

Supplementary Rules for Oregon and Washington

Definitions

ATV/OHV: any motor vehicle designed for or capable of cross country travel on or immediately over land, water, sand, snow, ice, marsh, swamp land, or other natural terrain.

Authorized Employee: any employee of the Bureau of Land Management who has been designated the authority to perform the duties in these rules.

Commercial Use: a use or activity for which an entry or participation fee is charged or for which the primary purpose is the sale of a good or service and, in either case, regardless of whether the use or activity is intended to produce a profit.

Damage: to injure, mutilate, deface, destroy, cut, chop, girdle, dig, excavate, or kill.

Day Use Area: An area that is to be utilized in the hours of daylight or within the posted hours of operation. No overnight camping is allowed.

Forest or Plant Product: all vegetative material that is not normally measured in board feet but can be sold or removed from public lands by means of the issuance of a contract or permit.

1. Forest or Plant Products

(a) You must not cut or otherwise damage any timber, tree, other forest product or plant, either live or dead, except as authorized by written permit, special-use authorization, contract, Federal law or regulation, or with written permission from an authorized employee.

(b) You must not remove any timber, tree, other forest product or plant, either live or dead, without authorization by written permit, special-use authorization, contract, or Federal law or regulation or without written permission from an authorized employee.

(c) You must properly tag, mark, or transport any forest product or plant, either live or dead, as required by Federal or State regulation or law.

(d) You must properly fill out and have in your possession permit paperwork as required by Federal or State permit stipulations, regulation, or law.

(e) You must not violate the terms or conditions of any BLM-issued forest or plant permit.

(f) You must not dispose of, burn, or possess any type of firewood or wood pallets containing nails, screws, or other metal hardware.

(g) You must not introduce new species without authorization.

(h) You must not possess, use, or store any hay, straw, or mulch that has not

been certified as free of prohibited noxious vegetative parts and/or seeds at any time of the year. Certification must comply with the State, Regional, or Federal Weed-Free Forage Certification Standards.

2. Day-Use Areas

(a) You may only enter a day use area during the posted use hours.

(b) You must not enter any day use area closed as indicated by signage.

3. Commercial Use Permits

(a) You must not operate any commercial business on public lands without a permit or written permission from an authorized employee.

(b) You must not violate the terms or conditions of any BLM-issued commercial use permit.

(c) You must not conduct research projects or scientific studies without coordination with the local BLM office.

4. Juniper Dunes OHV/ATV Use Area

(a) You must wear an industry approved safety helmet when operating a motorcycle or OHV/ATV on all BLM lands or lands leased by the BLM and roads within the Juniper Dunes area.

(b) You must not carry a passenger when operating a motorcycle or ATV/OHV on BLM public lands unless the ATV/OHV is designed by the manufacturer to carry a passenger.

(c) You must not operate a motorcycle or ATV/OHV without a safety flag while on BLM lands in the Juniper Dunes. All such vehicles must have a whip mast and a 6 inch x 12 inch red/orange safety flag. Flags may be of pennant, triangle, square, or rectangular shape. Safety flags must be attached within 10 inches of the tip of the whip mast with club or other flags mounted below the safety flag or on another whip. Masts must be a minimum of 6 feet in height/length or industry standard height/length.

(d) You must not operate a motorcycle or ATV/OHV without a safety flag on the Peterson Road, Juniper Road, Smith Canyon Road, and Wilderness Road. Safety flags are not required for street-legal four wheeled passenger vehicles on those roads.

(e) You must not race or drive recklessly or carelessly on Peterson Road, Juniper Road, Smith Canyon Road, or Wilderness Road.

(f) You must not use wood pallets for any type of fire on BLM public lands or roads in the Juniper Dunes area.

5. Administrative Sites

(a) You must not enter or climb on any BLM buildings or structures, occupied or unoccupied, unless authorized.

(b) You must not operate or park any motorized vehicle on any closed service road, any closed BLM residential road, or any area adjacent to BLM-owned building.

(c) You must not stay or park overnight on the grounds of any BLM residential building, unless authorized.

(d) You must not enter any closed BLM residential or work area, unless authorized.

6. Conduct

You must not give any false, fictitious or fraudulent report or other misleading information:

(a) to a BLM officer investigating an accident or violation of law or regulation; (b) to or an authorized employee engaged in his/her official duties; or

(c) on an application for a permit.

Penalties

Any person who violates any of these supplementary rules, on public lands in grazing districts (*see* 43 U.S.C. 315a) or on public lands leased for grazing under 43 U.S.C. 315m, may be tried before a United States Magistrate and fined no more than \$500.00. Such violations may also be subject to the enhanced fines provided for by 18 U.S.C. 3571.

Any person who violates any of these supplementary rules, on public lands subject to a conservation and rehabilitation program implemented by the Secretary of the Interior under 16 U.S.C. 670g *et seq.* (Sikes Act), may be tried before a United States Magistrate and fined no more than \$500.00 or imprisoned for no more than six months or both. Such violations may also be subject to the enhanced fines provided for by 18 U.S.C. 3571.

Under Section 303(a) of the Federal Land Policy and Management Act of 1976 (43 U.S.C. 1733(a)) and 43 CFR 8360-7, any person who violates any of these supplementary rules on public lands may be tried before a United States Magistrate and fined no more than \$1,000 or imprisoned for no more than 12 months or both. Such violations may also be subject to the enhanced fines provided for by 18 U.S.C. 3571.

Edward W. Shepard,

State Director, Oregon/Washington.

[FR Doc. E9-22608 Filed 9-18-09; 8:45 am]

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INTERNATIONAL TRADE COMMISSION

[Investigation Nos. 701-TA-460-461 (Final)]

In the Matter of Ni-Resist Piston Inserts From Argentina and Korea; Notice of Commission Determination Not To Conduct a Portion of the Hearing in camera

AGENCY: U.S. International Trade Commission.

ACTION: Commission determination not to close any part of the hearing to the public.

SUMMARY: The Commission has determined to deny the request of Karl Schmidt Unisia, Inc. ("Karl Schmidt") to conduct a portion of its hearing in the above-captioned investigations scheduled for September 17, 2009 *in camera*. See Commission rules 207.24(d), 201.13(m) and 201.36(b)(4) (19 CFR 207.24(d), 201.13(m) and 201.36(b)(4)).

FOR FURTHER INFORMATION CONTACT: Marc A. Bernstein, Office of General Counsel, U.S. International Trade Commission, telephone 202-205-3087. Hearing-impaired individuals are advised that information on this matter may be obtained by contacting the Commission's TDD terminal on 202-205-1810.

SUPPLEMENTARY INFORMATION: Karl Schmidt's request to conduct a portion of the hearing *in camera* did not satisfy the requirements of Commission rule 207.24(d) because Karl Schmidt did not identify specific issues it intended to discuss in a closed hearing, nor did it indicate why it could not present its arguments and testimony in a public session. Karl Schmidt's request also incorrectly assumed that it could present *in camera* testimony from corporate witnesses who had not entered the administrative protective order (APO) and that it could make its entire presentation *in camera*. Moreover, the Commission took into account that Karl Schmidt asked that the hearing be held *in camera*, "with only counsel granted APO permission present throughout." This would exclude Petitioner's counsel, who is not subject to the APO, from hearing Respondent's arguments. Consequently, in light of the circumstances of these investigations, the Commission has concluded that it will be able to assess adequately all arguments raised by Karl Schmidt without resorting to the extraordinary measure of an *in camera* hearing. Accordingly, the Commission has determined that the public interest would be best served by a hearing that is entirely open to the public. See 19 CFR 201.36(c)(1).

Authority: This notice is provided pursuant to Commission Rule 201.35(b) (19 CFR 201.35(b)).

Issued: September 16, 2009.

By order of the Commission.

Marilyn R. Abbott,
Secretary to the Commission.

William R. Bishop,
Acting Secretary to the Commission.

[FR Doc. E9-22582 Filed 9-18-09; 8:45 am]

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DEPARTMENT OF JUSTICE

Notice of Lodging of a Consent Decree Pursuant to the Comprehensive Environmental Response, Compensation, and Liability Act

Notice is hereby given that on September 14, 2009, a proposed consent decree in *United States v. Pharmacia Corp., et al.*, Civil No. 99-63-GPM, was lodged with the United States District Court for the Southern District of Illinois.

In this action brought pursuant to the Comprehensive Environmental Response, Compensation and Liability Act, 42 U.S.C. 9607, the United States sought recovery of unreimbursed past response costs and prejudgment interest incurred by the United States Environmental Protection Agency for response actions at the Sauguet Area 1 Sites in Sauguet, St. Clair County, Illinois. In addition, defendant Solutia Inc. filed a counterclaim against the United States and cross-claims against other defendants for contribution. Under the proposed consent decree, defendants Solutia, Pharmacia Corporation, Cerro Flow Products, Inc. and ExxonMobil Oil Corporation will pay a total of \$4,350,000 to the Hazardous Substance Superfund. Defendant Village of Sauguet will pay a total of \$500,000, stipulate to judgment of \$6,500,000, and remit 95% of its insurance recovery to the United States. Finally, under the proposed consent decree, the United States will pay a total of \$1,125,000.

The Department of Justice will accept comments relating to the three proposed consent decrees for a period of thirty (30) days from the date of publication of this notice. Comments should be addressed to the Assistant Attorney General, Environment and Natural Resources Division, and mailed either electronically to pubcomment-ees.enrd@usdoj.gov or in hard copy to P.O. Box 7611, U.S. Department of Justice, Washington, DC 20044-7611. Comments should refer to *United States v. Pharmacia Corp., et al.*, Civil No. 99-63-GPM (S.D. Ill.) and D.J. Reference No. 90-11-2-06089.

The proposed consent decree may be examined at: (1) The Office of the United States Attorney for the Southern

District of Illinois, Nine Executive Drive, Fairview Heights, Illinois 62208, (618) 628-3700; and (2) the United States Environmental Protection Agency (Region 5), 77 West Jackson Boulevard, Chicago, Illinois 60604-3590 (contact Thomas J. Martin (312-886-4273)). During the comment period, the proposed consent decrees may also be examined on the following Department of Justice Web site: <http://www.usdoj.gov/enrd/ConsentDecrees.html>. Copies of the proposed consent decrees may also be obtained by mail from the Department of Justice Consent Decree Library, P.O. Box 7611, 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 refer to the referenced case and D.J. Reference No. 90-11-2-06089, and enclose a check in the amount of \$10.00 for the three consent decrees (40 pages at 25 cents per page reproduction costs), made payable to the U.S. Treasury.

Maureen Katz,

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

[FR Doc. E9-22540 Filed 9-18-09; 8:45 am]

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DEPARTMENT OF JUSTICE

Notice of Proposed Consent Decree Under the Comprehensive Environmental Response, Liability, and Compensation Act

Notice is hereby given that on September 10, 2009, the United States filed a Complaint and lodged a proposed Consent Decree in *United States v. StarLink Logistics, Inc. (SLLI)*, Case No. CV-09-4185-BZ (N.D. Cal.). The Complaint asserts claims against SLLI under CERCLA Sections 107(a)(2) and 113(g)(2), 42 U.S.C. 9607(a)(2) and 9613(g)(2), to recover past response costs and to obtain a declaratory judgment for future costs incurred by the United States Environmental Protection Agency ("EPA") at the Rhone-Poulenc/Zoecon Corp. Superfund Site located at 1990 Bay Road, East Palo Alto, San Mateo County, California ("Site").

The proposed Consent Decree resolves claims in the Complaint. Under the Decree, SLLI will pay EPA \$784,363.33 in past costs, defined as costs incurred through May 31, 2009, and all future costs incurred thereafter associated with the Wetland Operable