

strongly encouraged to submit as early in the investigation as possible any requests to present a portion of their hearing testimony in camera.

Written Submissions

Each party is encouraged to submit a prehearing brief to the Commission. Prehearing briefs must conform with the provisions of § 207.22 of the Commission's rules; the deadline for filing is May 25, 1995. Parties may also file written testimony in connection with their presentation at the hearing, as provided in § 207.23(b) of the Commission's rules, and posthearing briefs, which must conform with the provisions of § 207.24 of the Commission's rules. The deadline for filing posthearing briefs is June 9, 1995; witness testimony must be filed no later than three (3) days before the hearing. In addition, any person who has not entered an appearance as a party to the investigation may submit a written statement of information pertinent to the subject of the investigation on or before June 9, 1995. All written submissions must conform with the provisions of § 201.8 of the Commission's rules; any submissions that contain BPI must also conform with the requirements of §§ 201.6, 207.3, and 207.7 of the Commission's rules.

In accordance with §§ 201.16(c) and 207.3 of the rules, each document filed by a party to the investigation must be served on all other 4 parties to the investigation (as identified by either the public or BPI service list), and a certificate of service must be timely filed. The Secretary will not accept a document for filing without a certificate of service.

Authority: This investigation is being conducted under authority of the Tariff Act of 1930, title VII. This notice is published pursuant to section 207.20 of the Commission's rules.

By order of the Commission.

Issued: January 23, 1995.

Donna R. Koehnke,

Secretary.

[FR Doc. 95-2439 Filed 1-31-95; 8:45 am]

BILLING CODE 7020-02-P

[Investigation No. 731-TA-680 (Final)]

Stainless Steel Bar From Italy

AGENCY: International Trade Commission.

ACTION: Termination of investigation.

SUMMARY: On December 28, 1994, the U.S. Department of Commerce published notice in the **Federal Register** of a negative final determination of sales at less than fair value in connection

with the subject investigation.¹ Accordingly, pursuant to 19 U.S.C. § 1673d(c)(2) and § 207.40(a) of the Commission's Rules of Practice and Procedure (19 CFR § 207.40(a)), the antidumping investigation concerning stainless steel bar² from Italy (investigation No. 731-TA-680 (Final)) is terminated.³

EFFECTIVE DATE: January 23, 1995.

FOR FURTHER INFORMATION CONTACT: Jim McClure (202-205-3191), Office of Investigations, U.S. International Trade Commission, 500 E Street SW., Washington, DC 20436. 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. Information can also be obtained by calling the Office of Investigations' remote bulletin board system for personal computers at 202-205-1895 (N, 8, 1).

Authority: This investigation is being terminated under authority of the Tariff Act of 1930, title VII. This notice is published pursuant to § 201.10 of the Commission's rules (19 CFR 201.10).

Issued: January 23, 1995.

By order of the Commission.

Donna R. Koehnke,

Secretary.

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¹ 55 FR 66921.

² The imported stainless steel bar covered by these investigations comprises articles of stainless steel in straight lengths that have been either hot-rolled, forged, turned, cold-drawn, cold-rolled, or otherwise cold-finished, or ground, having a uniform solid cross section along their whole length in the shape of circles, segments of circles, ovals, rectangles (including squares), triangles, hexagons, octagons, or other convex polygons. Except as specified above, the term does not include stainless steel semifinished products, cut-to-length flat-rolled products (i.e., cut-to-length rolled products which if less than 4.75 mm in thickness have a width measuring at least 10 times the thickness, or if 4.75 mm or more in thickness having a width which exceeds 150 mm and measures at least twice the thickness), wire (i.e., cold-formed products in coils, of any uniform solid cross section along their whole length, which do not conform to the definition of flat-rolled products), and angles, shapes, or sections. Stainless steel bar includes cold-finished stainless steel bars that are turned or ground in straight lengths, whether produced from hot-rolled bar or from straightened and cut rod or wire, and reinforcing bars that have indentations, ribs, grooves, or other deformations produced during the rolling process. Stainless steel bar is provided for in subheadings 7222.10.00, 7222.20.00, and 7222.30.00 of the Harmonized Tariff Schedule of the United States.

³ The Commission instituted this investigation on August 29, 1994 (59 FR 46448, Sept. 8, 1994).

INTERSTATE COMMERCE COMMISSION

[Docket No. AB-101 (Sub-No. 11X)]

Duluth, Missabe and Iron Range Railway Company—Abandonment Exemption—St. Louis County, MN

Duluth, Missabe and Iron Range Railway Company (DM&IR) has filed a verified notice under 49 CFR Part 1152 Subpart F—Exempt Abandonments to abandon the 1.22-mile Superior Branch of the Missabe Division between milepost H15.58, at or near Ruby Junction, and the end of the line at milepost H16.61, at or near Hibbing, MN, in St. Louis County, MN.

DM&IR has certified that: (1) No local traffic has moved over the line for at least 2 years; (2) any overhead traffic on the line can be rerouted over other lines; (3) no formal complaint filed by a user of rail service on the line (or by a State or local government entity acting on behalf of such user) regarding cessation of service over the line either is pending with the Commission or with any U.S. District Court or has been decided in complainant's favor within the last 2 years; and (4) the requirements at 49 CFR 1105.7 (environmental report), 49 CFR 1105.8 (historic report), 49 CFR 1105.11 and 1152.50(d)(1) (notice to government agencies), and 49 CFR 1105.12 (newspaper publication) have been met.

As a condition to this exemption, any employee adversely affected by the abandonment shall be protected under *Oregon Short Line R. Co.—Abandonment—Goshen*, 360 I.C.C. 91 (1979). To address whether employees are adequately protected, a petition for partial revocation under 49 U.S.C. 10505(d) must be filed.

This exemption will be effective March 3, 1995, unless stayed or a statement of intent to file an offer of financial assistance (OFA) is filed. Petitions to stay that do not involve environmental issues,¹ statements of intent to file an OFA under 49 CFR 1152.27(c)(2),² and trail use/rail banking requests under 49 CFR 1152.29³ must

¹ The Commission will grant a stay if an informed decision on environmental issues (whether raised by a party or by the Commission in its independent investigation) cannot be made before the exemption's effective date. See *Exemption of Out-of-Service Rail Lines*, 5 I.C.C.2d 377 (1989). Any request for a stay should be filed as soon as possible so that the Commission may take appropriate action before the exemption's effective date.

² See *Exempt. of Rail Abandonment—Offers of Finan. Assist.*, 4 I.C.C.2d 164 (1987).

³ The Commission will accept late-filed trail use requests so long as the abandonment has not been

Continued

be filed by February 13, 1995. Petitions to reopen or requests for public use conditions under 49 CFR 1152.28 must be filed by February 21, 1995. An original and 10 copies of any such filing must be sent to the Office of the Secretary, Case Control Branch, Interstate Commerce Commission, Washington, DC 20423. In addition, one copy must be served on Robert J. Koch, P.O. Box 68, 135 Jamison Lane, Monroeville, PA 15146.

If the verified notice contains false or misleading information, the exemption is void *ab initio*.

DM&R has filed an environmental report which addresses the abandonment's effects, if any, on the environment and historic resources. The Commission's Section of Environmental Analysis (SEA) will issue an environmental assessment (EA) by February 6, 1995. A copy of the EA may be obtained by writing to SEA (Room 3219, Interstate Commerce Commission, Washington, DC 20423) or by calling Elaine Kaiser at (202) 927-6248.

Comments on environmental and historic preservation matters must be filed within 15 days after the EA becomes available to the public.

Environmental, historic preservation, public use, or trail use/rail banking conditions will be imposed, where appropriate, in a subsequent decision.

Decided: January 23, 1995.

By the Commission, David M. Koonschnik, Director, Office of Proceedings.

Vernon A. Williams,
Secretary.

[FR Doc. 95-2451 Filed 1-31-95; 8:45 am]

BILLING CODE 7035-01-P

DEPARTMENT OF JUSTICE

Notice of Lodging of Consent Decree Pursuant to the Clean Air Act

In accordance with Departmental Policy, 28 C.F.R. § 50.7, 38 Fed. Reg. 19029, and 42 U.S.C. § 7413(g) notice is hereby given that on January 10, 1995, a proposed Consent Decree in *United States v. Borden, Inc.*, Civil Action No. 95-10054REK, was lodged with the United States district Court for the District of Massachusetts resolving the matters alleged in the United States' complaint file on that date. The proposed Consent Decree represents a settlement of the United States' claims against Borden under the Clean Air Act and the Massachusetts SIP for emissions of violative organic compounds ("VOCs") in excess of the emission limit

consummated and the abandoning railroad is willing to negotiate an agreement.

provided in 310 CMR § 7.18(16), from the vinyl coating lines at Borden's Vernon Plastics Division (the "Vernon facility") located on Shelley Road in Haverhill, Massachusetts.

Under the proposed Consent Decree the Defendant shall pay to the United States a civil penalty in the amount of eighty-two thousand, two hundred and seventy eight dollars (\$82,278), plus interest, within fifteen (15) days of entry of the Consent Decree. The proposed Consent Decree also requires that Borden shall (1) comply with the VOC emissions limitations for vinyl surface coating contained in the Massachusetts federally approved SIP, 310 CMR § 7.18(16), including any amendments thereto; (2) provide written certification to EPA throughout the period the Consent Decree remains in effect that documents the emissions capture, enclosure, and/or incinerator devices are performing adequately; and (3) submit protocols for emissions and performance testing and perform any emissions and performance testing within thirty days of receipt of notification from EPA of a testing requirement.

The Department of Justice will receive, for thirty (30) days from the date of publication of this notice, written comments relating to the Consent Decree. Comments should be addressed to the Assistant Attorney General, Environment and Natural Resources Division, U.S. Department of Justice, Washington, D.C. 20530 and should refer to *United States v. Borden, Inc.*, D.O.J. Ref. No. 90-5-2-1-1525.

The proposed Consent Decree may be examined at the Office of the United States Attorney for the District of Massachusetts, 1107 J.W. McCormack Post Office and Courthouse, Boston, Massachusetts 02109; at the Region I Office of the Environmental Protection Agency, JFK Federal Building, Boston, Massachusetts, 02203; and at the Consent Decree Library, 1120 G Street NW., 4th Floor, Washington, D.C., 20005, (202)-624-0892. A copy of the proposed Consent Decree may be obtained in person or by mail from the Consent Decree Library, 1120 G Street NW., 4th Floor, Washington, D.C., 20005. In requesting a copy, please enclose a check in the amount of \$3.72 (25 cents per page reproduction charge) payable to Consent Decree Library.

Bruce S. Gelber,

Acting Chief, Environmental Enforcement Section, Environment and Natural Resources Division.

[FR Doc. 95-2462 Filed 1-31-95; 8:45 am]

BILLING CODE 4410-01-M

Notice of Lodging of Consent Decree Under Comprehensive Environmental Response, Compensation, and Liability Act

In accordance with Departmental policy, notice is hereby given that on January 17, 1995, a proposed Consent Decree in *United States v. Container Corporation of America*, Civil Action No. C-3-91-469 (S.D. Ohio) was lodged with the United States District Court for the Southern District of Ohio. The proposed Consent Decree concerns the hazardous waste site known as the Miami County Incinerator and Landfill Site near Troy, Miami County, Ohio. Under the proposed decree, CCA will pay \$3.1 million to the Hazardous Substances Superfund to resolve claims for past response costs and future oversight costs under Section 107 of CERCLA, 42 U.S.C. 9607. The Decree reserves the right of the United States to assert claims against CCA for all other matters, including liability for future response costs other than oversight costs and liability to perform response actions at the Site pursuant to Section 106 of CERCLA.

The Department of Justice will receive for a period of thirty (30) days from the date of this publication comments relating to the proposed Consent Decree. Comments should be addressed to the Assistant Attorney General of the Environment and Natural Resources Division, Environmental Enforcement Section, Department of Justice, P.O. Box 7611, Ben Franklin Station, Washington, D.C. 20530, and should refer to *United States v. Container Corporation of America*, Civil Action No. C-3-91-469 (S.D. Ohio) and D.J. reference No. 90-11-3-759. The proposed Consent Decree may be examined at the office of the United States Attorney, Southern District of Ohio, 602 Federal Building 200 West Second Street, Dayton, Ohio 45402; at the Region 5 Office of the Environmental Protection Agency, 77 West Jackson Boulevard, Chicago, Illinois 60604; and at the Consent Decree Library, 1120 G Street, N.W., 4th Floor, Washington, D.C. 20005. Copies of the proposed Consent Decree may be obtained in person or by mail from the Consent Decree Library 1120 G Street, N.W., 4th Floor, Washington, D.C. 20005. In requesting copies, please enclose a check in the amount of \$3.75