

**Proposed Action and Alternatives**

Under the *Proposed Action*, NVV would construct and operate an open pit mine in the southern extent of the Fish Creek Range. Facilities associated with the Proposed Action include development of an open pit mine, rock disposal area, crushing facilities and stockpile, heap leach pad, process facility, process and make-up water ponds, borrow areas, mine and access roads, water and power supply lines, and ancillary facilities. The estimated Project life consists of one and a half years of construction, seven years of operation, four years of active reclamation and closure, and up to 30 years of post-closure monitoring. In addition, NVV would conduct exploration activities as part of the Proposed Action. The Project Area includes a total of 6,456 acres of BLM-administered land, of which approximately 806 acres of surface disturbance would occur due to Project-related activities.

The *South Access Road Alternative* would include the same mine components as described for the Proposed Action, except the access road would be constructed in a different location. This alternative access road would be approximately seven miles long and extend from County Road M-103 (Duckwater Road) to the Project Area. The access road would be constructed parallel to the power line corridor. Overall, this alternative would result in approximately 38 additional acres of surface disturbance relative to the Proposed Action.

The *Renewable Energy Alternative* would consist of the same overall activities as described for the Proposed Action, except this alternative would include supporting the mine operations with a combination of renewable energy and a utility interconnection with future large-scale battery storage. This alternative would result in approximately 33 additional acres relative to the Proposed Action.

Under the *No Action Alternative*, the Plan of Operations would not be authorized by the BLM, and the activities described in the Proposed Action would not occur. Mineral resources would remain undeveloped, and the construction and operation of the proposed mine and associated facilities would not occur.

**Schedule for the Decision-Making Process**

The final EIS is tentatively scheduled for Fall of 2022 with a Record of Decision in early 2023.

**Draft EIS Review Process**

On July 14, 2020, a notice of intent to prepare an EIS was published in the **Federal Register**, announcing the beginning of the public scoping process. Virtual public meetings were held on September 2 and 3, 2020. During the scoping period, 12 comment documents were received containing a total of 216 individual comments. The comments received, in order of decreasing volume, were associated with wildlife and special status species, laws and regulations, water resources, air quality, and uranium management.

This notice of availability initiates the draft EIS review process. A public meeting to discuss the draft EIS will be held via virtual platform. An announcement regarding when and how to access the virtual meeting will be posted on the BLM's project website.

Public review of the draft EIS provides an opportunity for meaningful collaborative public engagement and allows the public to provide substantive comments, such as identification of factual errors, data gaps, relevant methods, or scientific studies. The BLM will respond to substantive comments by making appropriate revisions to the EIS or explaining why a comment did not warrant a change.

The BLM has and will continue to use and coordinate the draft EIS review process to help fulfill the public involvement requirements under the National Historic Preservation Act (54 U.S.C. 306108) as provided in 36 CFR 800.2(d)(3). The information about historic and cultural resources within the area potentially affected by the proposed action will assist the BLM in identifying and evaluating impacts to such resources.

The BLM has and will continue to conduct government-to-government consultation with Indian Tribes in accordance with Executive Order 13175 and other policies. Agencies will give due consideration to Tribal concerns, including impacts on Indian trust assets and treaty rights and potential impacts to cultural resources.

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

(Authority: 40 CFR 1506.6, 40 CFR 1506.10)

**Jon Sherve,**

*Field Manager, Mount Lewis Field Office,  
Battle Mountain District.*

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**BILLING CODE 4310-HC-P**

**INTERNATIONAL TRADE COMMISSION**

[Inv. No. 337-TA-1322]

**Certain Rotating 3-D LiDAR Devices, Components Thereof, and Sensing Systems Containing the Same; Institution of Investigation**

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

**ACTION:** Notice.

**SUMMARY:** Notice is hereby given that a complaint was filed with the U.S. International Trade Commission on June 16, 2022, under section 337 of the Tariff Act of 1930, as amended, on behalf of Velodyne Lidar USA, Inc., of San Jose, California. A supplement to the complaint was filed on July 1, 2022. The complaint as supplemented alleges violations of section 337 based upon the importation into the United States, the sale for importation, and the sale within the United States after importation of certain rotating 3-D LiDAR devices, components thereof, and sensing systems containing the same by reason of the infringement of certain claims of U.S. Patent No. 7,969,558 ("the '558 patent") and U.S. Patent No. 9,983,297 ("the '297 patent"). The complaint further alleges that an industry in the United States exists as required by the applicable Federal Statute. The complainant requests that the Commission institute an investigation and, after the investigation, issue a limited exclusion order and cease and desist orders.

**ADDRESSES:** The complaint, except for any confidential information contained therein, may be viewed on the Commission's electronic docket (EDIS) at <https://edis.usitc.gov>. For help accessing EDIS, please email [EDIS3Help@usitc.gov](mailto:EDIS3Help@usitc.gov). 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 <https://www.usitc.gov>.

**FOR FURTHER INFORMATION CONTACT:** Pathenia M. Proctor, The Office of Unfair Import Investigations, U.S. International Trade Commission, telephone (202) 205-2560.

**SUPPLEMENTARY INFORMATION:**

*Authority:* The authority for institution of this investigation is contained in section 337 of the Tariff Act of 1930, as amended, 19 U.S.C. 1337, and in section 210.10 of the Commission's Rules of Practice and Procedure, 19 CFR 210.10 (2021).

*Scope of Investigation:* Having considered the complaint, the U.S. International Trade Commission, on July 18, 2022, *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 products identified in paragraph (2) by reason of infringement of one or more of claims 1–4, 6, and 8–25 of the '558 patent and claims 1, 2, 7, 10, 12–13, and 16 of the '297 patent, and whether an industry in the United States exists as required by subsection (a)(2) of section 337;

(2) Pursuant to section 210.10(b)(1) of the Commission's Rules of Practice and Procedure, 19 CFR 210.10(b)(1), the plain language description of the accused products or category of accused products, which defines the scope of the investigation, is “rotating 3–D LiDAR devices, components thereof (circuit boards with laser emitters and/or photosensitive detectors, a rotatable frame or structure for mounting such circuit boards, motor for providing rotation for the laser emitters and photosensitive detectors, circuitry for controlling operation of the LiDAR, and an orientation detector for the LiDAR), and sensing systems with 3–D scanning capabilities containing the same (autonomous vehicles, advanced driver assistance systems (ADAS), robotics, industrial automation solutions, and intelligent infrastructure solutions, with 3–D scanning capabilities)”;

(3) 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 complainant is:  
Velodyne Lidar USA, Inc., 5521 Hellyer Avenue, San Jose, CA 95138

(b) The respondents are the following entities alleged to be in violation of section 337, and are the parties upon which the complaint is to be served:

Ouster, Inc., 350 Treat Avenue, San Francisco, CA 94110

Benchmark Electronics, Inc., 56 S Rockford Dr., Tempe, AZ 85281

(c) The Office of Unfair Import Investigations, U.S. International Trade Commission, 500 E Street SW, Suite 401, Washington, DC 20436; and

(4) For the investigation so instituted, the Chief Administrative Law Judge, U.S. International Trade Commission, shall designate the presiding Administrative Law Judge.

Responses to the complaint and the notice of investigation must be submitted by the named respondents 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(e) and 210.13(a), as amended in 85 FR 15798 (March 19, 2020), such responses will be considered by the Commission if received not later than 20 days after the date of service by the complainant 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 a 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 a cease and desist order or both directed against the respondent.

By order of the Commission.

Issued: July 18, 2022.

**Katherine Hiner,**

*Acting Secretary to the Commission.*

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**DEPARTMENT OF JUSTICE**

**Federal Bureau of Investigation**

[OMB Number 1110-0043]

**Agency Information Collection Activities; Proposed eCollection of eComments Requested; Revision of a Currently Approved Collection**

**AGENCY:** Department of Justice, Federal Bureau of Investigation, Criminal Justice Information Services Division.

**ACTION:** 60-Day notice.

**SUMMARY:** The Department of Justice, Federal Bureau of Investigation, Criminal Justice Information Services Division, is submitting the following information collection request to the Office of Management and Budget (OMB) for review and approval in accordance with the Paperwork Reduction Act of 1995.

**DATES:** The Department of Justice encourages public comment and will accept input until September 20, 2022.

**FOR FURTHER INFORMATION CONTACT:** If you have additional comments especially on the estimated public burden or associated response time, suggestions, or need a copy of the proposed information collection instrument with instructions or additional information, please contact Gerry Lynn Brovey, Supervisory Information Liaison Specialist, FBI, CJIS, Resources Management Section, Administrative Unit, Module C-2, 1000 Custer Hollow Road, Clarksburg, West Virginia, 26306; phone: 304-625-4320 or email [glbrovey@fbi.gov](mailto:glbrovey@fbi.gov).

**SUPPLEMENTARY INFORMATION:** Written comments and suggestions from the public and affected agencies concerning the proposed collection of information are encouraged. Your comments should address one or more of the following four points:

- > Evaluate whether the proposed collection of information is necessary for the proper performance of the functions of the Federal Bureau of Investigation, Criminal Justice Information Division, including whether the information will have practical utility;
- > Evaluate the accuracy of the agency's estimate of the burden of the proposed collection of information, including the validity of the methodology and assumptions used;
- > Evaluate whether and if so how the quality, utility, and clarity of the information to be collected can be enhanced; and
- > Minimize the burden of the collection of information on those who