

## Background

On October 19, 2011, a petition was filed with the Commission and Commerce by Solar World Industries America, Hillsboro, OR, alleging that an industry in the United States is materially injured or threatened with material injury by reason of LTFV and subsidized imports of crystalline silicon photovoltaic cells and modules from China. Accordingly, effective October 19, 2011, the Commission instituted countervailing duty investigation No. 701-TA-481 and antidumping duty investigation No. 731-TA-1190 (Preliminary).

Notice of the institution of the Commission's investigations and of a public conference to be held in connection therewith was given by posting copies of the notice in the Office of the Secretary, U.S. International Trade Commission, Washington, DC, and by publishing the notice in the **Federal Register** of October 27, 2011 (76 FR 66748). The conference was held in Washington, DC, on November 8, 2011, and all persons who requested the opportunity were permitted to appear in person or by counsel.

The Commission transmitted its determinations in these investigations to the Secretary of Commerce on December 5, 2011. The views of the Commission are contained in USITC Publication 4295 (December 2011), entitled *Crystalline Silicon Photovoltaic Cells and Modules from China: Investigation Nos. 701-TA-481 and 731-TA-1190 (Preliminary)*.

By order of the Commission.

**James R. Holbein,**

*Secretary to the Commission.*

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## DEPARTMENT OF JUSTICE

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

Notice is hereby given that on December 12, 2011, a proposed Consent Decree in *United States of America and District of Columbia v. Washington Gas Light Company*, Civil Action No. 1:11-cv-02199-RMC, was lodged with the United States District Court for the District of Columbia.

In this action the United States and the District of Columbia sought to recover from Washington Gas Light Company response costs incurred or to be incurred by the National Park Service, the United States Department of

the Interior, the United States Environmental Protection Agency, and the District Department of the Environment in responding to releases or threatened releases of hazardous substances at or from the Washington Gas East Station Site, located in Washington, DC (the "Site").

The Consent Decree requires Washington Gas to reimburse past response costs in the amounts of \$500,000.00 to the National Park Service and the U.S. Department of the Interior; \$160,000.00 to the U.S. Environmental Protection Agency; and \$70,673.62 to the District of Columbia. The Consent Decree also requires Washington Gas to pay all future costs incurred by the United States and the District of Columbia in connection with the Site.

Washington Gas is required to implement a soil remedy at the Site set forth in a Record of Decision issued by the National Park Service in 2006 ("ROD"). As set forth in the ROD, Washington Gas is required to continue operating its existing pump-and-treat system for the control and removal of hazardous substances in groundwater. Washington Gas will perform a remedial investigation and feasibility study to further determine the nature and extent of Site contamination in the groundwater and surface water and sediments in the Anacostia River. The feasibility study will identify and evaluate remedial alternatives and, if necessary, identify a further remedial action for the groundwater and River. The Consent Decree includes a covenant not to sue by the United States under Sections 106 and 107 of the Comprehensive Environmental Response, Compensation and Liability Act, 42 U.S.C. 9601 *et seq.* ("CERCLA"), and under Section 7003 of the Resource Conservation and Recovery Act ("RCRA"), 42 U.S.C. 6973.

The Department of Justice will receive for a period of sixty (60) days from the date of this publication comments relating to the Decree. Comments should be addressed to the Assistant Attorney General, Environmental and Natural Resources Division, and either emailed to [pubcomment-ees.enrd@usdoj.gov](mailto: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 of America and District of Columbia v. Washington Gas Light Company*, Civil Action No. 1:11-cv-02199-RMC (D.D.C.), D.J. Ref. 90-11-2-08557/2. Commenters may request an opportunity for a public meeting in the affected area, in accordance with Section 7003(d) of RCRA.

During the public comment period, the Decree may also be examined on the

following Department of Justice Web site, [http://www.usdoj.gov/enrd/Consent\\_Decrees.html](http://www.usdoj.gov/enrd/Consent_Decrees.html). A copy of the 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](mailto: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 \$71.25 (25 cents per page reproduction cost) payable to the U.S. Treasury or, if by email or fax, forward a check in that amount to the Consent Decree Library at the stated address. In requesting a copy exclusive of exhibits and defendants' signatures, please enclose a check in the amount of \$13.75 (25 cents per page reproduction cost) payable to the U.S. Treasury.

**Robert Brook,**

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

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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. Wright Brothers Construction Co. & Georgia Dep't of Transportation*, No. 2:11-CV-321-WCO, was lodged with the United States District Court for the Northern District of Georgia on December 12, 2011.

The proposed Consent Decree concerns a complaint filed by the United States of America against Wright Brothers Construction Company, Inc., of Charleston, Tennessee and the State of Georgia's Department of Transportation to obtain injunctive relief and civil penalties against the defendants for violating sections 301 and 404 of the Clean Water Act, 33 U.S.C. 1311 and 1344. The proposed Consent Decree resolves these allegations by requiring the defendants to restore streams, purchase mitigation credits, and pay a civil penalty.

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 Andrew J. Doyle and Martha C. Mann, Attorneys, Environment and Natural Resources Division, Environmental

Defense Section, P.O. Box 23986, Washington, DC 20026-3986, and refer to *United States v. Wright Brothers Construction Co. & Georgia Dep't of Transportation*, DJ #90-5-1-1-17946.

The proposed Consent Decree may be examined at the Clerk's Office, United States District Court for the Northern District of Georgia, 121 Spring Street SE., Room 201, Gainesville, GA 30501. In addition, the proposed Consent Decree may be examined electronically at [http://www.justice.gov/enrd/Consent\\_Decrees.html](http://www.justice.gov/enrd/Consent_Decrees.html).

**Cherie L. Rogers,**

*Assistant Section Chief, Environmental Defense Section, Environment & Natural Resources Division.*

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**BILLING CODE P**

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## NATIONAL ARCHIVES AND RECORDS ADMINISTRATION

### Records Schedules; Availability and Request for Comments

**AGENCY:** National Archives and Records Administration (NARA).

**ACTION:** Notice of availability of proposed records schedules; request for comments.

**SUMMARY:** The National Archives and Records Administration (NARA) publishes notice at least once monthly of certain Federal agency requests for records disposition authority (records schedules). Once approved by NARA, records schedules provide mandatory instructions on what happens to records when no longer needed for current Government business. They authorize the preservation of records of continuing value in the National Archives of the United States and the destruction, after a specified period, of records lacking administrative, legal, research, or other value. Notice is published for records schedules in which agencies propose to destroy records not previously authorized for disposal or reduce the retention period of records already authorized for disposal. NARA invites public comments on such records schedules, as required by 44 U.S.C. 3303a(a).

**DATES:** Requests for copies must be received in writing on or before January 17, 2012. Once the appraisal of the records is completed, NARA will send a copy of the schedule. NARA staff usually prepare appraisal memorandums that contain additional information concerning the records covered by a proposed schedule. These, too, may be requested and will be

provided once the appraisal is completed. Requesters will be given 30 days to submit comments.

**ADDRESSES:** You may request a copy of any records schedule identified in this notice by contacting Records Management Services (ACNR) using one of the following means:

*Mail:* NARA (ACNR), 8601 Adelphi Road, College Park, MD 20740-6001.

*Email:* [request.schedule@nara.gov](mailto:request.schedule@nara.gov).

*Fax:* (301) 837-3698.

Requesters must cite the control number, which appears in parentheses after the name of the agency which submitted the schedule, and must provide a mailing address. Those who desire appraisal reports should so indicate in their request.

**FOR FURTHER INFORMATION CONTACT:** Margaret Hawkins, Director, National Records Management Program (ACNR), National Archives and Records Administration, 8601 Adelphi Road, College Park, MD 20740-6001. *Telephone:* (301) 837-1799. *Email:* [request.schedule@nara.gov](mailto:request.schedule@nara.gov).

**SUPPLEMENTARY INFORMATION:** Each year Federal agencies create billions of records on paper, film, magnetic tape, and other media. To control this accumulation, agency records managers prepare schedules proposing retention periods for records and submit these schedules for NARA's approval, using the Standard Form (SF) 115, Request for Records Disposition Authority. These schedules provide for the timely transfer into the National Archives of historically valuable records and authorize the disposal of all other records after the agency no longer needs them to conduct its business. Some schedules are comprehensive and cover all the records of an agency or one of its major subdivisions. Most schedules, however, cover records of only one office or program or a few series of records. Many of these update previously approved schedules, and some include records proposed as permanent.

The schedules listed in this notice are media neutral unless specified otherwise. An item in a schedule is media neutral when the disposition instructions may be applied to records regardless of the medium in which the records are created and maintained. Items included in schedules submitted to NARA on or after December 17, 2007, are media neutral unless the item is limited to a specific medium. (See 36 CFR 1225.12(e).)

No Federal records are authorized for destruction without the approval of the Archivist of the United States. This approval is granted only after a

thorough consideration of their administrative use by the agency of origin, the rights of the Government and of private persons directly affected by the Government's activities, and whether or not they have historical or other value.

Besides identifying the Federal agencies and any subdivisions requesting disposition authority, this public notice lists the organizational unit(s) accumulating the records or indicates agency-wide applicability in the case of schedules that cover records that may be accumulated throughout an agency. This notice provides the control number assigned to each schedule, the total number of schedule items, and the number of temporary items (the records proposed for destruction). It also includes a brief description of the temporary records. The records schedule itself contains a full description of the records at the file unit level as well as their disposition. If NARA staff has prepared an appraisal memorandum for the schedule, it too includes information about the records. Further information about the disposition process is available on request.

### Schedules Pending

1. Department of the Army, Agency-wide (N1-AU-10-70, 1 item, 1 temporary item). Master files of electronic information systems used to manage supply and material life cycle operations.

2. Department of Commerce, National Telecommunications and Information Administration (N1-417-11-1, 2 items, 1 temporary item). Records relating to the Institute for Telecommunications Sciences, including routine administrative and working papers. Proposed for permanent retention are the legal program subject files of the Chief Counsel, including program and policy documents, legal filings, official opinions, and legal interpretations and activities.

3. Department of Defense, Defense Contract Audit Agency (N1-372-11-1, 8 temporary items). Documents related to hotline reports of financial malfeasance.

4. Department of Health and Human Services, Centers for Medicare & Medicaid Services (DAA-0440-2012-0001, 2 items, 1 temporary item). Records include policy and precedent files, including records that support the development of formal policy issuances, responses to inquiries, and comments on proposed legislation, regulations, and standards. Proposed as permanent are the official recordkeeping copies of formal policy memorandums, interpretations, clarifications, and similar records which serve as current policy and as precedent for future policy determinations.

5. Department of Homeland Security, U. S. Secret Service (N1-87-11-3, 4 items, 4 temporary items). Name check logs, delivery logs, and crime scene case files from the Uniformed Services Division.