

of Decision. Second, if and when BLM acquires certain property, described as approximately 5,514 acres at Coast Dairies in Santa Cruz County, management decisions for this property will be outlined in a separate Record of Decision (ROD).

The Approved RMP expands the existing 43,357 acre Panoche-Coalinga Area of Critical Environmental Concern (ACEC) to include an additional 12,772 acres, and designates two new ACECs (21,980 acres) and one Research Natural Area (RNA) for a total of 78,109 acres of special designations, which is approximately 3 percent of the planning area. The new ACECs include all BLM public lands at the former Fort Ord and 7,327 acres of BLM public lands surrounding Joaquin Rocks. The Monverro Dunes RNA (1,173 acres) is contained within the Panoche-Coalinga ACEC expansion.

The following types of resource use limitations would generally apply to these ACECs: (1) Motorized travel would be limited to designated routes; (2) limits on land disposal; and (3) limits on new mineral development (mineral leasing, locatable minerals and wind energy) to protect unique cultural values and special status plants and animals. For detailed information, see Chapter 3 and Appendix D of the ROD for the Hollister RMP for the Southern Diablo Mountain Range and Central Coast of California.

The Governor of the State of California in his letter dated September 15, 2006 stated, "Pursuant to 43 CFR 1603-2, and after consulting with affected State and Local agencies, the Governor's Office of Planning and Research (OPR) has not found any inconsistencies with any state or local plans, policies, or programs with regards to this [Proposed] Resource Management Plan."

The decisions identifying designated routes of travel for motorized vehicles are implementation decisions and are appealable under 43 CFR Part 4. These decisions are contained on Figures 17-21 in Appendix A of the RMP. Any party adversely affected by the decisions identifying designated routes may appeal within 30 days of publication of this Notice of Availability. The appeal should state the specific route(s), as identified in Appendix A of the RMP, on which the decision is being appealed. The appeal must be filed with the Hollister Field Manager at the above listed address.

Please consult the appropriate regulations (43 CFR Part 4, Subpart E) for further appeal requirements. Before including your address, phone number, e-mail address, or other personal

identifying information in your appeal, you should be aware that your entire appeal—including your personal identifying information—may be made publicly available at any time. While you can ask us in your appeal to withhold your personal information from public review, we cannot guarantee that we will be able to do so.

Dated: July 26, 2007.

**Rick Cooper,**

*Hollister Field Office Manager.*

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**BILLING CODE 4310-40-P**

## DEPARTMENT OF JUSTICE

### Notice of Lodging of Consent Decree Under the Comprehensive Environmental Response Compensation and Liability Act

Pursuant to 28 CFR 507 notice is hereby given that on August 16, 2007, a proposed Consent Decree in the Case *United States v. Gwen Campbell Trust 1995 et al.*, Civil Action No. 07-05350 GHK (FFMx), was lodged with the United States District Court for the Central District of California.

In this action, under Sections 106 and 107 of CERCLA, 42 U.S.C. 9606 and 9607, the United States sought injunctive relief and recovery of response costs to remedy conditions in connection with the release or threatened release of hazardous substances into the environment at the Waste Disposal, Inc. Superfund Site in Santa Fe Springs, California (hereinafter referred to as the "Site" or "WDI Site.")

The defendants in this action own a portion of the WDI Site, and the purpose of the settlement is to provide to the United States the access and institutional controls or environmental restriction covenants which are required to perform the remedial action 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 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. Gwen Campbell Trust 1995 et al.*, D.J. Ref. 90-11-2-1000/4.

The proposed Consent Decree may be examined at U.S. Environmental Protection Agency, Region IX, 75 Hawthorne Street, San Francisco, CA 94107. 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 Tonia Fleetwood at fax no. (202) 514-0097 (phone confirmation number (202) 514-1547) or by e-mailing Tonia Fleetwood at [tonia.fleetwood@usdoj.gov](mailto:tonia.fleetwood@usdoj.gov). In requesting a copy of the Consent Decree from the Consent Decree Library, please enclose a check in the amount \$69.50 (25 cents per page reproduction cost × 278 pages) payable to the U.S. Treasury. In requesting a copy of the Consent Decree, exclusive of exhibits, please enclose a check in the amount of \$15.25 (25 cents per page reproduction cost × 61 pages) payable to the U.S. Treasury.

**Henry S. Friedman**

*Assistant Section Chief, Environmental Enforcement Section.*

[FR Doc. 07-4359 Filed 9-6-07; 8:45 am]

**BILLING CODE 4410-15-M**

## DEPARTMENT OF JUSTICE

[AAG/A Order No. 029-2007]

### Privacy Act of 1974; System of Records

**AGENCY:** U.S. Department of Justice.

**ACTION:** Modification to Systems of Records.

**SUMMARY:** This notice serves to remove a specific routine use from certain Department of Justice (DOJ) Privacy Act systems of records notices. On January 31, 2001, at 66 FR 8425-32, the following routine use language was added to all DOJ Privacy Act notices published prior to that date, in accordance with a DOJ regulation published at 28 CFR 16.300-01.

[Disclosure ] "To a former employee of the Department for purposes of: Responding to an official inquiry by a federal, state, or local government entity or professional licensing authority, in accordance with applicable Department regulations; or facilitating communications with a former employee that may be necessary for personnel-related or other official purposes where the Department requires information and/or consultation assistance from the former employee regarding a matter within that person's former area of responsibility."

This routine use is hereby deleted from the following Privacy Act Systems of Records Notices included in the

publication of January 31, 2001, at 66 FR 8425-8432:

BOP-014 "Employee Assistance Program (EAP) Record System;"

JMD-002 "Controlled Substances Act Nonpublic Records;"

JMD-016 "Employee Assistance Program (EAP) Counseling and Referral Records;"

USM-015 "U.S. Marshals Service (USMS) Employee Assistance Program (EAP) Records."

In addition, the language of this routine use is removed from the notice published on March 20, 2001, at 66 FR 15755, entitled USA-020 "Employee Assistance Program (EAP) Counseling and Referral Records." The language is routine use "f" in that notice. The change in the text of USA-020 is shown below.

**EFFECTIVE DATE:** These modifications will be effective September 7, 2007.

**FOR FURTHER INFORMATION CONTACT:** Joo Chung, Counsel, Privacy and Civil Liberties Office, Office of the Deputy Attorney General, 202-514-4921.

Dated: August 27, 2007.

**Lee J. Lofthus,**

*Assistant Attorney General for Administration.*

## DEPARTMENT OF JUSTICE

### SYSTEM NAME:

Employee Assistance Program (EAP) Counseling and Referral Records, Justice/USA-020.

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### ROUTINE USES OF RECORDS MAINTAINED IN THE SYSTEM, INCLUDING CATEGORIES OF USERS AND THE PURPOSES OF SUCH USES:

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[Remove Routine Use "f."]

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[FR Doc. E7-17687 Filed 9-6-07; 8:45 am]

**BILLING CODE 4410-FB-P**

## DEPARTMENT OF LABOR

### Employee Benefits Security Administration

[Exemption Application Nos. D-11272; D-11340; and D-11344]

### Grant of Individual Exemptions Involving; D-11272 Wells Fargo & Company (WFC), (PTE 2007-14); D-11340, Hawaii Emergency Physicians Associated, Inc. Profit Sharing Plan (the Plan), (PTE 2007-15); D-11344, Victor P. Olson Profit Sharing Plan (the Plan), (PTE 2007-16)

**AGENCY:** Employee Benefits Security Administration, Labor.

**ACTION:** Grant of Individual Exemptions.

**SUMMARY:** This document contains exemptions issued by the Department of Labor (the Department) from certain of the prohibited transaction restrictions of the Employee Retirement Income Security Act of 1974 (ERISA or the Act) and/or the Internal Revenue Code of 1986 (the Code).

A notice was published in the **Federal Register** of the pendency before the Department of a proposal to grant such exemption. The notice set forth a summary of facts and representations contained in the application for exemption and referred interested persons to the application for a complete statement of the facts and representations. The application has been available for public inspection at the Department in Washington, DC. The notice also invited interested persons to submit comments on the requested exemption to the Department. In addition the notice stated that any interested person might submit a written request that a public hearing be held (where appropriate). The applicant has represented that it has complied with the requirements of the notification to interested persons. No requests for a hearing were received by the Department. Public comments were received by the Department as described in the granted exemption.

The notice of proposed exemption was issued and the exemption is being granted solely by the Department because, effective December 31, 1978, section 102 of Reorganization Plan No. 4 of 1978, 5 U.S.C. App. 1 (1996), transferred the authority of the Secretary of the Treasury to issue exemptions of the type proposed to the Secretary of Labor.

### Statutory Findings

In accordance with section 408(a) of the Act and/or section 4975(c)(2) of the Code and the procedures set forth in 29

CFR Part 2570, Subpart B (55 FR 32836, 32847, August 10, 1990) and based upon the entire record, the Department makes the following findings:

(a) The exemption is administratively feasible;

(b) The exemption is in the interests of the plan and its participants and beneficiaries; and

(c) The exemption is protective of the rights of the participants and beneficiaries of the plan.

### Wells Fargo & Company (WFC), Located in San Francisco, California

[Prohibited Transaction Exemption 2007-14; Exemption Application No. D-11272]

### Exemption

#### Section I—Transactions

The restrictions of section 406 of the Act and the sanctions resulting from the application of section 4975 of the Code, by reason of section 4975(c)(1)(A) through (F) of the Code, shall not apply to the purchase of certain securities (the Securities), as defined, below in Section III(h), by an asset management affiliate of WFC, as "affiliate" is defined, below, in Section III(c), from any person other than such asset management affiliate of WFC or any affiliate thereof, during the existence of an underwriting or selling syndicate with respect to such Securities, where a broker-dealer affiliated with WFC (the Affiliated Broker-Dealer), as defined, below, in Section III(b), is a manager or member of such syndicate and the asset management affiliate of WFC purchases such Securities, as a fiduciary:

(a) On behalf of an employee benefit plan or employee benefit plans (Client Plan(s)), as defined, below, in Section III(e); or

(b) on behalf of Client Plans, and/or In-House Plans, as defined, below, in Section III(l), which are invested in a pooled fund or in pooled funds (Pooled Fund(s)), as defined, below, in Section III(f); provided that the conditions as set forth, below, in Section II, are satisfied (An affiliated underwriter transaction (AUT)).<sup>1</sup>

#### Section II—Conditions

The exemption is conditioned upon adherence to the material facts and representations described herein and upon satisfaction of the following requirements:

(a)(1) The Securities to be purchased are either—

(i) Part of an issue registered under the Securities Act of 1933 (the 1933 Act)

<sup>1</sup> For purposes of this exemption an In-House Plan may engage in AUT's only through investment in a Pooled Fund.