

Dated: September 30, 2009.

David R. Henderson,
Vale District Manager.

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DEPARTMENT OF JUSTICE

[OMB Number 1105-0082]

Civil Division; Agency Information Collection Activities: Revision of a Currently Approved Collection

ACTION: 30-Day Notice of Information Collection Under Review: Annuity Broker Qualification Declaration Form.

The Department of Justice (DOJ), Civil Division, will be submitting the following information collection request to the Office of Management and Budget (OMB) for review and approval in accordance with the Paperwork Reduction Act of 1995. The proposed information collection is published to obtain comments from the public and affected agencies. This proposed information collection was previously published in the **Federal Register** Volume 74, Number 147, page 38471 on August 3, 2009, allowing for a 60 day comment period.

The purpose of this notice is to allow for an additional 30 days for public comment until November 9, 2009. This process is conducted in accordance with 5 CFR 1320.10.

Written comments and/or suggestions regarding the items contained in this notice, especially the estimated public burden and associated response time, should be directed to the Office of Management and Budget, Office of Information and Regulatory Affairs, Attention Department of Justice Desk Officer, Washington, DC 20503. Additionally, comments may be submitted to OMB via facsimile to (202) 395-5806. Written comments and suggestions from the public and affected agencies concerning the proposed collection of information are encouraged. Your comments should address one or more of the following four points:

- Evaluate whether the proposed collection of information is necessary for the proper performance of the functions of the agency, including whether the information will have practical utility;
- Evaluate the accuracy of the agencies estimate of the burden of the proposed collection of information, including the validity of the methodology and assumptions used;

—Enhance the quality, utility, and clarity of the information to be collected; and

—Minimize the burden of the collection of information on those who are to respond, including through the use of appropriate automated, electronic, mechanical, or other technological collection techniques or other forms of information technology, *e.g.*, permitting electronic submission of responses.

Overview of This Information Collection

(1) *Type of Information Collection:* Revision of a currently approved collection.

(2) *Title of the Form/Collection:* Annuity Broker Qualification Declaration Form.

(3) *Agency form number, if any, and the applicable component of the Department sponsoring the collection:* Civil Division, U.S. Department of Justice.

(4) *Affected public who will be asked or required to respond, as well as a brief abstract:* Primary: Individuals. This declaration is to be submitted annually to determine whether a broker meets the qualifications to be listed as an annuity broker pursuant to section 11015(b) of Public Law 107-273.

(5) *An estimate of the total number of respondents and the amount of time estimated for an average respondent to respond:* It is estimated that 300 respondents will complete the form annually within approximately 1 hour.

(6) *An estimate of the total public burden (in hours) associated with the collection:* The total estimated annual burden hours to complete the certification form is 300 hours.

If additional information is required contact: Lynn Bryant, Department Clearance Officer, United States Department of Justice, Justice Management Division, Policy and Planning Staff, Patrick Henry Building, Suite 1600, 601 D Street, NW., Washington, DC 20530.

Dated: October 5, 2009.

Lynn Bryant,

Department Clearance Officer, PRA, U.S. Department of Justice.

[FR Doc. E9-24343 Filed 10-7-09; 8:45 am]

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DEPARTMENT OF JUSTICE

Notice of Lodging of Consent Decree Under the Clean Air Act, Clean Water Act, Resource Conservation and Recovery Act, and Emergency Planning and Community Right-To-Know Act

Notice is hereby given that on September 29, 2009, a proposed Consent Decree in *United States v. Formosa Plastics Corporation, Texas, Formosa Hydrocarbons Company, Inc., and Formosa Plastics Corporation, Louisiana*, Civil Action No. 6:09-cv-00061, was lodged with the United States District Court for the Southern District of Texas, Victoria Division.

In its complaint, the United States alleged that Defendants violated Clean Air Act ("CAA") provisions regulating the leaks of air pollutants from chemical manufacturing equipment and emissions of vinyl chloride, Resource Conservation and Recovery Act ("RCRA") provisions governing hazardous waste management, and Clean Water Act ("CWA") wastewater discharge limits. The United States also alleges that Formosa Plastics Corporation, Texas violated CAA provisions regulating benzene waste operations and Emergency Planning and Community Right-to-Know Act ("EPCRA") toxic release inventory reporting obligations. The alleged violations occurred at co-located facilities in Point Comfort, Texas, owned and operated by Formosa Plastics Corporation, Texas and Formosa Hydrocarbons Company, Inc., and a facility located in Baton Rouge, Louisiana, that is owned and operated by Formosa Plastics Corporation, Louisiana.

Under the Consent Decree, Defendants will pay a civil penalty of \$2.8 million, and will implement a comprehensive leak detection and repair ("LDAR") program, implement an innovative vinyl chloride leak detection and elimination program, perform a comprehensive assessment of benzene waste operations, implement measures to prevent future CWA violations, change RCRA hazardous waste management practices, and conduct a comprehensive assessment of toxic release reporting under EPCRA.

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, Environmental and Natural Resources Division, and either e-mailed to pubcomment-ees.enrd@usdoj.gov or e-