

DEPARTMENT OF JUSTICE

Notice of Lodging of Consent Decree Pursuant to the Resource Conservation and Recovery Act

In accordance with Departmental policy, 28 CFR 50.7, notice is hereby given that a proposed Consent Decree in *United States v. Chem-Pak Corporation*, Civ. No. CA-99-152 (ML), was lodged on March 26, 1999 with the United States District Court for the District of Rhode Island. The complaint in this action seeks to recover civil penalties for Chem-Pak Corporation's ("Chem-Pak's") violations of the Resource Conservation and Recovery Act, 42 U.S.C. 6921, *et seq.*, at its hazardous waste storage and treatment facility in Cranston, Rhode Island.

The proposed Consent Decree embodies an agreement providing for Chem-Pak to pay a civil penalty of \$75,000 in settlement of the United States' claims. The proposed Consent Decree also will require Chem-Pak to purchase a new computerized record keeping system and to employ a full time environmental engineer at its facility.

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, P.O. Box 7611, Ben Franklin Station, Washington, DC 20044, and should refer to *United States v. Chem-Pak Corporation*, DOJ Ref. No. 90-7-1-905.

The proposed Consent Decree may be examined at the Office of the United States Attorney, Fleet Center, Eighth Floor, 50 Kennedy Plaza, Providence, RI 02903; the Region I Office of the Environmental Protection Agency, Region I Records Center, 90 Canal Street, Fourth Floor, Boston, MA 02203; and at the Consent Decree Library, 1120 G Street, NW., Third 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, Third Floor, NW., Washington, DC 20005. In requesting a copy, please refer to the referenced case and enclose a check in the amount of \$4.00 (25 cents

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

Bruce Gelber,

Deputy Chief, Environmental Enforcement Section, Environment and Natural Resources Division.

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DEPARTMENT OF JUSTICE

Drug Enforcement Administration

[Docket No. 97-8]

**Leonard E. Reaves III, M.D.;
Reinstatement of Registration**

On August 13, 1998, the then-Acting Deputy Administrator of the Drug Enforcement Administration (DA) issued a final order revoking DEA Certificate of Registration AR2127377 issued to Leonard E. Reaves III, M.D. (Respondent), effective September 18, 1998. See 63 FR 44,471 (August 19, 1998). The then-Acting Deputy Administrator further ordered that the revocation be stayed for six months from the effective date of the order "during which time Respondent must present evidence to the Acting Deputy Administrator of his completion of a training course regarding controlled substances, and of his ongoing treatment for his codependency problems [and] must request modification, if necessary, of his 1995 renewal application to accurately reflect what schedules he wishes to be registered in to effectively treat his patient population." *Id.*

The then-Acting Deputy Administrator noted that should Respondent submit this information in a timely fashion, a subsequent order would be issued indicating that the conditions have been met, and reinstating and renewing Respondent's DEA Certificate of Registration. The then-Acting Deputy Administrator further noted that should Respondent fail to provide this information in a timely manner, the stay would be removed and Respondent's DEA Certificate of Registration would be revoked and any pending applications for renewal would be denied.

By order dated April 1, 1999, the Deputy Administrator found that more than six months had passed since the effective date of the final order regarding Respondent's DEA Certificate of Registration, and Respondent had not presented any evidence to the Deputy Administrator of his completion of a training course regarding controlled substances or of his ongoing treatment for his codependency problems. See 64 FR 17,416 (April 9, 1999). In addition,

the order indicated that the Deputy Administrator had not received a request from Respondent to modify his 1995 renewal application. As a result, the Deputy Administrator ordered that effective May 10, 1999, the stay would be removed and Respondent's DEA Certificate of Registration would be revoked.

It has recently come to the Deputy Administrator's attention that while Respondent did not submit the required information to the Deputy Administrator as directed by the August 13, 1998 final order, he did submit such information to other offices within DEA in a timely manner. Therefore, the Deputy Administrator concludes that Respondent has in fact met the conditions set forth in the August 13, 1998 final order, and as a result the April 1, 1999 final order removing the stay and revoking Respondent's DEA Certificate of Registration effective May 10, 1999 is rescinded. The Deputy Administrator further concludes that DEA Certificate of Registration AR2127377 shall be reinstated and renewed in Schedules, II, IIN, III, IIIN, IV and V. Respondent is reminded that he is required to indicate that there has been taken against his DEA Certificate of Registration in response to the liability question on any future applications.

Accordingly, the Deputy Administrator of the Drug Enforcement Administration, pursuant to the authority vested in him by 21 U.S.C. 823 and 824 and 28 CFR 0.100(b) and 0.104, hereby orders that the April 1, 1999 final order found at 64 FR 17,416 (April 9, 1999), be and it hereby is rescinded. The Deputy Administrator further orders that DEA Certificate of Registration AR2127377, issued to Leonard E. Reaves III, M.D., be, and it hereby is, reinstated and renewed in Schedules II, IIN, III, IIIN, IV and V. This order is effective April 21, 1999.

Dated: April 15, 1999.

Donnie R. Marshall,

Deputy Administrator.

[FR Doc. 99-9980 Filed 4-20-99; 8:45 am]

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**NORTHEAST DAIRY COMPACT
COMMISSION**

Notice of Meeting

AGENCY: Northeast Dairy Compact Commission.

ACTION: Notice of meeting.

SUMMARY: The Compact Commission will hold its monthly meeting to consider matters relating to