

Consent Decree in *United States v. Schurkman, et al.*, Civil Action No. 07-915 (KMK) (LMS), was lodged with the United States District Court for the Southern District of New York.

The proposed Consent Decree resolves claims of the United States, on behalf of the Environmental Protection Agency ("EPA"), under the Comprehensive Environmental Response, Compensation, and Liability Act ("CERCLA"), 42 U.S.C. 9601 *et seq.*, and the Federal Debt Collections Procedures Act ("FDCPA"), 28 U.S.C. 3304 and 3306, in connection with the Shenandoah Road Groundwater Contamination Superfund Site (the "Site"), against Steven A. Schurkman, Esq., in his capacity as Trustee of the Jacob Manne Irrevocable Trust ("Schurkman"), and Joseph S. Manne, in his capacity as the representative of the Estate of Jacob Manne. The complaint filed in this action sought reimbursement of response costs incurred or to be incurred for response actions taken or to be taken at or in connection with the release or threatened release of hazardous substances at the Site, a declaration that the Estate of Jacob Manne is liable for any future response costs incurred by the United States at the Site, and, pursuant to Sections 3304 and 3306 of the FDCPA, an order voiding a transfer of cash and real property from Jacob Manne to the Jacob Manne Irrevocable Trust (the "Trust").

The Consent Decree requires payment to the United States of the appraised value of five parcels of real property in East Fishkill (unrelated to the Site property) (the "Land") that had been in the Estate of Jacob Manne and transferred to the Trust. Specifically, Schurkman will convey the Land held by the Trust to a new corporation, ND-4, LLC. Settling Defendants Dr. Joseph S. Manne (Jacob Manne's son), personally, and as the representative of the Estate of Jacob Manne, and ND-4, LLC, will pay the United States the appraised value of the Land within three years of entry of the Consent Decree, whether the properties are sold within that time frame or not. There are minimal assets in the Estate of Jacob Manne other than the Land.

The Department of Justice will receive for a period of 30 days from the date of this publication comments relating to the proposed Consent Decree. Comments should be addressed to the Assistant Attorney General of the Environment and Natural Resources Division, Department of Justice, Washington, DC 20530, and either e-mailed to pubcomment-ees.enrd@usdoj.gov or mailed to P.O.

Box 7611, U.S. Department of Justice, Washington, DC 20044-7611, and should refer to *United States v. Schurkman, et al.*, Civil Action No. 07-915 (KMK) (LMS), DJ No. 90-11-3-08989.

The proposed Consent Decree may be examined at the Office of the United States Attorney, Southern District of New York, 86 Chambers Street, New York, New York 10007. During the public comment period, the proposed Consent Decree may also be examined on the following Department of Justice Web site, http://www.usdoj.gov/enrd/Consent_Decrees.html. A copy of the proposed Consent Decree may 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 of the proposed Consent Decree, please enclose a check in the amount of \$8.50 (25 cent per page reproduction cost) payable to the U.S. Treasury.

Maureen Katz,

Assistant 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 Air Act

Under 28 CFR 50.7, notice is hereby given that on May 17, 2010 a Consent Decree in *United States of America and Allegheny County Health Department v. Allegheny Ludlum Corporation*, Civil Action No. 10-0673 was lodged with the United States District Court for the Western District of Pennsylvania.

In a complaint that was filed simultaneously with the Consent Decree, the United States and the Allegheny County Health Department ("AChD") sought injunctive relief and penalties against Allegheny Ludlum Corporation ("ALC") pursuant to Section 113(b) of the Clean Air Act, 42 U.S.C. 7413(b), for alleged Clean Air Act violations and violations of the Pennsylvania State Implementation Plan at a steel manufacturing facility in Natrona, Pennsylvania owned by ALC.

Under the terms of the settlement, the settling defendant will: (1) Cease operation of the Natrona steel manufacturing facility not later than November 30, 2010; (2) pay a \$1.6 million civil penalty for settlement of

the claims in the complaint; and (3) apply interim measures to control visible air emissions, until the Natrona facility finally ceases operation.

The Department of Justice will receive comments relating to the Consent Decree 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, or submitted via e-mail to pubcomment-ees.enrd@usdoj.gov, and should refer to *United States and the Allegheny County Health Department v. Allegheny Ludlum Corporation*, D.J. Ref. No. 90-5-2-1-09378/1.

The Consent Decree may be examined at the Offices of the U.S. Environmental Protection Agency, Region 3, 1650 Arch Street, Philadelphia, Pennsylvania 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/Consent_Decrees.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 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 \$7.50 (25 cents per page reproduction cost) payable to the U.S. Treasury.

Maureen Katz,

Assistant 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 Resource Conservation and Recovery Act

Notice is hereby given that on May 19, 2010, a proposed Consent Decree between the United States of America and Rineco Chemical Industries, Inc. ("Rineco") was lodged with the United States District Court for the Eastern District of Arkansas in the case of *United States v. Rineco Chemical Industries, Inc.*, Civil Action No. 4-07-CV-01189SWW.

In December 2007, the United States filed a complaint seeking injunctive relief and civil penalties resulting from

Rineco's failure, *inter alia*, to obtain a permit under the Resource Conservation and Recovery Act ("RCRA") for its ownership and operation of a Thermal Metal Washing unit ("TMW"), in violation of Section 3005(a) of RCRA, 42 U.S.C. 6925(a); and applicable Arkansas Pollution Control and Ecology Commission regulations in connection with Rineco's fuel blending facility located in Benton, Arkansas.

The Consent Decree requires Rineco to apply for a RCRA permit for the TMW and its related hazardous waste storage and control any fugitive emissions from the TMW at the facility; perform trial and risk burns for the TMW to identify appropriate incinerator level and risk based operating and control parameters for the unit; file a notification and description of hazardous waste activity for the TMW; and establish financial assurances for the TMW and its related hazardous waste storage. Rineco will pay a civil penalty of \$1,350,000.

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, and either e-mailed to pubcomment-ees.enrd@usdoj.gov, or mailed to P.O. Box 7611, U.S. Department of Justice, Washington, DC 20044-7611, and should refer to *United States et al v. Rineco Chemical Industries, Inc.*, D.J. Ref. # 90-7-1-08902.

The Consent Decree may be examined at U.S. EPA Region 6, 1445 Ross Avenue, Dallas, Texas 75202 (contact Terry Sykes). During the public comment period, the Consent Decree also may be examined on the following Department of Justice Web site: http://www.usdoj.gov/enrd/Consent_Decrees.html. A copy of the Consent Decree also may 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 \$11.75 (25 cents per page reproduction cost) payable to the U.S. Treasury, or, if by e-mail or fax, forward a check in that amount to the

Consent Decree Library at the stated address.

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

[FR Doc. 2010-12584 Filed 5-25-10; 8:45 am]

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DEPARTMENT OF JUSTICE

Notice of Lodging Proposed Consent Decree

In accordance with Departmental Policy, 28 CFR 50.7, notice is hereby given that a proposed Consent Decree in *United States v. Semitropic Water Storage Dist.*, Civil No. 1:10-cv-909-AWI-JLT, was lodged with the United States District Court for the Eastern District of California on May 20, 2010.

This proposed Consent Decree concerns a complaint filed by the United States against Defendant Semitropic Water Storage District, pursuant to Sections 301 and 404 of the Clean Water Act, 33 U.S.C. 1311 and 1344 to obtain injunctive relief and impose civil penalties against the Defendant for violating the Clean Water Act by discharging fill material into waters of the United States. The proposed Consent Decree resolves these allegations by requiring the Defendant to pay a civil penalty. In addition, Defendant has agreed to pay a fee in lieu of mitigation of \$78,000, for its impacts to waters of the United States. The Department of Justice will accept written comments relating to this proposed Consent Decree for thirty (30) days from the date of publication of this Notice. Please address comments to Sylvia Quast, Assistant United States Attorney, United States Attorney's Office, Eastern District of California, 501 I Street, Suite 10-100, Sacramento, California and refer to *United States v. Semitropic Water Storage Dist.*, Civil No. 1:10-cv-909-AWI-JLT.

The proposed Consent Decree may be examined at the Clerk's Office of the United States District Court for the Eastern District of California, 501 I Street, 4th Floor, Sacramento, California 95814. In addition, the proposed Consent Decree may be viewed at http://www.usdoj.gov/enrd/Consent_Decrees.html.

Maureen M. Katz,

Assistant Section Chief, Environment and Natural Resources Division.

[FR Doc. 2010-12637 Filed 5-25-10; 8:45 am]

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DEPARTMENT OF JUSTICE

Office of Justice Programs [OMB Number 1121-0030]

Agency Information Collection Activities: Proposed collection; Comments Requested

ACTION: 60-day notice of information collection under review: Extension of a Currently Approved Collection: Capital Punishment Report of Inmates Under Sentence of Death.

The Department of Justice (DOJ), Office of Justice Programs, Bureau of Justice Statistics 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 collected is published to obtain comments from the public and affected agencies. Comments are encouraged and will be accepted for "sixty days" until July 26, 2010. This process is conducted in accordance with 5 CFR 1320.10.

If you have comments especially the estimated public burden or associated response time, suggestions, or need a copy of the proposed information collection instrument with instructions or additional information, please contact Tracy L. Snell, Statistician, Bureau of Justice Statistics, Office of Justice Programs, U.S. Department of Justice, 810 Seventh Street NW., Washington, DC 20531 (phone: 202-616-3288).

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 agency's 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.