

The Agreement provides for certain textile spinning nozzles ("jets"), having a precious metal content consisting of approximately 90% platinum, to be melted down, for the precious metal content to be sold, and for the proceeds to be distributed to certain of Debtor's creditors. Specifically, fifty percent of the proceeds of the sale (following payments to the metal refining company, the Trustee, and Trustee's counsel) will go to secured creditors and approximately 29% and 21% of the net proceeds will go to the Commonwealth of Virginia and the United States, respectively. There are six parties to the Agreement, which resolves two contested motions and an adversary action, and should result in the United States recovering between \$100,000 and \$250,000 against its administrative expense claim in the bankruptcy action. Further, the secured creditors will release their liens on debtor's real estate, leaving EPA with the senior lien on the realty, a 440-acre parcel.

The Department of Justice will receive, for a period of thirty (30) days from the date of this publication, comments relating to the proposed Agreement. Comments should be addressed to the Assistant Attorney General for the Environment and Natural Resources Division, Department of Justice, Washington, D.C. 20530, and should refer to *In re Avtex Fibers Front Royal, Inc.*, DOJ Ref. #90-11-3-372.

The proposed Agreement may be examined at the Office of the United States Attorney, 615 Chestnut Street, Suite 1300, Philadelphia, PA 19106; the Region III Office of the 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 Agreement 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 enclose a check in the amount of \$18.25 (25 cents per page reproduction costs), payable to the Consent Decree Library.

Joel M. Gross,

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

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### Lodging Consent Decree Pursuant to the Clean Water Act; Bridgeview Joint Venture

In accordance with Departmental Policy, 28 C.F.R. 50.7, notice is hereby given that a consent decree in *United States v. Bridgeview Joint Venture*, Civ. No. 94-C-3184, (N.D. Ill.), was lodged with the United States District Court for the Northern District of Illinois on or about December 19, 1995. This Consent Decree concerns a Complaint filed by the United States against several defendants pursuant to section 309 of the Clean Water Act ("CWA"), 33 U.S.C. 1319, to obtain injunctive relief and impose civil penalties upon the Defendants for discharges of dredged or fill material in violation of CWA section 301(a), 33 U.S.C. 1311(a), and for subsequent violation of an EPA Administrative Order issued pursuant to CWA section 309(a), 33 U.S.C. 1319(a).

The Consent Decree prohibits additional illegal discharges by the Defendants, requires either restoration of, or mitigation for, wetland areas buried under the fill, provides for payment of a civil penalty in the amount of \$170,000, and further provides for a supplemental environmental project in lieu of additional penalties.

The Department of Justice will accept written comments relating to this proposed Consent Decree for thirty (30) days from the date of publication of this notice. Please address comments to the Assistant Attorney General, Environment and Natural Resources Division, U.S. Department of Justice, Attention: Michael D. Rowe, Esq., 10th Street and Constitution Ave., N.W., Room 7115-Main Bldg., Washington, D.C. 20530, and refer to *United States v. Bridgeview Joint Venture*, DOJ Ref. No. 90-5-1-1-5009.

The proposed Consent Decree may be examined at the Clerk's Office, United States District Court, 219 South Dearborn Street, Chicago, Illinois 60604, and at the following additional locations: 1) The United States Department of Justice, Environmental Defense Section, 9th Street & Pennsylvania Ave., N.W., Washington, DC 20026 (Contact Elizabeth Baxter at (202) 514-9763); and 2) United States Environmental Protection Agency, Region 5, Office of the Regional Counsel 200 West Adams, 29th Floor, Chicago, IL 60604 (Contact Thomas Martin at (312) 886-4273).

Letitia J. Grishaw,

*Chief, Environmental Defense Section.*

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

In accordance with Departmental Policy, 28 CFR 50.7, notice is hereby given that a consent decree in *Trustees for Alaska versus Hickel*, Civ. No. A92-245 CIV (JKS) (D. Alaska), was lodged with the United States District Court for the District of Alaska on December 19, 1995. The proposed decree concerns violations of sections 301 and 404 of the Clean Water Act, 33 U.S.C. 1311 and 1344, involving the discharge of dredged or fill materials into the Copper River, its tributaries and adjacent ponds and wetlands by the Alaska Department of Transportation and Public Facilities ("DOT/PF") during 1991 road construction along the Copper River between Chitina and Cordova, Alaska.

The Consent Decree includes the following terms: (1) Restoration of areas that suffered environmental harm; (2) development of a program to educate DOT/PF personnel about the requirements of the Clean Water Act; (3) establishment of an Environmental Compliance Coordinator or Consultant to coordinate Clean Water Act permitting issues; (4) a commitment to broadcast televised public service announcements about the importance of complying with the Clean Water Act; (5) an admission that DOT/PF violated the Clean Water Act; (6) an injunction from further violations of the Clean Water Act; and (7) a civil penalty totalling \$600,000, the majority of which will be assessed through mutually agreed upon environmental projects designed to benefit the Copper River watershed. The remainder of the civil penalty will be set off against liability of the federal government in a separate case. The settlement makes it clear that further road work along the Copper River corridor may now proceed, but only in compliance with federal laws and regulations, including the Clean Water Act.

The Department of Justice will receive written comments relating to the consent decree for a period of thirty (30) days from the date of this notice. Comments should be addressed to the Assistant Attorney General, Environment and Natural Resources Division, U.S. Department of Justice, Attention: Mark A. Nitczynski, Environmental Defense Section, P.O. Box 23986, Washington, D.C. 20026-3986, and should refer to *Trustees for Alaska versus Hickel*, DJ Reference No. 90-5-1-4-336.

The Consent Decree may be examined at the Office of the United States Attorney for the District of Alaska, 222 W. 7th Ave. No. 9, Anchorage, Alaska