

scoping meeting, please contact Nicole Johnson (contact information provided above) as far in advance as possible, and no less than 72 hours in advance, to enable Reclamation to secure the needed services. If a request cannot be honored, the requestor will be notified. Information regarding this proposed action is available in alternative formats upon request.

**Adam Nickels,**

*Acting Regional Director, California Great Basin Region.*

[FR Doc. 2025-16833 Filed 9-2-25; 8:45 am]

**BILLING CODE 4332-90-P**

## INTERNATIONAL TRADE COMMISSION

[Investigation No. 337-TA-1226 (Remand)]

### Certain Artificial Eyelash Extension Systems, Products, and Components Thereof; Notice of Commission Determination To Grant a Joint Motion To Terminate the Investigation

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

**ACTION:** Notice.

**SUMMARY:** Notice is hereby given that the U.S. International Trade Commission has determined to grant a joint motion to terminate the remand investigation in its entirety based on settlement. The remand investigation is terminated.

**FOR FURTHER INFORMATION CONTACT:** Lynde Herzbach, Office of the General Counsel, U.S. International Trade Commission, 500 E Street SW, Washington, DC 20436, telephone (202) 205-3228. Copies of non-confidential documents filed in connection with this investigation 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). General information concerning the Commission may also be obtained by accessing its internet server at <https://www.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:** On October 28, 2020, the Commission instituted this investigation under section 337 of the Tariff Act of 1930, as amended, 19 U.S.C. 1337 ("section 337"), based on a complaint filed by Lashify, Inc. of Glendale, California ("Lashify"). See 85 FR 68366-67 (Oct. 28, 2020). The complaint, as

supplemented, alleges a violation of section 337 based upon the importation into the United States, sale for importation, or sale after importation into the United States of certain artificial eyelash extension systems, products, and components thereof by reason of infringement of certain claims of U.S. Patent Nos. 10,660,388 ("the '388 patent") and 10,721,984 ("the '984 patent"), and the sole claims of U.S. Design Patent Nos. D877,416 ("the D'416 patent") and D867,664 ("the D'664 patent"), respectively (collectively, the "Asserted Patents"). The complaint also alleges the existence of a domestic industry. The notice of investigation ("NOI") names nine respondents, including: KISS Nail Products, Inc. of Port Washington, New York ("KISS"); Ulta Beauty, Inc. of Bolingbrook, Illinois ("Ulta"); CVS Health Corporation of Woonsocket, Rhode Island ("CVS"); Walmart, Inc. of Bentonville, Arkansas ("Walmart"); Qingdao Hollyren Cosmetics Co., Ltd. d/b/a Hollyren of Shandong Province, China; Qingdao Xizi International Trading Co., Ltd. d/b/a Xizi Lashes of Shandong Province, China; Qingdao LashBeauty Cosmetic Co., Ltd. d/b/a Worldbeauty of Qingdao, China; Alicia Zeng d/b/a Lilac St. and Artemis Family Beginnings, Inc. of San Francisco, California; and Rachael Gleason d/b/a Avant Garde Beauty Co. of Dallas, Texas (collectively, "Respondents"). *Id.* The Office of Unfair Import Investigations ("OUII") is also a party to the investigation. *Id.*

The Commission later amended the complaint and NOI to substitute CVS Pharmacy, Inc. of Woonsocket, Rhode Island in place of named respondent CVS Health Corporation and Ulta Salon, Cosmetics & Fragrance, Inc. of Bolingbrook, Illinois in place of named respondent Ulta Beauty, Inc. See Order No. 10, *unreviewed by Comm'n Notice* (Feb. 10, 2021); see also 86 FR 9535 (Feb. 16, 2021).

The Commission later terminated the investigation as to claims 2-4 and 7 of the '388 patent and claims 6-8, 12, 18-19, 25-26, and 29 of the '984 patent based on Complainant's partial withdrawal of the complaint. See Order No. 24 (Apr. 23, 2021), *unreviewed by Comm'n Notice* (May 11, 2021). The Commission also previously terminated claims 2-5, 10-11, 14, 17, 21-22, and 24 of the '984 patent from the investigation. See Order No. 38 (June 22, 2021), *unreviewed by Comm'n Notice* (July 6, 2021).

The Commission later terminated Rachael Gleason d/b/a Avant Garde Beauty Company from the investigation based on a Consent Order. See Order

No. 28, *unreviewed by Comm'n Notice* (May 20, 2021).

The Commission later determined that Lashify failed to satisfy the technical prong of the domestic industry requirement for the '388 patent, thus terminating that patent from the investigation. See Order No. 35, *unreviewed by Comm'n Notice* (July 9, 2021).

On October 6, 2022, the Commission issued a final determination finding no violation of section 337 as to any Asserted Patent and terminated the investigation. 87 FR 62455-56 (Oct. 14, 2022). Specifically, with respect to the '984 patent, the Commission determined to: (1) find that Lashify has failed to satisfy the technical prong of the domestic industry requirement; and (2) take no position regarding whether claims 1, 9, 23, and 27 of the '984 patent are invalid for obviousness under 35 U.S.C. 103. The Commission further found that Lashify failed to satisfy the economic prong of the domestic industry requirement for any of the Asserted Patents.<sup>1</sup>

Lashify timely appealed the Commission's final determination to the Federal Circuit. *Lashify v. Int'l Trade Comm'n*, Appeal No. 2023-1245. Respondents intervened in the appeal.

On March 5, 2025, the Federal Circuit vacated the Commission's determination as to the economic prong of the domestic industry requirement for all three Asserted Patents and affirmed the Commission's determination that Lashify failed to satisfy the technical prong of the domestic industry requirement for the '984 patent. *Lashify v. Int'l Trade Comm'n*, 130 F.4th 948 (Fed. Cir. 2025). The Court remanded for the Commission to determine whether there is "significant employment of labor or capital" with respect to the two design patents, the D'416 and D'664 patents.

The Commission filed a combined petition for panel rehearing and rehearing en banc, which the Court denied on June 25, 2025. *Lashify v. Int'l Trade Comm'n*, Appeal No. 2023-1245, ECF No. 128 (June 25, 2025).

On July 2, 2025, the Court issued its formal mandate returning jurisdiction to the Commission for further proceedings.

On July 30, 2025, the Commission issued a notice seeking written submissions regarding what further proceedings must be conducted on remand. Comm'n Notice (July 30, 2025).

On August 7, 2024, the two remaining respondents, Qingdao Hollyren

<sup>1</sup> Chair Karpel and Commissioner Schmidlein dissented from the majority's decision as to the economic prong of the domestic industry requirement.

Cosmetics Co., Ltd. d/b/a Hollyren and Qingdao Xizi International Trading Co., Ltd. d/b/a Xizi Lashes (collectively, “Hollyren”) and Lashify filed a “Joint Motion to Terminate the Investigation as to Respondents [Hollyren] Based on the Moving Parties’ Settlement Agreement and Consent Arbitration Award Under 19 CFR 210.21(b).” Exhibits to the motion included confidential and public versions of the settlement agreement. The motion further included a statement that “there are no other agreements, written or oral, express or implied between Lashify and Hollyren concerning the subject matter of this Investigation.” The motion also served as the parties’ response to the Commission’s July 30, 2025 Notice. That same day, OUII filed a response to the July 30 Notice, stating that the motion, if granted, would obviate the need for further proceedings. OUII also filed a separate response in support of the motion.

The Commission has determined that the motion complies with the requirements of Commission Rule 210.21(b)(1) (19 CFR 210.21(b)(1)), and that there are no extraordinary circumstances that would prevent the requested termination. The Commission also finds that granting the motion would not be contrary to the public interest pursuant to Commission Rule 210.50(b)(2) (19 CFR 210.50(b)(2)). Accordingly, the Commission hereby grants the motion.

The remand investigation is terminated.

The Commission vote for this determination took place on August 28, 2025.

The authority for the Commission’s determination is contained in section 337 of the Tariff Act of 1930, as amended, 19 U.S.C. 1337, and in Part 210 of the Commission’s Rules of Practice and Procedure, 19 CFR part 210.

By order of the Commission.

Issued: August 28, 2025.

**Lisa Barton,**

*Secretary to the Commission.*

[FR Doc. 2025–16799 Filed 9–2–25; 8:45 am]

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## DEPARTMENT OF LABOR

### Agency Information Collection Activities; Submission for OMB Review; Comment Request; Formative Data Collections for DOL Research

**ACTION:** Notice of availability; request for comments.

**SUMMARY:** The Department of Labor (DOL) is submitting this Chief Evaluation Office (CEO)-sponsored information collection request (ICR) to the Office of Management and Budget (OMB) for review and approval in accordance with the Paperwork Reduction Act of 1995 (PRA). Public comments on the ICR are invited.

**DATES:** The OMB will consider all written comments that the agency receives on or before October 3, 2025.

**ADDRESSES:** Written comments and recommendations for the proposed information collection should be sent within 30 days of publication of this notice to [www.reginfo.gov/public/do/PRAMain](http://www.reginfo.gov/public/do/PRAMain). Find this particular information collection by selecting “Currently under 30-day Review—Open for Public Comments” or by using the search function.

*Comments are invited on:* (1) whether the collection of information is necessary for the proper performance of the functions of the Department, including whether the information will have practical utility; (2) the accuracy of the agency’s estimates of the burden and cost of the collection of information, including the validity of the methodology and assumptions used; (3) ways to enhance the quality, utility and clarity of the information collection; and (4) ways to minimize the burden of the collection of information on those who are to respond, including the use of automated collection techniques or other forms of information technology.

**FOR FURTHER INFORMATION CONTACT:** Nicole Bouchet by telephone at 202–693–0213, or by email at [DOL\\_PRA\\_PUBLIC@dol.gov](mailto:DOL_PRA_PUBLIC@dol.gov).

**SUPPLEMENTARY INFORMATION:** The Chief Evaluation Office of DOL seeks approval of this generic clearance to allow DOL to conduct a variety of formative data collections. Under this generic clearance, DOL would engage in a variety of formative data collections with researchers, practitioners, technical assistance providers, service providers and potential participants throughout the field to fulfill the following goals: (1) inform the development of DOL research, (2) maintain a research agenda that is rigorous and relevant, (3) ensure that research products are as current as possible and (4) inform the provision of technical assistance. DOL envisions using a variety of techniques including semi-structured discussions, focus groups, surveys, and telephone or in-person interviews in order to reach these goals. The findings from this data collection can inform and support future and current research but that are

not highly systematic or intended to be statistically representative or otherwise generalizable. For additional substantive information about this ICR, see the related notice published in the **Federal Register** on June 24, 2025 (90 FR 26829).

This information collection is subject to the PRA. A Federal agency generally cannot conduct or sponsor a collection of information, and the public is generally not required to respond to an information collection, unless the OMB approves it and displays a currently valid OMB Control Number. In addition, notwithstanding any other provisions of law, no person shall generally be subject to penalty for failing to comply with a collection of information that does not display a valid OMB Control Number. See 5 CFR 1320.5(a) and 1320.6.

DOL seeks PRA authorization for this information collection for three (3) years. OMB authorization for an ICR cannot be for more than three (3) years without renewal. The DOL notes that information collection requirements submitted to the OMB for existing ICRs receive a month-to-month extension while they undergo review.

*Agency:* DOL–CEO.

*Title of Collection:* Formative Data Collections for DOL Research.

*OMB Control Number:* 1290–0043.

*Affected Public:* Individuals or Households.

*Total Estimated Number of Respondents:* 5,500.

*Total Estimated Number of Responses:* 5,500.

*Total Estimated Annual Time Burden:* 5,500 hours.

*Total Estimated Annual Other Costs Burden:* \$0.

(Authority: 44 U.S.C. 3507(a)(1)(D))

**Nicole Bouchet,**

*Senior Paperwork Reduction Act Analyst.*

[FR Doc. 2025–16900 Filed 9–2–25; 8:45 am]

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## OFFICE OF MANAGEMENT AND BUDGET

### Rescissions Proposals Pursuant to the Congressional Budget and Impoundment Control Act of 1974

**AGENCY:** Executive Office of the President, Office of Management and Budget.

**ACTION:** Notice of rescissions proposed pursuant to the Congressional Budget and Impoundment Control Act of 1974.

**SUMMARY:** Pursuant to section 1014(d) of the Congressional Budget and Impoundment Control Act of 1974, enclosed for publication in the **Federal**