

1673a(c)(1)(B)), the Commission must reach preliminary determinations in countervailing duty and antidumping investigations in 45 days, or in this case by April 18, 2003. The Commission's views are due at Commerce within five business days thereafter, or by April 25, 2003.

For further information concerning the conduct of these investigations and rules of general application, consult the Commission's rules of practice and procedure, part 201, subparts A through E (19 CFR part 201), and part 207, subparts A and B (19 CFR part 207).

**EFFECTIVE DATE:** March 4, 2003.

**FOR FURTHER INFORMATION CONTACT:**

Woodley Timberlake (202-205-3188), Office of Investigations, U.S. International Trade Commission, 500 E Street, SW., Washington, DC 20436. Hearing-impaired persons can obtain information on this matter by contacting the Commission's TDD terminal on 202-205-1810. Persons with mobility impairments who will need special assistance in gaining access to the Commission should contact the Office of the Secretary at 202-205-2000. General information concerning the Commission may also be obtained by accessing its internet server (<http://www.usitc.gov>). The public record for these investigations may be viewed on the Commission's electronic docket (EDIS) at <http://edis.usitc.gov>.

**SUPPLEMENTARY INFORMATION:**

*Background.*—These investigations are being instituted in response to a petition filed on March 4, 2003, by Sensient Technologies Corporation, Milwaukee, WI.

*Participation in the investigations and public service list.*—Persons (other than petitioners) wishing to participate in the investigations as parties must file an entry of appearance with the Secretary to the Commission, as provided in §§ 201.11 and 207.10 of the Commission's rules, not later than seven days after publication of this notice in the **Federal Register**. Industrial users and (if the merchandise under investigation is sold at the retail level) representative consumer organizations have the right to appear as parties in Commission countervailing duty and antidumping investigations. The Secretary will prepare a public service list containing the names and addresses of all persons, or their representatives, who are parties to these investigations upon the expiration of the period for filing entries of appearance.

*Limited disclosure of business proprietary information (BPI) under an administrative protective order (APO) and BPI service list.*—Pursuant to

section 207.7(a) of the Commission's rules, the Secretary will make BPI gathered in these investigations available to authorized applicants representing interested parties (as defined in 19 U.S.C. 1677(9)) who are parties to the investigations under the APO issued in the investigations, provided that the application is made not later than seven days after the publication of this notice in the **Federal Register**. A separate service list will be maintained by the Secretary for those parties authorized to receive BPI under the APO.

*Conference.*—The Commission's Director of Operations has scheduled a conference in connection with these investigations for 9:30 a.m. on March 25, 2003, at the U.S. International Trade Commission Building, 500 E Street, SW., Washington, DC. Parties wishing to participate in the conference should contact Woodley Timberlake (202-205-3188) not later than March 20, 2003, to arrange for their appearance. Parties in support of the imposition of countervailing and antidumping duties in these investigations and parties in opposition to the imposition of such duties will each be collectively allocated one hour within which to make an oral presentation at the conference. A nonparty who has testimony that may aid the Commission's deliberations may request permission to present a short statement at the conference.

*Written submissions.*—As provided in §§ 201.8 and 207.15 of the Commission's rules, any person may submit to the Commission on or before March 28, 2003, a written brief containing information and arguments pertinent to the subject matter of the investigations. Parties may file written testimony in connection with their presentation at the conference no later than three days before the conference. If briefs or written testimony contain BPI, they must conform with the requirements of §§ 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, except to the extent permitted by § 201.8 of the Commission's rules, as amended, 67 FR 68036 (November 8, 2002).

In accordance with §§ 201.16(c) and 207.3 of the rules, each document filed by a party to the investigation must be served on all other parties to the investigations (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:** These investigations are being conducted under authority of title VII of the Tariff Act of 1930; this notice is published pursuant to section 207.12 of the Commission's rules.

Issued: March 5, 2003.

By order of the Commission.

**Marilyn R. Abbott,**

*Secretary to the Commission.*

[FR Doc. 03-5759 Filed 3-10-03; 8:45 am]

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## DEPARTMENT OF JUSTICE

### Notice of Lodging of Consent Decrees Under the Comprehensive Environmental Response, Compensation, and Liability Act

Notice is hereby given that on February 13, 2003, four proposed Consent Decrees in *United States v. Samson Hydrocarbons Company, et al.* Civil No. 03-1078 DDP (VBKx), were lodged with the United States District Court for the Central District of California.

In this action the United States seeks the recovery of response costs incurred at the Casmalia Resources Hazardous Waste Management Facility ("Site") pursuant to the Comprehensive Environmental Response, Compensation, and Liability Act ("CERCLA"), 42 U.S.C. 9601 *et seq.* The United States alleges that the defendants disposed or arranged to dispose of hazardous substances at the Site. The first Consent Decree (the "Samson Hydrocarbons Consent Decree") involves 41 private parties and four Federal agencies, and requires these parties to pay \$28,553,979. The second Consent Decree (the "Baumgartner Consent Decree") involves Baumgartner Oil and Gas Company, Baumgartner Oil Company, and Franklin W. Barmgartner and requires these parties to pay \$2,309,085. The third Consent Decree (the "Crosby Consent Decree") involves Crosby & Overton, Inc. and requires this party to pay \$590,975. The fourth Consent Decree involves Quintana Petroleum Company (the "Quintana Consent Decree") and requires this party to pay \$480,633. The total value of these settlements is in excess of \$31 million.

The Department of Justice will receive, for a period of sixty (60) days from the date of this publication, comments relating to the Consent 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 specifically and individually to the

"Samson Hydrocarbons Consent Decree," the "Baumgartner Consent Decree," the "Crosby Consent Decree," or the "Quintana Consent Decree" and include the DOJ Ref. 90-7-1-611/5.

The Consent Decrees may be examined at the U.S. EPA Region 9, 75 Hawthorne Street, San Francisco, CA 94105. During the public comment period, the Consent Decrees may be examined on the following Department of Justice Web site, <http://www.usdoj.gov/enrd/open.html>. Copies of the Consent Decrees may also be obtained by mail from the Consent Decree Library, P.O. Box 7611, U.S. Department of Justice, Washington, DC 20044-7611 or by faxing or e-mailing a request to Tonia Fleetwood ([tonia.fleetwood@usdoj.gov](mailto:tonia.fleetwood@usdoj.gov)), fax no. (202) 514-0097, phone confirmation number (202) 514-1547. In requesting a copy from the Consent Decree Library, please specify the "Samson Hydrocarbons Consent Decree," the "Baumgartner Consent Decree," the "Crosby Consent Decree," or the "Quintana Consent Decree." Requests should also reference *United States v. Samson Hydrocarbons Company et al.*, Civil No. 03-1078 DDP (VBKx) and DOJ Ref. 90-7-1-611/5, respectively, and should enclose a check for each in the amount of \$155.25 for the "Samson Hydrocarbons Consent Decree," \$8.50 for the "Baumgartner Consent Decree," \$7.75 for the "Crosby Consent Decree," and \$8.00 for the "Quintana Consent Decree" (25 cents per page reproduction cost) payable to the U.S. Treasury.

**Ellen M. Mahan,**

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

[FR Doc. 03-5753 Filed 3-10-03; 8:45 am]

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## DEPARTMENT OF JUSTICE

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

Notice is hereby given that on March 4, 2003, a proposed Consent Decree in *United States v. Lomack Drum Company, et al.*, Civil Action No. 1:02CV1805, was lodged with the United States District Court for the Northern District of Ohio.

In this action the United States sought, under section 107 of the Comprehensive Environmental Response, Compensation, and Recovery Act ("CERCLA"), 42 U.S.C. 9607, to recover costs incurred by the United States in connection with the Ohio

Drum Superfund Site in Cleveland, Ohio (the "Site"). The United States also sought a civil penalty and punitive damages for noncompliance with a unilateral administrative order ("UAO") issued by the United States Environmental Protection Agency ("U.S. EPA"), and a declaratory judgment of liability for future response costs incurred by the United States in connection with the Site.

Under the Consent Decree, Truco, Inc. ("Truco") would reimburse the United States for \$3,500 of the approximately \$605,372.57 in unreimbursed response costs incurred by U.S. EPA relating to the Site. Truco also would pay a civil penalty of \$3,500 for failure to comply with the UAO. If such payments are not received when due, the Consent Decree provides for a stipulated penalty in the amount of \$750 per day. In addition, Truco would covenant not to sue the United States: (a) With respect to Past Response Costs (as defined in the Consent Decree); (b) with respect to the UAO; or (c) with respect to the Consent Decree. In exchange, the United States would covenant not to sue Truco: (a) pursuant to section 107(a) of CERCLA, 42 U.S.C. 9607(a), to recover Past Response Costs; and (b) pursuant to section 106(b)(1) of CERCLA, 42 U.S.C. 9606(b)(1), for its failure to comply with the UAO, with certain reservations. In addition, Truco would receive protection for contribution actions or claims pertaining to Past Response Costs, as provided by section 113(f)(2) of CERCLA, 42 U.S.C. 9613(f)(2).

The Department of Justice will receive for a period of 30 days from the date of this publication comments relating to the Consent 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. Lomack Drum Company, et al.*, D.J. Ref. 90-11-2-1300/2.

The Consent Decree may be examined at the Office of the United States Attorney, 1800 Bank One Center, 600 Superior Avenue, East, Cleveland, Ohio 44114-2600, and at U.S. EPA Region V, 77 West Jackson Blvd., Chicago, IL 60604. During the public comment period, the Consent Decree, may also be examined on the following Department of Justice website, <http://www.usdoj.gov/enrd/open.html>. A copy of the Consent Decree may also be obtained by mail from the Consent Decree Library, PO Box 7611, U.S. Department of Justice, Washington, DC 20044-7611 or by faxing or e-mailing a request to Tonia Fleetwood ([tonia.fleetwood@usdoj.gov](mailto:tonia.fleetwood@usdoj.gov)), fax no.

(202) 514-0097, phone confirmation number (202) 514-1547. In requesting a copy from the Consent Decree Library, please enclose a check in the amount of \$5.25 (25 cents per page reproduction cost) payable to the U.S. Treasury.

**William D. Brighton,**

*Assistant 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

In accordance with Departmental policy, 28 CFR 50.7, notice is hereby given that a proposed consent decree in *United States v. Mary Jane Anderson, et al.*, Civil Action No. C03-5107RBL was lodged on February 26, 2003, with the United States District Court for the Western District of Washington. The Consent Decree resolves claims by the United States under the Act, as amended, ("CERCLA"), 42 U.S.C. 9601, *et seq.*, for recovery of past and future response costs from twenty-six parties consisting of companies, individuals and local government agencies associated with the Hylebos Waterway Problem Areas within the Commencement Bay/Nearshore Tideflats Superfund Site ("CB/NT Site") as identified in the Record of Decision for Operable Unit 01 of the CB/NT Site. The proposed Consent Decree also would resolve potential counterclaims by private parties against five federal agencies for contribution under CERCLA section 113. This consent decree requires the settling parties to pay a total of \$15,435,752 to reimburse the United States for costs incurred and to be incurred at the Hylebos Waterway Problem Areas of the CB/NT Site.

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, P.O. Box 7611, U.S. Department of Justice, Washington, DC 20044-7611, and should refer to *United States v. Mary Jane Anderson, et al.*, DOJ Ref. #90-11-3-07865.

The proposed consent decree may be examined at the office of the United States Attorney, 601 Union Street, Suite 5100, Seattle, WA 98101 and at U.S. EPA Region 10, 1200 Sixth Avenue,