

sections 201.6(b)(2), 201.13(f), and 207.24 of the Commission's rules. Parties must submit any request to present a portion of their hearing testimony *in camera* no later than 7 days prior to the date of the hearing.

Written Submissions

Each party who is an interested party shall submit a prehearing brief to the Commission. Prehearing briefs must conform with the provisions of section 207.23 of the Commission's rules; the deadline for filing is April 4, 2000. Parties may also file written testimony in connection with their presentation at the hearing, as provided in section 207.24 of the Commission's rules, and posthearing briefs, which must conform with the provisions of section 207.25 of the Commission's rules. The deadline for filing posthearing briefs is April 17, 2000; witness testimony must be filed no later than three days before the hearing. In addition, any person who has not entered an appearance as a party to the investigation may submit a written statement of information pertinent to the subject of the investigation on or before April 17, 2000. On May 5, 2000, the Commission will make available to parties all information on which they have not had an opportunity to comment. Parties may submit final comments on this information on or before May 9, 2000, but such final comments must not contain new factual information and must otherwise comply with section 207.30 of the Commission's rules. All written submissions must conform with the provisions of section 201.8 of the Commission's rules; any submissions that contain BPI must also conform with the requirements of sections 201.6, 207.3, and 207.7 of the Commission's rules. The Commission's rules do not authorize filing of submissions with the Secretary by facsimile or electronic means.

In accordance with sections 201.16(c) and 207.3 of the Commission's rules, each document filed by a party to the investigation must be served on all other parties to the investigation (as identified by either the public or BPI service list), and a certificate of service must be timely filed. The Secretary will not accept a document for filing without a certificate of service.

Authority: This investigation is being conducted under authority of title VII of the Tariff Act of 1930; this notice is published pursuant to section 207.21 of the Commission's rules.

Issued: January 13, 2000.

By order of the Commission.

Donna R. Koehnke,

Secretary.

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DEPARTMENT OF JUSTICE

Notice of Lodging of Consent Decree Pursuant to The Comprehensive Environmental Response, Compensation, and Liability Act, 42 U.S.C. §§ 9601 to 9675

Under 42 U.S.C. 9622, notice is hereby given that on December 22, 1999, a proposed consent decree in *United States v. Robert W. Meyer, Jr.*, Civil Action No. 1:97-CV-526, was lodged with the United States District Court for the Western District of Michigan.

In this action the United States sought to recover past costs incurred in connection with the clean-up of the contiguous Northern Plating Company and Kysor Industrial Corporation Superfund Sites located in Cadillac, Wexford County, Michigan. The proposed consent decree resolves the United States' claims against defendant Robert W. Meyer, Jr., as the operator of a facility that contributed to the harm associated with the Northern Site, in return for a total payment of \$625,000.

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, D.C. 20530, and should refer to *United States v. Robert W. Meyer, Jr.*, D.J. Ref. #90-11-2-837B.

The proposed consent decree may be examined at the office of the United States Attorney, 330 Ionia NW, Room 501, Grand Rapids, Michigan 49503, and at U.S. EPA Region 5, 77 West Jackson Boulevard, Chicago, Illinois 60604. A copy of the proposed consent decree may also be obtained by mail from the Consent Decree Library, P.O. Box 7611, Washington, D.C. 20044-7611. In requesting a copy, please refer to the referenced case and enclose a check in the amount of \$5.50 (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

Notice of Lodging of Consent Decree Pursuant to the Clean Water Act

In accordance with Department of Justice policy, 28 CFR 50.7, notice is hereby given that a proposed consent decree in the action entitled *United State of America v. Sapo Corporation, et. al.*, Civil Action No. 99-2366 (D.P.R.), was lodged on December 15, 1999 with the United States District Court for the District of Puerto Rico. The proposed consent decree resolves claims of the United States, on behalf of the Secretary of the Army, under the Federal Water Pollution Control Act, as amended ("Clean Water Act"), 33 U.S.C. 1251-1387, against defendants Sapo Corporation, Concho Corporation, and Arnold Benus. These claims are for injunctive relief and civil penalties arising from defendants' alleged discharge of fill material into wetlands at the Copamarina Beach Resort in Cana Gorda Ward, Guanica, Puerto Rico, without a permit from the U.S. Army Corps of Engineers, in violation of Section 301(a) of the Clean Water Act, 33 U.S.C. 1311(a).

Under the terms of the proposed consent decree, the defendants will (1) Pay a civil penalty of \$15,000 to the United States, (2) complete a mitigation project to enhance protection of existing wetlands on their property by constructing barriers to intrusion by motor vehicles, and (3) complete a preservation project by transferring title to 30.59 acres of wetlands valued at \$98,126, including the protective barriers, under a perpetual conservation easement, to the Puerto Rico Department of Natural and Environmental Resources.

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, Environment and Natural Resources Division, U.S. Department of Justice, Washington, DC 20530, and should refer to *United States v. Sapo Corporation, et al.*, Civil Action No. 99-2366 (D.P.R.), DOJ Ref. No. 90-5-1-1-4471/1.

The proposed consent decree may be examined at the Office of the United States Attorney, Federal Building, Chardon Avenue, Hato Rey, Puerto Rico 00918. A copy may be obtained by mail from the Consent Decree Library, U.S. Department of Justice, P.O. Box 7611, Ben Franklin Station, Washington, DC 20044-7611. In requesting a copy by mail, please refer to the referenced case