

witness testimony must be filed no later than three days before the hearing. In addition, any person who has not entered an appearance as a party to the investigation may submit a written statement of information pertinent to the subject of the investigation on or before April 8, 1996. On April 26, 1996, the Commission will make available to parties all information on which they have not had an opportunity to comment. Parties may submit final comments on this information on or before May 1, 1996, but such final comments must not contain new factual information, or comment on information disclosed prior to the filing of posthearing briefs, and must otherwise comply with section 207.29 of the Commission's rules. All written submissions must conform with the provisions of section 201.8 of the Commission's rules; any submissions that contain BPI must also conform with the requirements of sections 201.6, 207.3, and 207.7 of the Commission's rules.

In accordance with sections 201.16(c) and 207.3 of the Commission's rules, each document filed by a party to the investigation must be served on all other parties to the investigation (as identified by either the public or BPI service list), and a certificate of service must be timely filed. The Secretary will not accept a document for filing without a certificate of service.

Authority: This investigation is being conducted under authority of title VII of the Tariff Act of 1930; this notice is published pursuant to section 207.20 of the Commission's rules.

Issued: December 13, 1995.

By order of the Commission.

Donna R. Koehnke,

Secretary.

[FR Doc. 95-30941 Filed 12-19-95; 8:45 am]

BILLING CODE 7020-02-P

Notice of Closure of Commission Offices Due to Furlough

AGENCY: International Trade Commission.

SUMMARY: The Commission is providing notice to the public that its offices will be closed on Friday, December 22, 1995, because agency personnel will be on furlough. All filings due on that date will be due on Tuesday, December 26, 1995.

FOR FURTHER INFORMATION CONTACT:

Donna R. Koehnke, Secretary, U.S. International Trade Commission, telephone 202-205-2000. Hearing-impaired persons are advised that information on the matter can be

obtained by contacting the Commission's TDD terminal on 202-205-1810.

Issued: December 15, 1995.

By order of the Chairman:

Donna R. Koehnke,

Secretary.

[FR Doc. 95-30942 Filed 12-19-95; 8:45 am]

BILLING CODE 7020-02-P

Notice of Closure of Commission Offices Due to Furlough

AGENCY: International Trade Commission.

SUMMARY: The Commission is providing notice to the public that its offices will be closed on Friday, December 29, 1995, because agency personnel will be on furlough. All filings due on that date will be due on Tuesday, January 2, 1996.

FOR FURTHER INFORMATION CONTACT:

Donna R. Koehnke, Secretary, U.S. International Trade Commission, telephone 202-205-2000. Hearing-impaired persons are advised that information on the matter can be obtained by contacting the Commission's TDD terminal on 202-205-1810.

Issued: December 15, 1995.

By order of the Chairman:

Donna R. Koehnke,

Secretary.

[FR Doc. 95-30943 Filed 12-19-95; 8:45 am]

BILLING CODE 7020-02-P

INTERSTATE COMMERCE COMMISSION

[Ex Parte No. 290 (Sub No. 5) (96-1)]

Quarterly Rail Cost Adjustment Factor

AGENCY: Interstate Commerce Commission.

ACTION: Approval of rail cost adjustment factor and decision.

SUMMARY: The Commission has approved a first quarter 1996 rail cost adjustment factor (RCAF) and cost index filed by the Association of American Railroads. The first quarter RCAF (Unadjusted) is 1.066. The first quarter RCAF (Adjusted) is 0.782, a decrease of 2.6% from the fourth quarter 1995 RCAF (Adjusted). Maximum first quarter 1996 RCAF rate levels may not exceed 97.4% of maximum fourth quarter 1995 rate levels.

EFFECTIVE DATE: January 1, 1996.

FOR FURTHER INFORMATION CONTACT:

Robert C. Hasek, (202) 927-6239 or H.

Jeff Warren, (202) 927-6243. 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: DC NEWS & DATA, INC., Room 2229, Interstate Commerce Commission Building, 1201 Constitution Avenue, N.W., Washington, DC 20423, or telephone (202) 289-4357/4359. [Assistance for the hearing impaired is available through TDD services (202) 927-5721.]

This action will not significantly affect either the quality of the human environment or energy conservation.

Pursuant to 5 U.S.C. 605(b), we conclude that our action will not have a significant economic impact on a substantial number of small entities within the meaning of the Regulatory Flexibility Act.

Decided: December 12, 1995.

By the Commission, Chairman Morgan, Vice Chairman Owen, and Commissioner Simmons.

Vernon A. Williams,

Secretary.

[FR Doc. 95-30770 Filed 12-19-95; 8:45 am]

BILLING CODE 7035-01-P

[Finance Docket No. 32816]

Hennepin County Regional Railroad Authority—Exemption—From 49 U.S.C. Subtitle IV¹

SUMMARY: On our own motion the Interstate Commerce Commission exempts the Hennepin County Regional Railroad Authority from the requirements of 49 U.S.C. Subtitle IV in connection with its acquisition of 2.5 miles of railroad from the Chicago and North Western Railway Company.

DATES: This exemption will be effective January 19, 1996. Petitions to stay must be filed by January 4, 1996. Petitions for reconsideration must be filed by January 16, 1996.

ADDRESSES: Send pleadings referring to Finance Docket No. 32816 to: (1) Office of the Secretary, Case Control Branch, Interstate Commerce Commission,² 1201 Constitution Avenue, N.W., Washington, DC 20423; and (2)

¹ This proceeding is embraced in Chicago and North Western Transportation Company Abandonment and Discontinuance of Service Exemption In Hennepin County, MN, Docket No. AB-1 (Sub-No. 252X).

² Legislation to sunset the Commission on December 31, 1995, and transfer remaining functions is now under consideration in Congress. Until further notice, parties submitting pleadings should continue to use the current name and address.

Petitioner's representative: Byron D. Olsen, 4200 First Bank Place, 601 Second Avenue South, Minneapolis, MN 55402-4302.

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: DC News & Data, Inc., Interstate Commerce Commission Building, 1201 Constitution Avenue, N.W., Room 2229, Washington, DC 20423. Telephone: (202) 289-4357/4359.

Decided: December 6, 1995.

By the Commission, Chairman Morgan, Vice Chairman Owen and Commissioner Simmons.

Vernon A. Williams,
Secretary.

[FR Doc. 95-30939 Filed 12-19-95; 8:45 am]

BILLING CODE 7035-01-P

DEPARTMENT OF JUSTICE

Notice of Lodging of Consent Decree Pursuant to the Comprehensive Environmental Response, Compensation, and Liability Act and the Clean Water Act

In accordance with Department of Justice Policy, 28 C.F.R. § 50.7, 38 Fed. Reg. 19029, and 42 U.S.C. § 9622(d), notice is hereby given that on November 30, 1995, a proposed amendment to a Consent Decree was lodged with the United States District Court for the Western District of Washington in *United States v. Simpson Tacoma Kraft Co.*, Civil Action No. C91-5260TC. The proposed amendment to the Consent Decree, Amendment No. 1, settles claims asserted by federal, state, and tribal natural resources trustees against the Settling Defendants for damages to natural resources in the Commencement Bay Environment. The trustees for natural resources in Commencement Bay are the National Oceanic and Atmospheric Administration (NOAA) and the Department of the Interior (DOI) (the federal trustees); the State of Washington; the Puyallup Tribe of Indians; and the Muckleshoot Indian Tribe. The Settling Defendants involved in Amendment No. 1 to the decree are Simpson Tacoma Kraft Company (Simpson) and Champion International Corporation (Champion). The Washington State Department of Natural Resources (DNR), which was a party to the original consent decree, is not

involved in the settlement set forth in Amendment No. 1 to the decree.

Under the original consent decree, entered by the Court on December 13, 1991, the natural resource trustees for the Commencement Bay Nearshore/Tideflats Superfund Site (CB N/T Site) settled claims for natural resource damages in the St. Paul Waterway Problem Area, one subpart of the CB N/T Site against Simpson, Champion, and DNR. Amendment No. 1 extends the natural resource damages settlement with Simpson and Champion to encompass the Commencement Bay Environment, which consists of the CB N/T Site plus areas of Commencement Bay between the Site and a line drawn from Point Defiance to Dash Point, points at either side of the mouth of the Bay.

Under the Amendment to the Consent Decree, the Settling Defendants will pay for most of the costs associated with a habitat restoration project (the Restoration Project) in the Middle Waterway in the CB N/T Site. Simpson has provided a 3.3 acre piece of property along the Middle Waterway for the Restoration Project, and will construct the Restoration Project. Simpson will also pay all but \$275,000 of the costs of constructing, monitoring, and maintaining the Restoration Project. In addition, Simpson and Champion will reimburse \$75,000 of the Trustee assessment costs for the Site. The total value of the settlement under Amendment No. 1 is approximately \$1 million.

In return for the commitments made by Simpson and Champion in the Consent Decree Amendment, the United States, the State of Washington, and the Indian Tribe co-trustees are providing a covenant not to sue the companies for damages to natural resources with respect to the Commencement Bay Environment. Specifically, the Trustees are providing a covenant not to sue for claims under Sections 106 and 107 of the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA), 42 U.S.C. 9606 and 9607; Section 311 of the Clean Water Act (CWA), 33 U.S.C. 1321; Chapters 70.105d and 90.48 of the Revised Code of Washington (the State of Washington's Model Toxics Control Act and the state water pollution control statute); and claims under any other federal, state, tribal, or common law for damages for injury to, destruction of, or loss of natural resources, and claims for recovery of Past Response Costs, Oversight Response Costs, and Future Response Costs incurred by the Natural Resource Trustees with respect to the Commencement Bay Environment.

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, D.C. 20530, and should refer to *United States v. Simpson Tacoma Kraft Co.*, D.J. Ref. No. 90-11-3-363.

The proposed Amendment No. 1 to the Consent Decree and exhibits to the amendment may be examined at the following locations: the Region 10 Office of EPA, 7th Floor Records Center, 1200 Sixth Avenue, Seattle, WA 98101; the Tacoma Public Library, Main Branch, 1102 Tacoma Avenue South, Northwest Room, Tacoma, WA 98402; and Citizens for a Healthy Bay, 771 Broadway, Tacoma, WA 98402. The complete Administrative Record for the Ruston/North Tacoma Study Area may be reviewed at the EPA Region 10 office in Seattle and at the Main Branch of the Tacoma Public Library.

A copy of Amendment No. 1 and exhibits (if requested) may be obtained in person or by mail from the Consent Decree Library, 1120 G Street, N.W., 4th Floor, Washington, D.C. 20005, (202) 624-0892. In requesting copies, please enclose a check in the amount of \$6.75 (without exhibits) or \$48.50 (with exhibits) (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. 95-30846 Filed 12-19-95; 8:45 am]

BILLING CODE 4410-01-M

Antitrust Division

Notice Pursuant to the National Cooperative Research and Production Act of 1993—Crash Avoidance Metrics Partnership

Notice is hereby given that, on July 6, 1995, pursuant to Section 6(a) of the National Cooperative Research and Production Act of 1993, 15 U.S.C. 4301 *et seq.* ("the Act"), Crash Avoidance Metrics Partnership has filed written notifications simultaneously with the Attorney General and the Federal Trade Commission disclosing (1) The identities of the parties and (2) the nature and objectives of the partnership. The notifications were filed for the purpose of invoking the Act's provisions limiting the recovery of antitrust plaintiffs to actual damages under