

[FR Doc. 95-2485 Filed 1-31-95; 8:45 am]
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Notice of Issuance of Decisions and Orders During the Office of Hearings and Appeals Week of October 10 Through October 14 1994

During the week of October 10 through October 14, 1994, the decisions and orders summarized below were issued with respect to applications for relief filed with the Office of Hearings and Appeals of the Department of Energy. The following summary also contains a list of submissions that were dismissed by the Office of Hearings and Appeals.

Implementation of Special Refunds

Mount Airy Refining Co., 10/14/94, LEF-0121

The Department of Energy issued a Decision and Order setting forth procedures for the disbursement of \$2,226,782.70 received as a result of a consent order between the DOE and Mt. Airy Refining Company. The DOE determined that the funds should be distributed in accordance with the DOE's Modified Statement of Restitutionary Policy in crude oil overcharge cases.

Refund Application

Texaco Inc./New Baltimore Fuel & Supply, Inc., Gain Oil Company, Denver Oil Company, Sherwood Oil & Gas Company, 10/12/94 RF321-13808, RF321-13810, RF321-14378, RF321-19906

The DOE issued a Decision and Order denying four Applications for Refund filed in the Texaco refund proceeding.

The applicants initially submitted purchase volume claims that they stated were based on sales records. However, they later made statements indicating that the gallonage claims were based primarily on personal recollection. Furthermore, the applicants were unable to provide documentation to support their purchase volume claims. Accordingly, the Applications for Refund were denied.

Refund Applications

The Office of Hearings and Appeals issued the following Decisions and Orders concerning refund applications, which are not summarized. Copies of the full texts of the Decisions and Orders are available in the Public Reference Room of the Office of Hearings and Appeals.

Atlantic Richfield Company/Mapco, Inc	RR304-56	10/14/94
Toppers Oil Corp	RF326-329	.....
Farmers Co-Op Association of Saunders et al	RF272-90510	10/11/94
Frey Concrete Inc. et al	RF272-92003	10/11/94
Giles Industries, Inc. et al	RF272-84657	10/11/94
Gulf Oil Corporation/Hayward Research, Inc	RF300-20196	10/13/94
Columbia Nitrogen Corp. TRU, Inc.	RF300-20197	.....
	RF300-20420	
Howard County, Iowa et al	RF272-85091	10/11/94
M.A. Mortenson Company et al	RF272-93686	10/14/94
McCalman, Inc. et al	RF272-94739	10/13/94
Pro Services	RF272-93677	10/14/94
Warren Distribution	RF272-93693	.....
Mystic Fuel, Inc	RF272-93764	.....
Gary Refining Co., Inc	RF272-94921	.....
Shell Oil Company/PSI/NOF Shell	RF315-7284	10/13/94
Shell Oil Company/Truax Corporation	RF315-8200	10/13/94
Texaco Inc./C.D. Turner Texaco et al	RF321-2206	10/14/94
Texaco Inc./Dawson Road Texaco	RF321-20770	10/14/94
Rainey's Texaco	RF321-21037	.....
Texaco Inc./Rodgers T. Storey	RF321-20070	10/12/94
Norbert E. Mitchell Co	RF321-20327	.....
Raymond G. Brockett	RR321-160	.....
R.G. Brockett	RR321-161	.....
Union Pacific Railroad Co	RF272-93262	10/12/94
Union Pacific Railroad Co	RF272-93741	.....
Union Pacific Railroad Co	RF272-93742	.....
The Atchison, Topeka & Santa Fe Railway Co	RF272-93287	.....
Terminal Railroad Assoc	RF272-93438	.....

Dismissals

The following submissions were dismissed:

Name	Case No.
Archdiocese of Washington	RF272-97245
Blue Valley USD #384	RF272-97761
Brunson Texaco	RF321-19768
Budd Company, Inc.	RF272-98760
Carroll Transport, Inc.	RF272-97088
Cash & Sons L-P Gas Co., Inc.	Lee-0166
Contract Hauling, Inc.	RF272-98817
D.H. Blattner & Sons, Inc.	RF272-98940
Frontier Flying Service, Inc.	RF272-98834
Gasoline Merchants Texaco	RF321-18837
General Felt Ind.	RF272-98714
Glenn's Transmission, Inc.	RF321-16337
Hampton Falls School District	RF272-97233
Hampton School District	RF272-97232
Hanks Service Station	RF321-19767

Name	Case No.
Hilltop Texaco	RF321-19733
L.P. Gas Co., Inc.	Lee-0141
Low Land Construction Co., Inc.	RF272-98848
Martinez Gas Company	RF340-139
Maylon H. Fowler, Inc.	RF272-94855
North Hampton School District	RF272-97234
Seabrook School District	RF272-97235
Stanberry Oil Company	Lee-0157
Warrensville Heights, OH	RF272-97648
Webb's Oil Corporation	RF321-20447
Winnacunnet Coop. School District	RF272-97236

Copies of the full text of these decisions and orders are available in the Public Reference Room of the Office of Hearings and Appeals, Room 1E-234, Forrestal Building, 1000 Independence Avenue SW., Washington, D.C. 20585, Monday through Friday, between the hours of 1:00 p.m. and 5:00 p.m., except federal holidays. They are also available in Energy Management: Federal Energy Guidelines, a commercially published loose leaf reporter system.

Dated: January 25, 1995.

George B. Breznay,

Director, Office of Hearings and Appeals.

[FR Doc. 95-2481 Filed 1-31-95; 8:45 am]

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ENVIRONMENTAL PROTECTION AGENCY

[FRL-5148-2]

Intended Transfer of Confidential Business Information

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice of intended transfer of confidential business information to contractors.

SUMMARY: The Environmental Protection Agency (EPA) intends to transfer confidential business information (CBI) collected from the organic chemicals, plastics and synthetic fibers (OCPSF) industries to Radian Corporation (Radian) and to Industrial Economics Incorporated (IEc). Radian and IEc adhere to EPA-approved security plans which describe procedures to protect confidential business information (CBI).

Transfer of this information will allow the contractors to assist EPA in evaluating the need for establishing regulations under the Resource Conservation and Recovery Act (RCRA) for air emissions, leaks and sludges from treatment surface impoundments accepting wastes generated by the OCPSF industries that were, at point of generation, RCRA hazardous wastes, but which have been diluted so that the

RCRA hazardous characteristic is removed prior to placement in the wastewater treatment surface impoundment. The CBI that EPA intends to transfer to Radian and IEc was collected under the authority of section 308 of the Clean Water Act (CWA). Interested persons may submit comments on this intended transfer of CBI to the address noted below.

DATES: Comments on the transfer of data are due February 6, 1995.

ADDRESSES: Comments may be sent to Linda Martin (5305), EPA, 401 M Street SW., Washington, DC 20460.

FOR FURTHER INFORMATION CONTACT:

Linda Martin at the above address, or call (202) 260-0062.

SUPPLEMENTARY INFORMATION: EPA has previously transferred information to various contractors, including CBI, concerning certain industries that was collected under the authority of section 308 of the CWA. EPA determined at that time that the transfer was necessary to enable the contractors to perform their work in assisting EPA in developing effluent guidelines and standards for certain industries. Notice to this effect was provide to the affected industries.

Today, EPA is giving notice that it has entered into an additional contract with IEc (Cambridge, Massachusetts), contract number 68-W3-0028, and with Radian (Herndon, Virginia), contract number 68-W3-0001. These contracts arrange contractor support to assist EPA in evaluating the need to establish regulations under RCRA (specifically, under the Land Disposal Restrictions (LDR) program) for air emissions, leaks and sludges from treatment surface impoundments accepting wastes that were, at point of generation, RCRA hazardous wastes, but which have been diluted so that the RCRA hazardous characteristic is removed prior to placement in the wastewater treatment surface impoundment. The information that EPA intends to transfer to Radian and IEc consists primarily of data previously collected by EPA to support the development of effluent limitations

guidelines and standards under the CWA for OCPSF industries.

All EPA contractor personnel are bound by the requirements and sanctions contained in their contracts with EPA and in EPA's confidentiality regulations found at 40 CFR part 2, subpart B. Radian and IEc adhere to EPA-approved security plans which describe procedures to protect CBI. The security plans specify that contractor personnel are required to sign non-disclosure agreements and are briefed on appropriate security procedures before they are permitted access to CBI. No person is automatically granted access to CBI; a need to know must exist.

Dated: January 25, 1995.

Michael Shapiro,

Director, Office of Solid Waste.

[FR Doc. 95-2434 Filed 1-31-95; 8:45 am]

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[FRL-5148-1]

Wyoming; Partial Program Adequacy Determination of the State's Municipal Solid Waste Permit Program

AGENCY: Environmental Protection Agency (Region VIII).

ACTION: Notice of tentative determination on partial program application of Wyoming for partial program adequacy determination, public comment period, and public hearing.

SUMMARY: Section 4005(c)(1)(B) of the Resource Conservation and Recovery Act (RCRA), as amended by the Hazardous and Solid Waste Amendments (HSWA) of 1984, requires States to develop and implement permit programs to ensure that municipal solid waste landfills (MSWLFs) which may receive hazardous household waste or conditionally exempt small quantity generator waste will comply with the revised Federal MSWLF Criteria (40 CFR part 258). Section 4005(c)(1)(C) of RCRA requires the Environmental Protection Agency (EPA) to determine