

49 CFR 1152.29³ must be filed by March 6, 1995. Petitions to reopen or requests for public use conditions under 49 CFR 1152.28 must be filed by March 14, 1995, with: Office of the Secretary, Case Control Branch, Interstate Commerce Commission, Washington, DC 20423.

A copy of any pleading filed with the Commission should be sent to applicant's representative: James R. Paschall, Three Commercial Place, Norfolk, VA 23510.

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

NS has filed an environmental report which addresses the abandonment's effects, if any, on the environment and historic resources. The Section of Environmental Analysis (SEA) will issue an environmental assessment (EA) by February 27, 1995. Interested persons may obtain a copy of the EA by writing to SEA (Room 3219, Interstate Commerce Commission, Washington, DC 20423) or by calling Elaine Kaiser, Chief of SEA, at (202) 927-6248. Comments on environmental and historic preservation matters must be filed within 15 days after the EA is 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: February 10, 1995.

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

Vernon A. Williams,
Secretary.

[FR Doc. 95-4302 Filed 2-21-95; 8:45 am]
BILLING CODE 7035-01-P

JUDICIAL CONFERENCE OF THE UNITED STATES

Hearing of the Judicial Conference Advisory Committee on Rules of Bankruptcy Procedure

AGENCY: Judicial Conference of the United States, Advisory Committee on Rules of Bankruptcy Procedure.

ACTION: Notice of cancellation of open hearing.

SUMMARY: The Bankruptcy Rules public hearing scheduled to be held in Washington, D.C. on February 24, 1995, has been cancelled. (Original notice of hearing appeared in the Federal Register of November 18, 1994 (59 FR 59793).

FOR FURTHER INFORMATION CONTACT: John K. Rabiej, Chief, Rules Committee Support Office, Administrative Office of

the United States Courts, Washington, D.C., telephone (202) 273-1820.

Dated: February 15, 1995.

John K. Rabiej,

Chief, Rules Committee Support Office.

[FR Doc. 95-4261 Filed 2-21-95; 8:45 am]

BILLING CODE 2210-01-M

DEPARTMENT OF JUSTICE

Notice of Lodging of Consent Judgment Pursuant to the Clean Water Act

In accordance with Departmental Policy, 28 CFR 50.7, notice is hereby given that a Consent Judgment in *United States v. Bostic, et al.*, Civil No. 92-101-4 (E.D.N.C.), was lodged with the United States District Court for the Eastern District of North Carolina on November 8, 1994.

The Consent Judgment concerns alleged violations of section 301(a) of the Clean Water Act, 33 U.S.C. 1311(a), resulting from the defendants' unauthorized conversion of 147 acres of pocosin wetlands on a 194-acre site in Onslow County, North Carolina. Before agreeing to the terms of the Consent Judgment, defendants completed restoration of part of the property to the satisfaction of the U.S. Environmental Protection Agency ("EPA"), the U.S. Army Corps of Engineers ("Corps"), and North Carolina state erosion experts. Under the Consent Judgment, defendants would admit liability for their violations and agree to pay a \$60,000 civil penalty to the United States. They would further agree to establish a buffer zone along the southern edge of the violation site to protect nearby Mill Creek from future erosion or development and to then transfer title of this buffer zone to an approved third party grantee, such as the North Carolina Coastal Land Trust, within 180 days of signing the Consent Judgment. Failure to create the buffer zone or to comply with the transfer of title provision would result in the payment to the United States of an additional \$40,000 in stipulated penalties.

The Department of Justice will receive written comments relating to the proposed Consent Decree for a period of 30 days from the date of publication of this notice. Comments should be addressed to Russell Young, Esquire, U.S. Department of Justice, Environmental Defense Section, P.O. Box 23986, Washington, D.C. 20026-3986, should refer to *United States v. Bostic, et al.*, Civil No. 92-101-4

(E.D.N.C.), and should also make reference to DJ# 90-5-1-1-3715.

The Consent Judgment may be examined at the Clerk's Office, United States District Court for the Eastern District of North Carolina, P.O. Box 25670, Raleigh, North Carolina 27611.

Letitia J. Grishaw,

Chief, Environmental Defense Section,
Environment and Natural Resources Division.

[FR Doc. 95-4227 Filed 2-21-95; 8:45 am]

BILLING CODE 4410-01-M

Extension of Comment Period for Consent Decrees in *United States v. Nalco Chemical Co., et al.*

Notice is hereby given that the period for public comments on the two proposed Consent Decrees in *United States v. Nalco Chemical Company, et al.*, Case No. 91-C-4482 (N.D. Ill.), lodged on December 22, 1994 with the United States District Court for the Northern District of Illinois, has been extended to and including March 3, 1995. The proposed Consent Decrees resolve certain claims of the United States against the settling parties under the Comprehensive Environmental Response Compensation and Liability Act, 42 U.S.C. 9601 *et seq.*, relating to the Byron Superfund Site in Ogle County, Illinois. Under the *de minimis* Consent Decree, nine settling parties among the "drum" parties in the case will pay the United States \$94,405.86. Under the second *de minimis* Consent Decree, six settling parties among the "IPC customer" parties in the case will pay the United States \$429,045.17.

The United States published notice of the lodging of the Consent Decrees in the **Federal Register** on January 10, 1995. 60 FR 2613 (1995). In response to a request for an extension of the public comment period, the United States has elected to extend the comment period and to accept public comments received no later than March 3, 1995. Comments should be addressed to the Assistant Attorney General of the Environment and Natural Resources Division, Department of Justice, Washington, DC 20530, and should refer to *United States v. Nalco Chemical Company, et al.*, D.J. Ref. No. 90-11-3-687.

The proposed Consent Decrees may be examined at the Office of the United States Attorney for the Northern District of Illinois, 219 S. Dearborn St., Chicago, Illinois 60604; the Region V Office of the United States, Environmental Protection Agency, 77 West Jackson Street, Chicago, Illinois 60604; and at the Consent Decree Library, 1120 G Street, NW., 4th Floor, Washington, DC 20005 (202-624-0892). A copy of the

³ The Commission will accept a late-filed trail use statements so long as it retains jurisdiction.

proposed Consent Decrees may be obtained in person or by mail from the Consent Decree Library, 1120 G Street, NW., 4th Floor, Washington, DC 20005. In requesting a copy of the first Consent Decree (the "Drum" Decree), please enclose a check in the amount of \$7.00 (25 cents per page for reproduction costs), payable to the Consent Decree Library. In requesting a copy of the second Consent Decree (the "IPC Customer" Decree), please enclose a check in the amount of \$6.25 (25 cents per page for reproduction costs), payable to the Consent Decree Library. In requesting a copy of both Consent Decrees, please enclose a check in the amount of \$13.25 (25 cents per page for reproduction costs), payable to the Consent Decree Library.

Joel M. Gross,

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

[FR Doc. 95-4282 Filed 2-21-95; 8:45 am]

BILLING CODE 4410-01-M

Consent Decree Pursuant to the Resource Conservation and Recovery Act

In accordance with Departmental policy, 28 CFR 50.7, notice is hereby given that a proposed Consent Decree in *United States v. Taylor Lumber & Treating, Inc.*, Civil Action No. 93-858-JO was lodged on February 8, 1995, with the United States District Court for the District of Oregon. The Consent Decree settles the claims alleged against defendant, Taylor Lumber & Treating, Inc. ("Taylor") in this action.

The Complaint was brought against Taylor pursuant to section 3008 (a), (g), and (h) of the Resource Conservation and Recovery Act ("RCRA"), as amended by the Hazardous and Solid Waste Amendments of 1984, 42 U.S.C. 6928 (a), (g), and (h), for alleged violations associated with Taylor's owning and operating a land disposal facility where hazardous waste was stored and/or disposed of without a permit or interim status authorization ("the concrete vault"). The Complaint sought an order that Taylor pay a civil penalty for violations associated with its storage and/or disposal of hazardous waste in the concrete vault, complete closure of the concrete vault in accordance with Oregon's regulations, and perform corrective action at its facility located near Sheridan, Oregon to address releases of hazardous constituents and hazardous wastes into the environment.

Under the terms of the proposed Consent Decree, Taylor will complete

closure of the concrete vault in accordance with Oregon's regulations, conduct a RCRA Facility Investigation and perform corrective action at its facility to address releases of hazardous constituents and hazardous wastes into the environment, and pay a civil penalty of \$70,000 for the violations associated with the concrete vault.

The Department of Justice will receive, for a period of thirty (30) days from the date of this publication, written comments relating to the proposed Consent Decree. Comments should be addressed to the Assistant Attorney General for the Environment and Natural Resources Division, Department of Justice, Washington, DC 20530, and should refer to *United States v. Taylor Lumber & Treating, Inc.*, DOJ Ref. 1#90-7-1-667.

The proposed Consent Decree may be examined at the office of the United States Attorney, 312 U.S. Courthouse, 620 SW Main Street, Portland, Oregon 97205; the Region 10 Office of EPA, 7th Floor Records Center, 1200 Sixth Avenue, Seattle, WA 98101; and at the Consent Decree Library, 1120 G Street, NW., 4th Floor, Washington, DC 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, DC 20005. In requesting a copy please refer to the referenced case and enclose a check in the amount of \$28.75 (25 cents per page reproduction costs), payable to the Consent Decree Library.

Bruce S. Gelber,

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

[FR Doc. 95-4281 Filed 2-21-95; 8:45 am]

BILLING CODE 4410-01-M

Antitrust Division

United States of America v. Playmobil USA, Inc.; Proposed Final Judgment and Competitive Impact Statement

Notice is hereby given pursuant to the Antitrust Procedures and Penalties Act, 15 U.S.C. 16(b) through (h), that a proposed Final Judgment, Stipulation and Competitive Impact Statement have been filed with the United States District Court for the District of Columbia in *United States of America versus Playmobil USA, Inc.*, Civil Action No. 95-0214. The Complaint alleged that Playmobil engaged in a combination and conspiracy with dealers to fix the price of children's toys in violation of section 1 of the Sherman Act, 15 U.S.C. 1. The proposed Final

Judgment that Playmobil has agreed to prohibits it for a period of ten years from (A) agreeing with any dealer to fix or maintain the resale prices at which Playmobil's products may be sold; (B) discussing or encouraging adherence to Playmobil's suggested resale prices; (C) threatening to terminate or retaliate against a dealer for discounting; and (D) communicating information to any dealer relating to the termination of any other dealer due to discounting. Additionally, for five years Playmobil is barred from (E) terminating any dealer or taking any other action for reasons relating to that dealer's discounting of Playmobil products; (f) announcing that it will adopt any resale pricing policy under which a dealer may be terminated because of discounting; (G) acting, or representing that it will act, upon a dealer's complaint of another dealer's discounting; and (H) establishing any cooperative advertising policy that denies or reduces advertising allowances for any reason related to a dealer's advertised discount prices. These prohibitions are discussed more fully in the Competitive Impact Statement.

Playmobil is also required to appoint an antitrust compliance officer and establish an antitrust compliance program. This program is designed to inform Playmobil employees and agents about the consent decree and the antitrust laws, thereby helping to prevent future violations.

Public comment is invited within the statutory 60-day comment period. Such comments and responses to them will be published in the **Federal Register** and filed with the Court. Comments should be directed to Rebecca P. Dick, Chief, Civil Task Force I, U.S. Department of Justice, Antitrust Division, 1401 H Street, NW., Room 3700, Washington, DC 20530 (telephone: 202/514-8368).

Constance K. Robinson,

Director of Operations, Antitrust Division.

In the United States District Court for the District of Columbia

United States of America, Plaintiff, v. Playmobil USA, Inc., 11 E. Nicholas Court, Dayton, NY 08810. Defendant.

Case Number 1:95CV00214

Judge: James Robertson

Deck Type: Antitrust

Date Stamp: 01/31/95

Complaint

The United States of America, plaintiff, by its attorneys acting under the direction of the Attorney General of the United States, brings this civil action against the above-named