

document for filing without a certificate of service.

Authority: This investigation is being conducted under authority of the Tariff Act of 1930, title VII, as amended by the URAA. This notice is published pursuant to section 207.12 of the Commission's rules.

By order of the Commission.

Issued: October 4, 1995.

Donna R. Koehnke,
Secretary.

[FR Doc. 95-25042 Filed 10-6-95; 8:45 am]

BILLING CODE 7020-02-P

INTERSTATE COMMERCE COMMISSION

[Finance Docket No. 32742]

RailTex, Inc.—Acquisition of Control Exemption—Dallas, Garland & Northeastern Railroad, Inc.

AGENCY: Interstate Commerce Commission.

ACTION: Notice of exemption.

SUMMARY: The Commission under 49 U.S.C. 10505 exempts from the prior approval requirements of 49 U.S.C. 11343, *et seq.*, the acquisition of control by RailTex, Inc. of Dallas, Garland & Northeastern Railroad, Inc. (DGNO) subject to standard labor protective conditions. RailTex presently controls 15 class III rail carriers located in 20 states. DRGO became a carrier in 1992 pursuant to exemptions in Finance Docket No. 32014 to lease and operate Missouri Pacific Railroad Company lines in Texas, and Finance Docket No. 32015 to operate via trackage rights over Dallas Area Rapid Transit lines. At that time, DGNO was placed into an independent voting trust, which RailTex seeks to dissolve by acquiring control of DGNO.

DATES: This exemption will be effective on November 9, 1995. Petitions to stay must be filed October 20, 1995. Petitions to reopen must be filed by October 30, 1995.

ADDRESSES: Send pleadings, referring to Finance Docket No. 32742 to: (1) Office of the Secretary, Case Control Branch, Interstate Commerce Commission, 1201 Constitution Avenue NW., Washington, D.C. 20423; and (2) Petitioner's representative: Patricia E. Dietrich, Slover & Loftus, 1224 17th Street NW., Washington, DC 20006.

FOR FURTHER INFORMATION CONTACT: Joseph H. Dettmar, (202) 927-5660. [TDD for the hearing impaired: (202) 927-5721.]

SUPPLEMENTARY INFORMATION: Additional information is contained in

the Commission's decision. To purchase a copy of the full decision, write to, call, or pick up in person from: Dynamic Concepts, Inc., Interstate Commerce Commission Building, 1201 Constitution Avenue NW., Room 2229, Washington, D.C. 20423. Telephone: (202) 289-4357/4359. [Assistance for the hearing impaired is available through TDD services at (202) 927-5721.]

Decided: September 27, 1995.

By the Commission, Chairman Morgan, Vice Chairman Owen, and Commissioners Simmons and McDonald.

Vernon A. Williams,
Secretary.

[FR Doc. 95-25025 Filed 10-6-95; 8:45 am]

BILLING CODE 7035-01-P

[Finance Docket No. 32700]

JP Rail, Inc., d/b/a Southern Railroad Company of New Jersey—Notice of Exemption—Operation of Salem Branch Rail Line in Salem County, New Jersey

JP Rail, Inc., d/b/a Southern Railroad Company of New Jersey (JP Rail), has filed a notice of exemption to operate under contract the Salem Branch Rail Line, which is owned by the County of Salem, NJ. It is approximately 18.6 miles in length and includes: (a) the Salem Branch, between the connection with Consolidated Rail Corporation at approximately milepost 11.0 in Swedesboro, NJ, and approximately milepost 28.4 in the City of Salem, NJ; and (b) the Glass House Spur, between milepost 0.0 and milepost 1.2, in the City of Salem. The notice of exemption became effective on May 1, 1995.¹

Any comments must be filed with the Commission and served on: John K. Fiorilla, 390 George Street, P.O. Box 1185, New Brunswick, NJ 08903.

This notice is filed under 49 CFR 1150.31. If the notice contains false or misleading information, the exemption

¹ On May 5, 1995, West Jersey Railroad Co. (West Jersey), the line's previous operator, petitioned to reject or revoke the notice of exemption. On August 22, 1995, it requested permission to withdraw its petition because a settlement had been reached. Permission to withdraw will be granted. West Jersey had been authorized to operate this line in *Pioneer Railroad Company, Inc., West Jersey Railroad Division—Lease and Operation Exemption—West Jersey Shortline, Inc.*, Finance Docket No. 31334 (ICC served Oct. 14, 1988).

JP Rail has requested that the exemption be made effective on May 1, 1995, the date the notice of exemption was filed, and not 7 days later as provided under 49 CFR 1150.32(b). It has stated that immediate effectiveness was necessary because, absent JP Rail's service, shippers would have been left stranded with undelivered loaded cars. JP Rail's request will be granted; the effective date of the exemption will be May 1, 1995.

is void *ab initio*. Petitions to revoke the exemption under 49 U.S.C. 10505(d) may be filed at any time.

Decided: September 29, 1995.

By the Commission, Chairman Morgan, Vice Chairman Owen, Commissioners Simmons and McDonald.

Vernon A. Williams,
Secretary.

[FR Doc. 95-25027 Filed 10-6-95; 8:45 am]

BILLING CODE 7035-01-P

DEPARTMENT OF JUSTICE

Notice of Lodging of Consent Order Pursuant to the Comprehensive Environmental Response, Compensation and Liability Act

Notice is hereby given that a proposed Consent Decree in *United States v. BASF Corporation of America, et al.*, Civil Action No. 95-2244, has been lodged with the United States District Court for the Central District of Illinois on September 29, 1995.

The Consent Decree resolves the claims alleged against BASF Corporation of America, and OXY USA Inc., under the Comprehensive Environmental Response, Compensation and Liability Act, 42 U.S.C. 9601 *et seq.* The proposed Consent Decree provides for the payment by these settling parties of \$142,228 of the United States' unrecovered response costs and estimated future oversight costs at the Cross Brothers Pail (Pembroke) Site ("Site"), in Pembroke Township, Kankakee County, Illinois. The proposed Consent Decree also provides for the payment by these settling parties of civil penalties of \$144,000 for their alleged failure to perform response activities at the Site pursuant to an administrative order issued by the United States Environmental Protection Agency.

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, U.S. Department of Justice, P.O. Box 7611, Washington, D.C. 20044, and should refer to *United States v. BASF Corporation of America, et al.*, D.J. Ref. 90-11-2-477A.

The proposed Consent Decree may be examined at the office of the United States Attorney for the Central District of Illinois, 201 S. Vine Street, Room 226, Urbana, Illinois 61801, at the Office of Regional Counsel, United States Environmental Protection Agency,

Region V, 200 West Adams Street, Chicago, Illinois 60606, and at the Consent Decree Library, 1120 G Street, N.W., 4th Floor, Washington, D.C. 20005, (202) 624-0892. A copy of the proposed Consent Decree may also be obtained in person or by mail from the Consent Decree Library. In requesting a copy, please enclose a check in the amount of \$6.00 (25 cents per page reproduction costs) payable to the "Consent Decree Library."

Bruce Gelber,

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

[FR Doc. 95-24960 Filed 10-6-95; 8:45 am]

BILLING CODE 4410-01-M

Notice of 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 on September 29, 1995, a proposed Consent Decree in *United States, et al. v. Borough of Plum, et al.*, Civil Action No. 93-370, was lodged with the United States District Court for the Western District of Pennsylvania.

The complaint, filed by the United States on March 11, 1993, seeks injunctive relief and civil penalties under Section 309 of the Clean Water Act, 33 U.S.C. 1319. The Commonwealth of Pennsylvania intervened in the action as a plaintiff. The plaintiffs' complaints allege that the Borough of Plum and the Plum Borough Municipal Sewer Authority (now known as the Plum Borough Municipal Authority) violated the Clean Water Act and the Pennsylvania Clean Streams Law by, among other things, discharging raw sewage into Abers Creek, discharging from the Holiday Park Sewage Treatment Plant in violation of a discharge permit, and improperly operating and maintaining the Holiday Park Sewage Treatment Plant.

Under this Consent Decree, both defendants will pay a civil penalty of \$180,000 for their past violations. In addition, the Plum Borough Municipal Authority will implement appropriate injunctive relief, including the construction of equalization tanks that will retain raw sewage so that it can be treated and discharged from the Holiday Park Sewage Treatment Plant rather than discharged directly into Abers Creek.

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, Department of Justice, P.O. Box 7611, Ben Franklin Station, Washington, D.C. 20044, and should refer to *United States, et al. v. Borough of Plum, et al.*, DOJ Ref. #90-5-1-1-3960.

The Consent Decree may be examined at the Office of the United States Attorney for the Western District of Pennsylvania, 14th Floor Gulf Tower, 7th Avenue & Grant Street, Pittsburgh, Pennsylvania 15219; U.S. Environmental Protection Agency, 841 Chestnut Building, Philadelphia, Pennsylvania 19107; and at the Consent Decree Library, 1120 "G" Street, N.W., 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, N.W., 4th Floor, Washington, D.C. 20005. In requesting a copy, please refer to the referenced case and number, and enclose a check in the amount of \$12.00 (25 cents per page reproduction costs), payable to the Consent Decree Library.

Bruce S. Gelber,

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

[FR Doc. 95-24961 Filed 10-6-95; 8:45 am]

BILLING CODE 4410-01-M

[AAG/A Order No. 108-95]

Privacy Act of 1974; Privacy Act Systems of Records

Pursuant to the Privacy Act of 1974 (5 U.S.C. 552a) and Office of Management and Budget Circular No. A-130, Department components have reviewed their Privacy Act systems of records to identify any minor changes that will clarify and/or more accurately describe their systems of records. As a result, the Antitrust Division, the Executive Office for Immigration Review, the Immigration and Naturalization Service (INS), and the Justice Management Division are republishing a total of 14 systems of records. In addition, both the Executive Office for Immigration Review and the INS are publishing a current appendix of office locations.

For public convenience, all changes have been italicized and a table of contents precedes the republication below.

Dated: September 18, 1995.

Stephen R. Colgate,

Assistant Attorney General for Administration.

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JUSTICE/ATR-003

SYSTEM NAME:

Index of Defendants in Pending and Terminated Antitrust Cases.

SYSTEM LOCATION:

U.S. Department of Justice: *Liberty Place, Suite 200*, Washington, DC 20530.

CATEGORIES OF INDIVIDUALS COVERED BY THE SYSTEM:

Individual defendants in pending and terminated criminal and civil cases brought by the United States under the antitrust laws.

This system contains an index reference to the case in which an individual (or corporation) is or was a defendant; included in information is proper case name, the judicial district and number of the case, and the date filed.

AUTHORITY FOR MAINTENANCE OF THE SYSTEM:

Authority for the establishment and maintenance of this index system exists under 28 U.S.C. 522 and 44 U.S.C. 3101.