

**DEPARTMENT OF JUSTICE****Notice of Lodging of Consent Decree Under Comprehensive Environmental Response, Compensation and Liability Act**

In accordance with Departmental policy, 28 CFR 50.7, notice is hereby given that a proposed consent decree in *United States v. Nassau Metals Corp., et al.*, C.A. No. 3:96-CV-562 (M.D. Pa.), was lodged on September 8, 1999, with the United States District Court for the Middle District of Pennsylvania. The consent decree resolves the United States' claims against defendant Myron Brenner with respect to past costs, pursuant to Section 107 of the Comprehensive Environmental Response, Compensation and Liability Act, 42 U.S.C. 9607, in connection with the cleanup of the C&D Recycling, Inc., Site, located in Luzerne County, Pennsylvania. Under the consent decree, defendant Myron Brenner, based upon an ability-to-pay settlement, will pay the United States \$87,500 in reimbursement past response costs within thirty days after entry of the consent decree by the Court. Defendant Myron Brenner has also agreed, if the Site property is sold, to pay the United States the proceeds from said sale as provided under the terms of the consent decree.

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. Nassau Metals Corp., et al.*, DOJ Reference No. 90-11-3-1057-A.

The proposed consent decree may be examined at the office of the United States Attorney, Suite 309, Federal Building, Washington and Linden Streets, Scranton, Pennsylvania 18501; and the Region III Office of the Environmental Protection Agency, 1650 Arch Street, Philadelphia, Pennsylvania 19103-2029. A copy of the proposed decree may be obtained by mail from the Department of Justice Consent Decree Library, PO Box 7611, Washington, DC 20044. In requesting a copy, please refer to the referenced case and enclose a check in the amount of \$6.00 (.25 cents per page production

costs), payable to the Consent Decree Library.

**Joel M. Gross,**

*Chief, Environmental Enforcement Section, Environment and Natural Resources Division.*  
[FR Doc. 99-25337 Filed 9-28-99; 8:45 am]

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**DEPARTMENT OF JUSTICE****Notice of Lodging of Consent Decree Under the Clean Air Act and the Resource Conservation and Recovery Act**

Notice is hereby given that on September 8, 1999, a proposed Consent Decree ("Decree") in *United States v. Parish Chemical Company*, Civil No. 2:97CV 0593B (D. Utah), was lodged with the United States District Court for the District of Utah. The United States filed this action pursuant to the sections 112(r) and 113 of the Clean Air Act ("CAA"), for civil penalties and injunctive relief. The United States is also settling related claims for civil penalties for violations of the Resource Conservation and Recovery Act ("RCRA").

The proposed Consent Decree resolves claims against Parish Chemical Company ("PCC") under sections 112(r) and 113 of the CAA and section 3008 of RCRA, 42 U.S.C. 6928, with respect to the Parish Chemical Company facility in Vineyard, Utah. Under the terms of the Decree PCC will meet the requirements of a compliance plan addressing general chemical storage practices at PCC's facility and pay a civil penalty to the United States in the amount of \$100,000 for past violations.

The Department of the Justice will receive for a period of thirty (30) days from the date of this publication comments relating to the 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. Parish Chemical Company*, Civil No. 2:97CV 0593B (D. Utah), and D.J. Ref. # 90-11-2-1215.

The Decree may be examined at the office of the U.S. Attorney for the District of Utah, 185 South State Street, Suite 400, Salt Lake City, UT 84111, and at the U.S. EPA Region VIII, 999 18th Street, Superfund Records Center, Suite 500, Denver, CO 80202. A copy of the Decree may be obtained by mail from the Department of Justice Consent Decree Library, PO Box 7611, Washington, DC 20044. In requesting a copy, please enclose a check in the

amount of \$9.50 for the Decree (25 Cents per page reproduction cost) payable to the Consent Decree Library.

**Walter K. Smith,**

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

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**DEPARTMENT OF JUSTICE****Notice of Lodging of Partial Consent Decree Under the Comprehensive Environmental Response, Compensation, and Liability Act**

Notice is hereby given that on September 3, 1999, a proposed Partial Consent Decree ("Consent Decree") in *United States v. Johnnie Williams, et al.*, Civil Action No. 98-2704-MI-BRE was lodged with the United States District Court for the Western District of Tennessee.

In this action, the United States sought reimbursement of past response costs under section 107(a) of the Comprehensive Environmental Response, Compensation, and Liability Act of 1980, as amended ("CERCLA"), 42 U.S.C. 9607(a). The costs were incurred with respect to the W & R Drum Site located at 1492 Grimes Place, Memphis, Shelby County, Tennessee (the "Site"). W & R Drum used the Site to recondition drums that originally contained printing inks, paints, solvents, and other hazardous substances. W & R Drum's operations left behind contaminated soil and approximately 27,000 drums. Under the proposed settlement, defendant Lilly Industries, Inc. has agreed to pay a total of \$560,000 in reimbursement of the United States' 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 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 v. Johnnie Williams, et al.*, Civil Action No. 98-2704-MI-BRE, D.J. Ref. 90-11-2-1351.

The Consent Decree may be examined at the Office of the United States Attorney, 167 North Main Street, Suite 800, Memphis, Tennessee 38103, and at U.S. EPA Region 4, Atlanta Federal Center, 61 Forsyth Street, SW Atlanta, Georgia 30303. A copy of the Consent Decree also may be obtained by mail from the Department of Justice Consent Decree Library, PO Box 7611,