

\$850,000.00 for these violations and to implement specific projects designed to reduce the benzene content of its waste streams and to bring the facility into compliance with the applicable regulatory requirements.

For a period of thirty (30) days from the date of this publication, the Department of Justice will receive written comments relating to the proposed consent decree from persons who are not parties to the action. Comments should be addressed to the Assistant Attorney General, Environment and Natural Resources Division, U.S. Department of Justice, Washington, D.C. 20530, and should refer to *United States v. AMOCO Oil Company*, DOJ #90-5-2-1-2131.

The proposed consent decree may be examined at the offices of the United States Attorney for the Southern District of Texas, c/o U.S. Marshall Service, U.S. Courthouse, 515 Rusk, Houston, Texas, 77002 and at the office of the United States Environmental Protection Agency, Region VI, 1445 Ross Avenue, Dallas, Texas 75202 (Attention: Rusty Herbert, Assistant Regional Counsel). A copy of the consent decree may also be examined at the Consent Decree Library, 1120 G Street, N.W., 4th Floor, Washington, D.C. 20005, (202) 624-0892. Copies of the decree may be obtained in person or by mail from the Consent Decree Library. Such requests should be accompanied by a check in the amount of \$7.25 (25 cents per page reproduction charge) payable to "Consent Decree Library". When requesting copies, please refer to *United States v. AMOCO Oil Company*, DOJ #90-5-2-1-2131.

**Joel 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 Section 122 of CERCLA, 42 U.S.C. 9622, notice is hereby given that on April 14, 1998, a proposed *De Minimis* Consent Decree in *United States v. CertainTeed Corporation, et al.*, Civil Action No. 98-71586, was lodged with the United States District Court for the Eastern District of Michigan, Southern Division. This consent decree represents a settlement of claims of the United States

against CertainTeed Corporation D/B/A Wolverine Technologies, Inc., United Paint & Chemical Corporation, and Brazeway, Inc., for reimbursement of response costs and injunctive relief in connection with the Metamora Landfill Superfund Site ("Site") pursuant to the Comprehensive Environmental Response, Compensation and Liability Act, 42 U.S.C. 9601 *et seq.*

Under this settlement with the United States, CertainTeed Corporation will pay \$841,612, United Paint & Chemical Corporation will pay \$313,707, and Brazeway, Inc. will pay \$388,761, for a total of \$1,544,080, in reimbursement of response costs incurred by the United States Environmental Protection Agency at the Site.

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 of the Environment and Natural Resources Division, Department of Justice, Washington, DC 20530, and should refer to *United States v. CertainTeed, et al.*, D.J. Ref. 90-11-3-289J.

The proposed Consent Decree may be examined at the Office of the United States Attorney, Eastern District of Michigan, Southern Division, 211 West Fort Street, Suite 2300, Detroit, MI 48226, at the Region 5 Office of the Environmental Protection Agency, 77 West Jackson Street, 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 enclose a check in the amount of \$6.25 (25 cents per page reproduction cost) payable to the Consent Decree Library.

**Walker Smith,**

Deputy 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 Clean Air Act

Notice is hereby given that a proposed Consent Decree ("Decree") in *United States v. Sunbeam Outdoor Products*, Civil Action No. 96-0474-CV-W-2, was lodged on April 6, 1998, with the United States District Court for the Western District of Missouri.

The complaint alleges that defendant Sunbeam Outdoor Products ("Sunbeam") violated Missouri Air Pollution Control Rule 10 CST 10-6.060(5) ("the Rule") by constructing and then continuing to operate a paintline at each of its two Neosho, Missouri manufacturing plants without first obtaining the permits required by the Rule. EPA approved the Rule under Section 110 of the Clean Air Act ("CAA"), 42 U.S.C. 7410, making it federally enforceable under Section 113 of the CAA, 42 U.S.C. 7413. The complaint sought injunctive relief enjoining Sunbeam from further violations of the Rule, and civil penalties of up to \$25,000 per day for each day Sunbeam violated the Rule.

Under the proposed Decree, Sunbeam shall pay the United States a civil penalty of \$829,825.00, and refrain from further violating the CAA. Sunbeam further agrees to operate one or both of two powder paintlines that Sunbeam built at its Neosho plants as a result of this enforcement action for at least one year after the effective date of the proposed Decree. These powder paintlines, which cost Sunbeam approximately \$8 million, were not necessary for Sunbeam to achieve compliance with the CAA. While the Decree remains in effect, Sunbeam shall not replace the paintlines, which substantially reduce the generation of air pollution from Sunbeam's Neosho plants, with other technology without express written permission from EPA.

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. Sunbeam Outdoor Products*, DOJ Ref. #90-5-2-1-2066.

The proposed consent decree may be examined at the office of the United States Attorney, Western District of Missouri, 1201 Walnut, Suite 2300, Kansas City, MO 64106-2149, (816) 426-3131; the Region VII Office of the Environmental Protection Agency, 726 Minnesota Avenue, Kansas City, KS 66101, (913) 551-7010; 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