

agency does not have jurisdiction, it must determine whether it is the designated agency responsible for complaints filed against that public entity. If the agency does not have jurisdiction under section 504 and is not the designated agency, it must refer the complaint to the Department of Justice. The Department of Justice then must refer the complaint to the appropriate agency.

(5) An estimate of the total number of respondents and the amount of time estimated for an average respondent to respond: 5,000 respondents per year at 0.75 hours per complaint form.

(6) An estimate of the total public burden (in hours) associated with the collection: 3,750 hours annual burden.

If additional information is required contact: Jerri Murray, Department Clearance Officer, United States Department of Justice, Justice Management Division, Office of the Chief Information Officer, Policy and Planning Staff, Two Constitution Square, 145 N Street NE., Room 2E-508, Washington, DC 20530.

Jerri Murray,

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

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DEPARTMENT OF JUSTICE

Notice of Lodging of Consent Decree Under the Comprehensive Environmental Response, Compensation, and Liability Act and the Texas Solid Waste Disposal Act

Notice is hereby given that on October 24, 2011, a proposed Consent Decree in *United States of America v. Hercules Incorporated and Rockwell Automation, Inc.*, Civil Action No. 6:11-cv-00267-WSS was lodged with the United States District Court for the Western District of Texas.

In this action the United States brought suit against Hercules Incorporated and Rockwell Automation, Inc. (collectively, "Defendants"), under the Comprehensive Environmental Response, Compensation, and Liability Act ("CERCLA"), 42 U.S.C. 9601-9675, and the Texas Solid Waste Disposal Act, Texas Health & Safety Code Ann. §§ 361.001 to 361.966 (hereafter citations to this statute will be in the form "TSWDA § 361.xxx"), for recovery of response costs incurred, and to obtain a declaratory judgment as to liability for response costs to be incurred, for responding to the releases and threatened releases of solid wastes and hazardous substances at and from the

Naval Weapons Industrial Reserve Plant in McGregor, Texas ("NWIRP McGregor") and the adjacent areas where such solid wastes and hazardous substances have come to be located (collectively, the "NWIRP McGregor Site"). The Consent Decree requires Defendants to pay to the United States \$14,000,000. The Consent Decree also includes a finding that Settling Defendants are entitled to protection from contribution actions or claims as provided by CERCLA Section 113(f)(2), 42 U.S.C. 9613(f)(2), for "matters addressed" in the Consent Decree. With certain exceptions, the Consent Decree defines "matters addressed" in the Consent Decree to be all response actions taken or to be taken and all response costs incurred or to be incurred, at or in connection with the NWIRP McGregor Site, by the United States or any other person. In addition, Defendants agree to forgo any claims against the United States arising under Federal Contracts and related to "matters addressed" in the Consent Decree. Under the Consent Decree, the United States covenants not to sue or to take administrative action against Settling Defendants pursuant to CERCLA Sections 106 and 107(a), 42 U.S.C. 9606 and 9607(a), and TSWDA § 361.344, with regard to the NWIRP McGregor Site.

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, and either emailed 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 *U.S. v. Hercules Incorporated*, D.J. Ref. 90-11-3-08465/1.

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 emailing a request to Tonia Fleetwood (tonia.fleetwood@usdoj.gov), fax no. (202) 514-0097, phone confirmation number (202) 514-1547. If requesting a copy from the Consent Decree Library by mail, please enclose a check in the amount of \$5.50 (25 cents per page reproduction cost) payable to the U.S. Treasury or, if requesting by email or fax, forward a check in that

amount to the Consent Decree Library at the address given above.

Maureen M. Katz,

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

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DEPARTMENT OF JUSTICE

Antitrust Division

United States v. Grupo Bimbo S.A.B. de C.V., et al.; Proposed Final Judgment and Competitive Impact Statement

Notice is hereby given pursuant to the Antitrust Procedures and Penalties Act, 15 U.S.C. 16(b)-(h), that a proposed Final Judgment, Stipulation and Competitive Impact Statement have been filed with the United States District Court for the District of Columbia in *United States of America v. Grupo Bimbo S.A.B. de C.V., et al.*, Civil Action No. 1:11-cv-01857. On October 21, 2011, the United States filed a Complaint alleging that the proposed acquisition by Grupo Bimbo S.A.B. de C.V. ("Grupo Bimbo") and BBU, Inc. (collectively "BBU") of the North American Fresh Bakery business of Sara Lee Corporation ("Sara Lee") would violate Section 7 of the Clayton Act, 15 U.S.C. 18. The proposed Final Judgment, filed the same time as the Complaint, requires BBU to divest certain brands of sliced bread and related assets to one or more acquirers approved by the United States.

Copies of the Complaint, proposed Final Judgment and Competitive Impact Statement are available for inspection at the Department of Justice, Antitrust Division, Antitrust Documents Group, 450 Fifth Street NW., Suite 1010, Washington, DC 20530 (telephone: (202) 514-2481), on the Department of Justice's Web site at <http://www.usdoj.gov/atr>, and at the Office of the Clerk of the United States District Court for the District of Columbia. Copies of these materials may be obtained from the Antitrust Division upon request and payment of the copying fee set by Department of Justice regulations.

Public comment is invited within 60 days of the date of this notice. Such comments, and responses thereto, will be published in the **Federal Register** and filed with the Court. Comments should be directed to Joshua H. Soven, Chief, Litigation I Section, Antitrust Division, Department of Justice,