

By order of the Commission.

Marilyn R. Abbott,

Secretary to the Commission.

[FR Doc. 03-17571 Filed 7-8-03; 10:48 am]

BILLING CODE 7020-02-P

DEPARTMENT OF JUSTICE

Notice of Lodging of Proposed Partial Consent Decree Under the Clean Water Act

Under 28 CFR 50.7, notice is hereby given that on June 25, 2003, a proposed Partial Consent Decree in *United States v. District of Columbia Water and Sewer Authority* ("WASA"), et al., Civil Action No. 1:02-02511 (TFH) and in *Anacostia Watershed Society v. District of Columbia Water and Sewer Authority*, et al., Civil Action No. 1:00CV00183 (TFH), was lodged with the United States District Court for the District of Columbia.

The two actions allege violations by the defendants of provisions of the Clean Water Act that pertain to overflows from the combined sewer system in the District of Columbia. Both complaints include a claim that the defendants failed to implement certain interim measures, termed "Nine Minimum Controls," timely and adequately. The proposed partial consent decree resolves that specific claim and requires defendant WASA to perform a number of specific projects, including refurbishment or rehabilitation of its major pump stations and enhanced notice to the public of CSO events.

The partial consent decree also resolves the Plaintiffs' claims for civil penalties through the date of lodging of the decree. Under the decree, WASA will pay a civil penalty of \$250,00 to the United States Treasury and construct and operate Supplemental Environmental Projects ("SEPs") valued at \$1.7 million. The SEPs will consist of "low impact development" projects, which includes various technologies such as vegetation, rain barrels, tree canopies, and drainage trenches that are designed to detain and store wet weather run-off to promote infiltration to the ground and evaporation. In addition, WASA will pay \$300,000 to the Chesapeake Bay Foundation for the construction of "roof gardens," a kind of low impact development consisting of vegetation on rooftops.

The Department of Justice will receive for a period of thirty (30) days from the date of this publication comments relating to the proposed Partial 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. District of Columbia Water and Sewer Authority* ("WASA"), et al., Civil Action No. 1:02-02511 (TFH), DOJ # 90-5-1-1-07137.

The Partial Consent Decree may be examined at the Office of the United States Attorney, c/o Lydia Griggsby, 555 Fourth Street NW., Washington, DC 20001, and at U.S. EPA Region III, 1650 Arch Street, Philadelphia, PA 19103-2029.

During the public comment period, the Partial Consent Decree may also be examined on the following Department of Justice Web site, <http://www.usdoj.gov/enrd/open.html>. A copy of the Partial 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 \$19.50 payable to the U.S. Treasury. In requesting a copy exclusive of exhibits, please enclose a check in the amount of \$15.25 payable to the U.S. Treasury.

Robert Brook,

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

[FR Doc. 03-17414 Filed 7-9-03; 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

In accordance with Departmental Policy, 28 U.S.C. 50.7, notice is hereby given that on July 1, 2003, a proposed Consent Decree in *United States v. David Pascale, et al.*, Civil Action No. 96-3774 (HAA) was lodged with the United States District Court for the District of New Jersey.

In this action the United States sought cost recovery with respect to the Grand Street Mercury Superfund Site, locate in Hoboken, New Jersey ("the Site"), under the Comprehensive Environmental Response, Compensation and Liability Act ("CERCLA") against David P. Pascale, John J. Pascale, now deceased and represented by his estate, the Grand Street Artists (a New Jersey Partnership) and the individual former residents of

the converted industrial facility (collectively, the "Settling Defendants"). Under the terms of the proposed settlement, the Settling Defendants will pay \$3,924,844 to reimburse the United States and the State of New Jersey for costs incurred at the Site.

The Department of Justice will receive for a period of thirty (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. Davis Pascale*, D.J. Ref. 90-11-3-1769/1.

The Consent Decree may be examined at the Office of the United States Attorney, 970 Broad Street, 7th Floor, Newark, New Jersey, 07102, and at U.S. EPA Region II, 290 Broadway, 17th Floor, New York, New York, 10007-1866. During the public comment period, the Consent Decree, may also be examined on the following Department of Justice Web site, <http://www.usdoj.gov/enrd/open.html>. 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 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 \$5.75 (25 cents per page reproduction cost-not including the individual residents' signature pages) payable to the U.S. Treasury.

Ronald Gluck,

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

[FR Doc. 03-17413 Filed 7-9-03; 8:45 am]

BILLING CODE 4410-15-M

DEPARTMENT OF LABOR

Employment and Training Administration

[TA-W-39,162 & NAFTA-04822]

ME International, Inc., Duluth, MN; Notice of Revised Determination on Remand

The United States Court of International Trade (USCIT) granted the Secretary of Labor's motion for a voluntary remand for further investigation in *United Steelworkers of*

America on Behalf of Former Workers of ME International, Inc. v. Elaine L. Chao, U.S. Secretary of Labor (Court No. 02-00404).

The Department's initial denial of certification for the petitions (TA-W-39,162 & NAFTA-04822) filed for employees of ME International, Inc., Duluth, Minnesota were issued on October 2, 2001 and published in the **Federal Register** on October 19, 2001 (66 FR 53251 and 53252, respectively). The denial of Trade Adjustment Assistance (TAA) was based on a finding that criterion (3) of the Group Eligibility Requirements of Section 222 of the Trade Act of 1974, as amended, was not met. Imports did not contribute importantly to worker separations at the subject firm. The denial of NAFTA-Transitional Adjustment Assistance (NAFTA-TAA) was based on the finding that criteria (3) and (4) were not met. Imports from Canada or Mexico did not contribute importantly to workers' separations, nor was there a shift in plant production to Canada or Mexico.

On administrative reconsideration, the Department issued a "Notice of Negative Determination Regarding Application for Reconsideration," for cases TA-W-39,162 and NAFTA-04822 on March 25, 2002 for the employees of ME International, Inc., Duluth, Minnesota. The notice was published in the **Federal Register** on April 17, 2002 (67 FR 18926). The Department affirmed its conclusions that imports did not contribute importantly to worker separations at the subject firm.

On remand, the Department contacted the company for additional customers that were not supplied by the company during the previous investigations. The company this time responded by supplying an extensive list of customers.

The U.S. Department of Labor conducted a survey of the customers regarding their purchases of mine wear parts during the relevant period. The survey revealed that customers increased their imports of mine wear parts from Canada and/or Mexico and also increased purchases of total U.S. imports, while decreasing their purchases from the subject firm during the relevant period.

Conclusion

After careful review of the additional facts obtained on remand, I determine that increases in imports of articles (including from Canada and/or Mexico) like or directly competitive with those produced by the subject firm contributed importantly to the worker separations and sales or production declines at the subject facility. In

accordance with the provisions of the Trade Act, I make the following certification:

"All workers of ME International, Inc., Duluth, Minnesota, who became totally or partially separated from employment on or after April 9, 2000, through two years from the issuance of this revised determination, are eligible to apply for worker adjustment assistance under Section 223 of the Trade Act of 1974." and

"All workers of ME International, Inc., Duluth, Minnesota, who became totally or partially separated from employment on or after April 30, 2000, through two years from the issuance of this revised determination, are eligible to apply for NAFTA-TAA under Section 250 of the Trade Act of 1974."

Signed at Washington, DC this 25th day of June 2003.

Elliott S. Kushner,

Certifying Officer, Division of Trade Adjustment Assistance.

[FR Doc. 03-17444 Filed 7-9-03; 8:45 am]

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DEPARTMENT OF LABOR

Employment and Training Administration

Notice of Determinations Regarding Eligibility To Apply for Worker Adjustment Assistance and NAFTA Transitional Adjustment Assistance

In accordance with section 223 of the Trade Act of 1974, as amended, the Department of Labor herein presents summaries of determinations regarding eligibility to apply for trade adjustment assistance for workers (TA-W) issued during the period of June 2003.

In order for an affirmative determination to be made and a certification of eligibility to apply for worker adjustment assistance to be issued, each of the group eligibility requirements of Section 222 of the Act must be met.

(1) That a significant number or proportion of the workers in the workers' firm, or an appropriate subdivision thereof, have become totally or partially separated, or are threatened to become totally or partially separated; and

(2) That sales or production, or both, of the firm or sub-division have decreased absolutely, and

(3) That increases of imports of articles like or directly competitive with articles produced by the firm or appropriate subdivision have contributed importantly to the separations, or threat thereof, and to the absolute decline in sales or production of such firm or subdivision.

Negative Determinations for Worker Adjustment Assistance

In each of the following cases the investigation revealed that criterion (3) has not been met. A survey of customers indicated that increased imports did not contribute importantly to worker separations at the firm.

None

In the following case, the investigation revealed that the criteria for eligibility have not been met for the reasons specified.

The investigation revealed that criterion (a)(2)(A)(I.C.) (Increased imports) and (a)(2)(B)(II.B) (No shift in production to a foreign country) have not been met.

TA-W-51,786; *Seaway Pattern Manufacturing, Inc., Toledo, OH*
TA-W-51,847; *Morgan Lumber, Inc., Bingham, ME*
TA-W-51,584; *General Electric Power Systems, a wholly-owned subsidiary of General Electric Company, Bangor, ME*
TA-W-51,659; *Brookline, Inc., Charlotte, NC*
TA-W-51,760; *Satellite Technology Management, a/k/a STM Wireless, Inc., Irvine, CA*
TA-W-51,777; *Cambridge Metal and Plastics, Cambridge, MN*

The workers firm does not produce an article as required for certification under Section 222 of the Trade Act of 1974.

TA-W-51,341; *Washington Group International, Inc., Niagara Engineering and Design Group, Niagara Falls, NY*
TA-W-50,835; *Agilent Technologies, Manufacturing Test Business Unit, Electronic Manufacturing Test Div., Loveland, CO*
TA-W-51,954; *Facility Pro, Allentown, PA*
TA-W-51,548; *Cypress Semiconductor Design Center, Colorado Springs, CO*
TA-W-51,677; *McKittrick and Associates, Inc., Charlotte, NC*
TA-W-51,678; *D and W International, Inc., Charlotte, NC*
TA-W-51,746; *Motorola, Inc., Ocotillo Facility, Chandler, AZ*
TA-W-51,897; *Yellow Book USA, Effingham, IL*
TA-W-51,921; *Nortel Networks, Inc., Department JC 50, Research Triangle Park, NC*
TA-W-52,035; *Ingram Micro, Inc., Williamsville, NY*

The investigation revealed that criterion (a)(2)(A)(I.A) (no employment declines) have not been met.

TA-W-51,976; *State of Alaska Commercial Fisheries Entry*