

date of this publication comments relating to the proposed Second 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. City of Fort Lauderdale, Florida, et al.*, Wingate Superfund Site), D.J. Ref. 90-11-2-1176. Commenters may request an opportunity for a public meeting in the affected area, in accordance with section 7003(d) of the Resources Conservation and Recovery Act ("RCRA"), 42 U.S.C. 6973(d).

The proposed Consent Decree may be examined at the Office of the United States Attorney, Southern District of Florida, 500 E. Broward Boulevard, Fort Lauderdale, Florida 33394; Region 4, Office of the Environmental Protection Agency, Atlanta Federal Center, 61 Forsyth Street, SW, Atlanta, Georgia 30303; and at the Consent Decree Library, 1120 G Street, NW, 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, 3rd Floor, Washington, DC 20005. In requesting a copy, please enclose a check in the amount of \$31.25 (without exhibits), \$53.25 (with exhibits) (25 cents per page reproduction cost) payable to the Treasurer of the United States.

Walker Smith,

Deputy Chief, Environment and Natural Resources Division.

[FR Doc. 98-26018 Filed 9-28-98; 8:45 am]

BILLING CODE 4410-15-M

DEPARTMENT OF JUSTICE

Notice of Lodging of Consent Decree Pursuant to the Comprehensive Environmental Response, Compensation and Liability Act, 42 U.S.C. 9601 et seq.

In accordance with Departmental policy, 28 CFR 50.7, and 42 U.S.C. 9622(d)(2), notice is hereby given that a third proposed consent decree in *United States v. Reilly Industries, Inc.*, Civil Action No. IP-93-1045-C, was lodged on August 27, 1998, with the United States District Court for the Southern District of Indiana.

The proposed Consent Decree concerns the Reilly Tar and Chemical Superfund Site ("Site"), which is located on approximately 120 acres at 1500 South Tibbs Avenue, in Indianapolis, Indiana. Pursuant to the proposed consent decree and section 106 of the Comprehensive

Environmental Response, Compensation and Liability Act ("CERCLA"), 42 U.S.C. 9606, Reilly Industries will implement all Remedial Design and Remedial Action activities needed to implement the Third, Fourth and Fifth Operable Unit remedies at the Site. The remedies include Soil Vapor Extraction ("SVE") treatment of contaminated soils, placement of appropriate final covers over all remaining soil contamination at the property, recording of use restrictions on the property as an institutional control, as well as continued pumping and treatment of ground water until cleanup standards are attained. Reilly Industries will also pay the United States for unreimbursed past costs at the Site, pursuant to section 107(a) of CERCLA, 42 U.S.C. 9607(a), in the amount of \$171,159.29 and will pay all future response costs incurred in connection with 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 for the Environment and Natural Resources Division, Department of Justice, Washington, DC 20530, and should refer to *United States v. Reilly Industries, Inc.*, DOJ Ref. 190-11-2-1273.

The proposed consent decree may be examined at the Office of the United States Attorney, United States Courthouse, 5th Floor, 46 East Ohio Street, Indianapolis, Indiana 46204; the Region V Office of the Environmental Protection Agency, 77 West Jackson Blvd., Chicago, Illinois 60604; and at the Consent Decree Library, 1120 G Street, NW., 3rd 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., 3rd Floor, Washington, DC 20005. In requesting a copy please refer to the referenced case and enclose a check (25 cents per page reproduction costs) in the amount of \$23.75 for the consent decree only (95 pages) or \$82.50 for the consent decree plus appendix (330 pages), payable to the Consent Decree Library.

Bruce Gelber,

Deputy Chief Environmental Enforcement Section.

[FR Doc. 98-26019 Filed 9-28-98; 8:45 am]

BILLING CODE 4410-15-M

DEPARTMENT OF JUSTICE

Notice of Lodging of Consent Decree in Comprehensive Environmental Response, Compensation and Liability Act Cost Recovery Action

In accordance with the Department Policy, 28 C.F.R. § 50.7, notice is hereby given that a Consent Decree in *United States v. Ralph Riehl Jr. et al.*, Civil Action No. 89-226E was lodged with the United States District Court for the Western District of Pennsylvania on September 17, 1998. This Consent Decree resolves the United States' claims against EMI Company under Sections 106 and 107(a) of the Comprehensive Environmental Response, Compensation and Liability Act ("CERCLA"), 42 U.S.C. 9606 and 9607(a), for response costs incurred at the Millcreek Dump Superfund Site in Millcreek Township, PA. The Consent Decree requires EMI Company to pay \$875,000 in reimbursement of response costs relating to the Millcreek Dump Superfund Site cleanup. The Decree also requires EMI Company to pay a \$100,000 civil penalty, pursuant to Section 106 of CERCLA, 42 U.S.C. 9606 for its failure to comply with a Unilateral Administrative Order issued by the Environmental Protection Agency on March 31, 1992, requiring cleanup at the Site.

The Department of Justice will accept written comments on the 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 Jr. 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, 100 State Street, Suite 302, Erie, PA 16507; EPA Region III, 1650 Arch Street, Philadelphia, PA 91903; and at the Consent Decree Library, 1120 G Street, N.W., 3rd 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., 3rd Floor, Washington, D.C. 20005. When requesting a copy of the proposed Consent Decree, please enclose a check to cover the twenty-five cents per page reproduction costs payable to the "Consent Decree Library" in the amount of \$6.50, and please