

The proposed settlement of an additional 34 parties is based upon the same Decree previously lodged with the United States District Court for the Middle District of Pennsylvania for public comment on April 5, 1996. 61 Fed. Reg. 18411 (April 25, 1996). Settlement of an additional 73 parties, based upon the same Decree, was lodged with the United States District Court. This proposed Decree, entered into under Section 122(g) of CERCLA, 42 U.S.C. § 9622(g) resolves the liability of parties determined by EPA to be "de micromis", which for purposes of this Site means that they contributed less than 1800 cubic yards of municipal solid waste, and within such amount, less than 55 gallons or 100 pounds of materials contain hazardous substances. The defendants will pay \$1 each. With the April 5, 1996 and May 5, 1996 lodgings, the United States solicited public comment upon the proposed Decree's resolution of a total of 168 third and fourth party Defendant's liability for response costs incurred and to be incurred at the Site. With today's notice, the United States seeks comment on its settlement according to the terms of this Decree with an additional 34 more parties.

The Department of Justice will receive for a period of thirty (30) days from the date of this publication comments relating to the proposed settlement with an additional 34 parties according to the terms of the Decree. Comments should be addressed to the Assistant Attorney General, Environment and Natural Resources Division, Department of Justice, Washington, D.C. 20530 and should refer to *United States v. Keystone Sanitation Company, Inc. et al.*, DOJ No. 90-11-2-656A.

The Decree may be examined at the Office of the United States Attorney, Middle District of Pennsylvania, Federal Building and Courthouse, 228 Walnut Street, Room 217, Harrisburg, Pennsylvania, 17108; Region III Office of the Environmental Protection Agency, 1650 Arch Street, Philadelphia, PA 19103; and at the Consent Decree Library, 1120 G Street, N.W., 3rd Floor, Washington, D.C. 20005 (202) 624-0892. A copy of the 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. In requesting a copy, please enclose a check in the amount of \$10.00 (twenty-five cents per page reproduction costs) payable to the "Consent Decree Library." In requesting a copy exclusive of defendants' signatures, please enclose a check in the amount of \$1.50 payable to the Consent Decree Library.

In addition, copies of the Decree, as well as the record supporting EPA's eligibility determinations regarding the present 34 defendants proposed for addition to the Decree, are available at the following record repositories established by EPA near the Site pursuant to Section 117(d) of CERCLA, 42 U.S.C. § 9617(d):

U.S. EPA, Region III (address above)  
Contact: Anna Butch, 215-814-3157  
Hanover Public Library, 2 Library Place,  
Hanover, PA 17331, Contact:  
Raymond Van de Castle, 717-632-5183

St. Mary's United Church of Christ,  
1441 East Mayberry Road,  
Westminster, MD 21158, Contact:  
Jeanne Bechtel, 410-848-3862

The Decree and record are also available at Filias & McLucas, 4309 Linglestown Road, Harrisburg, PA 17112, the repository created to house documents produced during discovery in the present litigation. Persons wishing to view documents at Filias & McLucas should call 717-845-6418 to arrange an appointment.

**Joel M. Gross,**  
Chief, Environmental Enforcement Section,  
Environment and Natural Resources Division,  
U.S. Department of Justice.

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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 consent decree in *United States v. Kingsford Manufacturing Company*, Civil Action No. 2:98-CV-22 (N.D.W. Va.) was lodged with the court on November 24, 1998.

The proposed decree resolves the claims of the United States against Kingsford Manufacturing Company under the Clean Air Act, 42 U.S.C. 7401, *et seq.*, for civil penalties and injunctive relief to redress violations occurring at Kingsford's Beryl, West Virginia char manufacturing facility. Under the decree, Kingsford is required to pay a civil penalty of \$900,000 and is subjected to injunctive relief designed to ensure future compliance.

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.*

*Kingsford Manufacturing Company*, Civil Action No. 2:98-CV-22 (N.D.W. Va.), DOJ Ref. #90-5-2-1-2209.

The proposed amendment to consent decree may be examined at the United States Department of Justice, Environment and Natural Resources Division, 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 \$6.00 (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

### 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 CFR 50.7, notice is hereby given that on November 24, 1998, a proposed Consent Decree in *United States v. North Carolina State University at Raleigh*, Civ. No. 5:98-CV-893-BO2, was lodged with the United States District Court for the Eastern District of North Carolina. This Consent Decree concerns the North Carolina State University Lot 86 Superfund Site in west Raleigh, North Carolina. Pursuant to Sections 106, 107(a) and 113(g)(2) of CERCLA, 42 U.S.C. 9606, 9607(a) and 9613(g)(2), the Complaint in this action seeks recovery of response costs incurred and to be incurred by the United States at and in connection with the Site, and injunctive relief to remedy contaminated soil and groundwater at the Site.

Defendant has agreed in the proposed Consent Decree to: (1) perform the remedy selected by EPA for the Site, namely, remediation of contaminated soils and contaminated groundwater; (2) pay \$248,213.63 to the United States for its previously unreimbursed past response costs incurred at the Site; and (3) reimburse EPA for its future