

DEPARTMENT OF JUSTICE

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

In accordance with Departmental policy, 28 CFR 50.7, notice is hereby given that a consent decree was lodged in *United States v. Acadiana Treatment Systems, Inc.*, Civil Action No. 6:98CV0687 (W.D. La.), on July 24, 1998, with the United States District Court for the Western District of Louisiana.

Johnson Properties, Inc. and its subsidiaries own and operate more than 170 sewage treatment plants located throughout the state of Louisiana. The United States' Complaint was brought pursuant to Section 309(b), of the Clean Water Act, 33 U.S.C. 1319(b), for injunctive relief and civil penalties for discharge of pollutants into the navigable waters of the United States in violation of Section 301 of the Clean Water Act, 33 U.S.C. 1311, and for violations of certain terms, conditions and limitations of National Pollutant Discharge Elimination System (NPDES) permits issued to Defendants pursuant to Section 402 of the Clean Water Act, 33 U.S.C. 1342. The United States filed an Amended Complaint and a Second Amended Complaint to include all of the subsidiaries of Johnson Properties, Inc., Glenn K. Johnson, and Darren K. Johnson as defendants in this action. The Louisiana Department of Environmental Quality (LDEQ) filed a Complaint in Intervention as a plaintiff in these proceedings.

The United States and LDEQ have entered into a consent decree with the defendants in this action that resolves the claims for injunctive relief asserted by the United States and LDEQ against the defendants. Under the Consent Decree the defendants must implement specific compliance measures at all the sewage treatment plants that they own and operate in Louisiana. The consent decree also provides that the defendants must hire an environmental auditor to assess and monitor compliance at the sewage treatment plants for a period of five years. The consent decree does not settle the penalties portion of the case, and it expressly reserves to the United States and to LDEQ the right to seek civil penalties for the violations alleged in the second amended complaint at any time in the future.

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 for the Environment and Natural Resources

Division, Department of Justice, Washington, D.C. 20530, and should refer to *United States v. Acadiana Treatment Systems, Inc.*, DOJ Ref. #90-5-1-1-4375.

The proposed consent decree may be examined at the office of the United States Attorney, Western District of Louisiana, First National Bank Tower, 600 Jefferson Street, Suite 1000, Lafayette, Louisiana 70501-7206, 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. To request a copy of the consent decree in *United States v. Acadiana Treatment Systems, Inc.*, Civil Action No. 6:98CV0687 (W.D. La.), please refer to that case title, and DOJ No. 90-5-1-1-4375, and enclose a check for the amount of \$11.00 (25 cents per page reproduction cost) payable to the Consent Decree Library.

Joel Gross,
Chief, Environmental Enforcement Section,
Environment and Natural Resources Division.
[FR Doc. 98-21499 Filed 8-10-98; 8:45 am]
BILLING CODE 4410-15-M

DEPARTMENT OF JUSTICE

Notice of Lodging of Consent Decree in Clean Air Act Civil Enforcement Action

In accordance with the Department Policy, 28 CFR 50.7, notice is hereby given that a consent Decree in *United States and Commonwealth of Pennsylvania v. Celotex Corporation*, Civil Action No. 4CV-97-0256, was lodged with the United States District Court for the Middle District of Pennsylvania on July 30, 1998. The United States filed a complaint on February 20, 1997, against Celotex, alleging violations of the Clean Air Act, 42 U.S.C. 7401 *et seq.*, occurring at Celotex's fiberboard manufacturing facility located in Sunbury, Pennsylvania. The United States' complaint alleged that Celotex violated the Clean Air Act by emitting air pollutants in excess of the standards for visible emissions and fugitive emissions established in the federally-approved and federally-enforceable Pennsylvania State Implementation Plan ("SIP"). The Commonwealth of Pennsylvania intervened in the action filed by the United States, alleging the same violations.

The proposed Consent Decree resolves Celotex's liability to the United

States and the Commonwealth of Pennsylvania for violations alleged in the complaints. The Decree requires Celotex to: (1) make modifications to and install air pollution control equipment at its Sunbury facility; (2) comply with the fugitive and visible emissions provisions of the Pennsylvania SIP; and (3) pay a civil penalty of \$200,000 to the United States and \$200,000 to the Commonwealth of Pennsylvania.

The Department of Justice will accept written comments on the proposed Consent Decree for thirty (30) days from the date of publication of this notice. Please address comments to the Assistant Attorney General, Environment and Natural Resources Division, Department of Justice, P.O. Box 7611; Ben Franklin station, Washington, D.C. 22044 and refer to *United States and Commonwealth of Pennsylvania v. Celotex Corporation*, DOJ No. 90-5-2-1-2112.

Copies of the proposed Consent Decree may be examined at the office of the United States Attorney, Middle District of Pennsylvania, Federal Building, Room 1162, 228 Walnut Street, Harrisburg, Pennsylvania; Region III Office of EPA, 841 Chestnut Building, Philadelphia, Pennsylvania 19107; 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. When requesting a copying of the proposed Consent Decree, please enclose a check to cover the twenty-five cents per page reproduction costs payable to the "Consent Decree Library" in the amount of \$12.75, and please reference DOJ No. 90-2-1-2112.

Joel M. Gross,
Chief, Environmental Enforcement Section,
Environment and Nature Resources Division,
U.S. Department of Justice.
[FR Doc. 98-21496 Filed 8-10-98; 8:45 am]
BILLING CODE 4410-15-M

DEPARTMENT OF JUSTICE

Notice of Lodging of Consent Decree Pursuant to Comprehensive Environmental Response, Compensation and Liability Act (CERCLA)

In accordance with Department of Justice policy, notice is hereby given that on July 15, 1998, a proposed Consent Decree in *United States v. Cowles Media Company, et al.*, Civil No. 4-96-958, was lodged in the United

States District Court for the District of Minnesota. The Complaint filed by the United States sought to recover costs incurred by the United States pursuant to CERCLA, 42 U.S.C. § 9601 et seq., at the Brooklyn Park Dump Site ("Site") in Brooklyn Park, Minnesota. The Consent Decree requires Defendant, Gopher Oil Company ("Gopher"), to consent to entry of judgment for the total amount of all unreimbursed response costs incurred by the United States in connection with the Site. In addition, Gopher is required to pay the United States 90% of all insurance proceeds attributable to claims relating to the Site. The Consent Decree contains provisions relating to Gopher's receipt of insurance proceeds for the Site.

The Department of Justice will receive for a period of thirty (30) days from the date of this publication comments concerning the proposed Consent Decree. Comments should be addressed to the Assistant Attorney General, Environment and Natural Resources Division, U.S. Department of Justice, P.O. box 7611, Ben Franklin Station, Washington, D.C. 20044, and should refer to *United States v. Cowles Media Company, et al.*, D.J. Ref. No. 90-11-2-1099.

The proposed Consent Decree may be examined at any of the following offices: (1) The United States Attorney for the District of Minnesota, 234 United States Courthouse, 110 S. 4th Street, Minneapolis, MN 55401 (contact Assistant United States Attorney Friedrich Siekert); (2) the U.S. Environmental Protection Agency, Region 5, 77 West Jackson boulevard, Chicago, Illinois 60604-3590 (contact Assistant Regional Counsel Elizabeth Murphy); and at the Consent Decree Library, 1120 G Street, N.W., 4th Floor, Washington, D.C. 20005, 202-624-0892. Copies 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, telephone (202) 624-0892. For a copy of the Consent Decree please enclose a check in the amount of \$9.00 (25 cents per page reproduction costs) payable to Consent Decree Library.

Joel M. Gross,

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

[FR Doc. 98-21500 Filed 8-10-98; 8:45 am]

BILLING CODE 4410-15-M

DEPARTMENT OF JUSTICE

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

In accordance with Departmental policy, 28 C.F.R. § 50.7, notice is hereby given that a proposed Consent Decree in *United States v. Esso Virgin Islands, Inc.*, Civil No. 1998-0171 was lodged on July 24, 1998 with the United States District Court of the Virgin Islands. The complaint asserts claims against Esso Virgin Islands, Inc. ("Esso") for its alleged violations of Sections 111(e) and 114(a) of the Clean Air Act (the "Act"), 42 U.S.C. 7411(e) and 7414(a), at its St. Thomas, Virgin Islands bulk gasoline terminal, through multiple violations of the Standards of Performance for Bulk Gasoline Terminals, found at 40 C.F.R. 60.500 to 60.506 ("Subpart XX").

The proposed Consent Decree provides for Esso to pay a \$294,200 civil penalty. The decree also provides for Esso to: (1) minimize emissions by using only one loading arm at a time on its fuel loading rack; (2) properly operate and maintain the facility's vapor collection equipment; (3) properly load only vapor-tight gasoline tank trucks; and (4) record and maintain records of all information required under Subpart XX.

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 for the Environment and Natural Resources Division, Department of Justice, P.O. Box 7611, Washington, DC 20044-7611, and should refer to *United States v. Esso Virgin Islands, Inc.*, U.S. DOJ No. 90-5-2-1-1846.

The proposed consent decree may be examined at the Office of the United States Attorney, 1108 King St. Suite 201, Christiansted, U.S.V.I. 00820-4951; the Region II Office of the Environmental Protection Agency, Region II Records Center, 290 Broadway, 17th Floor, New York, NY 10007-1866; and at the Consent Decree Library, 1120 G Street, NW., Fourth 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, 1120 G Street, Fourth Floor, NW., Washington, DC 20005. In requesting a copy, please refer to the referenced case and endorse a check in the amount of \$6.75 (25 cents

per page reproduction costs), payable to the Consent Decree Library.

Joel Gross,

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

[FR Doc. 98-21497 Filed 8-10-98; 8:45 am]

BILLING CODE 4410-15-M

DEPARTMENT OF JUSTICE

Immigration and Naturalization Service

Agency Information Collection Activities: Extension of Existing Collection; Comment Request

ACTION: Notice of information collection under review; medical examination of aliens seeking adjustment of status.

The Department of Justice, Immigration and Naturalization Service has submitted the following information collection request for review and clearance in accordance with the Paperwork Reduction Act of 1995. The proposed information collection is published to obtain comments from the public and affected agencies. Comments are encouraged and will be accepted for "sixty days" until October 13, 1998.

Written comments and suggestions from the public and affected agencies concerning the proposed collection of information should address one or more of the following four points:

(1) 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;

(2) Evaluate the accuracy of the agencies estimate of the burden of the proposed collection of information, including the validity of the methodology and assumptions used;

(3) Enhance the quality, utility, and clarity of the information to be collected; and

(4) 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., permitting electronic submission of responses.

Overview of this information collection:

(1) *Type of Information Collection:* Extension of a currently approved collection.

(2) *Title of the Form/Collection:* Medical Examination of Aliens Seeking Adjustment of Status.

(3) *Agency form number, if any, and the applicable component of the*