

of Justice web site: <http://www.usdoj.gov/enrd/open.html>. 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 or by faxing or emailing 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, please enclose a check in the amount of \$14.75 (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 the "SIGECO" Proposed Consent Decree Under the Clean Air Act

Notice is hereby given that on June 6, 2003, a proposed Consent Decree ("proposed Decree") in *United States v. Southern Indiana Gas & Electric Co.* ("SIGECO"), Civil Action No. IP99-1692 C-M/F, was lodged with the United States District Court for the Southern District of Indiana.

In the Amended Complaint filed under the federal Clean Air Act ("Act") in January 2000, the United States alleged that SIGECO, an electric utility, failed to comply with certain requirements of the Act intended to prevent deterioration of air quality. The Amended Complaint alleged that SIGECO failed to seek permits prior to making major modifications to the three units located at the F.B. Culley Station in Newburgh, Indiana ("Culley plant"), and failed to install appropriate pollution control devices at the Culley plant to reduce emissions of air pollutants.

The proposed Decree lodged with the Court requires installation, upgrading, and operation of pollution control devices at the Culley plant, including the installation and operation of a state-of-the-art control device to reduce emissions of particulate matter. The proposed Decree also requires SIGECO to take specific measures to operate pollution control equipment to reduce emissions of nitrogen oxides and sulfur dioxides from the Culley plant. In addition, under the proposed Decree SIGECO will carry out an environmental mitigation project, valued at \$2.5 million, to install and operate

technology to reduce emission of sulfuric acid from the Culley plant, and pay a civil penalty of \$600,000.

The Department of Justice will receive for a period of thirty (30) days from the date of this publication comments relating to the proposed 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. Southern Indiana Gas & Electric Co.*, D.J. Ref. 90-5-2-1-06966.

The proposed Decree may be examined at the offices of the United States Attorney, Southern District of Indiana, 10 West Market St., Suite 2100, Indianapolis, IN 46204-3048, and at the offices of U.S. EPA Region 5, 777 W. Jackson Street, Chicago, IL 60604-3507.

During the public comment period, the proposed Decree may also be examined on the following Department of Justice website, <http://www.usdoj.gov/enrd/open.html>. A copy of the proposed 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 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 \$11.50 (25 cents per page reproduction cost) payable to the U.S. Treasury.

**Thomas A. Mariani, Jr.,**

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

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## DEPARTMENT OF JUSTICE

### Notice of Extension of Comment Period Regarding Consent Decree Lodged Pursuant to the Comprehensive Environmental Response, Compensation and Liability Act

On May 22, 2003, notice was published in the **Federal Register**, 68 FR 28016, that on May 7, 2003, a proposed consent decree in *United States v. Tecumseh Products Company*, Civil Action No. 03-C-0401, was lodged with the United States District Court for the Eastern District of Wisconsin. The notice stated that comments on the proposed settlement would be received for a period of thirty days from the date of publication of the notice. The

comment period is currently set to end on June 21, 2003.

In response to a request from a citizens' group, the Department of Justice is hereby extending the comment period for an additional fifteen days through July 6, 2003.

In this action, the United States sought the implementation of response action and reimbursement of response costs pursuant to the Comprehensive Environmental Response, Compensation and Liability Act, 42 U.S.C. 9601, *et seq.*, ("CERCLA"), for costs incurred by the United States in responding to a release or threat of release of hazardous substances in the Upper River section of the Sheboygan River and Harbor Superfund Site in Sheboygan County, Wisconsin (the "Site"). The United States alleges that Tecumseh Products Company ("Tecumseh") arranged for disposal of hazardous substances in the Upper River portion of the Site and is liable for costs incurred by the United States in responding to releases of hazardous substances at the Site pursuant to Section 107(a)(1) of CERCLA. The Consent Decree requires Tecumseh to implement the remedial action for the Upper River portion of the Site selected by the U.S. Environmental Protection Agency in a Record of Decision dated May 12, 2000, and to reimburse the United States at least \$2,100,000.00 for response costs incurred in connection with the Site.

As noted above, the Department of Justice will receive, for an additional period of fifteen days through July 6, 2003, 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, P.O. Box 7611, Washington, DC 20044-7611, and should refer to *United States v. Tecumseh Products Company*, DOJ Ref. # 90-11-2-06440. Commenters may request an opportunity for a public meeting in the affected area, in accordance with Section 7003 of RCRA, 42 U.S.C. 6973(d).

The proposed consent decree may be examined at the office of the United States Attorney, 517 E. Wisconsin Avenue, Suite 530, Milwaukee, Wisconsin 53202, and the Region 5 Office of the Environmental Protection Agency, 77 West Jackson Boulevard, Chicago, IL 60604. During the public comment period, the proposed consent decree may also be examined on the following Department of Justice website, <http://www.usdoj.gov/enrd/open.html>. 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 or by faxing or e-mailing a request to Tonia Fleetwood (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 \$51.00 (25 cents per page reproduction cost) payable to the U.S. Treasury.

**William D. Brighton,**  
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**DEPARTMENT OF JUSTICE**

**Drug Enforcement Administration**

**Manufacturer of Controlled Substances; Notice of Application**

Pursuant to section 1301.33(a) of title 21 of the Code of Federal Regulations (CFR), this is notice that on February 19, 2003, AccuStandard Inc., 125 Market Street, New Haven, Connecticut 06513, made application by renewal and on May 7, 2003, by letter, to the Drug Enforcement Administration (DEA) for registration as a bulk manufacturer of

the basic classes of Schedule I and II controlled substances listed below:

Drug	Schedule
Cathinone (1235) .....	I
Methcathinone (1237) .....	I
N-Ethylamphetamine (1475) .....	I
N,N-Dimethylamphetamine (1480) .....	I
Fenethylamine (1503) .....	I
Aminorex (1585) .....	I
4-Methylaminorex (cis isomer) .....	I
Gamma hydroxybutyric acid (2010) .....	I
Methaqualone (2565) .....	I
Mecloqualone (2572) .....	I
Alpha-Ethyltryptamine (7249) .....	I
Ibogaine (7260) .....	I
Lysergic acid diethylamide (7315) .....	I
Tetrahydrocannabinols (7370) .....	I
Mescaline (7381) .....	I
3,4,5-Trimethoxyamphetamine (7390) .....	I
4-Bromo-2,5-dimethoxyamphetamine (7391) .....	I
4-Bromo-2,5-dimethoxyamphetamine (7392) .....	I
4-Methyl-2,5-dimethoxyamphetamine (7395) .....	I
2,5-Dimethoxyamphetamine (7396) .....	I
2,5-Dimethoxy-4-ethylamphetamine (7399) .....	I
3,4-Methylenedioxyamphetamine (7400) .....	I
5-Methoxy-3,4-methylenedioxyamphetamine (7401) .....	I
N-Hydroxy-3,4-methylenedioxyamphetamine (7402) .....	I
3,4-Methylenedioxy-N-ethylamphetamine (7404) .....	I
3,4-Methylenedioxymethamphetamine (7405) .....	I
4-Methoxyamphetamine (7411) .....	I
Bufotenine (7433) .....	I
Diethyltryptamine (7434) .....	I
Dimethyltryptamine (7435) .....	I
Psilocybin (7437) .....	I
Psilocyn (7438) .....	I
N-Ethyl-1-phenylcyclohexylamine (7455) .....	I
1-(1-Phenylcyclohexyl) pyrrolidine (PCPY) (7458) .....	I
1-[1-(2-Thienyl) cyclohexyl] piperidine (7470) .....	I
1-[1-(2-Thienyl) cyclohexyl] pyrrolidine (TCPY) (7473) .....	I
N-Ethyl-3-piperidyl benzilate (7482) .....	I
N-Methyl-3-Piperidyl benzilate (7484) .....	I
Acetyldihydrocodeine (9051) .....	I
Benzylmorphine (9052) .....	I
Codeine-N-oxide (9053) .....	I
Cyprenorphine (9054) .....	I
Desomorphine (9055) .....	I
Etorphine (except HCL) (9056) .....	I
Codeine methylbromide (9070) .....	I
Dihydromorphine (9145) .....	I
Difenoxin (9168) .....	I
Heroin (9200) .....	I
Hydromorphanol (9301) .....	I
Methyl-desorphine (9302) .....	I
Methyldihydromorphine (9304) .....	I
Morphine methylbromide (9305) .....	I
Morphine methylsulfonate (9306) .....	I
Morphine-N-oxide (9307) .....	I
Myrophine (9308) .....	I