

Trustees of a mixed forest habitat preservation site to be acquired by the Defendants.

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, P.O. Box 7611, United States Department of Justice, Washington, D.C. 20044-7611, and should refer to *United States v. Equilon Pipeline Company, LLC, et al.*, DOJ Ref. 90-5-1-1-4376/1.

The proposed Consent Decree may be examined at the office of the United States Attorney, Southern District of Texas, 911 Travis Street, Suite 1500, Houston, Texas 77208. A copy of the Consent Decree may also be obtained by mail from the Consent Decree Library, P.O. Box 7611, United States Department of Justice, Washington, D.C. 20044-7611. In requesting a copy please refer to the referenced case and enclose a check in the amount of \$6.50 (25 cents per page reproduction costs), payable to the Consent Decree Library.

**Tom Mariani,**

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

[FR Doc. 01-30157 Filed 12-4-01; 8:45 am]

**BILLING CODE 4410-15-M**

## 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. Gallo Glass Company*, Civil Action No. C 01 3350 JL, (N.D. Cal.), was lodged with the United States District Court for the Northern District of California on November 8, 2001. This proposed Consent Decree concerns a complaint filed by the United States against Gallo Glass Company and Jack Neal and Son, Inc., pursuant to sections 301(a) and 404 of the Clean Water Act, 33 U.S.C. 1311(a) and 1344 and imposes civil penalties against the Defendants for the excavation and deep ripping of 260 acres of wetlands and depositing fill material into approximately 12.5 acres of drainage, swales, and creeks in wetlands adjacent to Washoe Creek, a tributary to the Laguna de Santa Rosa Creek and Russian River, located on Stoney Point, near Cotati, Sonoma County, California. Defendants also cleared vegetation, woody debris, and placed large boulders/rip-rap on

approximately 1000 linear feet of Porter Creek in Twin Valley, near Windsor, in Sonoma County.

The proposed Consent Decree requires the payment of civil penalties in the amount of \$95,000 and prohibits the discharge of pollutants into the waters of the United States. In addition to the civil penalty, the Consent Decree requires Defendants, at their own expense and subject to approval by the Corps, to provide compensatory mitigation for the filled drainage, swales and creeks in accordance with the approved Mitigation Plan.

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 Charles O'Connor, United States Attorney's Office, 450 Golden Gate Ave., 16th Floor, San Francisco, CA 94102 and refer to *United States v. Gallo Glass Co.*

The proposed Consent Decree may be examined at the Clerk's Office, United States District Court for the Northern District of California, 450 Golden Gate Ave., 16th Floor, San Francisco, CA 94102.

**Stephen Samuels,**

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

[FR Doc. 01-30154 Filed 12-4-01; 8:45 am]

**BILLING CODE 4410-15-M**

## DEPARTMENT OF JUSTICE

### Notice of Lodging of Consent Decree

Notice is hereby given that a proposed Consent Decree with C & A Dairy in *United States v. Calvin and Annette VanDerVeen*, No. 00-1159-KI, was lodged on November 15, 2001, with the United States District Court for the District of Oregon.

The proposed Consent Decree would resolve a lawsuit filed by the United States against Defendants in the United States District Court for the District of Oregon on August 22, 2000. The complaint alleged that Defendants had discharged manure from the C & A Dairy, in McMinnville, Oregon, into a creek on at least four occasions between March 1998 and April 2000, in violation of sections 309(b) and (d) of the Clean Water Act, 33 U.S.C. 1319(b) & (d); the complaint also alleged that Defendants had failed to comply with a 1998 EPA administrative order to cease discharging and to prepare a corrective action plan. The proposed Consent Decree provides for the payment of a

\$1,000 civil penalty and contains a prohibition against future discharges.

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, Washington, DC 20530, and should refer to *United States v. Calvin and Annette VanDerVeen*, DOJ Ref. #90-5-1-1-06963.

The proposed Consent Decree may be examined at the office of the United States Attorney, 1000 SW. 3rd Avenue, Suite 600, U.S. Courthouse, Portland, Oregon 97204; the Region 10 office of the Environmental Protection Agency, 1200 Sixth Avenue, Seattle, WA 98101. A copy of the consent decree can be obtained by mail from the Department of Justice Consent Decree Library, P.O. Box 7611, Washington, DC 20044. In requesting a copy refer to the referenced case and enclose a check in the amount of \$3.25 (25 cents per page reproduction costs), payable to the Consent Decree Library.

**Robert Maher,**

*Assistant Section Chief, Environmental Enforcement Section.*

[FR Doc. 01-30153 Filed 12-4-01; 8:45 am]

**BILLING CODE 4410-15-M**

## DEPARTMENT OF JUSTICE

[AAG/A Order No. 251-2001]

### Privacy Act of 1974; Notice of the Removal of a System of Records

Pursuant to the provisions of the Privacy Act of 1974 (5 U.S.C. 552a), the Office of Intelligence Policy and Review (OIPR), Department of Justice is removing a published Privacy Act system of records entitled "Domestic Security/Terrorism Investigations Records System (JUSTICE/OIPR-004)." This system notice was last published in the **Federal Register** on January 26, 1984 (49 CFR 3285).

JUSTICE/OIPR-004 is being removed because the records are not (nor have they ever been) retrieved by individual names or other personal identifiers. The records were filed and retrieved by entity/organization. Accordingly, there is no statutory requirement to publish a system notice, and the Domestic Security/Terrorism Investigations Records System notice is removed from the Department's compilation of Privacy Act systems. The Domestic Security/Terrorism Investigation function was transferred from OIPR to the Criminal

Division in 1995. The OIPR's remaining records have been sent to the National Archives and Records Administration.

Dated: November 13, 2001.

**Janis A. Sposato,**

*Acting Assistant Attorney General for Administration.*

[FR Doc. 01-30158 Filed 12-4-01; 8:45 am]

BILLING CODE 4410-AW-M

## DEPARTMENT OF JUSTICE

### Antitrust Division

#### **United States et al. v. Waste Management, Inc. et al.; Joint Motion To Modify Final Judgment**

Notice is hereby given that a Joint Motion to Modify the Final Judgment was filed with the United States District Court for the Eastern District of New York in *United States et al. v. Waste Management, Inc. et al.*, Civil No. 98 CV 7168 on October 23, 2001. The Complaint alleged that Waste Management's proposed acquisition Eastern Environmental Services, Inc. would violate Section 7 of the Clayton Act, 15 U.S.C. 18, by substantially lessening competition in waste collection and/or disposal in nine markets around the country. The Final Judgment in the case required, among other things, that Waste Management divest Eastern's Kelly Run landfill located in Elizabeth, Pennsylvania.

A Competitive Impact Statement filed by the United States describes the Complaint, the Final Judgment, the industry, and remedies to be implemented by Waste Management. The Joint Motion to Modify the Final Judgment seeks an Order from the Court that Waste Management shall have no obligation under the Final Judgment to divest the Kelly Run landfill. Copies of the Complaint, Hold Separate Stipulation and Order, Final Judgment, Competitive Impact Statement, and the Joint Motion to Modify the Final Judgment are available for inspection in Room 215 of the U.S. Department of Justice, Antitrust Division, 325 7th Street, NW, Washington, DC, and at the office of the Clerk of the United States District Court for the Eastern District of New York, Brooklyn, New York. Copies of any of these materials may be obtained upon request and payment of a copying fee.

Public comment is invited within the statutory 60-day comment period. Such comments and response thereto will be published in the **Federal Register** and filed with the Court. Comments should be directed to J. Robert Kramer II, Chief, Litigation II Section, Antitrust Division,

United States Department of Justice, 1401 H Street, NW, Suite 3000, Washington, DC 20530 (telephone: 202-307-0924).

**Constance K. Robinson,**

*Director of Operations, and Merger Enforcement.*

[FR Doc. 01-30159 Filed 12-4-01; 8:45 am]

BILLING CODE 4410-11-M

## DEPARTMENT OF JUSTICE

### Antitrust Division

#### **Notice Pursuant to the National Cooperative Research and Production Act of 1993—The Frame Relay Forum**

Notice is hereby given that, on October 5, 2001, pursuant to Section 6(a) of the National Cooperative Research and Production Act of 1993, 15 U.S.C. 4301 *et seq.* ("the Act"), The Frame Relay Forum has filed written notifications simultaneously with the Attorney General and the Federal Trade Commission disclosing changes in its membership status. The notifications were filed for the purpose of extending the Act's provisions limiting the recovery of antitrust plaintiffs to actual damages under specified circumstances. Specifically, 3Com Corporation, San Jose, CA; Avantel S.A., Cuajimalpa, Distrito Federal, Mexico; BRECIIS Communications, San Jose, CA; Cabletron Systems, Rochester, NH; Caspian Systems, San Jose, CA; C-Dot, New Delhi, India; Comnet Iletism Hizmetleri, Istanbul, Turkey; Crosskeys Systems Corporation, Kanata, Ontario, Canada; CS Telecom, Fontenay aux Roses, France; Develcon Electronics, Toronto, Ontario, Canada; EICON Technology, Montreal, Quebec, Canada; ENERGIS Communications, Ltd., London, United Kingdom; Ennovate Networks, Boxboro, MA; Expand Networks, Langhorne, PA; Fujitsu Nexion, Acton, MA; GN Nettest, Markham, Ontario, Canada; Hypercom, Inc., Phoenix, AZ; IIR Limited, London, United Kingdom; InComA, Ltd., Moscow, Russia; Infinitec Communications, Tulsa, OK; Institut ERIS, Massy, France; Intertek Testing Services, Lexington, KY; JTEC PTY Ltd., Meadowbank, NSW, Australia; Krawutschke Consulting and Management, Durmersheim, Germany; Motorola, Mississauga, Ontario, CANADA; NetPlane, Dedham, MA; NetScout, Westford, MA; Next Level Communications, Rohnert Park, CA; Northgate-Cyberzone, Manila, Philippines; Norweb Telecon, Manchester, United Kingdom; Omnicor, Fort Lauderdale, FL; Science Dynamics

Corporation, Cherry Hill, NJ; Siemens AG, Munich, Germany; Sitara Networks, Waltham, MA; Spider Software Limited, Edinburgh, United Kingdom; Sync Research, Irvine, CA; Trillium Digital Systems, Inc., Los Angeles, CA; TTC, Germantown, MD; University of Hawaii, Honolulu, HI; and Verizon Communications, Boston, MA have been dropped as parties to this venture. The following members have been involved in acquisitions: Clarent Corporation, Redwood City, CA acquired ACT Networks, Brossard, Quebec, Canada; Global One, Paris, France acquire France Telecom, Issy des Meaux, France; Equant, Reston, VA acquired Global One, Reston, VA; and Qwest Communications International, Denver, CO acquired US West, Denver, CO. The following members have changed their names: Fluke Corporation, Everett, WA to Fluke Networks, Inc., Everett, WA; and H3 Comm. Consultancy, Felixstowe, United Kingdom to Accent-on-Networks, Felixstowe, United Kingdom.

No other changes have been made in either the membership or planned activity of the group research project. Membership in this group research project remains open, and The Frame Relay Forum intends to file additional written notification disclosing all changes in membership.

On April 10, 1992, The Frame Relay Forum filed its original notification pursuant to Section 6(a) of the Act. The Department of Justice published a notice in the **Federal Register** pursuant to Section 6(b) of the Act on July 2, 1992 (57 FR 29537).

The last notification was filed with the Department on April 27, 2000. A notice was published in the **Federal Register** pursuant to Section 6(b) of the Act on August 9, 2000 (65 FR 48736).

**Constance K. Robinson,**

*Director of Operations, Antitrust Division.*

[FR Doc. 01-30160 Filed 12-4-01; 8:45 am]

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## DEPARTMENT OF JUSTICE

### Antitrust Division

#### **Notice Pursuant to the National Cooperative Research and Production Act of 1993—IMS Global Learning Consortium, Inc.**

Notice is hereby given that, on October 11, 2001, pursuant to Section 6(a) of the National Cooperative Research and Production Act of 1993, 15 U.S.C. 4301 *et seq.* ("the Act"), IMS Global Learning Consortium, Inc. has filed written notifications