

third party defendants, alleging that the third party defendants sent hazardous substances to the Site. Third party defendants Armstrong Rubber; Carpenter Technology; and Pratt & Whitney (collectively "the Settling Defendants") are participating in the proposed settlement. The proposed Consent Decree resolves the Settling Defendants' liability to the United States for unreimbursed response costs at the Site. Under the proposed Decree, the Settling Defendants collectively agree to pay \$35,745.05 in partial reimbursement of the United States' response costs.

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. Ralph Bello, et al.*, D.J. Ref. 90-11-3-07333/1.

The proposed Consent Decree may be examined at the Office of the United States Attorney, Connecticut Financial Center, New Haven, CT, and at U.S. EPA Region 1, One Congress Street, Boston, MA. 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 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 no. (202) 514-1547. For a copy of the proposed Consent Decree including the signature pages and attachments, please enclose a check in the amount of \$4.25 (25 cents per page reproduction cost) payable to "U.S. Treasury."

Ronald Gluck,

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 of 1980

Under 28 CFR 50.7, notice is hereby given that on July 26, 2004, a proposed

consent decree in *United States v. Leonard Chemical Company, Inc. et al.*, Civil Action No. 0 04 2479 10, was lodged with the United States District Court for the District of South Carolina.

In this action the United States sought under Sections 106 and 107 of the Comprehensive Environmental Response, Compensation, and Liability Act, 42 U.S.C. §§ 9606 and 9607 injunctive relief against the defendants Leonard Chemical Company, Inc. and its president, Lawrence K. Leonard, as the alleged owner operator of a hazardous waste facility known as the Leonard Chemical Company, Inc. Superfund Site ("the Site") located in York County, South Carolina, and 11 corporate defendants, General Electric Company, Coleman Cable, Inc., K2, Inc., BASF Corporation Company, Inc., State Line Printing Company, Inc., Textron, Inc., Rexham, Inc., DMC, Inc., Springs Industries, Inc., and The Stanley Works, generators who are alleged to have arranged for their respective waste containing hazardous substances to be disposed of by the subject facility, for the remediation and cleanup of pollution released into the soil and groundwater at the Site. In addition, the federal government sought to recover from the defendants, the costs incurred by the federal government in addressing the release of hazardous substances at the facility. The proposed consent decree provides that the corporate generators will implement a Remedial Design/Remedial Action ("RD/RA") selected by the United States Environmental Protection Agency, Region 4 to address impacted soils and groundwater at a facility and the owner operator will implement necessary institutional restrictions required under the RD/RA. Additionally, the corporate generators have also agreed under the proposed consent decree to pay EPA's past costs.

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. Leonard Chemical Company, Inc. et al.*, D.J. Ref. No. 90-11-2-1174.

The consent decree may be examined at the Office of the United States Attorney, 1st Union Bldg., 1441 Main Street Suite 500, Columbia, South Carolina 29201, and at U.S. EPA Region 461 Forsyth Street, SW., Atlanta, GA 30303-8960. 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 for the consent decree and its exhibits (25 cents per page reproduction cost) payable to the U.S. Treasury. A copy of the consent decree exclusive of any exhibits may be obtained for \$26.05.

Ellen Mahan,

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

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DEPARTMENT OF JUSTICE

Notice of Lodging of Settlement Agreement in *In re Special Metals Corporation, et al.* Under the Comprehensive Environmental Response Compensation and Liability Act

Notice is hereby given that on August 25, 2004, a Settlement Agreement has been filed with the United States Bankruptcy Court for the Eastern District of Kentucky in *In re Special Metals Corporation, et al.*, Case No. 02-10335-02-100338, Adversary No. 03-1010 (Bankr. E.D. Ky.), concerning liabilities of the Debtor under the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA) relating to the Ludlow Sand and Gravel Superfund Site in Paris, New York. This Settlement Agreement would resolve the Complaint for declaratory relief brought by Debtor against the United States and State of New York in this adversary proceeding and would require Debtor to participate in the environmental remediation at the Site by contributing \$1,000,000 towards remediation at the Site.

The Department of Justice will receive comments relating to the Settlement Agreement for a period of thirty (30) days from the date of this publication. 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 *In re Special Metals Corporation, et al.*, (E.D.