

The proposed Consent Decree requires the Settling Defendants to pay \$1,025,000 to the United States for response costs incurred by the U.S. Environmental Protection Agency ("EPA") and the U.S. Department of Justice ("Department of Justice" or "DOJ"), and to pay \$75,000 to the California Department of Toxic Substances Control ("DTSC") for response costs incurred by DTSC. The proposed Consent Decree includes a covenant not to sue the Settling Defendants under Sections 106 and 107 of CERCLA, 42 U.S.C. 9606, 9607, and under Section 7003 of RCRA, 42 U.S.C. 6973.

The proposed consent Decree also requires the Settling Federal Agencies to pay \$490,000 to EPA for response costs incurred by EPA DOJ, and to pay \$105,000 to DTSC for response costs incurred by DTSC. The Consent Decree includes a covenant not to sue the Settling Federal Agencies under CERCLA Section 107, 42 U.S.C. 9607.

The Department of Justice will receive for a period of thirty (30) days from the date of this publication comments relating to the Consent Decree. Comments should be addressed to the Assistant Attorney General, Environment and Natural Resources Division, and either e-mailed to [pubcomment-ees.enrd@usdoj.gov](mailto:pubcomment-ees.enrd@usdoj.gov), or mailed to P.O. Box 7611, U.S. Department of Justice, Washington, DC 20044-7611, with a copy to Robert Mullaney, U.S. Department of Justice, 301 Howard Street, Suite 1050, San Francisco, CA 94105, and should refer to *United States, et al., v. Azusa Pipe and Tube Bending Corp., et al.*, D.J. Ref. 90-11-2-354/22. Commenters may request an opportunity for a public meeting in the affected area, in accordance with Section 7003(d) of RCRA, 42 U.S.C. 6973(d).

The Consent Decree may be examined at U.S. EPA Region 9, Office of Regional Counsel, 75 Hawthorne Street, San Francisco, California. During the public comment period, the Decree may also be examined on the following Department of Justice Web site: [http://www.usdoj.gov/enrd/Consent\\_Decrees.html](http://www.usdoj.gov/enrd/Consent_Decrees.html). A copy of the Consent Decree may also be obtained by mail from the Consent Decree Library, P.O. Box 7611, U.S. Department of Justice, Washington, DC 20044-7611 or by faxing or e-mailing a request to Tonia Fleetwood ([tonia.fleetwood@usdoj.gov](mailto:tonia.fleetwood@usdoj.gov)), fax number (202) 514-1547. In requesting a copy from the Consent Decree Library, please enclose a check in the amount of \$91.25 (25 cents per page reproduction cost) payable to the U.S. Treasury or, if by e-mail or fax,

forward a check in that amount to the Consent Decree Library at the stated address. In requesting a copy exclusive of exhibits, please enclose a check in the amount of \$9.25 (25 cents per page reproduction cost) payable to the U.S. Treasury.

**Henry Friedman,**

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

[FR Doc. 07-3271 Filed 7-5-07; 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, et al. v. Costello, et al.*, No. 06-cv-329 (D. Md.), was lodged with the United States District Court for the District of Maryland on June 26, 2007.

This proposed Consent Decree concerns a complaint filed by the United States and the State of Maryland against William Costello, Janice Costello, Scott C. Mielke, and The Permit Coordinators, Inc., pursuant to Section 301(a) of the Clean Water Act, 33 U.S.C. 1311(a); Section 10 of the Rivers and Harbors Act, 33 U.S.C. 403; and Section 16-202(a) of the Environment Article of the Annotated Code of Maryland (collectively, "the statutes"), to obtain injunctive relief from and to impose civil penalties against the Defendants for violating the statutes by discharging pollutants without a permit into waters of the United States and the State of Maryland. The proposed Consent Decree resolves these allegations by requiring Defendants William and Janice Costello to restore the impacted areas, to pay a civil penalty, and to make a payment to the State of Maryland's Wetland Compensation fund. It also requires Defendant The Permit Coordinators, Inc. to pay civil penalties and to make a payment to the State of Maryland's Wetland Compensation Fund. In the event that Defendant The Permit Coordinators, Inc. fails to make the required payments, both Defendant Scott C. Mielke and Defendant The Permit Coordinators, Inc. would be jointly and severally liable for the unpaid amounts.

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

Michael Schon, Trial Attorney, Environmental Defense Section, P.O. Box 23986, Washington, DC 20026, and refer to *United States, et al. v. Costello, et al.*, DJ #90-5-1-1-17683.

The proposed Consent Decree may be examined at the Clerk's Office, United States District Court for the District of Maryland. In addition, the proposed Consent Decree may be viewed at [http://www.usdoj.gov/enrd/Consent\\_Decrees.html](http://www.usdoj.gov/enrd/Consent_Decrees.html).

**Russell Young,**

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

[FR Doc. 07-3269 Filed 7-5-07; 8:45 am]

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## DEPARTMENT OF JUSTICE

### Amended Notice of Lodging of Settlement Agreement Under the Comprehensive Environmental Response, Compensation, and Liability Act of 1980 ("CERCLA")

This Notice amends and replaces the original notice published on June 21, 2001, 72 Fed. Reg. 34277. Consistent with Section 122(d) of the Comprehensive Environmental Response, Compensation, and Liability Act of 1980, as amended ("CERCLA") 42 U.S.C. 9622(d), and 28 CFR 50.7, notice is hereby given that on May 24, 2007, a proposed Settlement Agreement with Dean R. Soulliere et al. in *United States v. Dean R. Soulliere and Colleen A. Soulliere*, and Soulliere and Jackson, Inc., d/b/a One Hour Martinizing, No. 8:07-cv-00203 (D. Nebraska), was lodged with the United States District Court for the District of Nebraska.

In this action, the United States sought to establish the amount of the defendant's liability, pursuant to Section 107 of CERCLA, 42 U.S.C. 9607, for the costs incurred and to be incurred by the United States in responding to the release and/or threatened release of hazardous substances at and from the 10th Street Superfund Site in the south-central portion of the City of Columbus in Platte County, Nebraska. Under the proposed Settlement Agreement, Defendants shall pay to the United States and EPA the amount of \$100,000.00 to the United States Department of Justice in reimbursement of costs incurred by the United States at the Site.

The Department of Justice will receive for a period of thirty (30) day from the date of this publication comments relating to the Settlement Agreement. Comments should be addressed to the Assistant Attorney General,

Environmental and Natural Resources Division, and either e-mailed [pubcomment-ees.enrd@usdoj.gov](mailto:pubcomment-ees.enrd@usdoj.gov) or mailed to P.O. Box 7611, U.S. Department of Justice, Washington, DC 20044-7611, and should refer to *United States v. Dean R. Soulliere et al.* (Settlement Agreement with Dean R. Soulliere et al., DOJ Ref. No. 90-11-2-07430/2).

The Settlement Agreement may be examined at U.S. EPA Region 7, 901 North 5th Street, Kansas City, KS 66101. Please reference the EPA Region and Site-Spill ID number 07CS OU2 (contact Gearhardt Braeckel (931) 551-7108). Agreement may also be examined at United States Attorney's Office for the District of Nebraska, 1620 Dodge Street, Suite 1400, Omaha, NE 68102-1506 (contact Laurie Kelly (402) 661-3700). During the public comment period, the Settlement Agreement may also be examined on the following Department of Justice Web site, [http://www.usdoj.gov/enrd/Consent\\_Decrees.html](http://www.usdoj.gov/enrd/Consent_Decrees.html). A copy of the Settlement Agreement may also be obtained by mail from the Consent Decree Library, U.S. Department of Justice, P.O. Box 7611, Washington, DC 20044-7611 or by faxing, or e-mailing a request to Tonia Fleetwood ([tonia.fleetwood@usdoj.gov](mailto:tonia.fleetwood@usdoj.gov)), fax no. (202) 512-0097, phone confirmation number (202) 514-1547. In requesting a copy from the Consent Decree Library, please refer to *United States v. Dean R. Soulliere and Colleen A. Soulliere*, and Soulliere and Jackson, Inc., d/b/a One Hour Martinizing (Settlement Agreement with Dean R. Soulliere et al., DOJ Ref. No. 90-11-2-07430), and enclose a check in the amount of \$2.00 (25 cents per page reproduction cost) payable to the U.S. Treasury or, if by e-mail or fax, forward a check in that amount to the Consent Decree Library at the stated address.

**Robert E. Maher, Jr.**,  
Assistant Section Chief, Environmental Enforcement Section, Environment and Natural Resources Division.  
[FR Doc. 07-3270 Filed 7-5-07; 8:45 am]

**BILLING CODE 4410-15-M**

## DEPARTMENT OF JUSTICE

### Foreign Claims Settlement Commission

#### Foreign Claims Settlement Commission; F.C.S.C. Meeting Notice No. 5-07

The Foreign Claims Settlement Commission, pursuant to its regulations (45 CFR part 504) and the Government

in the Sunshine Act (5 U.S.C. 552b), hereby gives notice in regard to the scheduling of meetings for the transaction of Commission business and other matters specified, as follows:

*Date and Time:* Friday, July 20, 2007, at 1:30 p.m.

*Subject Matter:* Issuance of Amended Proposed Decisions and Amended Final Decisions in claims against Albania.

*Status:* Open.

All meetings are held at the Foreign Claims Settlement Commission, 600 E Street, NW., Washington, DC. Requests for information, or advance notices of intention to observe an open meeting, may be directed to: Administrative Officer, Foreign Claims Settlement Commission, 600 E Street, NW., Room 6002, Washington, DC 20579. Telephone: (202) 616-6988.

Dated at Washington, DC.

**Mauricio J. Tamargo**,  
Chairman.

[FR Doc. 07-3312 Filed 7-3-07; 11:58 am]

**BILLING CODE 4410-01-P**

## DEPARTMENT OF LABOR

### Office of the Secretary

#### Submission for OMB Review; Comment Request; Republication

**Editorial Note:** FR Doc. E7-12729 was originally published on page 36044 in the issue of Monday, July 2, 2007. Due to omitted text, the document is being reprinted in its entirety.

June 27, 2007.

The Department of Labor (DOL) has submitted the following public information collection requests (ICR) to the Office of Management and Budget (OMB) for review and approval in accordance with the Paperwork Reduction Act of 1995 (Pub. L. 104-13, 44 U.S.C. chapter 35). A copy of each ICR, with applicable supporting documentation, may be obtained from RegInfo.gov at <http://www.reginfo.gov/public/do/PRAMain> or by contacting Darrin King on 202-693-4129 (this is not a toll-free number)/e-mail: [king.darrin@dol.gov](mailto:king.darrin@dol.gov).

Comments should be sent to Office of Information and Regulatory Affairs, Attn: OMB Desk Officer for the Mine Safety and Health Administration (MSHA), Office of Management and Budget, Room 10235, Washington, DC 20503, Telephone: 202-395-7316/Fax: 202-395-6974 (these are not toll-free numbers), within 30 days from the date of this publication in the **Federal Register**.

The OMB is particularly interested in comments which:

- 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;
- Evaluate the accuracy of the agency's estimate of the burden of the proposed collection of information, including the validity of the methodology and assumptions used;
- Enhance the quality, utility, and clarity of the information to be collected; and
- 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.

*Agency:* Mine Safety and Health Administration.

*Type of Review:* Extension without change of currently approved collection.

*Title:* Operations Under Water.

*OMB Number:* 1219-0020.

*Type of Response:* Reporting.

*Affected Public:* Private Sector; Business or other for-profit (Mines).

*Number of Respondents:* 30.

*Estimated Number of Annual Responses:* 30.

*Average Response Time:* 5 hours.

*Estimated Annual Burden Hours:* 150.

*Total Annualized capital/startup costs:* \$450.

*Total Annual Costs (operating/maintaining systems or purchasing services):* \$0.

*Description:* 30 CFR 1716 requires coal mine operators to obtain a permit to mine under a body of water if in the judgment of the Secretary of Labor, it is sufficiently large enough to constitute a hazard to miners.

*Agency:* Mine Safety and Health Administration.

*Type of Review:* Extension without change of currently approved collection.

*Title:* Program to Prevent Smoking in Hazardous Areas.

*OMB Number:* 1219-0041.

*Type of Response:* Reporting.

*Affected Public:* Private Sector; Business or other for-profit (Mines).

*Number of Respondents:* 101.

*Estimated Number of Annual Responses:* 101.

*Average Response Time:* 30 minutes.

*Estimated Annual Burden Hours:* 51.

*Total Annualized capital/startup costs:* \$0.

*Total Annual Costs (operating/maintaining systems or purchasing services):* \$0.

*Description:* The information collection requirements contained in 30