

DEPARTMENT OF AGRICULTURE

Agricultural Research Service

Notice of Intent to Grant Exclusive License

AGENCY: Agricultural Research Service, USDA.

ACTION: Notice of intent.

SUMMARY: Notice is hereby given that the U.S. Department of Agriculture, Agricultural Research Service, intends to grant to Kelley Bean Co., Inc. of Scottsbluff, Nebraska, an exclusive license to the variety of pinto bean described in Plant Variety Protection Application Number 202100359, 'USDA DIAMONDBACK,' filed on June 15, 2021.

DATES: Comments must be received on or before May 14, 2022.

ADDRESS: Send comments to: Diana D. Halsey, Technology Licensing Specialist, USDA, ARS, Office of Technology Transfer, 301-504-4878, diana.halsey@usda.gov.

FOR FURTHER INFORMATION CONTACT: Diana D. Halsey, Technology Licensing Specialist, USDA, ARS, Office of Technology Transfer, 301-504-4878, diana.halsey@usda.gov.

SUPPLEMENTARY INFORMATION: The Federal Government's rights in this plant variety are assigned to the United States of America, as represented by the Secretary of Agriculture. It is in the public interest to so license this plant variety as Kelley Bean Co., Inc. of Scottsbluff, Nebraska, has submitted a complete and sufficient application for a license. The prospective exclusive license will be royalty-bearing and will comply with the terms and conditions of 35 U.S.C. 209 and 37 CFR 404.7. The prospective exclusive license may be granted unless, within thirty (30) days from the date of this published Notice, the Agricultural Research Service

receives written evidence and argument which establishes that the grant of the license would not be consistent with the requirements of 35 U.S.C. 209 and 37 CFR 404.7.

BRIAN T. NAKANISHI

Assistant Administrator