

threat of serious bodily harm to client or others.

d. When an individual to whom a record pertains has been determined to be mentally incompetent by a physician or under legal disability, to any person who is legally responsible for the care of the individual.

e. To any person or entity to the extent necessary to meet a bona fide medical emergency.

f. Pursuant to subsection (b)(3) of the Privacy Act, the Department of Justice may disclose relevant and necessary information to a former employee of the Department for purposes of: Responding to an official inquiry by a federal, state, or local government entity or professional licensing authority, in accordance with applicable Department regulations; or facilitating communications with a former employee that may be necessary for personnel-related or other official purposes where the Department requires information and/or consultation assistance from the former employee regarding a matter within that person's former area of responsibility.

**POLICIES AND PRACTICES FOR STORING, RETRIEVING, ACCESSING, RETAINING, AND DISPOSING OF RECORDS IN THE SYSTEM:**

**STORAGE:**

Information in this system is maintained on paper and computer discs in accordance with 42 CFR 2.16.

**RETRIEVABILITY:**

Records are indexed and retrieved by identifying number or symbol, cross-indexed to EAP client names.

**SAFEGUARDS:**

Paper records and computer discs are kept in locked GSA-approved security containers, and the computer discs are password-protected. Only EOUSA EAP staff will have access to the records. Records may be reviewed by any EAP staff member as may be needed to provide EAP services. No record may be released by the EAP staff without prior approval of the EAP System Manager.

**RETENTION AND DISPOSAL:**

Records are retained for three years after the EAP client ceases contact with the counselor (in accordance with General Records Schedule No. 1, Item No. 26) unless a longer retention period is necessary because of administrative or judicial proceedings. In such cases, the records are retained for six months after the conclusion of the legal proceedings. Paper records are destroyed by shredding, which must be performed by an EAP staff member.

Computer discs are erased, degaussed, or physically destroyed by an EAP staff member.

**SYSTEM MANAGER AND ADDRESS:**

The System Manager is the EAP Administrator, Executive Office for United States Attorneys, 600 E St. NW., Room 6800, Washington, DC 20530 (202) 514-1036.

**NOTIFICATION PROCEDURE:**

Same as Record Access Procedures.

**RECORD ACCESS PROCEDURES:**

Make all requests for access in writing to the EAP System Manager identified above. Clearly mark the envelope and letter "Freedom of Information Act/Privacy Act Request." Provide the full name and notarized signature of the individual who is the subject of the record, the dates during which the individual was in EAP counseling, any other information which may assist in identifying and locating the record, and a return address. Pursuant to 28 CFR 16.41(d), an original signature on a "Certification of Identity" form (DOJ-361) may be submitted in lieu of a notarized signature. This form may be obtained from the Department of Justice web site at <http://www.usdoj.gov>.

**CONTESTING RECORDS PROCEDURES:**

Direct all requests to contest or amend information to the EAP System Manager identified above. The request should follow the Record Access Procedures, listed above, and should state clearly and concisely the information being contested, the reason for contesting it, and the proposed amendment thereof. Clearly mark the envelope and letter "Freedom of Information Act/Privacy Act Request."

**RECORD SOURCE CATEGORIES:**

Records are generated by EAP personnel, referral counseling and treatment programs or individuals, the EAP client who is the subject of the record, the personnel office, the EOUSA Legal Counsel's Office, and the EAP client's supervisors. In the case of drug abuse counseling, records may also be generated by the staff of the Drug-Free Workplace Program and the Medical Review Officer.

**EXEMPTIONS CLAIMED FOR THIS SYSTEM:**

None.

[FR Doc. 01-6879 Filed 3-19-01; 8:45 am]

**BILLING CODE 4410-07-M**

**DEPARTMENT OF JUSTICE**

**Notice of Lodging of Consent Decree Pursuant to the Comprehensive Environment Response Compensation and Liability Act**

Notice is hereby given that on February 6, 2001 a proposed partial consent decree in the action entitled *United States v. Woodward Metal Processing, Corp. et al.*, Civil Action No. 98-2736 (JWB/GDH), was lodged with the United States District Court for the District of New Jersey.

In this action, the United States sought the recovery of response costs incurred in connection with a removal action at the Woodward Metal Processing Corporation Site, located at 125 Woodward Street, Jersey City, New Jersey ("Site"), pursuant to section 107 of the Comprehensive Environmental Response, Compensation, and Liability Act ("CERCLA"), 42 U.S.C. 9607. The proposed consent decree, if entered by the Court, would resolve the claim of the United States against Defendant Eugene B. Rosenberg ("Settling Defendant") and, together with other pending settlements, would resolve this action in its entirety. Under the proposed consent decree, Settling Defendant would pay the United States \$35,000 in three installments of \$25,000, \$5,000 and \$5,000 over two years, plus interest. That amount, together with the response costs already recovered by the United States in settlements with other parties would increase the United States' total recovery at the Site to approximately 86% of total response costs.

The U.S. Department of Justice will receive, for a period of thirty (30) days from the date of publication of this Notice, comments relating to the proposed consent decree. Any 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 20044-7611, and should reference the following case name and number: *United States v. Woodward Metal Processing Corp., et al.*, DJ # 90-11-2-1299/1.

The proposed consent decree may be examined at the offices of EPA Region II, located at 290 Broadway, New York, New York. A copy of the proposed 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 enclose a check in the amount of \$6.75 (25 cents

per page reproduction cost) payable to the Consent Decree Library.

**Ronald G. Gluck,**

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

[FR Doc. 01-6878 Filed 3-19-01; 8:45 am]

**BILLING CODE 4410-15-M**

## DEPARTMENT OF JUSTICE

### Antitrust Division

#### Notice Pursuant to the National Cooperative Research and Production Act of 1993—Application Service Provider Industry Consortium, Inc.

Notice is hereby given that, on November 30, 2000, pursuant to section 6(a) of the National Cooperative Research and Production Act of 1993, 15 U.S.C. 4301 *et seq.* ("the Act"), Application Service Provider Industry Consortium, Inc. has filed written notifications simultaneously with the Attorney General and the Federal Trade Commission disclosing changes in its membership status. The notifications were filed for the purpose of extending the Act's provisions limiting the recovery of antitrust plaintiffs to actual damages under specified circumstances. Specifically, Apptus, Inc., Reston, VA; ApplicationStation.com, Charlotte, NC; b2solutionsonline, Billingham, Teeside, United Kingdom; Convergence, Inc., Tampa, FL; Eltrax Systems, Inc., Atlanta, GA; Foreshock, Inc., Irvine, CA; Infocrossing, Inc., Leonia, NJ; IT Support Center, Inc., Dothan, AL; Korea Digital Line, Seoul, Republic of Korea; L.I.M.S. (USA), Inc., Hollywood, FL; Mindbridge.com, Fort Washington, PA; NBNTech Inc., E Commerce Solutions Prov., Lanham, MD; New Millenium Games, Inc., Reno, NV; Redbourne, Berkhamstead Herts, England, United Kingdom; Telstra Corporation, Melbourne, Victoria, Australia; TelCel Celular C.A., Los Palos Grandes, Caracas, Venezuela; Network Integration Solutions, Inc., Seattle, WA; and Veracicom, Seattle, WA have been added as parties to this venture.

No other changes have been made in either the membership or planned activity of the group research project. Membership in this group research project remains open, and Application Service Provider Industry Consortium, Inc. intends to file additional written notification disclosing all changes in membership.

On July 28, 1999, Application Service Provider Industry Consortium, Inc. filed its original notification pursuant to section 6(a) of the Act. The Department

of Justice published a notice in the **Federal Register** pursuant to section 6(b) of the Act on March 21, 2000 (65 FR 15174).

The last notification was filed with the Department on August 1, 2000. A notice was published in the **Federal Register** pursuant to section 6(b) of the Act on November 2, 2000 (65 FR 65880).

**Constance K. Robinson,**

*Director of Operations Antitrust Division.*

[FR Doc. 01-6884 Filed 3-19-01; 8:45 am]

**BILLING CODE 4410-11-M**

## DEPARTMENT OF JUSTICE

### Antitrust Division

#### Notice Pursuant to the National Cooperative Research and Production Act of 1993—Application Service Provider Industry Consortium, Inc.

Notice is hereby given that, on February 2, 2001, pursuant to section 6(a) of the National Cooperative Research and Production Act of 1993, 15 U.S.C. 4301 *et seq.* ("the Act"), Application Service Provider Industry Consortium, Inc. has filed written notifications simultaneously with the Attorney General and the Federal Trade Commission disclosing changes in its membership status. The notifications were filed for the purpose of extending the Act's provisions limiting the recovery of antitrust plaintiffs to actual damages under specified circumstances. Specifically, 3Com Corporation, Holmdel, NJ; AboveNet Communications, Inc., San Jose, CA; Aegis Consulting, LLC, McLean, VA; Agilera, Columbia, SC; Allaire Corporation, Cambridge, MA; Apeldorn's Communication & Information Tech GmbH, Bad Homburg, Germany; Appliant, Inc., Seattle, WA; Arqana Technologies Inc., Mississauga, Ontario, Canada; Aventail Corp., Seattle, WA; Avnet, Tempe, AZ; BCA it Ltd., S. Melbourne, Victoria, Australia; Blue Sky Technology Services, Delray Beach, FL; Cable & Wireless, Vienna, VA; ChoicePoint, Tipton, PA; Clarus Corporation, Suwanee, GA; Concentric Network, San Jose, CA; Concord Communications, Inc., Marlboro, MA; Conference Plus, Inc., Schaumburg, IL; Data General, Westboro, MA; Data Return Corporation, Irving, TX; eALITY, Inc., Foster City, CA; ebaseOne Corp., Houston, TX; Eggrock Partners, LLC, Concord, MA; ELF Technologies, Inc., Issaquah, WA; Eltrax Systems Inc., Atlanta, GA; Envive Corporation, Mountain View, CA; EpiCON, Inc., Chelmsford, MA; Evalis AG, Koln, Germany; FirstSense, Burlington, MA;

GTE, Irving, TX; HotOffice Technologies, Inc., Boca Raton, FL; Imagecom, Arlington Heights, IL; InfoStream ASA, Oslo, Norway; IT Support Center Inc., Dothan, AL; ITNET, Birmingham, United Kingdom; Jato Communications, Denver, CO; JustOn, Palo Alto, CA; LearningStation.com, Charlotte, NC; Logix Communications Corp., Oklahoma City, OK; Managed Object Solutions, Inc., McLean, VA; Mentergy, Troy, NY; MUA Pty Ltd., Artarmon, NSW, Australia; Multrix Group, N.V., Amsterdam, The Netherlands; National Semiconductor, Santa Clara, CA; NaviSite, Inc., Andover, MA; Netier Technologies, Inc., Carrollton, TX; Netigy, San Jose, CA; Network Computing Devices, Mountain View, CA; NorthPoint Communications, San Francisco, CA; PBM Corp., Cleveland, OH; Pilot Network Services, Inc., Alameda, CA; Pivotal Corporation, Kirkland, WA; PreferSoft Solutions, Inc., Scotts Valley, CA; Princeton Financial Systems, Princeton, NJ; Professional Advantage, North Sydney, NSW, Australia; SAGA SOFTWARE, Inc., Reston, VA; SalesLogix Corporation, Scottsdale, AZ; Sequent Computer Systems, Beaverton, OR; Sharp Electronics Corp., Mahwah, NJ; Softblox, Inc., Atlanta, GA; Solution 6 Pty Ltd., Sydney, NSW, Australia; StorageNetworks, Inc., Waltham, MA; Surebridge, Inc., Lexington, MA; Telcordia Technologies, Piscataway, NJ; Tequinox, Stames Corner QL, Australia; US West, Denver, CO; Vsource (Virtual Source, Inc.), Ventura, CA; Workscape, Inc., Natick, MA; Wyzdom Solutions, Inc., San Francisco, CA; and X-Collaboration Software Corporation, Boston, MA have been added as parties to this venture.

No other changes have been made in either the membership or planned activity of the group research project. Membership in this group research project remains open, and Application Service Provider Industry Consortium, Inc. intends to file additional written notification disclosing all changes in membership.

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