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**Patricia S. McKenna,**

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

[FR Doc. 2021–07183 Filed 4–6–21; 8:45 am]

**BILLING CODE 4410–15–P**

## DEPARTMENT OF JUSTICE

### Notice of Opportunity To Comment on Proposed Consent Decree Under the Clean Air Act

On April 1, 2021, the Department of Justice lodged a proposed Consent Decree with the United States District Court for the Eastern District of Washington in the lawsuit entitled *United States v. Multistar Industries, Inc.*, Civil Action No. 2:21-cv-130-SMJ.

This Consent Decree settles claims against Multistar Industries, Inc. (“Multistar”) set forth in the Complaint filed contemporaneously with the lodging of the Consent Decree. The complaint includes claims under Section 113 of the Clean Air Act (CAA) for violations of the risk management program requirements of CAA Section 112(r) and Section 113(a)(3) for violations of an administrative compliance order. These violations occurred at Multistar’s chemical storage and distribution facility in Othello, Washington.

The Consent Decree resolves these claims by requiring a penalty payment of \$135,000 plus the decree establishes a three year stipulated penalty structure wherein Multistar is obligated to submit reports as to its operations and comply with the risk management program requirements of CAA § 112(r)(7) or be subject to stipulated penalties.

This publication of this notice holds open the period for public comment on the Consent Decree. Comments should be addressed to the Assistant Attorney General, Environment and Natural Resources Division, and should refer to *United States v. Multistar Industries, Inc.*, Civil Action No. 2:21-cv-130-SMJ, D.J. Ref. No. 90–5–2–1–12000/1. All comments must be submitted no later than thirty (30) days after the publication date of this notice.

Comments may be submitted either by email or by mail:

To submit comments:	Send them to:
By email .....	<i>pubcomment-ees.enrd@usdoj.gov.</i>
By mail .....	Assistant Attorney General, U.S. DOJ—ENRD, P.O. Box 7611, Washington, DC 20044–7611.

During the public comment period, the Consent Decree may be examined and downloaded at this Justice Department website: <https://www.justice.gov/enrd/consent-decrees>. We will provide a paper copy of the Consent Decree upon written request and payment of reproduction costs. Please mail your request and payment to: Consent Decree Library, U.S. DOJ—ENRD, P.O. Box 7611, Washington, DC 20044–7611.

Please enclose a check or money order for \$9.50 (25 cents per page reproduction cost) payable to the United States Treasury.

**Susan M. Akers,**

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

[FR Doc. 2021–07134 Filed 4–6–21; 8:45 am]

**BILLING CODE 4410–15–P**

## DEPARTMENT OF LABOR

### Occupational Safety and Health Administration

[Docket No. OSHA–2019–0008]

### Ballard Marine Construction; Withdrawal of Application for Variance and Revocation of Interim Order

**AGENCY:** Occupational Safety and Health Administration (OSHA), Labor.

**ACTION:** Notice.

**SUMMARY:** In this notice, OSHA announces the revocation of the Interim Order granted to the applicant, Ballard Marine Construction (Ballard), from provisions of OSHA’s standard for work in compressed air environments, and further announces the applicant’s withdrawal of the application for a permanent variance.

**DATES:** The revocation of the interim order specified by this notice becomes effective on April 7, 2021.

**FOR FURTHER INFORMATION CONTACT:** Information regarding this notice is available from the following sources:

*Press inquiries:* Contact Mr. Frank Meilinger, Director, OSHA Office of Communications, U.S. Department of Labor; telephone: (202) 693–1999; email: [meilinger.francis2@dol.gov](mailto:meilinger.francis2@dol.gov).

*General and technical information:* Contact Mr. Kevin Robinson, Director, Office of Technical Programs and Coordination Activities, Directorate of Technical Support and Emergency Management, Occupational Safety and Health Administration, U.S. Department of Labor; telephone: (202) 693–2110; email: [robinson.kevin@dol.gov](mailto:robinson.kevin@dol.gov).

### SUPPLEMENTARY INFORMATION:

#### I. Notice of Withdrawal of Application for Permanent Variance and Revocation of Interim Order

On January 19, 2021, OSHA granted Ballard an Interim Order (86 FR 5253), which permitted the employer to comply with alternative conditions instead of complying with the requirements of the OSHA’s compressed air standard, 29 CFR 1926.803. Further, the Interim Order stated that it was to remain in effect through the duration of the Suffolk County Outfall Tunnel Project. Ballard notified OSHA by letter dated February 17, 2021 (OSHA–2019–0008–0012) that its portion of the Suffolk County Outfall Tunnel Project was complete, and that for this reason, the applicant was withdrawing their application for a permanent variance.

OSHA hereby revokes the Interim Order granted to Ballard on January 19, 2021 (86 FR 5253).

#### II. Authority and Signature

James S. Frederick, Principal Deputy Assistant Secretary of Labor for Occupational Safety and Health, 200 Constitution Avenue NW, Washington, DC 20210, authorized the preparation of this notice. Accordingly, the agency is issuing this notice pursuant to Section 29 U.S.C. 655(6)(d), Secretary of Labor’s Order No. 8–2020 (85 FR 58393; Sept. 18, 2020), and 29 CFR 1905.11.

Signed at Washington, DC, on March 31, 2021.

**James S. Frederick,**

*Principal Deputy Assistant Secretary of Labor for Occupational Safety and Health.*

[FR Doc. 2021–07133 Filed 4–6–21; 8:45 am]

**BILLING CODE 4510–26–P**

## DEPARTMENT OF LABOR

### Occupational Safety and Health Administration

[Docket No. OSHA–2006–0040]

### SGS North America, Inc.: Application for Expansion of Recognition and Proposed Modification to the NRTL Program’s List of Appropriate Test Standards

**AGENCY:** Occupational Safety and Health Administration (OSHA), Labor.