

## II. 37 Notices of Commencement Received From: 10/01/98 to 10/30/98—Continued

Case No.	Received Date	Commencement/Import Date	Chemical
P-98-0802	10/06/98	10/01/98	(G) Isocyanate-functionalized polyurethane polymer*
P-98-0814	10/20/98	10/14/98	(G) Styrene/ acrylate copolymer
P-98-0820	10/13/98	09/13/98	(G) Copolymer of styrene and acrylic esters
P-98-0833	10/02/98	09/09/98	(G) Acrylic latex
P-98-0874	10/30/98	10/14/98	(G) Alkyd resin
P-98-0945	10/30/98	10/13/98	(G) Acrylate copolymer

\*P-98-0621 was inadvertently omitted from the document of July 15 to 31, 1998, Notices of Commencement, but is now included.

**List of Subjects**

Environmental protection,  
Premanufacture notices.

Dated: November 18, 1998.

**Oscar Morales,**

*Acting Director, Information Management  
Division, Office of Pollution Prevention and  
Toxics.*

[FR Doc. 98-31679 Filed 11-27-98; 8:45 am]

BILLING CODE 6560-50-F

**ENVIRONMENTAL PROTECTION  
AGENCY**

[FRL-6189-5]

**Proposed Administrative Penalty  
Assessment and Opportunity to  
Comment**

**AGENCY:** Environmental Protection  
Agency (EPA).

**ACTION:** Notice of Proposed Assessment  
of Clean Water Act Class II  
Administrative Penalty and opportunity  
to comment.

**SUMMARY:** EPA is providing notice of a  
proposed administrative penalty for  
alleged violations of the Clean Water  
Act. EPA is also providing notice of  
opportunity to comment on the  
proposed penalty.

EPA is authorized under section  
311(b)(6) of the Clean Water Act, 33  
U.S.C. 1321(b)(6), to assess a civil  
penalty after providing the person  
subject to the penalty notice of the  
proposed penalty and the opportunity  
for a hearing, and after providing  
interested persons public notice of the  
proposed penalty and a reasonable  
opportunity to comment on its issuance.  
Under section 311(b)(6), any owner,  
operator, or person in charge of a vessel,  
onshore facility, or offshore facility in  
violation of the regulations issued under  
section 311(j) of the Clean Water Act, 33  
U.S.C. 1321(j), ("Oil Pollution  
Prevention Regulations" 40 CFR part  
112) may be assessed a civil penalty of  
up to \$137,500 by EPA in a "Class II"  
administrative penalty proceeding.

Class II proceedings under section  
311(b)(6) of the Clean Water Act are  
conducted in accordance with the  
"Consolidated Rules of Practice  
Governing the Administrative  
Assessment of Civil Penalties and the  
Revocation and Suspension of Permits  
at 40 CFR part 22 ("part 22")."

Pursuant to section 311(b)(6)(C) of the  
Clean Water Act, 33 U.S.C.  
1321(b)(6)(C), EPA is providing notice of  
the following proposed Class II penalty  
proceeding initiated by the Superfund  
Division, U.S. EPA, Region 9, 75  
Hawthorne Street, San Francisco, CA  
94105:

In the Matter of Speedy's  
Convenience, Inc., Docket No. OPA-09-  
98-05, filed September 30, 1998;  
proposed penalty \$137,500; for  
violations of the Oil Pollution  
Prevention Regulations (40 CFR Part  
112) at the oil storage, processing and  
distribution facility located at Lupton,  
AZ.

The procedures by which the public  
may submit written comments on a  
proposed Class II penalty order or  
participate in a Class II penalty  
proceeding are set forth in part 22. The  
deadline for submitting public comment  
on a proposed Class II order is thirty  
days after issuance of public notice.

**FOR FURTHER INFORMATION CONTACT:**

Persons wishing to receive a copy of  
part 22, review the Complaint or other  
documents filed by the parties in this  
proceeding, comment upon the  
proposed penalty assessment, or  
participate in any hearing that may be  
held, should contact the Danielle Carr,  
Regional Hearing Clerk (RC-1), U.S.  
EPA, Region 9, 75 Hawthorne Street,  
San Francisco, CA 94105, (415) 744-  
1391. Documents filed as part of the  
public record in this proceeding are  
available for inspection during business  
hours at the office of the Regional  
Hearing Clerk.

In order to provide opportunity for  
public comment, EPA will not take final  
action in this proceeding prior to thirty  
days after issuance of this document.

Dated: September 30, 1998.

**Nancy Lindsay,**

*Associate Director, Superfund Division,  
Region IX.*

[FR Doc. 98-31801 Filed 11-27-98; 8:45 am]

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**ENVIRONMENTAL PROTECTION  
AGENCY**

[FRL-6189-6]

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Assessment and Opportunity to  
Comment**

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Agency (EPA).

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of Clean Water Act Class II  
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**SUMMARY:** EPA is providing notice of a  
proposed administrative penalty for  
alleged violations of the Clean Water  
Act. EPA is also providing notice of  
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proposed penalty.

EPA is authorized under section  
311(b)(6) of the Clean Water Act, 33  
U.S.C. 1321(b)(6), to assess a civil  
penalty after providing the person  
subject to the penalty notice of the  
proposed penalty and the opportunity  
for a hearing, and after providing  
interested persons public notice of the  
proposed penalty and a reasonable  
opportunity to comment on its issuance.  
Under section 311(b)(6), any owner,  
operator, or person in charge of a vessel,  
onshore facility, or offshore facility from  
which oil is discharged in violation of  
section 311(b)(3) of the Clean Water Act,  
33 U.S.C. 1321(b)(3) may be  
administratively assessed a civil penalty  
of up to \$137,500 by EPA in a "Class II"  
administrative penalty proceeding.  
Class II proceedings under section  
311(b)(6) of the Clean Water Act are  
conducted in accordance with the  
"Consolidated Rules of Practice  
Governing the Administrative  
Assessment of Civil Penalties and the