

America, Inc. ("PFA") is jointly and severally liable, under Section 107 of CERCLA, 42 U.S.C. 9607, for the United States' environmental response costs related to the Site. A Third-Party Complaint by PFA alleges that BNY is liable for Site-related response costs under Section 113(f) of CERCLA, 42 U.S.C. 9613(f).

Pursuant to the Consent Decree, the settling defendant agrees to pay the United States \$71,250, plus interest accruing from November 15, 2001 through the date of payment, in reimbursement of response costs incurred by the United States in connection with the Site.

For a period of thirty (30) days after the date of publication of this Notice, the United States Department of Justice will receive comments relating to the proposed Consent Decree. Any comments should be addressed to the Assistant Attorney General of the Environment and Natural Resources Division, U.S. Department of Justice, P.O. Box 7611, Washington, DC 20044-7611, and should include references to the case name, *United States v. Ponderosa Fibres of America, Inc., et al.*, Civil Action No. 99-CV-1305, and to the Department of Justice case number, "DJ #90-11-2-1223."

The proposed Consent Decree may be examined at the offices of the United States Attorney, Northern District of New York, James T. Foley Courthouse, 445 Broadway, Albany, New York 12207, and at the offices of the United States Environmental Protection Agency, Region II, 290 Broadway, New York, New York 10007-1866. With any request for a copy of the Consent Decree, please enclose a check in the amount of \$4.75 (\$0.25 per page) payable to the "Consent Decree Library."

**Ronald Gluck,**

*Assistant Section Chief, Environmental Enforcement Section, Environmental & Natural Resources Division, U.S. Department of Justice.*

[FR Doc. 01-28359 Filed 11-9-01; 8:45 am]

**BILLING CODE 4410-15-M**

**DEPARTMENT OF JUSTICE**

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

Notice is hereby given that a proposed consent order in *United States v. Southwire Company*, Civil No. 4:01CV-182-M, was lodged on October 24, 2001, with the United States District Court for the Western District of Kentucky,

Owensboro Division ("Southwire Decree"). The proposed Consent Decree would resolve certain claims under Sections 106 and 107 of the Comprehensive Environmental Response, Compensation, and Liability Act of 1980, 42 U.S.C. 9606 and 9607, as amended, to recover response costs incurred by the Environmental Protection Agency in connection with the release of hazardous substances at the National Southwire Aluminum Superfund Site ("the Site") in Hawesville, Hancock County, Kentucky. The United States alleges that Southwire Company ("Settling Defendant"), is liable as a person who owned and operated the Site at the time of the release or threatened release of a hazardous substances. Under the proposed Consent Decree, Settling Defendant will perform the remedy for the Site set forth in the Environmental Protection Agency's July 6, 2000 Record of Decision, pay one hundred percent of past response costs in the amount of \$326,520.83, and pay one hundred percent of future site costs that the Environmental Protection Agency may incur.

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, P.O. Box 7611, Washington, DC 20530, and should refer to *United States v. Southwire Company*, W.D. KY, Civil No. 4:01 CV-182-M, DOJ Ref #90-11-3-1148/1.

The Consent Decree may be examined at the Region 4 Office of the Environmental Protection Agency, 61 Forsyth Street, Atlanta, GA 30303 and at the United States Attorney's Office for the Western District of Kentucky, 510 West Broadway, 10th Floor, Louisville, KY 40202, c/o Candace Hill, Civil Chief, United States Attorney's Office. A copy of the proposed Consent Decree (without attachments) may be obtained by mail from the Consent Decree Library, Post Office Box 7611, Washington, DC 20044. In requesting copies please refer to the referenced case and enclose a check in the amount of \$10.75 (25 cents per page reproduction costs), payable to the Consent Decree Library.

**Ellen Mahan,**

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

[FR Doc. 01-28366 Filed 11-9-01; 8:45 am]

**BILLING CODE 4410-15-M**

**DEPARTMENT OF JUSTICE**

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

Notice is hereby given that on October 25, 2001, a proposed Consent Decree ("Decree") in *United States v. W.R. Grace & Co., et al.*, Civil No. 00-167-M-DWM was lodged with the United States District Court for the District of Montana. The United States filed this action pursuant to section 104(e) of the Comprehensive Environmental Response, Compensation and Liability Act, 42 U.S.C. 9604(e), for entry and access to portions of the Libby Asbestos Site in and near Libby, Montana and for civil penalties for failure to provide access.

The terms of the proposed Decree would allow the United States a general unsecured claim jointly against Defendants W.R. Grace & Company and Kootenai Development Corporation in the amount of \$71,000 in the Bankruptcy Case captioned *In re: W.R. Grace & Co., et al.*, Case No. 01-01139 (JFF) (D. Del.). In addition, W.R. Grace & Co.-Conn would undertake a Supplemental Environmental Project at a cost of \$2,750,000 to form and fund a Montana non-profit corporation to establish and administer a program to pay for medical care for certain asbestos-related illnesses. This general unsecured claim together with W.R. Grace & Co.-Conn.'s performance of the Supplemental Environmental Project will resolve the claims of the United States against W.R. Grace & Company and Kootenai Development Corporation in Civil No. 00-167-M-DWM.

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, 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. W.R. Grace & Co., et al.*, Civil No. 00-167-M-DWM, and D.J. Ref. # 90-11-2-07106/1.

The Decree may be examined at the office of the U.S. Department of Justice, Environmental Enforcement Section, 999 18th Street, Suite 945, North Tower, Denver, Colorado; at U.S. EPA Region 8, Office of Regional Counsel, 999 18th Street, Suite 300, South Tower, Denver, Colorado. A copy of the 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 \$5.50 (25 cents per page reproduction cost) payable to the Consent Decree Library.

**Robert D. Brook,**

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

[FR Doc. 01-28368 Filed 11-9-01; 8:45 am]

BILLING CODE 4410-15-M

## DEPARTMENT OF JUSTICE

[AAG/A Order No. 248-2001]

### Privacy Act of 1974; Notice of the Removal of a System of Records

Pursuant to the provisions of the Privacy Act of 1974 (5 U.S.C. 552a), the Bureau of Prisons (BOP), Department of Justice is removing a published Privacy Act system of records entitled "Industrial Inmate Employment Record System, JUSTICE/BOP-003." Inmate payroll records have been transferred to the system of records entitled "Inmate Central Records, JUSTICE/BOP-005." The remainder of the records have been destroyed in accordance with approved records retention and disposal schedules. The National Archives and Records Administration removed the requirement that any records be offered for permanent retention. Therefore, the "Inmate Central Records," last published in the **Federal Register** on September 28, 1978, 43 FR 44733, is removed from the Department's compilation of Privacy Act systems.

Dated: Sept. 26, 2001.

**Janis A. Sposato,**

*Acting Assistant Attorney General for Administration.*

[FR Doc. 01-28361 Filed 11-9-01; 8:45 am]

BILLING CODE 4410-05-M

## DEPARTMENT OF JUSTICE

[AAG/A Order No. 249-2001]

### Privacy Act of 1974; Notice of the Removal of a System of Records

Pursuant to the provisions of the Privacy Act of 1974 (5 U.S.C. 552a), the Bureau of Prisons (BOP), Department of Justice is removing a published Privacy Act system of records entitled "NIC Field Readers List, Justice/BOP-102." Some records have been transferred to the system of records entitled "NIC Mailing List and Information Center Contacts, Justice/BOP-104." The remaining records have been destroyed in accordance with approved records retention and disposal schedules. The National Archives and Records

Administration removed the requirement that any records be offered for permanent retention. Therefore, the "NIC Field Readers List," last published in the **Federal Register** on April 18, 1983, at 65 FR 16652, is removed from the Department's compilation of Privacy Act systems.

Dated: October 26, 2001.

**Janis A. Sposato,**

*Acting Assistant Attorney General for Administration.*

[FR Doc. 01-28362 Filed 11-9-01; 8:45 am]

BILLING CODE 4410-05-M

## DEPARTMENT OF JUSTICE

[AAG/A Order No. 250-2001]

### Privacy Act of 1974; Notice of the Removal of a System of Records

Pursuant to the provisions of the Privacy Act of 1974 (5 U.S.C. 552a), the Bureau of Prisons (BOP), Department of Justice is removing a published Privacy Act system of records entitled "Appendix of Field Locations, JUSTICE/BOP-999." BOP field locations are updated annually and published in 28 CFR part 503. Therefore, it is no longer necessary to maintain this system of records. Records have been destroyed in accordance with approved records retention and disposal schedules. The National Archives and Records Administration removed the requirement that any records be offered for permanent retention. Therefore, the "Appendix of Field Locations," last published in the **Federal Register** on February 4, 1983, at 48 FR 5333, is removed from the Department's compilation of Privacy Act systems.

Dated: October 26, 2001.

**Janis A. Sposato,**

*Acting Assistant Attorney General for Administration.*

[FR Doc. 01-28363 Filed 11-9-01; 8:45 am]

BILLING CODE 4410-05-M

## DEPARTMENT OF JUSTICE

### Drug Enforcement Administration

[DEA #223P]

### Controlled Substances: Proposed Aggregate Production Quotas for 2002

**AGENCY:** Drug Enforcement Administration (DEA), Justice.

**ACTION:** Notice of proposed year 2002 aggregate production quotas.

**SUMMARY:** This notice proposes initial year 2002 aggregate production quotas for controlled substances in Schedules I

and II of the Controlled Substances Act (CSA).

**DATES:** Comments or objections must be received on or before December 4, 2001.

**ADDRESSES:** Send comments or objections to the Administrator, Drug Enforcement Administration, Washington, DC 20537, Attn.: DEA Federal Register Representative (CCR).

**FOR FURTHER INFORMATION CONTACT:** Frank L. Sapienza, Chief, Drug and Chemical Evaluation Section, Drug Enforcement Administration, Washington, DC 20537, Telephone: (202) 307-7183

**SUPPLEMENTARY INFORMATION:** Section 306 of the CSA (21 U.S.C. 826) requires that the Attorney General establish aggregate production quotas for each basic class of controlled substance listed in Schedules I and II. This responsibility has been delegated to the Administrator of the DEA by section 0.100 of Title 28 of the Code of Federal Regulations.

The proposed year 2002 aggregate production quotas represent those quantities of controlled substances that may be produced in the United States in 2002 to provide adequate supplies of each substance for: the estimated medical, scientific, research, and industrial needs of the United States; lawful export requirements; and the establishment and maintenance of reserve stocks. These quotas do not include imports of controlled substances for use in industrial processes.

In determining the proposed year 2002 aggregate production quotas, the Administrator considered the following factors: total actual 2000 and estimated 2001 and 2002 net disposals of each substance by all manufacturers; estimates of 2001 year-end inventories of each substance and of any substance manufactured from it and trends in accumulation of such inventories; product development requirements of both bulk and finished dosage form manufacturers; projected demand as indicated by procurement quota applications filed pursuant to section 1303.12 of Title 21 of the Code of Federal Regulations; and other pertinent information.

Pursuant to section 1303 of Title 21 of the Code of Federal Regulations, the Administrator of the DEA will, in early 2002, adjust aggregate production quotas and individual manufacturing quotas allocated for the year based upon 2001 year-end inventory and actual 2001 disposition data supplied by quota recipients for each basic class of Schedule I or II controlled substance.