

States Attorney, 55 Pleasant St., Rm. 312, Concord, New Hampshire 03301 and at the Region I office of the Environmental Protection Agency, One Congress St., Boston, Massachusetts 02203. The proposed consent decree may also be examined at the Consent Decree Library, 1120 G St. 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 St., NW., 4th Floor, Washington, DC 20005. In requesting a copy, please enclose a check in the amount of \$13.00 (25 cents per page reproduction cost) payable to the "Consent Decree Library."

Bruce S. Gelber,

*Acting Chief Environmental Enforcement
Section Environment & Natural Resources
Division.*

[FR Doc. 95-17842 Filed 7-19-95; 8:45 am]

BILLING CODE 4410-01-M

Notice of Lodging of Consent Decree Pursuant to the Comprehensive Environmental Response, Compensation, and Liability Act and the Resource Conservation and Recovery Act

Notice is hereby given that on July 11, 1995, a proposed settlement agreement was lodged with the United States Bankruptcy Court for the Northern District of Ohio at Canton in *In re SiMETCO, Inc.*, Case No. 93-61772. The proposed settlement agreement settles an amended proof of claim filed by the United States on behalf of the United States Environmental Protection Agency (EPA) relating to costs incurred and to be incurred by the United States pursuant to Section 107 of the Comprehensive Environmental Response, Compensation, and Liability Act ("CERCLA"), 42 U.S.C. § 9607, at the Hylebos Waterway Problem Areas of the Commencement Bay Nearshore/Tideflats Superfund Site ("CB N/T Site") in Pierce County, Washington.

SiMETCO filed a voluntary petition for reorganization under chapter 11 of the Bankruptcy Code on September 17, 1993 in the United States District Court for the Northern District of Ohio. The United States filed an amended proof of claim on behalf of EPA in the SiMETCO bankruptcy on July 13, 1994, for unreimbursed environmental responses costs which have been and which will be incurred in the future by the United States under Section 107 of CERCLA, 42 U.S.C. § 9607. The claims relate to costs incurred and to be incurred by the United States at the Hylebos Waterway Problem Areas of the CB N/T Site.

Under the proposed settlement agreement, EPA's claim shall be allowed as an Unsecured Claim in the amount of \$510,000, and paid in accordance with the Debtor's Plan of Reorganization that was confirmed on December 7, 1994. In consideration of the payments made by the Debtor under the settlement agreement, the United States covenants not to sue the Debtor pursuant to Sections 106 and 107 of CERCLA for response actions or response costs relating to the Hylebos Waterway Problem Areas of the CB N/T Site.

The Department of Justice will receive written comments relating to the proposed Consent Decree for thirty (30) days from the date of publication of this notice. Comments should be addressed to the Assistant Attorney General of the Environment and Natural Resources Division, U.S. Department of Justice, Washington, DC 20530, and should refer to *In re SiMETCO, Inc.* D.J. Ref. No. 90-11-2-726A.

The proposed settlement agreement may be examined at the Region 10 Office of EPA, 7th Floor Records Center, 1200 Sixth Avenue, Seattle, WA 98101. A copy of the settlement agreement may be obtained in person or by mail from the Consent Decree Library, 1120 G Street NW., 4th Floor, Washington, DC 20005, (202) 624-0892. In requesting copies, please enclose a check in the amount of \$2.25 (25 cents per page reproduction cost) payable to the "Consent Decree Library."

Bruce Gelber,

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

[FR Doc. 95-17843 Filed 7-19-95; 8:45 am]

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Drug Enforcement Administration

Manufacturer of Controlled Substances; Registration

By Notice dated May 18, 1995, and published in the **Federal Register** on May 25, 1995, (60 FR 27790), Roche Diagnostic Systems, Inc., 1080 U.S. Highway 202, Somerville, New Jersey 08876, made application to the Drug Enforcement Administration (DEA) to be registered as a bulk manufacturer of the basic classes of controlled substances listed below:

Drug	Schedule
Lysergic acid diethylamide (7315)	I
Tetrahydrocannabinols (7370) ..	I
Phencyclidine (7471)	II

Drug	Schedule
Methadone (9250)	II
Morphine (9300)	II

No comments or objections have been received. Therefore, pursuant to section 303 of the Comprehensive Drug Abuse Prevention and Control Act of 1970 and Title 21, Code of Federal Regulations, § 1301.54(e), the Deputy Assistant Administrator, Office of Diversion Control, hereby orders that the application submitted by the above firm for registration as a bulk manufacturer of the basic classes of controlled substances listed above is granted.

Dated: July 14, 1995.

Gene R. Haislip,

*Deputy Assistant Administrator, Office of
Diversion Control, Drug Enforcement
Administration.*

[FR Doc. 95-17889 Filed 7-19-95; 8:45 am]

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Barney Rubenstein, M.D.; Revocation of Registration

On December 28, 1994, the Deputy Assistant Administrator, Office of Diversion Control, Drug Enforcement Administration (DEA), issued an Order to Show Cause to Barney Rubenstein, M.D. of San Antonio, Texas (Respondent), proposing to revoke his DEA Certificate of Registration, BR0775291, and deny any pending applications for registration as a practitioner. The statutory basis for the Order to Show Cause was that Respondent was no longer authorized to handle controlled substances in the State of Texas. 21 U.S.C. 823(f) and 824(a)(3).

By letter dated January 26, 1995, Respondent waived a hearing in this matter and, in the alternative, submitted a written statement regarding his position as to the facts and law involved in this matter pursuant to 21 CFR 1301.54. The Deputy Administrator hereby enters his final order based upon the investigative file and Respondent's written statement in accordance with 21 CFR 1301.57.

Review of the investigative file indicates that Respondent's DEA Certificate of Registration and Texas Controlled Substances Registration were surrendered on January 23, 1982, in accordance with a stipulated agreement between Respondent and the Texas State Board of Medical Examiners (the Board), because of questionable prescribing practices. On October 28, 1986, after a hearing, the Board removed all sanctions against Respondent and recommended that he reapply for a