

DEPARTMENT OF JUSTICE

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

Notice is hereby given that on April 4, 2007, a proposed consent decree in *United States and Illinois v. PennTex Resources Illinois, Inc. and Rex Energy Operating Corp.*, Civil Action No. 07-0241, was lodged with the United States District Court for the Southern District of Illinois.

In this civil action brought pursuant to the Clean Air Act, 42 U.S.C. 7603, the United States sought to prevent the emission of hydrogen sulfide in amounts that may present an imminent and substantial endangerment to human health, welfare or the environment from oil production facilities owned by PennTex Resources Illinois, Inc. and operated by Rex Energy Operating Corp. near the towns of Bridgeport and Petrolia in Lawrence County, Illinois. The State of Illinois joined this action as co-plaintiff asserting a claim under state law to prevent air pollution. Under the proposed consent decree, PennTex and Rex Energy will install vapor control measures to collect hydrogen sulfide from eight gathering facilities and destroy them in elevated flares.

The Department of Justice will accept comments relating to the proposed consent decree for a period of thirty (30) days from the date of publication of this notice. Comments should be addressed to the Assistant Attorney General, Environment and Natural Resources Division, and mailed either electronically to pubcommentees.enrd@usdoj.gov or in hard copy to P.O. Box 7611, U.S. Department of Justice, Washington, DC 20044-7611. Comments should refer to *United States and Illinois v. PennTex Resources Illinois, Inc. and Rex Energy Operating Corp.*, Civil Action No. 07-0241, (S.D. Ill.) and D.J. Reference No. 90-5-2-1-08915.

The proposed consent decree may be examined at: (1) The Office of the United States Attorney for the Southern District of Illinois, Nine Executive Drive, Fairview Heights, Illinois 62208, (618) 628-3700; and (2) the United States Environmental Protection Agency (Region 5), 77 West Jackson Boulevard, Chicago, Illinois 60604-3590 (contact Mary T. McAullife (312) 886-6237)). During the comment period, the proposed consent decree may also be examined on the following Department of Justice Web site: http://www.usdoj.gov/enrd/Consent_Decree.html. A copy of the proposed consent decree may also be obtained by mail from the Department

of Justice Consent Decree Library, P.O. Box 7611, Washington, DC 20044-7611 or by faxing or e-mailing a request to Tonia Fleetwood (tonia.fleetwood@usdoj.gov), fax no. (202) 514-0097, phone confirmation number (202) 514-1547. In requesting a copy from the Consent Decree Library, please refer to the referenced case and D.J. Reference No. 90-5-2-1-08915, and enclose a check in the amount of \$23.25 for the consent decree (93 pages at 25 cents per page reproduction costs), made payable to the U.S. Treasury.

William D. Brighton,

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

[FR Doc. 07-1926 Filed 4-18-07; 8:45 am]

BILLING CODE 4410-15-M

LEGAL SERVICES CORPORATION

Sunshine Act Meetings of the Board of Directors and Four of the Board's Committees

TIMES AND DATES: The Legal Services Corporation Board of Directors and four of its Committees will meet on April 27-28, 2007 in the order set forth in the following schedule, with each meeting commencing shortly after adjournment of the immediately preceding meeting. Members of the public may attend the open portions or listen to them live by calling (toll-free) 1-877-352-5208. Those joining the meetings by telephone are requested to mute their telephones to eliminate background noises.

MEETING SCHEDULE

Friday, April 27, 2007	Time ¹
1. Provision for the Delivery of Legal Services Committee (Provisions Committee)	1:30 p.m.
2. Operations & Regulations Committee ²	
Saturday, April 28, 2007	Time
3. Annual Performance Reviews Committee (Performance Reviews Committee)	8:30 a.m.
4. Operations & Regulations Committee (continued)	

¹ Please note that the meetings will be held in the Central Time zone.

² The Operations & Regulations Committee meeting will be conducted over a two-day period and is noticed accordingly herein.

³ It is LSC's goal to begin the Board of Directors meeting at approximately 1 p.m., after a brief lunch break. Depending on the length of the preceding meetings, however, it is possible that the Board's meeting could begin earlier or later than 1 p.m.

MEETING SCHEDULE—Continued

5. Finance Committee	
6. Board of Directors ³	

LOCATION: The Peabody Hotel, Three State Street, Little Rock, Arkansas.

STATUS OF MEETINGS: Open, except as noted below.

• **Status: April 28, 2007 Performance Reviews Committee Meeting—Closed.**

The meeting of the Performance Reviews Committee may be closed to the public pursuant to a vote of the Board of Directors authorizing the Committee to meet in executive session to consider and act on the performance evaluation of the LSC Inspector General for calendar year 2006. The closing will be authorized by the relevant provision(s) of the Government in the Sunshine Act [5 U.S.C. 552b(c)(6)] and the Legal Services Corporation's corresponding regulation, 45 CFR 1622.5(e). A verbatim written transcript of the session will be made. The transcript of any portions of the closed session falling within the relevant provision of the Government in the Sunshine Act [5 U.S.C. 552b(c)(6)] and the corresponding provision of LSC's implementing regulation [45 CFR 1622.5(e)] will not be available for public inspection. The transcript of any portions not falling within this provision will be available for public inspection. A copy of the General Counsel's Certification that the closing is authorized by law will be available upon request.

• **Status: April 28, 2007 Board of Directors Meeting—Open,** except that a portion of the meeting of the Board of Directors may be closed to the public pursuant to a vote of the Board of Directors to hold an executive session. At the closed session, the Board will consider and may act on the General Counsel's report on litigation to which the Corporation is or may become a party, and will receive a briefing from the Inspector General (IG).⁴ A verbatim written transcript of the session will be made. The transcript of any portions of the closed session falling within the relevant provision(s) of the Government in the Sunshine Act [5 U.S.C. 552b(c)(10)] and LSC's implementing regulation 45 CFR 1622.5(h) will not be available for public inspection. The

⁴ Any portion of the closed session consisting solely of staff briefings does not fall within the Sunshine Act's definition of the term "meeting" and, therefore, the requirements of the Sunshine Act do not apply to such portion of the closed session. 5 U.S.C. 552(b)(2) and (b). See also 45 CFR 1622.2 & 1622.3.

transcript of any portions not falling within this provision will be available for public inspection.

MATTERS TO BE CONSIDERED:

Friday, April 27, 2007

Provision for the Delivery of Legal Services Committee

Agenda

1. Approval of agenda.
2. Approval of the Committee's meeting minutes of January 19, 2007.
3. Staff Report on the LSC Private Attorney Involvement Action Plan—*Help Close the Justice Gap: Unleash the Power of Pro Bono.*

a. Consider and act on recommending proposed Resolutions to the Board and related materials on private attorney involvement.

b. Updates on other Action Plan activities.

4. Panel presentation on recruitment and retention challenges facing Arkansas LSC-funded programs.

Presenters:

- Jean Turner Carter—Executive Director, Center for Arkansas Legal Services (CALS).
- Lee Richardson—Executive Director, Legal Aid of Arkansas (LAA).
- Teresa Franklin—Staff Attorney at LAA receiving an LSC LRAP.
- Charles W. Goldner, Jr.—Dean and Professor of Law, UALR William H. Bowen School of Law.
- 5. Public comment.
- 6. Consider and act on other business.
- 7. Consider and act on adjournment of meeting.

Operations and Regulations Committee

Agenda

1. Approval of agenda.
2. Approval of the minutes of the Committee's March 20, 2007 meeting.
3. Consider and act on recommendation to the Board for the adoption of Employee Handbook.
4. Consider and act on whether to recommend to the Board for their consideration any or all of the following four resolutions offered by Director Bernice Phillips:

- (a) Resolution Establishing the Board of Directors' Right of Access to Corporation Records;
- (b) Resolution Clarifying the Authority of the Board Chairman and Committee Chairmen;
- (c) Resolution Establishing That No Director Can Direct Staff to Withhold Corporation Records from Other Directors; and
- (d) Resolution Giving the Board Unrestricted Access to Corporation

Employees that Report to or Serve the Board.

5. Presentation by OIG on independent private accountants and OIG review of their work.
6. Status report on locality pay.
7. Consider and act on a 2007 regulatory agenda.

a. Staff Report.

- b. OIG Comment.
- c. Public Comment.

8. Consider and act on other business.
9. Other public comment.
10. Consider and act on adjournment of meeting.

Saturday, April 28, 2007

Annual Performance Reviews Committee

Agenda

Closed Session

1. Approval of agenda.
2. Approval of minutes of the Committee's meeting of January 20, 2007.
3. Consider and act on annual performance review of LSC Inspector General—Meet with Kirt West.
4. Consider and act on other business.
5. Consider and act on adjournment of meeting.

Operations & Regulations Committee (Continued)

Agenda

1. Approval of agenda.
2. Approval of the minutes of the Committee's March 20, 2007 meeting.
3. Consider and act on recommendation to the Board for the adoption of Employee Handbook.
4. Consider and act on whether to recommend to the Board for their consideration any or all of the following four resolutions offered by Director Bernice Phillips:

- (a) Resolution Establishing the Board of Directors' Right of Access to Corporation Records;
- (b) Resolution Clarifying the Authority of the Board Chairman and Committee Chairmen;
- (c) Resolution Establishing That No Director Can Direct Staff to Withhold Corporation Records from Other Directors; and
- (d) Resolution Giving the Board Unrestricted Access to Corporation Employees that Report to or Serve the Board.
5. Presentation by OIG on independent private accountants and OIG review of their work.
6. Status report on locality pay.
7. Consider and act on a 2007 regulatory agenda.

- a. Staff Report.
- b. OIG Comment.
- c. Public Comment.
8. Consider and act on other business.
9. Other public comment.
10. Consider and act on adjournment of meeting.

Finance Committee

Agenda

1. Approval of agenda.
2. Approval of the minutes of the Committee's meeting of January 20, 2007.
3. Presentation by the Inspector General of the Fiscal Year 2006 Annual Financial Audit.
4. Consider and act on adoption of the Consolidated Operating Budget for FY 2007 and recommend Resolution #2007-004 to the full Board.
- Presentation by David Richardson, Treasurer/Comptroller.
5. Presentation on LSC's Financial Reports for the first six months of FY 2007.
- Presentation by David Richardson, Treasurer/Comptroller.
- Presentation by Kirt West, Inspector General.
- Comments by Charles Jeffress, Chief Administrative Officer.
6. Financial Reporting to the Finance Committee
- Mike McKay, Chair, Finance Committee.
7. Report on FY 2008 appropriations process.
- Presentation by Charles Jeffress, Chief Administrative Officer.
8. Consider and act on other business.
9. Public comment.

Board of Directors

Agenda

Open Session

1. Approval of agenda.
2. Approval of minutes of the Board's meeting of January 20, 2007.
3. Approval of minutes of the Executive Session of the Board's meeting of January 20, 2007.
4. *Chairman's Report.*
5. *Members' Reports.*
6. *President's Report.*
7. *Inspector General's Report.*
8. Consider and act on the report of the *Provision for the Delivery of Legal Services Committee.*
9. Consider and act on the report of the *Finance Committee.*
10. Consider and act on the report of the *Operations & Regulations Committee.*
11. Consider and act on the report of the *Performance Reviews Committee.*

12. Consider and act on scheduling of a telephonic meeting of the Board for 2 p.m. (EDT) on May 29, 2007, for the purpose of taking up the IG's Semiannual Report to Congress for the six-month period ending April 30, 2007.

13. Consider and act on other business.

14. Public comment.

15. Consider and act on whether to authorize an executive session of the Board to address items listed below under *Closed Session*.

Closed Session

16. Consider and act on General Counsel's report on potential and pending litigation involving LSC.

17. IG report to the Board.

18. Consider and act on motion to adjourn meeting.

CONTACT PERSON FOR INFORMATION: Patricia D. Batie, Manager of Board Operations, at (202) 295-1500.

SPECIAL NEEDS: Upon request, meeting notices will be made available in alternate formats to accommodate visual and hearing impairments. Individuals who have a disability and need an accommodation to attend the meeting may notify Patricia D. Batie, at (202) 295-1500.

Dated: April 17, 2007.

Victor M. Fortuno,

Vice President for Legal Affairs, General Counsel & Corporate Secretary.

[FR Doc. 07-1980 Filed 4-17-07; 2:35 pm]

BILLING CODE 7050-01-P

NATIONAL FOUNDATION ON THE ARTS AND THE HUMANITIES

National Endowment for the Arts; Arts Advisory Panel

Pursuant to Section 10(a)(2) of the Federal Advisory Committee Act (Pub. L. 92-463), as amended, notice is hereby given that a meeting of the Arts Advisory Panel to the National Council on the Arts will be held at the Nancy Hanks Center, 1100 Pennsylvania Avenue, NW., Washington, DC, 20506 as follows (ending time is approximate):

Literature (application review): May 17, 2007. A portion of this meeting, from 3:30 p.m. to 4:15 p.m., will be open to the public for policy discussion. The remainder of the meeting, from 9 a.m. to 3:30 p.m. and from 4:15 p.m. to 6:30 p.m., will be closed.

The closed portions of meetings are for the purpose of Panel review, discussion, evaluation, and recommendations on financial assistance under the National Foundation on the Arts and the

Humanities Act of 1965, as amended, including information given in confidence to the agency. In accordance with the determination of the Chairman of February 21, 2007, these sessions will be closed to the public pursuant to subsection (c)(6) of section 552b of Title 5, United States Code.

Any person may observe meetings, or portions thereof, of advisory panels that are open to the public, and if time allows, may be permitted to participate in the panel's discussions at the discretion of the panel chairman. If you need special accommodations due to a disability, please contact the Office of AccessAbility, National Endowment for the Arts, 1100 Pennsylvania Avenue, NW., Washington, DC 20506, 202/682-5532, TDY-TDD 202/682-5496, at least seven (7) days prior to the meeting.

Further information with reference to these meetings can be obtained from Ms. Kathy Plowitz-Worden, Office of Guidelines & Panel Operations, National Endowment for the Arts, Washington, DC, 20506, or call 202/682-5691.

Dated: April 13, 2007.

Kathy Plowitz-Worden,

Panel Coordinator, Panel Operations, National Endowment for the Arts.

[FR Doc. E7-7456 Filed 4-18-07; 8:45 am]

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NUCLEAR REGULATORY COMMISSION

Notice of Availability of Draft Interim Staff Guidance Document HLWRS-IG-04, "Preclosure Safety Analysis—Human Reliability Analysis"

AGENCY: Nuclear Regulatory Commission.

ACTION: Notice of availability.

FOR FURTHER INFORMATION CONTACT: Jon Chen, Project Manager, Project Management Branch B, Division of High-Level Waste Repository Safety, Office of Nuclear Material Safety and Safeguards, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001. Telephone: (301) 415-5526; fax number: (301) 415-5399; e-mail: jcc2@nrc.gov.

SUPPLEMENTARY INFORMATION:

I. Introduction

The Yucca Mountain Review Plan (YMRP) (July 2003, NUREG-1804, Revision 2) provides guidance for U.S. Nuclear Regulatory Commission (NRC) staff to evaluate a U.S. Department of Energy (DOE) license application for a geologic repository. NRC has prepared Interim Staff Guidance (ISG) to update

and supplement the guidance provided in the YMRP.

NRC is soliciting public comments on Draft HLWRS-IG-04 "Preclosure Safety Analysis—Human Reliability Analysis", which will be considered in the final version, or subsequent revisions, to HLWRS-IG-04.

II. Summary

The purpose of this notice is to provide the public with an opportunity to review and comment on draft HLWRS-IG-04, which is to supplement the YMRP, for the NRC staff review of human reliability analysis (HRA) contained in the DOE preclosure safety analysis. Specifically, this ISG identifies additional NRC guidance available to aid the HRA review and provides additional considerations in areas of the license application review that are potentially affected by HRA. This ISG revises Sections 2.1.1.2, 2.1.1.3, 2.1.1.4, 2.1.1.6, 2.1.1.7, 2.5.5, and 2.5.6 of the YMRP.

III. Further Information

The documents related to this action are available electronically at NRC's Electronic Reading Room, at <http://www.nrc.gov/reading-rm.html>. From this site, a member of the public can access NRC's Agencywide Documents Access and Management System (ADAMS), which provides text and image files of NRC's public documents. The ADAMS accession number for the document related to this notice is provided in the following table. If an individual does not have access to ADAMS or if there are problems in accessing the documents located in ADAMS, contact the NRC Public Document Room (PDR) Reference staff, at 1-800-397-4209, or (301) 415-4737, or by e-mail, at pdr@nrc.gov.

ISG	ADAMS accession No.
Draft HLWRS-IG-04, "Preclosure Safety Analysis—Human Reliability Analysis".	ML070820387

This document may also be viewed electronically on the public computers located at NRC's PDR, O-1F21, One White Flint North, 11555 Rockville Pike, Rockville, MD 20852. The PDR reproduction contractor will copy documents, for a fee. Comments and questions on draft HLWRS-IG-04 should be directed to the NRC contact listed below by June 4, 2007. Comments received after this date will be considered if it is practical to do so, but assurance of consideration cannot be