

Under the Agreement, Continental has agreed to allowed general unsecured claims in the total amount of \$1,290,000 and allowed claims to be paid in full as administrative expense claims in the total amount of \$229,084.37 as specified in the Agreement. The Agreement also contains provisions pertaining to the treatment of Debtor-Owned Sites and Additional Sites.

The Department of Justice will receive comments relating to the proposed Agreement for 30 days following the publication of this Notice. 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 *In re Continental Airlines, Inc.*, D.J. Ref. No. 90-11-2-1231.

The proposed Agreement may be examined at the Office of the United States Attorney for the District of Delaware, 1201 Market Street, Suite 1100, Chemical Bank Plaza, Wilmington, DE 19899-2046; the United States Environmental Protection Agency, 401 M Street, SW, Washington, DC 20460; and at the Consent Decree Library, 1120 G Street, NW, 3rd Floor, Washington, DC 20005 (202-624-0892). A copy of the proposed Agreement 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 of the proposed Amended Settlement Agreement, please enclose a check in the amount of \$6.75 (25 cents per page for reproduction costs), payable to the Consent Decree Library.

**Joel M. Gross,**

*Section 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

Notice is hereby given that a proposed consent decree in *United States v. Coon Refrigeration, et al.*, Civil Action No. 90-212 (W.D. Pa.), was lodged on July 1, 1999 with the United States District Court for the Western District of Pennsylvania. The United States filed its action pursuant to the Comprehensive Environmental Response, Compensation, and Liability Act to recover costs incurred and to be

incurred in cleaning up the Pagan Road Superfund Site in western Pennsylvania. The proposed consent decree requires Marlin Coon and Coon Refrigeration to pay a minimum of \$1,002 in reimbursement of past response costs incurred at the Site. The Consent Decree also requires Marlin Coon and Coon Refrigeration to sell the Pagan Road Site and pay seventy-five percent of the proceeds of that sale to the United States in further reimbursement of past response costs.

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. Coon Refrigeration, et al.*, DOJ Ref. #90-11-2-619.

The proposed consent decree may be examined at the office of the United States Attorney, 100 State Street, Suite 302, Erie, PA 16507, the Regional Office of the Environmental Protection Agency, 615 Arch Street, Philadelphia, PA 19103, 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 in the amount of \$4.00 for the consent decree (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

### Notice of Lodging of Consent Decree Under the Clean Water Act

Under 28 CFR 50.7, notice is hereby given that on July 9, 1999, a proposed Consent Decree in *United States and the State of Ohio v. City of Port Clinton*, Civil Action Nos. 3:99CV7434 and 3:99CV7435, was lodged with the United States District Court for the Northern District of Ohio, Western Division.

In these consolidated actions, the United States and the State of Ohio sought injunctive relief and penalties

against the City of Port Clinton ("Port Clinton") for claims arising in connection with Port Clinton's wastewater treatment plant in Port Clinton, Ohio, under the Clean Water Act, 33 U.S.C. 1251 *et seq.* Under the Consent Decree, Port Clinton will engage in short-term compliance measures that include inspecting and sampling a primary bypass outfall during periods of operation, sampling at a public beach, and permanently improving or closing all combined sewer overflow stations. Port Clinton's long-term compliance measures include submitting plans and construction schedules to eliminate primary bypassing, to disinfect and dechlorinate all secondary bypasses, and to assure that effluent limitations will continue to be met. Port Clinton also must submit a plan to study the feasibility of eliminating secondary bypassing. Port Clinton will pay a civil penalty of \$60,000, one-half of which will be paid to the United States, and the other half of which will be paid to Ohio.

The Department of Justice will receive for a period of thirty (30) days from the date of this publication comments relating to the 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 and State of Ohio v. City of Port Clinton*, D.J. No. 90-5-1-1-4501.

The Consent Decree may be examined at the Office of the United States Attorney, Four Seagate, Suite 308, Toledo, Ohio, 43604-2624, at the Region 5 Office of the United States Environmental Protection Agency, 77 West Jackson Boulevard, Chicago, IL 60604-3590, and at the Consent Decree Library, 1120 G Street, NW, 3rd Floor, Washington, DC 20005. A copy of the 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 above-referenced case and enclose a check in the amount of \$24.50 (25 cents per page reproduction cost) payable to the Consent Decree Library.

**Joel M. Gross,**

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

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