

given that a proposed consent decree in *United States v. Copper Range Company*, Civil Action No. 2:97-CV-204, was lodged on June 17, 1997 with the United States District Court for the Western District of Michigan. The proposed consent decree resolves claims against Defendant Copper Range Company pursuant to the Comprehensive Environmental Response, Compensation and Liability Act, 42 U.S.C. § 9601 et seq. ("CERCLA") in connection with the Torch Lake Superfund site in Houghton County, Michigan. The settlement requires the defendant to pay \$325,000.

The consent decree includes a covenant not to sue by the United States under Sections 106 and 107 of CERCLA, 42 U.S.C. § 9606 and 9607, and under Section 7003 of the Resource Conservation and Recovery Act, 42 U.S.C. § 6973 ("RCRA").

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. Copper Range Company*, Civil Action No. 2:97-CV-204, and the Department of Justice Reference No. 90-11-3-1026. Commenters may request an opportunity for a public hearing in the affected area, in accordance with Section 7003(d) of RCRA.

The proposed consent decree may be examined at the Office of the United States Attorney, Western District of Michigan, The Law Building, 330 Ionia Avenue, NW., 5th Floor, Grand Rapids, Michigan, 49503; the Region 5 Office of the Environmental Protection Agency, 77 West Jackson Boulevard, Chicago, Illinois 60604-3590; and at the Consent Decree Library, 1120 G Street, NW., 4th Floor, Washington, DC 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, NW., 4th Floor, Washington, DC 20005. In requesting a copy, please refer to the referenced case and enclose a check in the amount of \$8.00 (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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DEPARTMENT OF JUSTICE

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

In accordance with Departmental policy, 28 CFR § 50.7 and 42 U.S.C. § 9622(d)(2), notice is hereby given that a proposed Consent Decree in *United States versus Stanley and Shirley Hodes*, Civil Action No. 95-1813-ST, was lodged on July 2, 1997 with the United States District Court for the District of Oregon. The complaint alleged that Defendants Stanley and Shirley Hodes are liable as owners of the Allied Plating Site in Portland, Oregon. Pursuant to Section 107(a) (1) and (2) of the CERCLA, 42 U.S.C. § 9607(a)(4)(A), the complaint also alleges that the Environmental Protection Agency ("EPA") incurred costs for response actions set at and in connection with the Site.

The proposed Consent Decree provides that the Defendants will pay \$300,000 to the United States for the past investigation and removal costs incurred and paid by EPA. The proposed Consent Decree also provides that the United States covenants not to sue the defendants under both Sections 107(a) and 113(g) of CERCLA, 42 U.S.C. § 9607(a) and 9613(g).

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, DC 20530, and should refer to *United States versus Stanley and Shirley Hodes*, DOJ Ref. #90-11-3-276A.

The proposed Consent Decree may be examined at the Office of the United States Attorney, 888 S.W. 5th Avenue, Suite 1000, Portland, Oregon 97204-2024; the Region X Office of the Environmental Protection Agency, 1200 Sixth Avenue, Seattle Washington 98101; and at the Consent Decree Library, 1120 G Street, NW., 4th Floor, Washington, DC 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, NW., 4th Floor, Washington, DC 20005. In requesting a copy please refer to the referenced case and enclose a check in the amount of \$9.50 (25 cents

per page reproduction costs), payable to the Consent Decree Library.

Joel M. Gross,

Chief, Environmental Enforcement Section.

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DEPARTMENT OF JUSTICE

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

In accordance with Section 122(d) of the Comprehensive Environmental Response, Compensation, and Liability Act, as amended, 42 U.S.C. § 9622(d), and the policy of the United States Department of Justice, as provided in 28 C.F.R. § 50.7, notice is hereby given that on July 10, 1997, a proposed Consent Decree in *United States v. Pepper's Steel & Alloys, Inc.*, Civ No. 85-0571-EDB-DAVIS, was lodged with the United States District Court for the Southern District of Florida. This Consent Decree concerns the Pepper's Steel Superfund Site in Medley, Florida. The Site, which was contaminated with lead and PCBs, has been fully remediated by Florida Power & Light under a separate Decree. Under the proposed Decree, the settling defendants, who are the owners of the Site, agree to the entry of a joint and several judgment against them for \$6,194,317.90, which is the amount of the United States' unreimbursed response costs, including interest. That judgment will be satisfied, to the extent possible, by the Landowners' payment to the United States of (1) \$962,500 from several previous settlements with some of their insurers, (2) 50% of the proceeds from future settlements with their remaining insurance carriers, and (3) 50% of the proceeds from their sale or lease of the Site, which they still own. The Landowners also agree to restrictions on the use of the Site that will ensure the protection of the completed remedy.

The Department of Justice will receive, for a period of thirty (30) days from the date of this publication, comments concerning the proposed Consent Decree. Comments should be addressed to the Assistant Attorney General, Environment and Natural Resources Division, U.S. Department of Justice, P.O. Box 7611, Washington, DC, 20044, and should refer to *United States v. Pepper's Steel & Alloys, Inc.*, D.J. Ref. 90-11-2-62A.

The proposed Consent Decree may be examined at any of the following offices: (1) The Office of the United States Attorney for the Southern District of