

meeting in the affected area, in accordance with Section 7003(d) of RCRA, 42 U.S.C. 6973(d).

The Consent Decree may be examined at the Office of the United States Attorney for the District of Delaware, 1201 Market Street, Suite 1100, Wilmington, DE, and at the Region 10 Office of the United States Environmental Protection Agency, 1200 Sixth Ave., Seattle, WA 98101. 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 \$26.00 (25 cents per page reproduction cost) payable to the U.S. Treasury for the entire Consent Decree and attachments or the amount of \$9.75 for the Consent Decree without attachments.

W. Benjamin Fisherow,

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

[FR Doc. 04-18939 Filed 8-17-04; 8:45 am]

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DEPARTMENT OF JUSTICE

Notice of Lodging of Consent Decree Under the Clean Water Act

Under 28 CFR 50.7, notice is hereby given that on August 5, 2004, a proposed Settlement Agreement and Final Order ("Settlement Agreement") in *United States and State of California ex rel. California Regional Water Quality Control Board, Los Angeles Region v. City of Los Angeles*, Civil Action No. 01-191-RSWL, was lodged with the United States District Court for the Central District of California, Western Division. The United States and the State's action is consolidated with *Santa Monica Baykeeper v. The City of Los Angeles*, Civil Action No. 98-9039-RSWL.

The United States and the State's action sought injunctive relief and a civil penalty to address sanitary sewer overflows and other violations of the Clean Water Act and the City of Los Angeles's National Pollutant Discharge Elimination System ("NPDES") permits. Under the Settlement Agreement, the

City will (i) begin work on specific projects to increase the sewer system's capacity and submit a report in two years recommending additional capacity projects necessary to assure that the sewer system has sufficient capacity to convey wet weather flows, and (ii) begin work on the rehabilitation and replacement of the sewer pipes in poor condition and submit a report in two years recommending what further rehabilitation and replacement work is necessary (the report must recommend at least the rehabilitation and replacement of 60 miles of pipe per year on a three-year rolling average and 50 miles of pipe per year). Under the Settlement Agreement, the City must also (iii) clean approximately 2,800 miles of pipe on a three-year rolling average, (iv) inspect all restaurants each year and review, and where necessary, improve the City's enforcement of its ordinance regulating the discharge of grease from restaurants, (v) address sewer odors, and (vi) inspect at least 600 miles of pipe annually with closed circuit TV.

The City will pay a cash penalty to the United States of \$800,000 and make a payment of \$800,000 to the State to resolve the State's civil penalty claims. The State has elected to devote its \$800,000 penalty to supplemental environmental projects ("SEPs"). The Settlement Agreement requires the City to spend an additional \$7.7 million on SEPs, bringing the total devoted to SEPs to \$8.5 million. The Settlement Agreement contains a list of possible SEPs, most of which are wetland and stream restoration projects, located primarily along the Los Angeles River, that are designed to restore aquatic areas and provide water quality benefits by treating local runoff.

The United States Department of Justice will receive for a period of thirty (30) days from the date of this publication comments relating to the Settlement Agreement. 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. City of Los Angeles*, D.J. Ref. No. 90-5-1-1-809/1.

The Settlement Agreement may be examined during the public comment period on the following Department of Justice Web site: <http://www.usdoj.gov/enrd/open.html>. A copy of the Settlement Agreement may also be obtained by mail from the Settlement Agreement 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 number (202) 514-0097, phone confirmation number (202) 514-1547. In requesting a copy from the Settlement Agreement Library, please enclose a check in the amount of \$21.25 (25 cents per page reproduction cost) payable to the U.S. Treasury.

Benjamin Fisherow,

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

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DEPARTMENT OF JUSTICE

Notice of Lodging of Consent Decree Under the Clean Water Act

Under 28 CFR 50.7, notice is hereby given that on August 3, 2004, a proposed consent decree in *United States v. Mobile Exploration and Producing U.S. Inc.*, Case No. 2:98-DV-00220-ST, was lodged with the United States District Court for the District of Utah.

In this action, the United States sought injunctive relief and civil penalties under Sections 309 and 311 of the Clean Water Act ("CWA") against Mobil at its McElmo Creek Unit and Ratherford Unit near Aneth, Utah, for unpermitted discharges of produced water and oil into waters of the United States, failure to prepare and implement an adequate Spill Prevention, Control, and Countermeasure Plan, failure to provide notification of an oil spill, and failure to prepare and implement a Facility Response Plan. The consent decree requires Mobil to: (1) Install new equipment and implement measures to prevent spills and minimize the volume of future spills, (2) implement a supplemental environmental project to extend a water line to provide drinking water to local residents, and (3) pay a civil penalty of \$515,000.

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 with a copy to Robert Mullaney, U.S. Department of Justice, 301 Howard Street, Suite 1050, San Francisco, CA 94105, and should refer to *United States v. Mobil Exploration and Producing U.S. Inc.*, D.J. Ref. #90-5-1-1-4457.

The consent decree may be examined at the Office of the United States Attorney, 185 South State Street, Suite 400, Salt Lake City, Utah, and at U.S. EPA Region 9, Office of Regional Counsel, 75 Hawthorne Street, San Francisco, California. 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 \$23.00 (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.

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DEPARTMENT OF JUSTICE

Notice of Lodging of Consent Decree Under the Comprehensive Environmental Response, Compensation and Liability Act ("CERCLA")

Under 28 CFR 50.7, notice is hereby given that on August 11, 2004, a proposed consent decree in *City of San Bernardino Municipal Water Department v. United States of America, Department of the Army* (C.D. Cal.) and *State of California, on behalf of the Department of Toxic Substances Control v. United States of America, Department of the Army* (C.D. Cal.) Civil Actopm Nos. CV 96-8867 and CV 96-5205 (consolidated), was lodged with the United States District Court for the Central District of California.

The Decree addresses the cleanup of groundwater contamination at the Newmark Groundwater Contamination Superfund Site ("Newmark Site") in San Bernardino, California. The Decree would resolve the cost recovery claims by the Plaintiffs City of San Bernardino and State of California against the United States, as well as the United States' potential claims against the City of San Bernardino for response costs and cleanup related to the Newmark Site.

The Environmental Protection Agency ("EPA"), Region IX, has been

conducting a fund-lead cleanup at the Newmark Site since 1989. The proposed settlement provides for the completion of the construction of groundwater extraction and treatment facilities for the Muscoy Operable Unit at the Newmark Site, 50 years of operation and maintenance of both the Muscoy and the Newmark Operable Units, and Site-wide monitoring.

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, with a copy to Cynthia Huber, Senior Attorney, General Litigation Section, Environment and Natural Resources Division, U.S. Dept. of Justice, P.O. Box 663, Washington, DC 20044, and should refer to *City of San Bernardino Municipal Water Department v. United States of America, Department of the Army* (C.D. Cal.), D.J. Ref. #90-11-3-06902/1.

The consent decree may be examined at the Office of the United States Attorney, Central District of California, Civil Division, 300 North Los Angeles Street, Los Angeles, California 90012, and at U.S. EPA Region 9, Office of Regional Counsel, 75 Hawthorne Street, San Francisco, California. 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 \$83.75 (25 cents per page reproduction cost) payable to the U.S. Treasury.

W. Benjamin Fisherow,

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

[FR Doc. 04-18938 Filed 8-17-04; 8:45 am]

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DEPARTMENT OF JUSTICE

Notice of Lodging of Consent Decree Pursuant to the Clean Air Act

Notice is hereby given that a consent decree in *United States v. Stone*

Container Corporation, Civil Action No. 3:04CV552 (REP) (E.D.Va.) was lodged with the court on August 5, 2004.

The proposed decree resolves the claims of the United States and intervenor Virginia Department of Environmental Quality against Stone Container Corporation under the Clean Air Act, 42 U.S.C. 7401, *et seq.*, for civil penalties and injunctive relief to redress violations occurring at Stone's Hopewell, Virginia Kraft Pulp Paper Mill. Under the decree, Stone is required to pay a civil penalty of \$835,000. Stone has remedied the violations at issue.

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, Washington, DC 20530, and should refer to *United States v. Stone Container Corporation*, Civil Action No. 3:04CV552 (REP) (E.D.Va.), DOJ Ref. #90-5-2-1-06526.

The consent decree may be examined at the Office of the United States Attorney, Jamieson Avenue, Alexandria, VA 22314 and at U.S. EPA Region III, 1650 Arch Street, Philadelphia, PA 19103. 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>. During the public comment period, 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 number (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 \$5,00 (25 cents per page reproduction cost) payable to the U.S. Treasury.

Robert Brook,

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

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