

defendant, Johnson Engineering, Inc., is an engineering and consulting firm hired to assist with the site's development. Johnson Engineering has agreed to a proposed Consent Decree to settle its alleged violations of the Clean Water Act.

The proposed Consent Decree would require Johnson Engineering, Inc. to pay a \$100,000 civil penalty and to fund wetland preservation, restoration, or creation project(s) to be selected by the United States in mitigation for the wetlands altered or destroyed. The cost of those wetland projects would total no less than \$100,000 and they shall be for the purpose of improving and/or protecting wetlands or water quality within the Ten Mile Canal Watershed. Johnson Engineering would also be permanently enjoined from future violations of the Clean Water Act at the site.

The U.S. Department of Justice will receive written comments relating to the proposed Consent Decree for a period of thirty (30) days from the date of publication of this notice. Comments should be addressed to S. Randall Humm, Trial Attorney, U.S. Department of Justice, Environmental Defense Section, PO Box 23986, Washington, D.C. 20026-3986 and should refer to *United States v. Johnson Engineering, Inc. & Lee County School Board*, Civil No. 97-283-CIV-FTM-24D (M.D. Fla.), DJ# 90-5-1-6-626.

The proposed Final Consent Decree may be examined at the Clerk's Office, United States District Court for the Middle District of Florida, 2301 First Street, Room 106, Fort Myers, Florida 33901.

**Letitia J. Grishaw,**

*Chief, Environmental Defense Section,  
Environment and Natural Resources Division,  
United States Department of Justice.*

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## DEPARTMENT OF JUSTICE

### Notice of Lodging of Consent Decree With Third Party Defendant Owners of Residential Property Under the Comprehensive Environmental Response, Compensation, and Liability Act

Notice is hereby given that on July 8, 1997, a proposed Consent Decree with Third Party Defendant Owners of Residential Property in *United States v. Raymark Industries, Inc., et al.*, No. 97CV00035 (DJS) (D. Conn.), was lodged with the United States District Court for the District of Connecticut.

This consent decree resolves claims pursuant to Sections 106 and 107 of the Comprehensive Environmental Response, Compensation, and Liability Act, 42 U.S.C. §§ 9606 and 9607, against certain third party defendant owners of residential property in the Town of Stratford, Connecticut related to the Raymark Industries, Inc. Superfund Site in Stratford, Connecticut. In the proposed consent decree, the settling parties agree to pay to the United States and the State of Connecticut \$1 each, to provide the Environmental Protection Agency with access to their property, to exercise due care with respect to their property, and to covenant not to sue the United States or the State.

The Department of Justice will receive for a period of thirty (30) days from the date of this publication comments relating to the consent decree. Comments should be addressed to the Assistant Attorney General of the Environment and Natural Resources Division, Department of Justice, Washington, D.C. 20530, and should refer to *United States v. Raymark Industries, Inc., et al.*, D.J. Ref. 90-7-1-545E.

The consent decree may be examined at the Office of the United States Attorney, 915 Lafayette Blvd., Bridgeport, Connecticut, at U.S. EPA Region 1, One Congress Street, J.F. Kennedy Federal Building, Boston, Massachusetts, and at the Consent Decree Library, 1120 G Street, N.W. 4th Floor, Washington, D.C. 20005, (202) 624-0892. A copy of the consent decree may be obtained in person or by mail for 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 \$16.75 (25 cents per page reproduction cost) payable to the Consent Decree Library.

**Bruce S. Gelber,**

*Deputy Chief, Environmental Enforcement Section, Environment & Natural Resources Division.*

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## DEPARTMENT OF JUSTICE

### Notice of Consent Decree in Action Under the Comprehensive Environmental Response, Compensation and Liability Act

In accordance with the Departmental Policy, 28 C.F.R. § 50.7, notice is hereby given that a Consent Decree in *United States v. Ralph Riehl, et al.*, Civil Action No. 89-226(E), was lodged with the United States District Court for the

Western District of Pennsylvania on July 1, 1997.

On October 16, 1989, the United States filed a complaint against the owners and operator of, and certain transporters to, the Millcreek Dump Superfund Site (the "Site"), pursuant to Section 107(a) of the Comprehensive Environmental Response, Compensation and Liability Act (CERCLA), 42 U.S.C. § 9607(a). In September 1991, the United States added additional defendants to the action. The proposed Consent Decree resolves the liability of defendants Max Silver & Sons, A. Arthur Silver, Larry Silver, and Eugene and Frieda Davis for response costs incurred and to be incurred by the United States at the Site. The Consent Decree requires the defendants to pay \$20,000 in reimbursement of response costs.

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, Department of Justice, P.O. Box 7611, Ben Franklin Station, Washington, D.C. 20044 and refer to *United States v. Ralph Riehl, et al.*, DOJ No. 90-11-3-519.

Copies of the proposed Consent Decree may be examined at the Office of the United States Attorney, Western District of Pennsylvania, Federal Building and Courthouse, Room 137, 6th and States Streets, Erie, Pennsylvania, 15219; Region III Office of the Environmental Protection Agency, 841 Chestnut Building, Philadelphia, Pennsylvania, 19107; and at the Consent Decree Library, 1120 G Street, NW, 4th Floor, Washington, D.C. 20005 (202) 624-0892. A copy of the proposed Decree may be obtained in person or by mail from the Consent Decree Library, 1120 G Street, NW, 4th Floor, Washington, D.C. 20005. When requesting a copy of the proposed Consent Decree, please enclose a check in the amount of \$6.00 to cover the twenty-five cents per page reproduction costs. Please make the check payable to the "Consent Decree Library."

**Joel M. Gross,**

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

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