

reporting levels or adjustments based on reestimates of burden or respondents. OSM will request a 3-year term of approval for each information collection activity.

Comments are invited on: (1) The need for the collection of information for the performance of the functions of the agency; (2) the accuracy of the agency's burden estimates; (3) ways to enhance the quality, utility and clarity of the information collection; and (4) ways to minimize the information collection burden on respondents, such as use of automated means of collection of the information. A summary of the public comments will accompany OSM's submission of the information collection request to OMB.

This notice provides the public with 60 days in which to comment on the following information collection activity:

Title: Noncoal reclamation, 30 CFR Part 875.

OMB Control Number: 1029-0103.

Summary: This Part establishes procedures and requirements for State and Indian tribes to conduct noncoal reclamation under abandoned mine land funding. The information is needed to assure compliance with the Surface Mining Control and Reclamation Act of 1977.

Bureau Form Number: None.

Frequency of Collection: On occasion.

Description of Respondents: State governments and Indian Tribes.

Total Annual Responses: 4.

Total Annual Burden Hours: 220.

Dated: April 17, 1997.

Arthur W. Abbs,

Chief, Division of Regulatory Support.

[FR Doc. 97-10418 Filed 4-22-97; 8:45 am]

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DEPARTMENT OF JUSTICE

Notice of Consent Judgment Pursuant to the Clean Air Act

In accordance with Departmental Policy, 28 C.F.R. § 50.7, 38 FR 19029, notice is hereby given that a proposed Consent Decree in *United States v. Big Apple Wrecking Corp., et al.*, 88 Civ. No. 9190 (DNE), was lodged in the United States District Court for the Southern District of New York, on March 3, 1997. The proposed Consent Decree resolves the United States' claims against Leon D. DeMatteis Construction Corp. ("DeMatteis") and Crescent-Duane Company ("Crescent-Duane") under section 112 of the Clean Air Act ("the Act"), 42 U.S.C. § 7412, and the National Emission Standards for

Hazardous Air Pollutants for asbestos ("the asbestos NESHAP"), 40 C.F.R. Part 61, Subpart M, for their failures to comply with work practice standards contained in the asbestos NESHAP during the removal, handling and disposal of asbestos from a building being demolished at 105-107 Duane Street in New York City (the "Duane Street site").

Under the terms of the Consent Decree, the Settling Defendants will jointly pay to the United States a civil penalty of \$25,000 and will comply with injunction requirements that, *inter alia*, (a) Prohibit future violations of the Act and the asbestos NESHAP, (b) require the Settling Defendants to provide notice to EPA of future demolition or renovation operations, and (c) require the Settling Defendants to cooperate with the United States in its prosecution of this case against Big Apple Wrecking. The Decree resolves only those civil claims alleged in the complaint against settling defendants.

The Department of Justice will receive, for a period of thirty (30) days from the date of this publication, written 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, D.C. 20530, and should refer to *United States v. Big Apple Wrecking Corp., et al.*, DOJ # 90-5-2-1-1281, 88 Civ. No. 9190 (DNE).

The proposed Consent Decree may be examined at the Office of the United States Attorney, Southern District of New York, 100 Church Street, 19th Floor, New York, New York 10007; at the Region II Office of the U.S. Environmental Protection Agency, 290 Broadway, New York, New York 10278; and at the Consent Decree Library, 1120 G Street, N.W., 4th Floor, Washington, D.C. 20005, (202) 624-0892. Copies of the 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 enclose a check in the amount of \$3.50 (25 cents per page reproduction costs) payable to the Consent Decree Library.

Joel M. Gross,

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

[FR Doc. 97-10450 Filed 4-22-97; 8:45 am]

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DEPARTMENT OF JUSTICE

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

In accordance with Departmental policy, 28 CFR § 50.7, and 42 U.S.C. § 9622(d), notice is hereby given that a proposed consent decree in *United States v. Kennecott Greens Creek Mining Company*, Civil Action No. A97-0099-CV (JWS), was lodged on March 19, 1997 with the United States District Court for the District of Alaska. The Complaint in this case alleges that Kennecott Greens Creek Mining Company ("Greens Creek") discharged pollutants from its mine into Hawk Inlet, near Juneau, Alaska, at concentrations in excess of those allowed by its National Pollutant Discharge Elimination System permit. The Consent Decree requires Greens Creek to continue operation of a wastewater treatment system at the mine. The Consent Decree also requires Greens Creek to pay a civil penalty of \$300,000.

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, D.C. 20530, and should refer to *United States v. Kennecott Greens Creek Mining Company*, DOJ Ref. #90-5-1-1-4346.

The proposed consent decree may be examined at the office of the United States Attorney, Federal Bldg. & U.S. Courthouse, 222 W. 7th Ave., Anchorage AK 99513, the Region 10 Office of the Environmental Protection Agency, 1200 Sixth Ave., Seattle, WA 98101, 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 enclose a check in the amount of \$5.75 (25 cents per page reproduction costs), payable to the Consent Decree Library.

Joel M. Gross,

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

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