

Industries site, and for reimbursement of costs incurred by the United States at the site through December 31, 1990. Work is ongoing at the site to perform the remedial actions by other parties who have settled in previous consent decrees for the same matters as this consent decree.

As provided in 28 CFR 50.7 and 42 U.S.C. 9622(b)(2)(B), the Department of Justice will receive comments from persons who are not named as parties to this action relating to the proposed Consent Decree for a period of thirty days from the date of this publication. Comments should be addressed to the Assistant Attorney General of the Environment and Natural Resources Division, Department of Justice, Washington, DC 20530. All comments should refer to *United States v. IT Corporation*, D.J. Ref. 90-11-2-156H.

The proposed Consent Decree may be examined at the office of the United States Attorney, 300 North Los Angeles Street, Los Angeles, California 90012, and at the Region IX office of the U.S. Environmental Protection Agency, 75 Hawthorne Street, San Francisco, California 94105. A copy of the proposed Consent Decree may also be examined at the Consent Decree Library, 1120 G Street, NW., 4th Floor, Washington, DC 20005 (202) 624-0892. A copy of the proposed Consent Decree may be obtained in person or by mail from the consent Decree Library. In requesting a copy, please enclose a check in the amount of \$10.75 for a copy of the consent decree without any signature pages, attachments or exhibits to the Decree, or \$101.50 with all signature pages, attachments and exhibits (25 cents per page reproduction costs) payable to "Consent Decree Library."

Joel M. Gross,

Chief, Environmental Enforcement Section,
Environment and Natural Resources Division.
[FR Doc. 96-8051 Filed 4-2-96; 8:45 am]

BILLING CODE 4410-01-M

Notice of Lodging of Consent Decree Pursuant to the Clean Air Act

In accordance with Departmental policy, 28 C.F.R. § 50.7, 38 Fed. Reg. 19029, notice is hereby given that on March 14, 1996, a proposed Consent Decree in *United States v. Northeast Food, Inc.*, Civil Action No. 96-1136 (AMW), was lodged with the United States District Court for the District of New Jersey resolving the matters alleged in the United States' complaint filed on that date. The proposed Consent Decree represents a settlement of the United States' claims against Northeast Foods,

Inc. under the Clean Air Act and the New Jersey State Implementation Plan for emissions of volatile organic compounds ("VOCs") in excess of the emission limit provided in Title 7, Chapter 27, Subchapter 16.6(a) and Table 4 of the New Jersey Administrative Code, N.J.A.C. 7:27-16.16(a) (codified as amended at N.J.A.C. 7:27-1616 (1994)), from Northeast's Automatic Division located at One Gourmet Lane, Edison, New Jersey (the "Automatic Facility").

Under the proposed Consent Decree the Defendant shall pay to the United States a civil penalty in the amount of eighty-one thousand, three hundred and eighty one dollars (\$81,381), plus interest, within fifteen (15) days of lodging of the Consent Decree. The proposed Consent Decree also requires that Northeast shall: (1) comply with the Volatile Organic Compound ("VOC") emissions limitations contained in the federally approved New Jersey State Implementation Plan ("SIP"), including any amendments thereto; (2) provide written certification to EPA throughout the period the Decree remains in effect that documents the emissions capture, enclosure, and/or incinerator devices are performing adequately; and (3) perform any emissions and performance testing, pursuant to a submitted protocol for testing, within thirty days of receipt of notification from EPA of a testing requirement.

The Department of Justice will receive, for thirty (30) days from the date of publication of this notice, written comments relating to the Consent Decree. Comments should be addressed to the Assistant Attorney General, Environment and Natural Resources Division, U.S. Department of Justice, Washington, D.C. 20530 and should refer to *United States v. Northeast Foods, Inc.*, D.O.J. Ref. No. 90-5-2-1-1685.

The proposed Consent Decree may be examined at the Office of the United States Attorney for the District of New Jersey located at 970 Broad Street, 5th Floor, Newark, New Jersey 07102; at the Region II Office of the Environmental Protection Agency located at 290 Broadway, New York, New York 10007; and at the Consent Decree Library, 1120 G Street, N.W., 4th Floor, Washington, D.C., 20005, (202)-624-0892. A copy of the proposed Consent Decree may be obtained in person or by mail from the Consent Decree Library, 1120 G Street, N.W., 4th Floor, Washington, D.C., 20005. In requesting a copy, please enclose a check in the amount of \$6.75

(25 cents per page reproduction charge) payable to the Consent Decree Library.

Joel M. Gross,

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

[FR Doc. 96-8040 Filed 4-2-96; 8:45 am]

BILLING CODE 4410-01-M

Antitrust Division

United States and State of Texas v. Kimberly-Clark Corp. and Scott Paper Co.; Public Comments and Response on Proposed Final Judgment

Pursuant to the Antitrust Penalties and Procedures Act, 15 U.S.C. §§ 16(c)-(h), the United States publishes below the comments received on the proposed Final Judgment in *United States and State of Texas v. Kimberly-Clark Corp. and Scott Paper Co.*, No. 3:95 CV 3055-P, filed in the United States District Court for the Northern District of Texas, together with the United States' response to those comments.

Copies of the comments and the response to comments are available for inspection and copying in Room 207 of the U.S. Department of Justice, Antitrust Division, 325 7th Street, NW., Washington, DC 20530 [telephone: (202) 514-2481], and at the office of the Clerk of the United States District Court for the Northern District of Texas, Dallas Division, 1100 Commerce Street, Room 14A20, Dallas, TX 75242. Copies of these materials may be obtained upon request and payment of a copying fee.

Rebecca P. Dick,

Deputy Director of Operations.

Cynthia Adams,

2712 Taylor St., Marinette, WI 54143.

December 18, 1995.

Mr. Anthony V. Nanni, Chief, Litigation I Section, Antitrust Division,

U.S. Department of Justice, Suite 4000, 1401 H Street NW., Washington, DC 20530.

Dear Mr. Nanni: I wish to comment on the consent decree concerning the merger of Scott Paper Co. with Kimberly-Clark. The Justice Department has included in the terms of the consent decree that two (2) of four (4) tissue mills be divested. Included in that list is half of the former Scott Paper Co. mill in Marinette, WI.

This facility employs 525 union employees affiliated with the United Paperworkers International Union. If this mill is divested from Kimberly-Clark approximately 300 union employees will go with one company and 225 will remain with Kimberly-Clark. Kimberly-Clark is honoring the union contract negotiated with Scott Paper Co., while there is no guarantee that the company buying the tissue part of the mill will honor that same contract. This could result in the union employees in the Kimberly-Clark half of the mill working for better wages and

benefits. It would be better to sell the Scottie name and allow Kimberly-Clark employees to run the product for the owner at a predetermined price.

The Marinette facility makes a variety of products, including facial tissue (Scotties), approximately 27 people are involved in producing this product on a full time basis. I can not understand the logic behind selling a portion of this facility that makes toilet tissue, napkins, and facial tissue because one (1) converting unit and a part of a papermachine produces facial. The vast majority of the employees produce Cottonelle toilet paper, Scottissue toilet paper, and various brands of napkins.

I believe that the Justice Department should reconsider their consent decree and remove the Marinette Tissue mill from this order.

Sincerely,

Cynthia Adams

Same or substantially similar letter sent by:

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Mr. David Marbes, N2889 Lietzow Rd., Marinette, WI 54143

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Ms. Irene Martin, N4608 Schacht Rd., Marinette, WI 54143

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Ms. Betty Messenger, 2911 Riverside Ave., Marinette, WI 54143

Ms. Marjorie Messenger, 1709 Carney Ave., Marinette, WI 54143

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Ms. Margaret Meyers, 2201 13th Ave., Menominee, MI 49858

Mr. Myron Michalski, 1359 Main St., Marinette, WI 54143

Mr. David Miller, N1985 Kutz Rd., Marinette, WI 54143

Mr. Don H. Miller, W1512 Rader Rd., Marinette, WI 54143

Mr. Donald H. Miller, W1512 Rader Rd., Marinette, WI 54143

Mr. Donald L. Miller, 4120 13th St., Menominee, MI 49858

Mr. Jeffrey Miller, 1326 Oak St., Marinette, WI 54143

Mr. John Mollus, N2963 Roosevelt Rd., Marinette, WI 54143

Mr. Peter Morgenson, N4470 Sandberg Rd., Marinette, WI 54143

Mr. Roger Moyle, N1595 Shore Drv., Marinette, WI 54143

Mr. David Mudrak, N840 River Drv., Menominee, MI 49858

Mr. Jeffrey Mullins, W5396 Evergreen Rd., Menominee, MI 49858

Leslie Mulzer, W5316 Cty. Rd. 342, Wallace, MI 49893

Mr. Richard Mushynski, 1900 23rd Ave., Menominee, MI 49858

Mr. Richard Naffier, 1306 1st St., Menominee, MI 49858

Mr. Thomas Nast, 3042 Carney Ave., Marinette, WI 54143

610 McCagg St., Peshtigo, WI 54157

Mr. David Nelson, W6396 Little River Rd., Peshtigo, WI 54157

Mr. Paul Nelson, 1004 8th Ave., Menominee, MI 49858

- Mr. Randolph Nerat, W5890 Sobieski Rd., Menominee, WI 49858
- Mr. Laurence Nichols, W3409 Grasser Rd., Marinette, WI 54143
- Mr. Michael Nicklaus, 1201 Main St., Apt. 1, Marinette, WI 54143
- Mr. Rick Nicklaus, W6540 No. 10 Rd., Wallace, MI 49893
- Mr. Robert Nicklaus, 1620 Parnell St., Marinette, WI 54143
- Mr. Jack Noha, W7004 3.5 Rd., Menominee, MI 49858
- Mr. Jeffrey Nutt, Rt. 1 Box, 233A, Wausaukee, WI 54177
- Mr. Gary Nyman, P.O. Box 293, Menominee, MI 49858
- Mr. Rodney Nystrom, 711 Dawes St., Marinette, WI 54143
- Ms. Peggy O'Brien, 2306 14th Ave., Menominee, MI 49858
- Mr. Leonard Odea, Jr., 3721 13th St., Menominee, MI 49858
- Mr. Jeffrey Olive, W5006 Hilldale Drv., Porterfield, WI 54159
- Mr. James Olsen, 3912 13th St., Menominee, MI 49858
- Mr. John Olson, P.O. Box 111, Menominee, MI 49858
- Mr. Larry Olson, 2118 Ella Court, Marinette, WI 54143
- Mr. Leroy Olson, Jr., W5946 Fawn Ln., Peshtigo, WI 54157
- Mr. Steven Olson, 632 Elizabeth Ave., Marinette, WI 54143
- Mr. Anthony Paidl, W6517 Cty. Rd. G-12, Stephenson, MI 49887
- Ms. Sharon Paitl, 7370 Goatsville Rd., Lena, WI 54139
- Mr. Daniel Parmelee, W4702 8.5 Rd., Menominee, MI 49858
- Dale Patenaude, N2092 Hael Rd., Peshtigo, WI 54157
- Mr. Daniel Paul, 1713 20th Ave., Menominee, MI 49858
- Mr. Bradley Paulsen, N1738 M-35, Menominee, MI 49858
- Ms. Sandra Paulsen, N1738 M-35, Menominee, MI 49858
- Mr. Lowell Pelnar, 1300 Logan Ave., Marinette, WI 54143
- Mr. David Perkins, 900 Gladstone St., Marinette, WI 54143
- Mr. Richard Pesmark, 829 Marinette, WI 54143, Marinette, WI 54143
- Mr. Gregor Petersen, N3585 River Rd., Wallace, MI 49893
- Mr. Kevin Peterson, N6656 Hwy. 180, Marinette, WI 54143
- Ms. Linda Peterson, 3701 15th St., Menominee, MI 49858
- Mr. Richard Peterson, N2087 Bonnie Ln., Marinette, WI 54143
- Mr. Tim Peterson, 1116 Elizabeth Ave., Marinette, WI 54143
- Ms. Julie Petrosky, W2402 Old Peshtigo Rd., Marinette, WI 54143
- Mr. Patrick Philipps, Rt. 2, Box 20-A, Wallace, MI 49893
- Mr. Daniel Pichette, 339 State St., Marinette, WI 54143
- Mr. Frank Pichette, 1005 Edgewood Circle, Marinette, WI 54143
- Mr. Jeffrey Plautz, N1512 S-1 Ln., Menominee, MI 49858
- Mr. Kenneth Pleshek, 3415 Pierce Ave., Lot 60, Marinette, WI 54143
- Mr. Larry Polzin, N3362 Rehms Rd., Pehtigo, WI 54157
- Mr. Martin Porter, 744 Owena St., Marinette, WI 54143
- Ms. Kathy Przewrocki, W6499 Birch Crk. Rd. #5, Menominee, MI 49858
- Jean Pusich, 4063 US Hwy. 141, Pound, WI 54161
- Mr. Vernon Quever, 2000 Carney Ave., Marinette, WI 54143
- Mr. Steven Quintana, N4508 North Shore Drive, Menominee, MI 49858
- Mr. Larry Race, 1523 Elizabeth Ave., Marinette, WI 54143
- Mr. David Radtke, 421 West Front St., Pehtigo, WI 54157
- Mr. Richard Rebbie, 921 41st Ave., Menominee, MI 49858
- H. John Redelings, 1412 23rd Ave., Menominee, MI 49858
- Mr. Robert Reines, W1898 Rader Rd., Marinette, WI 54143
- Mr. Philip Risner, 149 Prairie Court, Coleman, WI 54112
- Ms. Kathleen Roach, 1720 10th St., Menominee, MI 49858
- Mr. Anthony Rodriguez, 330 Van Clev Ave., Marinette, WI 54143
- Mr. Timothy Roeder, W1252 Cty. B., Marinette, WI 54143
- Ms. Viola Rondeau, 2711 Merchant St., Marinette, WI 54143
- Laurie Rose, 901 Aubin, Lot 96, Peshtigo, WI 54157
- Mr. August Ruus, 1605 13th Ave., Menominee, MI 49858
- Mr. Timothy Rysewyk, N2696 Hwy. 141 South, Coleman, WI 54112
- Ms. Sylvia Rzeminski, N3504 M-35, Menominee, MI 49858
- Mr. Gary Sadowski, 1801 34th Ave., Menominee, MI 49858
- Mr. Michael Schact, 800 Kentucky Court, Peshtigo, WI 54157
- Mr. David Schewe, W6969 3.5 Rd., Menominee, MI 49858
- Mr. Michael Schewe, 2107 Thomas St., Marinette, WI 54143
- Mr. Robert Schleis, 1103 Sunnyfield Court, Marinette, WI 54143
- Mr. Norman Schoenborn, 337 N. Oakland Ave., Oconto Falls, WI 54154
- Mr. Gary Scholtz, Sr., N10380 Cty. TR JJ, Wausaukee, WI 54177
- Mr. Richard Schomer, 2317 18th Ave., Menominee, MI 49858
- Mr. Michael Schultz, 300 State St., Marinette, WI 54143
- Shawn Schultz, 1334 Oakes St., Marinette, WI 54143
- Ms. Diane Sedlar, W4038 Cty. Rd. G, Porterfield, WI 54159
- Mr. Richard Seymour, 1112 Morningside Crt., Marinette, WI 54143
- Mr. John Shaver, 2800 Minnesota St., Marinette, WI 54143
- Mr. John Shaver, Jr., W6544 1.25 Rd., Menominee, MI 49858
- Mr. David Shehow, 1144 Garfield Ave., Marinette, WI 54143
- Ms. Joan Shepherd, 1034 Hockridge St., Marinette, WI 54143
- Mr. Jeffrey Sieminski, W6224 #6 Rd., Menominee, MI 49858
- Mr. Joseph Slawik, 311 Carney Blvd., Marinette, WI 54143
- Ms. Sheila Soletske, N4221 Schacht Rd., Marinette, WI 54143
- Mr. Christopher Spies, 214 1st St., Menominee, MI 49858
- Mr. William Sporrer, W2722 Plantation Road, Porterfield, WI 54159
- Layne Stank, N1344 River Drv., Menominee, MI 49858
- Mr. Scott Stansfield, N5084 Hwy. 180, Marinette, WI 54143
- Ms. Debbie Stello, N4508 Bridge Rd., Peshtigo, WI 54157
- Mr. Paul Stello, N4508 Bridge Rd., Peshtigo, WI 54157
- Mr. Allen Stepniak, 508 Park St., Marinette, WI 54143
- Mr. Patrick Stepniak, 3128 Carney Ave., Marinette, WI 54143
- Mr. Thomas Strojny, N4852 Bagley Rd., Marinette, WI 54143
- Mr. Duane Stuart, W2629 Cty. B, Marinette, WI 54143
- Mr. Leroy Suennen, W2368 Cty. JJ, Wausaukee, WI 54177
- Ms. Crystal Svoboda, N1834 South N-3 Drv., Menominee, MI 49858
- Ms. Mary Swanson, W6536 38th Rd., Menominee, MI 49858
- Mr. Jerome Szymik, N2509 Shore Drv., Marinette, WI 54143
- Mr. Roger Tachick, 480 Aubin St., Peshtigo, WI 54157
- Ms. Joyce Tackmier, 345 Russell St., Marinette, WI 54143
- Mr. Donald Tanguay, 1311 22nd Ave., Menominee, MI 49858
- Mr. David Tessmer, 330 Point St., Marinette, WI 54143
- Mr. Larvell Thomas, N1387 US 41, Menominee, MI 49858
- Mr. Todd Topel, W706 Leaf Rd., Marinette, WI 54143
- Ms. Carma Tress, W3221 Aspen Ln., Marinette, WI 54143
- Mr. Walter Trinkl, N5460 Hwy 180, Marinette, WI 54143
- Mr. Douglas Trippler, W2107 Krause Rd., Marinette, WI 54143
- Mr. Henry Truitt, Jr., N8995 Camp O Ln., Cedar River, MI 49813
- Ms. Karen Turpin, 1313 Armstrong St., Marinette, WI 54143
- Mr. Donald Twork, Jr., 1908 16th Ave., Menominee, MI 49858
- Mr. Tom Uecke, N520 River Rd., Menominee, MI 49858
- Mr. Stephen Uecke, W2170 Raygo Ln., Marinette, WI 54143

Ms. Mary Urbaniak, W3763 Peters Rd., Marinette, WI 54143
 Mr. Scott Urbaniak, N7261 Shady Ln., Porterfield, WI 54159
 Mr. William Urbaniak, 817 Madison, Marinette, WI 54143
 Ms. Rose Vaness, 508 4th Ave., Menominee, WI 49858
 Mr. Daniel Vanidestine, 828 Miller St., Marinette, WI 54143
 Mr. Richard Varney, 2807 Hall Ave., Marinette, WI 54143
 Mr. Edward Vieth, 931 Miller St., Marinette, WI 54143
 Mr. Kenneth Vieth, 1729 Daggett St., Marinette, WI 54143
 Mr. Michael Vieth, 2508 17th Ave., Menominee, WI 49858
 Mr. Stephen Vitkovic, 2207 Thomas, Marinette, WI 54143
 Mr. Douglas Wagner, N6194 Biehl Rd., Porterfield, WI 54159
 Mr. Russell Wagner, N5941 Hwy. 180, Marinette, WI 54143
 Ms. Donna Wahlen, 1035 Currie St., Marinette, WI 54143
 Mr. Ted Wagner, N6812 Hwy. 180, Marinette, WI 54143
 Mr. Michael Walker, N2165 Shore Drv., Marinette, WI 54143
 Mr. Gerald Walters, N5514 Ferndale Rd., Porterfield, WI 54159
 Ms. Rita Walters, 3325 Pierce Ave., Lot 517, Marinette, WI 54143
 Mr. Ronald Walters, N3910 Right-of-Way Rd., Peshtigo, WI 54157
 Mr. Russell Walters, 222 Van Clev Ave., Marinette, WI 54143
 Mr. William Warren, 451 Pine St., Peshtigo, WI 54157
 Mr. Kenneth Watz, W6507 38th Ave., Menominee, WI 49858
 Mr. Luke Weinschrott, 2017 16th Ave., Menominee, WI 49858
 Mr. Daniel Wesoloski, 1816 14th Ave., Menominee, WI 49858
 Ms. Mary Westberg, W5553 Powers Rd., Peshtigo, WI 54157
 Ms. Bonnie Wicklund, 2138 Shore Drv., Marinette, WI 54143
 Mr. William Wicklund, 2138 Shore Drv., Marinette, WI 54143
 Mr. Willis Wickman, Box 105, Abrams, WI 54101
 Mr. Ernest Wiedemeier, N4733 West Townline Rd., Marinette, WI 54143
 Ms. Darlene Williams, 209 Lake St., Marinette, WI 54143
 Mr. Brian Wiltzius, W2294 Hwy. 64, Marinette, WI 54143
 Mr. Stephen Woods, N6621 Hwy. 180, Marinette, WI 54143
 Mr. Michael Yashinsky, 8255 Yashinsky Rd., Lena, WI 54139
 Mr. James Zellner, W3425 Hudak Rd., Porterfield, WI 54159
 Mr. Daniel Zoeller, 529 6th St. Oconto, WI 54153
 Mr. Steven Zylkowski, 611 Point St., Marinette, WI 54143

The Antitrust Division sent the following response to Ms. Cynthia Adams and to each of the individuals listed above who submitted comments identical or substantially similar to those provided by Ms. Adams:

City Center Building,
 1401 H Street, NW., Washington, DC 20530.
 March 22, 1996.

Ms. Cynthia Adams,
 2712 Taylor Street, Marinette, WI 54143.

Re: Public Comment on Consent Decree in
 United States and State of Texas v.
 Kimberly-Clark Corp. and Scott Paper
 Co., No. 3:95-CV-3055-P (N.D. Tex.,
 filed Dec. 12, 1995)

Dear Ms. Adams: This letter responds to your written comment on the proposed final judgment in *United States v. Kimberly-Clark Corp.*, now pending in federal district court in Dallas, Texas. The complaint in that case charged that Kimberly-Clark's acquisition of Scott Paper would substantially lessen competition in the sale of consumer facial tissue and baby wipes. The proposed judgment would settle the case by requiring the defendants (a) to divest Scott's Scotties-brand facial tissue and any two of four tissue mills (viz., Marinette, WI; Ft. Edward, NY; and the Lakeview and Badger-Globe mills in Neenah, WI); and (b) to divest Scott's baby wipes brands and its Dover, DE wet wipes plant.

Your letter raises several issues related to the proposed divestiture of Scott's facial tissue business, and specifically to the labor union agreement at the Marinette, WI mill. You point out that because the judgment would not require the purchaser of a divested mill to honor existing labor agreements, the new owner, after the divestiture, may reduce the wages or benefits of mill employees. You question whether divestiture of the Marinette mill is necessary to alleviate our competitive concerns, or whether those concerns could be met by permitting Kimberly-Clark to retain ownership of that mill, but make Scotties facial tissue under contract to the brand's new owner.

We believe that in this case, the decision whether to continue an existing labor agreement should be left to the purchaser, rather than mandated by consent decree. If the agreement is competitive, the new owner will bargain to continue it. It is possible, however, that an existing, outdated labor agreement may unnecessarily increase a purchaser's costs and hamper its ability to compete in the market. And requiring the new owner of a divested tissue mill to operate under such an agreement would undermine our goal of ensuring that the divestiture ordered by this judgment will create a strong, viable competitor in the sale of consumer facial tissue.

However, your specific concerns about continuation of the labor agreement at the Marinette mill are premature. Though the defendants have solicited bids on Scott's consumer facial tissue business, they have not selected a purchaser. The Marinette mill is now only one of four candidate mills available for sale under is now only one of four candidate mills available for sale under

the judgment, and ultimately, it may or may not be sold. Even if the Marinette mill were sold to an approved purchaser, its new owner may choose to extend the current labor agreement. In short, it is too early to say whether selling the Marinette mill will adversely affect any union employee.

Finally, as to your suggestion that it may be inappropriate to sell the Marinette mill to alleviate our competitive concerns, two points must be made. First, Marinette is a modern, relatively low cost, centrally-located mill that, before the merger, produced and distributed the bulk of the Scotties facial tissue sold in the Midwest. Thus, this mill should be an attractive asset to any purchaser that wishes to become a viable competitor in the sale of consumer facial tissue, and for that reason, we bargained with the defendants to include it among the tissue mills available for sale under the judgment.

Second, the competitive problem created by Kimberly-Clark's acquisition of Scott Paper cannot be cured by requiring Kimberly-Clark to divest the Scotties brand name and commit to make that facial tissue under contract to its new owner. We doubt that a purchaser who acquires the business under these terms would be a viable competitor since all of its production capacity and costs would remain under the ownership and control of its principal competitor, Kimberly-Clark.

Thank you for bringing your concerns to our attention; we hope that this information will help alleviate them. Pursuant to the Antitrust Procedures and Penalties Act, a copy of your letter and this response will be published in the Federal Register and filed with the Court.

Sincerely yours,
 Anthony E. Harris,
 Attorney, Litigation II Section.

Same or substantially similar response was sent to all individuals commenting on the proposed Final Judgment.

[FR Doc. 96-8039 Filed 4-2-96; 8:45 am]

BILLING CODE 4410-01-M

Notice Pursuant to the National Cooperative Research and Production Act of 1993—Northeast Energy Alliance Joint Research Venture

Notice is hereby given that, on February 27, 1996, pursuant to Section 6(a) of the National Cooperative Research and Production Act of 1993, 15 U.S.C. § 4301, *et seq.* ("the Act"), Boston Edison Company, on behalf of the members of a cooperative venture entitled the Northeast Energy Alliance (the "Alliance"), has filed written notifications simultaneously with the Attorney General and with the Federal Trade Commission disclosing (1) the identities of the parties to the Alliance and (2) the nature and objectives of the research program to be performed in accordance with the joint venture. The