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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 Pursuant to the Clean Air Act

In accordance with Departmental policy and 28 C.F.R. 50.7, the Department of Justice gives notice that on April 3, 2000, a proposed Stipulation and Agreed Order Concerning Settlement was lodged with the United States District Court for the Eastern District of Michigan in the case captioned *United States v. Libra Industries, Inc. of Michigan*, Case No. 99-73771 (E.D. Mich.). The proposed Stipulation and Agreed Order addresses alleged violations of the Clean Air Act, 42 U.S.C. 7401 *et seq.*, by Libra Industries, Inc. of Michigan ("Libra") at its institutional dry cleaning facility in Jackson, Michigan, and would provide for dismissal of the claims asserted in the Complaint in the case on terms specified in the Stipulation and Agreed Order. The proposed Stipulation and Agreed Order would require Libra to pay the United States a \$4,000 civil penalty.

The Department of Justice will receive, for a period of thirty (30) days from the date of the publication, comments relating to the proposed Stipulation and Agreed Order. Comments should be addressed to the Assistant Attorney General, Environment and Natural Resources Division, United States Department of Justice, P.O. Box 7611, Washington, DC 20044-7611, and should refer to *United States v. Libra Industries, Inc. of Michigan*, Case No. 99-73771 (E.D. Mich.), and DOJ Reference No. 90-5-2-1-06355.

The proposed Stipulation and Agreed Order may be examined at: (1) the Office of the United States Attorney for the Eastern District of Michigan, 231 W. Lafayette Street, Detroit, MI 48226; and (2) the United States Environmental Protection Agency (Region 5), 77 West Jackson Boulevard, Chicago, Illinois 60604 (contact Larry Johnson (312-886-6609)). A copy of the proposed Stipulation and Agreed Order may also be obtained by mail from the Department of Justice Consent Decree Library, P.O. Box 7611, Washington, DC 20044-7611. In requesting copies,

please refer to the referenced case and DOJ Reference Number, and enclose a check for \$1.50 (6 pages at 25 cents per page reproduction costs), made payable to the Consent Decree Library.

Joel M. Gross,

*Chief, Environmental Enforcement Section,
Environment and Natural Resources Division.*
[FR Doc. 00-9157 Filed 4-12-00; 8:45 am]

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DEPARTMENT OF JUSTICE

Notice of Lodging of Consent Decree Under Sections 107 and 113 of the Comprehensive Environmental Response, Compensation, and Liability Act

Notice is hereby given that on March 14, 2000, a complaint and proposed Consent Decree ("Decree") in *United States v. the Lockheed Martin Corporation* (D. CO.), Civil Action No. 00-S-562, was lodged with the United States District Court for the District of Colorado.

The United States filed this action under Sections 107 and 113 of the Comprehensive Environmental Response, Compensation, and Liability Act ("CERCLA"), 42 U.S.C. 9607 and 9613, and RCRA, 42 U.S.C. 6901 *et seq.* In the complaint, the United States Air Force ("USAF") seeks, among other things, contribution from Lockheed Martin Corporation ("LMC") for costs incurred and to be incurred by the USAF for response actions at the PJKS National Priorities List site in Jefferson County, Colorado ("Site").

The proposed consent decree resolves the USAF's CERCLA Sections 107 and 113 claims against LMC and the contribution claims LMC could bring against the USAF under Section 113(f)(1) of CERCLA, 42 U.S.C. 9613(f)(1). The proposed decree provides for a cash payment of \$3.5 million over 10 years from LMC to the USAF and clean up services from LMC, specified under separate agreement with the USAF, that could ultimately reduce total clean up costs to the USAF by as much as \$35.25 million.

The Department of 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, DC 20530, and should refer to, *United States v. the Lockheed Martin Corporation* (D. CO.), and D.J. Ref. #90-11-3-925/1.

The Decree may be examined at the office of the U.S. Attorneys Office for

the District of Colorado, 1961 Stout Street, Suite 1200, Denver, CO 80294. A copy of the Decree may be obtained by mail from the Consent Decree Library, P.O. Box 7611, Washington, DC 20044-7611. In requesting a copy, please enclose a check in the amount of \$15.75 for the Decree or (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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DEPARTMENT OF JUSTICE

Notice of Lodging of Consent Decree Pursuant to the Comprehensive Environmental Response, Compensation and Liability Act

Consistent with Departmental policy, 28 CFR 50.7, notice is hereby given that a proposed Consent Decree in *United States v. Robert Odabashian, et al.* was lodged with the United States District Court for the Western District of Tennessee on March 31, 2000 (95-2361 G/Bre). On November 5, 1995, the United States filed a First Amended Complaint pursuant to section 107 of the Comprehensive Environmental Response, Compensation, and Liability Act of 1980 ("CERCLA"), as amended, against five defendants. The First Amended Complaint alleges that the defendants are liable under section 107 of CERCLA for costs incurred by the United States Environmental Protection Agency during a cleanup of the Pulvair Corporation Superfund Site in Millington, Tennessee. Subsequently, defendants filed various third-party complaints seeking contribution from various third-party defendants. The proposed Consent Decree settles the liability of three original defendants and twelve third-party defendants. Under the Consent Decree, the Settlers agree to reimburse the United States in the amount of \$1,932,500.

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, U.S. Department of Justice, P.O. Box 7611, Washington, DC 20044; and refer to *United States v. Robert Odabashian, et al.*, DOJ Ref. #90-11-3-1474.

The proposed settlement agreement may be examined at the Office of the United States Attorney, Suite 410, 200

Jefferson Avenue, Memphis, TN 38103, and at the office of the Environmental Protection Agency, Region, 4, 61 Forsyth Street, SW., Atlanta, GA 30303. A copy of the proposed Consent Decree may be obtained in person or by mail from the Department of Justice Consent Decree Library, P.O. Box 7611, Washington, DC 20044. In requesting a copy please refer to the referenced case and enclose a check in the amount of \$12.25 (25 cents per page reproduction costs), payable to the Consent Decree Library.

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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

In accordance with Departmental policy, 28 U.S.C. 50.7, notice is hereby given that on March 22, 2000, a proposed Consent Decree in *United States v. S.B. Foot Tanning Company*, ("Foot") Civil Action No. 2-99CV-325-J, was lodged with the United States District Court for the Northern District of Texas.

In this action the United States sought injunctive relief and civil penalties for alleged violations of the Clean Water Act ("CWA") and the discharge prohibitions of the applicable pretreatment standards established pursuant to section 307(b) of the CWA, 33 U.S.C. 1317(b), namely part 425, subpart F, Leather Tanning and Finishing Point Source Category, pretreatment standards at 40 CFR 425.65, at Foot's Cactus, Texas facility. The Consent Decree provides for Foot's payment of a civil penalty to the United States in the amount of \$510,439.60, requires injunctive relief to bring Foot into compliance with the Clean Water Act, and requires Foot to implement and complete two Supplemental Environmental Projects ("SEPs") costing in the aggregate \$864,000 in capital costs and \$12,500 in annual operations and maintenance 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, P.O. Box 7611, U.S. Department of Justice, Washington, DC 20044-7611, and should refer to *United States v. S.B.*

Foot Tanning Company, DOJ Ref. #90-5-1-1-4497.

The Consent Decree may be examined at the office of the United States Attorney, Northern District of Texas, 500 South Taylor, Suite 300, Lobby Box 238, Amarillo, Texas 79101-2442; the Region VI Office of the Environmental Protection Agency, 1445 Ross Avenue, Dallas, Texas. A copy of the Consent Decree may also be obtained by mail from the Consent Decree Library, P.O. Box &7611, U.S. Department of Justice, Washington, DC 20044-7611. In requesting a copy please refer to the referenced case and enclose a check in the amount of \$8.00 (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

Notice of Lodging of Consent Decree in Clean Air Act Action

In accordance with the Department Policy, 28 CFR 50.7, notice is hereby given that a Modified Consent Decree in *United States v. Sun Company, Inc., and Atlantic Refining and Marketing Corp.*, Civil Action No. 94-CV-3246, was lodged with the United States District Court for the Eastern District of Pennsylvania on March 30, 2000. This Consent Decree resolves the United States' claims against defendants Sun Company, Inc. (now known as "Sunoco, Inc.") and Atlantic Refining & Marketing Corp. for alleged violations of a Consent Decree entered by the court in 1994, resolving alleged violations of the Clean Air Act, 42 U.S.C. 7401 *et seq.*, occurring at defendants' South Philadelphia refinery. The Modified Consent Decree requires the defendants to pay a stipulated penalty of \$460,000 and to comply with the terms of the Modified Consent Decree.

The Department of Justice will accept written comments on the proposed Modified Consent Decree for thirty (30) days from the date of publication of this notice. Please address comments to the Assistant Attorney General, Environmental and Natural Resources Division, Department of Justice, P.O. Box 7611, Ben Franklin Station, Washington, D.C. 20044 and refer to *United States v. Sun Company, Inc., and Atlantic Refining and Marketing Corp.*, DOJ #90-5-2-1-1744A.

Copies of the proposed Consent Decree may be examined at the Office of the United States Attorney, Eastern

District of Pennsylvania, 615 Chestnut Street, Philadelphia, PA, 12th Floor, 19106 and at EPA Region III, 1650 Arch Street, Philadelphia, PA 19103. A copy of the proposed Consent Decree may be obtained by mail from the United States Department of Justice, Consent Decree Library, P.O. Box 7611, Ben Franklin Station, Washington, D.C. 20044. When requesting a copy of the proposed Consent Decree, please enclose a check to cover the twenty-five cents per page reproduction costs payable to the "Consent Decree Library" in the amount of \$8.75, and please reference to *United States v. Sun Company, Inc., and Atlantic Refining and Marketing Corp.*, DOJ #90-5-2-1-1744A.

Joel M. Gross,

Chief, Environmental Enforcement Section, Environment and Natural Resources Division, Department of Justice.

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DEPARTMENT OF JUSTICE

Notice of Lodging of Consent Decree Under the Comprehensive, Environmental Response, Compensation and Liability Act ("CERCLA")

In accordance with Departmental policy, 28 CFR 50.7, notice is hereby given that on March 24, 2000 a proposed consent decree in Civil Action No. 00-T-363-N was lodged with the United States District Court for the Middle District of Alabama, Northern Division.

In this action the United States sought injunctive relief and recovery of future response costs under sections 106(a) and 107 of CERCLA, 42 U.S.C. 9606(a) and 9607, with respect to the TH Agriculture & Nutrition Superfund Site in Montgomery, Alabama ("the Site").

Under a proposed consent Decree, TH Agriculture & Nutrition, L.L.C, the present owner and operator of the Site, Astro Packaging Inc., the present owner and former operator, Elf-Atochem North America Inc., and Industrial Chemicals Inc., former owner and operators of the Site, have agreed to perform the remedy chosen by EPA to clean up the Site, pay the government's future response costs in settlement of the government's claims under Sections 106 and 107 of CERCLA, 42 U.S.C. 9606 and 9607.

The Department of Justice will receive, for a period for 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