

Department of Energy, 100 Independence Avenue, SW., Washington, DC 20585-0119. Telephone (202) 586-4600 or (800) 472-2756, facsimile (202) 586-7031.

SUPPLEMENTARY INFORMATION: In accordance with 10 CFR part 1022, NNSA published a Notice of Floodplain and Wetlands Involvement on July 21, 2003 (68 FR 43104). This notice announced that the floodplain/wetlands assessment document was available for a 15-day review period and that copies of the document could be obtained by contacting Ms. Withers at the above address or could be viewed at two public DOE reading rooms in Los Alamos and Albuquerque, New Mexico. One comment was received from the **Federal Register** notice on the proposed floodplain action.

Project Description: As a result of the events of September 11, 2001, the nature and extent of the terrorist threat has changed significantly in terms of the potential magnitude of the attack as well as the terrorists' motivations, targets, and methods. In recognition of this increased threat, LANL management and security officials have determined that there is a critical need to upgrade the physical protection around the core LANL technical and administrative area in TA-3, which houses vital national assets, government property, and key scientific and support staff.

The selected approach combines the installation of three access control stations at key locations and modification of road intersections with the development of a single bypass road at the north end of TA-3 to accomplish the mission need described. The proposed North Bypass Road would connect East Jemez Road, Diamond Drive, and State Road 501 by detouring behind the Los Alamos Research Park and along the south rim of Los Alamos Canyon. A bridge would be used to span a small tributary canyon. There is a small wetland within the Research Park that is primarily fed by stormwater runoff from adjacent buildings and parking lots. This wetland would be directly affected by the project. Indirect impacts to the 100-year floodplain of Los Alamos Canyon would be avoided by the use of best management practices for erosion and siltation control.

Alternatives: Several alternative alignments for the North Bypass Road were considered in the design of the project in an attempt to avoid sensitive environmental resources (wetlands, archaeological sites, areas of contamination, etc.); however, in order to maintain a safe and secure separation from the TA-3 boundaries, the roadway

was confined to the corridor between the Research Park buildings and the canyon rim where the wetland is located. Hence, destruction of the wetland was unavoidable. The No Action alternative, where the bypass road would not be constructed and no activity would be taken to disturb the Los Alamos Canyon floodplain or the Research Park wetland, was dismissed as unviable because it would not meet the National Security purpose and need for the project.

Floodplain/Wetland Impacts And Mitigation Actions: The primary direct impact of the project is the removal of the wetland for the road construction, which has been determined to be necessary for National Security purposes. No potential for loss of life or property has been identified with respect to floodplains or other wetlands in Los Alamos Canyon, as long as best management practices for soil erosion control are implemented. Possible primary direct effects of the project are a reduction in vegetation cover, exposure, and compaction of mineral soils due to excavation and heavy equipment. Possible secondary direct effects are the potential for the increase of erosion and storm water runoff from the mesa top to the floodplain below.

There are no primary indirect impacts (within the canyon) to the floodplains resulting from the project. If work conducted in the Research Park contributed to increased sediment movement, there may be some retention of those sediments by the floodplains or wetlands down canyon. Secondary indirect impacts (outside of the project area) resulting from the project would result in possible impacts to floodplains and wetlands not associated with the project area (e.g., downstream to the Rio Grande).

The Security Perimeter Project does conform to applicable State or local floodplain protection standards. At a minimum, best management practices for runoff control, such as silt barriers, would be emplaced to mitigate runoff effects during the project. These best management practices would incorporate considerations of the National Pollutant Discharge Elimination System permit program and Environmental Protection Agency requirements for a Notice of Intent and a Storm Water Pollution Prevention Plan under Sections 401 and 404 of the Clean Water Act.

Issued in Los Alamos, NM, on August 8, 2003.

Ralph E. Erickson,

Manager, U.S. Department of Energy, National Nuclear Security Administration, Los Alamos Site Office.

[FR Doc. 03-21025 Filed 8-15-03; 8:45 am]

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ENVIRONMENTAL PROTECTION AGENCY

[FRL-7545-3]

Proposed CERCLA Administrative Cost Recovery Settlement; John B. Stetson Company, Inc., Former Mallory Hat Superfund Site, Danbury, CT

AGENCY: Environmental Protection Agency.

ACTION: Notice of proposed settlement; request for public comment.

SUMMARY: In accordance with section 122(i) of the Comprehensive Environmental Response, Compensation, and Liability Act, as amended ("CERCLA"), 42 U.S.C. 9622(i), notice is hereby given of a proposed administrative settlement for recovery of past and projected future response costs concerning the Former Mallory Hat Superfund Site in Danbury, Connecticut with the following settling party: John B. Stetson Company, Inc. The settlement requires the settling party to pay \$180,000.00 to the Hazardous Substance Superfund. The settlement includes a covenant not to sue the settling party pursuant to section 107(a) of CERCLA, 42 U.S.C. 9606 and 9607(a). For thirty (30) days following the date of publication of this notice, the Agency will receive written comments relating to the settlement. The Agency will consider all comments received and may modify or withdraw its consent to the settlement if comments received disclose facts or considerations which indicate that the settlement is inappropriate, improper, or inadequate.

The Agency's response to any comments received will be available for public inspection at One Congress Street, Boston, MA 02214-2023.

DATE: Comments must be submitted by September 17, 2003.

ADDRESSES: Comments should be addressed to the Regional Hearing Clerk, U.S. Environmental Protection Agency, Region I, One Congress Street, Suite 1100, Mailcode RAA, Boston, Massachusetts 02114-2023 and should refer to: In re: Rogers Fibre Mill Superfund Site, U.S. EPA Docket No. 01-2003-0005.

FOR FURTHER INFORMATION CONTACT: A copy of the proposed settlement may be obtained from Mary Jane O'Donnell, U.S. Environmental Protection Agency, Region I, Office of Site Remediation & Restoration, One Congress Street, Suite 1100, Mailcode HBT, Boston, MA 02114-2023.

Dated: June 10, 2003.

Richard Cavagnero,

Acting Director, Office of Site Remediation & Restoration.

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FEDERAL COMMUNICATIONS COMMISSION

[CC Docket No. 98-67; DA 03-2629]

Sprint Petition for Declaratory Ruling Regarding TRS Access to 900 Pay-Per-Call Services Via 711

AGENCY: Federal Communications Commission.

ACTION: Notice.

SUMMARY: Sprint Corporation (Sprint) filed a Petition for Declaratory Ruling requesting that the Commission declare that Sprint's provision of 900 pay-per-call services to end users who access Sprint's relay centers by dialing 711 fully satisfies the requirement that such services be offered by relay providers. The Commission has found that the provision of pay-per-call service through TRS is technically feasible and required as a component of functional equivalency. Additionally, the Commission requires all telecommunications carriers nationwide to implement three-digit, 711, dialing access to all mandatory TRS services. Sprint's petition contends that pay-per-call services cannot be accessed via 711, because 711 uses a toll-free dialing sequence, and pay-per-call sequences cannot be accessed using a toll-free dialing sequence. Therefore, Sprint requests clarification that its provision of a special 900 number (which is provided without charge) in order to use TRS to place a 900 call satisfies the requirement that TRS providers offer such services.

DATES: Interested parties may file comments in this proceeding on or before September 10, 2003. Reply comments may be filed on or before September 25, 2003.

ADDRESSES: Federal Communications Commission, 445 12th Street, SW., Washington, DC 20554.

FOR FURTHER INFORMATION CONTACT: Erica Myers, Consumer & Governmental

Affairs Bureau, Disability Rights Office at (202) 418-2429 (voice), (202) 418-0464 (TTY), or e-mail at Erica.Myers@fcc.gov.

SUPPLEMENTARY INFORMATION: When filing comments, please reference CC Docket No. 98-67. Comments may be filed using the Commission's Electronic Comment Filing System (ECFS) or by filing paper copies. See Electronic Filing of Documents in Rulemaking Proceedings, 63 FR 24121, May 1, 1998. Comments filed through the ECFS can be sent as an electronic file via the Internet to <http://www.fcc.gov/e-file/ecfs.html>. Generally, only one copy of an electronic submission must be filed. If multiple docket or rulemaking numbers appear in the caption of this proceeding, however, commenters must transmit one electronic copy of the comments to each docket or rulemaking number referenced in the caption. In completing the transmittal screen, commenters should include their full name, Postal Service mailing address, and the applicable docket or rulemaking number. Parties may also submit an electronic comment by Internet e-mail. To get filing instructions for e-mail comments, commenters should send an e-mail to ecfs@fcc.gov, and should include the following words in the body of the message, "get form <your e-mail address>." A sample form and directions will be sent in reply.

Parties who choose to file by paper must file an original and four copies of each filing. If more than one docket or rulemaking number appears in the caption of this proceeding, commenters must submit two additional copies for each additional docket or rulemaking number. Filings can be sent by hand or messenger delivery, by commercial overnight courier, or by first-class or overnight U.S. Postal Services mail (although we continue to experience delays in receiving U.S. Postal Service mail). The Commission's contractor, Vistrionix, Inc., will receive hand-delivered or messenger-delivered paper filings for the Commission's Secretary at 236 Massachusetts Avenue, NE., Suite 110, Washington, DC 20002. The filing hours at this location are 8 a.m. to 7 p.m. All hand deliveries must be held together with rubber bands or fasteners. Any envelopes must be disposed of before entering the building. Commercial overnight mail (other than U.S. Postal Service Express Mail and Priority Mail) must be sent to 9300 East Hampton Drive, Capitol Heights, MD 20743. U.S. Postal Service first-class mail, Express Mail, and Priority Mail should be addressed to 445 12th Street, SW., Washington, DC 20554. All filings

must be addressed to the Commission's Secretary, Marlene H. Dortch, Office of the Secretary, Federal Communications Commission, 445 12th Street, SW., Room TW-B204, Washington, DC 20554. Parties who choose to file by paper should also submit their comments on diskette. These diskettes should be submitted, along with three paper copies to: Erica Myers, Consumer & Governmental Affairs Bureau, Disability Rights Office, 445 12th Street, SW., Room 6-A432, Washington, DC 20554. Such a submission should be on a 3.5 inch diskette formatted in an IBM compatible format using Word 97 or compatible software. The diskette should be accompanied by a cover letter and should be submitted in "read only" mode. The diskette should be clearly labeled with the commenter's name, proceeding (including the lead docket number in this case, CC Docket No. 98-67), type of pleading (comment or reply comment), date of submission, and the name of the electronic file on the diskette. The label should also include the following phrase "Disk Copy—Not an Original." Each diskette should contain only one party's pleadings, preferably in a single electronic file. In addition, commenters must send diskette copies to the Commission's copy contractor, Qualex International, Portals II, 445 12th Street, SW., Room CY-B402, Washington, DC 20554.

Pursuant to section 1.1206 of the Commission's rules, 47 CFR 1.1206, this proceeding will be conducted as a permit-but-disclose proceeding in which *ex parte* communications are subject to disclosure. Copies of any subsequently filed documents in this matter will be available for public inspection and copying during regular business hours at the FCC Reference Information Center, Portals II, 445 12th Street, SW., Room CY-A257, Washington, DC 20554. The complete text of this *Public Notice* may be purchased from the Commission's duplicating contractor, Qualex International, Portals II, 445 12th Street, SW., Room CY-B402, Washington, DC 20554, telephone (202) 863-2893, facsimile (202) 863-2898, or via e-mail qualexint@aol.com.

To request materials in accessible formats for people with disabilities (Braille, large print, electronic files, audio format), send an e-mail to fcc504@fcc.gov or call the Consumer & Governmental Affairs Bureau at (202) 418-0531 (voice), (202) 418-7365 (TTY). This *Public Notice* can also be downloaded in Text and ASCII formats at: <http://www.fcc.gov/cgb/dro>.