**SUMMARY:** The plats of surveys for the lands described in this notice are scheduled to be officially filed 30 calendar days after the date of this publication in the BLM Montana State Office, Billings, Montana. The surveys, which were executed at the request of the BLM, are necessary for the management of these lands.

**DATES:** A person or party who wishes to protest this decision must file a notice of protest in time for it to be received in the BLM Montana State Office no later than 30 days after the date of this publication.

**ADDRESSES:** A copy of the plats may be obtained from the Public Room at the BLM Montana State Office, 5001 Southgate Drive, Billings, Montana 59101, upon required payment. The plats may be viewed at this location at no cost.

**FOR FURTHER INFORMATION CONTACT:** Josh Alexander, BLM Chief Cadastral Surveyor for Montana; telephone: (406) 896-5123; email: [jalexand@blm.gov](mailto:jalexand@blm.gov). Persons who use a telecommunications device for the deaf (TDD) may call the Federal Relay Service (FRS) at (800) 877-8339 to contact the above individual during normal business hours. The FRS is available 24 hours a day, 7 days a week, to leave a message or question with the above individual. You will receive a reply during normal business hours.

**SUPPLEMENTARY INFORMATION:** The lands surveyed are:

#### Fifth Principal Meridian, North Dakota

T. 145 N, R. 102 W  
Secs. 34 and 35.

A person or party who wishes to protest an official filing of a plat of survey identified above must file a written notice of protest with the BLM Chief Cadastral Surveyor for Montana at the address listed in the **ADDRESSES** section of this notice. The notice of protest must identify the plat(s) of survey that the person or party wishes to protest. The notice of protest must be received in the BLM Montana State Office no later than the scheduled date of the proposed official filing for the plat(s) of survey being protested; if received after regular business hours, a notice of protest will be considered filed the next business day. A written statement of reasons in support of the protest, if not filed with the notice of protest, must be filed with the BLM Chief Cadastral Surveyor for Montana within 30 calendar days after the notice of protest is received.

If a notice of protest of the plat(s) of survey is received prior to the scheduled date of official filing or during the 10 calendar day grace period provided in 43 CFR 4.401(a) and the delay in filing is waived, the official filing of the plat(s) of survey identified in the notice of protest will be stayed pending consideration of the protest. A plat of survey will not be officially filed until the next business day after all timely protests have been dismissed or otherwise resolved.

If a notice of protest is received after the scheduled date of official filing and the 10 calendar day grace period provided in 43 CFR 4.401(a), the notice of protest will be untimely, may not be considered, and may be dismissed.

Before including your address, phone number, email address, or other personal identifying information in a notice of protest or statement of reasons, you should be aware that the documents you submit—including your personal identifying information—may be made

publicly available in their entirety at any time. While you can ask us to withhold your personal identifying information from public review, we cannot guarantee that we will be able to do so.

**Authority:** 43 U.S.C. Chapter 3.

**Joshua F. Alexander,**

*Chief Cadastral Surveyor for Montana.*

[FR Doc. 2018-02022 Filed 1-31-18; 8:45 am]

**BILLING CODE 4310-DN-P**

## DEPARTMENT OF THE INTERIOR

### Bureau of Land Management

[18XL1109AF LLUT920000 L13100000 FIO000 25-7A]

### Notice of Proposed Class II Reinstatement of Terminated Oil and Gas Lease UTU77328, Utah

**AGENCY:** Bureau of Land Management, Interior.

**ACTION:** Notice of reinstatement.

**SUMMARY:** In accordance with Section 31 of the Mineral Leasing Act of 1920, as amended, Berry Petroleum Company timely filed a petition for reinstatement of oil and gas lease UTU77328 for lands in Duchesne County, Utah, along with all required rentals and royalties accruing from July 1, 2014, the date of termination. The BLM proposes to reinstate the lease.

**DATES:** The BLM is proposing to reinstate the lease on March 5, 2018.

**FOR FURTHER INFORMATION CONTACT:** Kent Hoffman, Deputy State Director, Lands and Minerals, Utah State Office, Bureau of Land Management, 440 West 200 South, Suite 500, Salt Lake City, Utah, 84101, phone: 801-539-4063, email: [khoffman@blm.gov](mailto:khoffman@blm.gov). Persons who use a telecommunications device for the deaf (TDD) may call the Federal Relay Service (FRS) at 1-800-877-8339 to contact the above individual during normal business hours. The FRS is available 24 hours a day, 7 days a week, to leave a message or question with the above individual. You will receive a reply during normal business hours.

**SUPPLEMENTARY INFORMATION:** The lessee has agreed to new lease terms for rental and royalty. The rental for UTU77328 will increase to \$5 per acre or fraction thereof and the royalty will increase to 16⅔ percent. The \$500 administrative fee for the leases has been paid, and the lessee has reimbursed the Bureau of Land Management (BLM) for the cost of publishing this notice.

The following-described lands in Duchesne County, Utah, include:

UTU77328

**Uintah Meridian, Utah**

T. 6 S., R 5 W.,

Sec. 7, excepting Patent No. 424727;

Sec. 8, excepting Patent No. 424727;

Sec. 18.

The area described contains 1,890.39 acres.

As the lessee has met all the requirements for reinstatement of the lease as set out in Section 31(d) and (e) of the Mineral Leasing Act of 1920 (30 U.S.C. 188), the BLM is proposing to reinstate the lease 30 days following publication of this notice, with the effective date of July 1, 2014, subject to the increased rental and royalty rates cited above. The lease is also subject to the following additional new terms and conditions:

- (1) No Surface Occupancy Stipulation—Anthro Mountain Habitat Management Area;
- (2) Cultural Resources Protection Stipulation;
- (3) Threatened and Endangered Species Act Stipulation;
- (4) Air Quality Mitigation Measures; and
- (5) Federal Flood Risk Management Standard Lease Notice.

**Authority:** Mineral Leasing Act of 1920 (30 U.S.C. 188) 43 CFR 3108.2–3.

**Edwin L. Roberson,**  
State Director.

[FR Doc. 2018–01944 Filed 1–31–18; 8:45 am]

BILLING CODE 4310–DQ–P

**INTERNATIONAL TRADE COMMISSION**

[Investigation No. 731–TA–747 (Fourth Review)]

**Fresh Tomatoes From Mexico; Institution of a Five-Year Review**

**AGENCY:** United States International Trade Commission.

**ACTION:** Notice.

**SUMMARY:** The Commission hereby gives notice that it has instituted a review pursuant to the Tariff Act of 1930 (“the Act”), as amended, to determine whether termination of the suspended investigation on fresh tomatoes from Mexico would be likely to lead to continuation or recurrence of material injury. Pursuant to the Act, interested parties are requested to respond to this notice by submitting the information specified below to the Commission.

**DATES:** Instituted February 1, 2018. To be assured of consideration, the deadline for responses is March 5, 2018. Comments on the adequacy of responses may be filed with the Commission by April 16, 2018.

**FOR FURTHER INFORMATION CONTACT:**

Mary Messer (202–205–3193), Office of Investigations, U.S. International Trade Commission, 500 E Street SW, Washington, DC 20436. Hearing-impaired persons can obtain information on this matter 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 <https://www.usitc.gov>. The public record for this proceeding may be viewed on the Commission’s electronic docket (EDIS) at <https://edis.usitc.gov>.

**SUPPLEMENTARY INFORMATION:**

**Background.**—On November 1, 1996, the Department of Commerce (“Commerce”) suspended an antidumping duty investigation on imports of fresh tomatoes from Mexico (61 FR 56618). On October 1, 2001, Commerce initiated its first five-year review of the suspended investigation (66 FR 49926). On the basis of the withdrawal from the suspension agreement by Mexican tomato growers which accounted for a significant percentage of all fresh tomatoes imported into the United States from Mexico, Commerce terminated the suspension agreement, terminated the first five-year review, and resumed the antidumping investigation, effective July 30, 2002 (67 FR 50858, August 6, 2002). On December 16, 2002, Commerce suspended the antidumping duty investigation on imports of fresh tomatoes from Mexico (67 FR 77044). On November 1, 2007, Commerce initiated its second five-year review of the suspended investigation (72 FR 61861). Once again, based on the withdrawal from the suspension agreement by Mexican tomato growers which accounted for a significant percentage of all fresh tomatoes imported into the United States from Mexico, Commerce terminated the suspension agreement, terminated the second five-year review, and resumed the antidumping investigation, effective January 18, 2008 (73 FR 2887, January 16, 2008). The antidumping investigation was again suspended effective January 22, 2008 (73 FR 4831, January 8, 2008). On December 3, 2012, Commerce initiated its third five-year review of the suspended investigation (77 FR 71684). On February 28, 2013, Mexican tomato growers/exporters accounting for a significant percentage of all fresh tomatoes imported into the

United States from Mexico provided written notice to Commerce of their withdrawal from the suspension agreement on fresh tomatoes from Mexico. Because the suspension agreement no longer covered substantially all imports of fresh tomatoes from Mexico, Commerce terminated the suspension agreement, terminated the third five-year review of the suspended investigation, and resumed the antidumping investigation, effective March 1, 2013 (78 FR 14771, March 7, 2013). On March 4, 2013, Commerce signed a new agreement with certain growers/exporters of fresh tomatoes from Mexico, and again suspended its investigation on these imports effective March 4, 2013 (78 FR 14967, March 8, 2013). The Commission is now instituting a fourth review pursuant to section 751(c) of the Act, as amended (19 U.S.C. 1675(c)), to determine whether termination of the suspended investigation would be likely to lead to continuation or recurrence of material injury to the domestic industry within a reasonably foreseeable time. Provisions concerning the conduct of this proceeding may be found in the Commission’s Rules of Practice and Procedure at 19 CFR parts 201, subparts A and B and 19 CFR part 207, subparts A and F. The Commission will assess the adequacy of interested party responses to this notice of institution to determine whether to conduct a full review or an expedited review. The Commission’s determination in any expedited review will be based on the facts available, which may include information provided in response to this notice.

**Definitions.**—The following definitions apply to this review:

(1) *Subject Merchandise* is the class or kind of merchandise that is within the scope of the five-year review, as defined by Commerce.

(2) The *Subject Country* in this review is Mexico.

(3) The *Domestic Like Product* is the domestically produced product or products which are like, or in the absence of like, most similar in characteristics and uses with, the *Subject Merchandise*. For the purpose of the original preliminary investigation, the Commission defined the *Domestic Like Product* as all fresh market tomatoes. Fresh market tomatoes do not include processing tomatoes.

(4) The *Domestic Industry* is the U.S. producers as a whole of the *Domestic Like Product*, or those producers whose collective output of the *Domestic Like Product* constitutes a major proportion of the total domestic production of the product. For the purpose of the original