

Sts. and Cleveland and Fairmont Aves.,  
Fairmont, 95001008

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## DEPARTMENT OF JUSTICE

### Lodging of Consent Decree Pursuant to the Comprehensive Environmental Response, Compensation, and Liability Act

In accordance with Departmental policy, 28 C.F.R. § 50.7, notice is hereby given that a proposed Consent Decree in *United States v. AAF McQuay, Inc., et al.*, Case No. 3:95-2023-0 was lodged on June 30, 1995, with the United States District Court for the District of South Carolina. This settlement agreement resolves the claims asserted by the United States in an enforcement action brought on behalf of the Environmental Protection Agency ("EPA") against 30 Potentially Responsible Parties ("PRPs") (referred to as the "SEPCO Group") pursuant to the Comprehensive Environmental Response, Compensation, and Liability Act ("CERCLA"), 42 U.S.C. 9601 *et seq.* The complaint alleges defendants are liable for CERCLA response costs incurred and to be incurred by the United States at the "Carolawn Superfund Site," an approximately 60-acre property with an abandoned waste storage and disposal facility located near Fort Lawn, South Carolina. The Site was owned and operated as a waste storage and disposal facility by the now defunct Carolawn Company, Southeastern Pollution Control Company ("SEPCO"), and other prior owner/operators. Under the Consent Decree, the SEPCO Group shall pay \$292,500 (63%) of the \$465,000 in outstanding identified response costs associated with the remedial actions at the Site.

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 for the Environment and Natural Resources Division, Department of Justice, Washington, DC 20530, and should refer to *United States v. AAF McQuay, Inc., et al.*, 90-11-2-1A.

The proposed Consent Decree may be examined at the office of the United States Attorney, 1441 Main Street, Columbia, South Carolina, the Region IV office of the U.S. Environmental Protection Agency, 345 Courtland Street, NE., Atlanta, GA 30365, 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, (202) 624-0892. In requesting a copy, please refer to the referenced case and enclose a check in the amount of \$12.50 (25 cents per page reproduction costs), payable to the Consent Decree Library.

**Bruce S. Gelber,**

*Acting Chief, Environment and Natural Resources Division.*

[FR Doc. 95-18149 Filed 7-24-95; 8:45 am]

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### Lodging a Final Judgment by Consent Pursuant to the Comprehensive Environmental Response Compensation and Liability Act (CERCLA)

Notice is hereby given that on July 10, 1995, a proposed consent decree in *United States v. Alumet Partnership, et al.*, Civ. A. No. 95-C-1718, was lodged with the United States District Court for the District of Colorado. The complaint in this action seeks recovery of costs under Section 107(a) of the Comprehensive Environmental Response, Compensation and Liability Act ("CERCLA"), as amended by the Superfund Amendments and Reauthorization Act of 1986, Pub. L. 99-499, 42 U.S.C. §§ 9606, 9607(a). This action involves the Lowry Landfill Superfund Site in Arapahoe County, Colorado.

The consent decree is a "cash-out" decree which requires a payment of \$7.28 million and resolves the United States' cost claims against the Alumet Partnership and certain of that partnership's present and/or former general partners.

The Department of Justice will receive comments relating to the proposed consent decree for a period of thirty 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, Department of Justice, P.O. Box 7611, Ben Franklin Station, Washington, DC 20044, and should refer to *United States v. Alumet Partnership, et al.*, DOJ Reference No. 90-11-2-93I. In accordance with Section 7003(d) of RCRA, 42 U.S.C. § 6973(d), commenters may request a public meeting in the affected areas.

The proposed consent decree may be examined at the Office of the United States Attorney for the District of Colorado, 1961 Stout Street, Suit 1100, Denver, Colorado 80294; the Region VIII office of the Environmental Protection

Agency, 999 18th Street, Suite 500, Denver, Colorado 80202; and at the Consent Decree Library, 1120 "G" Street, NW., 4th Floor, Washington, DC 20005, (202) 624-0892. A copy of each proposed decree may be obtained in person or by mail from the Consent Decree Library at the address listed above. In requesting a copy, please refer to the referenced case and number, and enclose a check in the amount of \$7.75 (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 Div.*

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### Lodging of Consent Decree Pursuant to the Clean Water Act

In accordance with Departmental policy, 28 C.F.R. § 50.7, notice is hereby given that a proposed consent decree in *United States v. Potomac Electric Power Company*, Civil Action No. *PJM 95-1967*, was lodged on July 3, 1995, with the United States District Court for the District of Maryland. The complaint alleges that PEPCO discharged fly-ash wastewater (a pollutant) into waters of the United States without a permit in violation of the Clean Water Act, 33 U.S.C. 1251, *et seq.* The consent decree requires PEPCO to pay a civil penalty of \$975,000.00. No injunctive relief is imposed because the violations have ceased and PEPCO has taken appropriate steps to ensure they are not repeated.

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 for the Environment and Natural Resources Division, Department of Justice, Washington, DC 20530, and should refer to *United States v. Potomac electric Power Company*, DOJ Ref. #90-5-1-1-4153.

The proposed consent decree may be examined at the Office of the United States Attorney, 604 United States Court House, 101 West Lombard Street, Baltimore, Maryland 21201; the Regional III Office of the Environmental Protection Agency, 841 Chestnut Building, Philadelphia, PA 19107; 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,