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Walker B. Smith,

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

[FR Doc. 97-21063 Filed 8-8-97; 8:45 am]

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DEPARTMENT OF JUSTICE

Antitrust Division

United States and States of New York and Ohio and Commonwealth of Pennsylvania v. Cargill Inc., Akzo Nobel, NV, Akzo Nobel, Inc., and Akzo Nobel Salt, Inc.; Public Comment and Response on Proposed Judgment

Pursuant to the Antitrust Penalties and Procedures Act, 15 U.S.C. 16 (b)-(h), the United States publishes below the comment it received on the proposed final judgment in *United States et al. v. Cargill, Inc. et al.*, No. 6:97-CV-06161-L, filed in the United States District Court for the Western District of New York, together with the United States' response to that comment.

Copies of the comment and the response, which were attached to the United States' Certificate of Compliance with the Antitrust Procedures and Penalties Act, are available for inspection and copying in Room 215 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 Western District of New York, Rochester Division, 100 State Street, Room 2120, Rochester, NY 14614. Copies of these materials may be obtained upon request and payment of a copying fee.

Constance K. Robinson,

Director of Operations.

May 19, 1997.

J. Robert Kramer II,

Chief—Litigation II Section, Antitrust Division, United States Department of Justice, 1401 H Street, NW, Suite 3000, Washington, DC 20530

Re: Authorize Letter of Support to J. Robert Kramer, II

Dear Mr. Kramer: Enclosed is a certified copy of the above reference resolution which was duly adopted by the County Legislature on the 12th day of May, 1997.

Very truly yours,

Stacy B. Husted,

Deputy Clerk, Schuyler County Legislature.

Enclosure

sbh

[Resolution No. 180]

Schuyler County Legislature

Regular Meeting

May 12, 1997

Intro. No. 13

Approved by Committee RJF

Approved by Co. Atty. JPC

Motion by Fitzsimmons

Seconded by Young

Vote: 6 Ayes to 0 Noes

Name of Noes

Re: Authorize Letter of Support to J. Robert Kramer, II

Whereas, April 21, 1997, the United States, the states of New York, Ohio, and Pennsylvania filed a Civil Antitrust complaint, a proposed Final Judgment and a Stipulation and Order between the parties of AKZO Nobel and Cargill, Inc., and

Whereas, the Stipulation and Order and proposed Final Judgment requires Cargill and AKZO to ensure that, until the divestitures mandated by the proposed Final Judgment are accomplished, AKZO's Watkins Glen evaporated salt plant and related assets will be maintained and operated as a saleable and economically viable ongoing concern, and

Whereas, both facilities are an extremely important and a vital part of our community, and,

Whereas, written comments may be submitted to the United States Department of Justice within 60 days of the date of publication of the Competitive Impact Statement in the Federal Register.

Now, therefore, be it resolved that a letter be prepared to J. Robert Kramer II, Chief-Litigation II Section, Antitrust Division, United States Department of Justice, 1401 H Street, NW, Suite 3000, Washington, D.C., 20530, on behalf of our Schuyler County community simply to make the United States Department of Justice aware of the importance of the jobs provided by both of these facilities and the economic impact that any downsizing or plant closings would have on our small Schuyler County community.

State of New York
County of Schuyler

I, Stacy Husted, Deputy Clerk to the Schuyler County Legislature, do hereby certify that the foregoing is a true and exact copy of resolution duly adopted by the County Legislature on May 12, 1997.

In testimony whereof, I have hereunto set my hand and the seal of said County Legislature at Watkins Glen, NY.

May 19, 1997.

Stacy B. Husted,

Deputy Clerk.

July 17, 1997.

Honorable Stacy B. Husted
*Deputy Clerk, Schuyler County Legislature,
County Office Building, Box 6, 105 Ninth
Street, Watkins Glen, New York 14891*

Re: *Proposed Judgment in United States, et al. v. Cargill Inc. and Akzo Nobel, NV, et al.*

Dear Ms. Husted: Thank you for your May 19 letter to Mr. Kramer, in which you enclosed a copy of the May 12, 1997 resolution adopted by the Schuyler County Legislature concerning the proposed Final

Judgment in this case. The proposed Judgment, if entered by the Court, would alleviate the competitive concerns raised by Cargill's acquisition of the salt operations of Akzo Nobel. The Judgment requires Cargill and Akzo to divest certain assets related to the production and sale of bulk deicing salt. It also requires Cargill to divest the evaporated salt plant in Watkins Glen acquired from Akzo Nobel.

The Akzo and Cargill salt plants are the major employers in Watkins Glen, the seat of Schuyler County. In its resolution, the Schuyler County Legislature wanted to make "the Department of Justice aware of the importance of the jobs provided by both of these facilities and the economic impact that any downsizing or plant closings would have on our small Schuyler County community."

I would first note that the proposed Final Judgment does not affect the Watkins Glen salt plant owned by Cargill prior to Cargill's acquisition of Akzo Nobel. As to the Akzo plant, the Department of Justice and the Schuyler County Legislature have similar concerns. The Judgment requires Cargill to divest the former Akzo plant in such a way as to satisfy the Department of Justice that it will be used as part of a viable, ongoing business engaged in the production and sale of food grade salt (Judgment, §§IV(B) and (G)). As such, the Akzo plant will continue to need a skilled work force. Although the purchaser of the facility will have the same right that Akzo has historically had to determine the appropriate size of its workforce, the Department of Justice would not approve the plant's purchase by a person who intends to shut the plant down or take other actions that would render the plant an ineffective competitor in the market.

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 the Schuyler County resolution and this response will be published in the **Federal Register** and filed with the Court.

Sincerely yours,

Anthony E. Harris,

Attorney, Litigation II Section.

[FR Doc. 97-21058 Filed 8-8-97; 8:45 am]

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DEPARTMENT OF LABOR

Occupational Safety and Health Administration

[Docket No. H-372]

RIN: 1218-AB58

Metalworking Fluids Standards Advisory Committee: Notice of Open Meeting

AGENCY: Occupational Safety and Health Administration (OSHA), Labor.

ACTION: Metalworking Fluids Standards Advisory Committee: notice of open meeting.

SUMMARY: The Occupational Safety and Health Administration announces the first meeting of the Metalworking Fluids Standards Advisory Committee (MWFSAC). The Secretary of Labor established MWFSAC to advise the Assistant Secretary for OSHA on appropriate actions to protect workers from the hazards associated with occupational exposure to metalworking fluids.

DATES: The meeting date is Tuesday, September 2, 1997, from 10:00 a.m. to about 4:30 p.m. Submit comments, requests for oral presentations, and requests for special disability accommodations by August 19, 1997.

ADDRESSES: The meeting will take place in Room C-5515 (1A and 1B) of the U.S. Department of Labor, 200 Constitution Avenue, N.W., Washington, D.C.

Mail comments and requests for oral presentations to Dr. Peter Infante, U.S. Department of Labor, OSHA, Directorate of Health Standards Programs, Metalworking Fluids Standards Advisory Committee, Room N-3718, 200 Constitution Avenue, N.W., Washington, D.C. 20210.

FOR FURTHER INFORMATION CONTACT: Bonnie Friedman, Director, Office of Information and Consumer Affairs, OSHA, 202-219-8151. For special disability accommodations, contact Theresa Berry (phone: 202-219-8615 ext. 106; FAX: 202-219-5986).

SUPPLEMENTARY INFORMATION:

Background

On August 29, 1996, OSHA published a notice of intent to form a Metalworking Fluids Standards Advisory Committee (MWFSAC) and asked the public for nominations of individuals with suitable experience or expertise to serve as members (61 FR 45459). The Secretary of Labor chartered the advisory committee to address the relevant issues surrounding occupational exposure to metalworking fluids. These issues include methods of analysis and measurement, health effects, significance of risk, and technological and economic feasibility. The Secretary recently appointed fifteen persons to serve as members of MWFSAC, representing the interests of small and large employers, workers, academics, safety and health professionals, and government agencies (62 FR 39551, 7/23/97).

OSHA invites the public to attend the first MWFSAC meeting on Tuesday, September 2, 1997. Seating will be available on a first-come, first-served basis.

Meeting Agenda

The agenda for the first meeting of the advisory committee includes: introduction of members, welcome by the Acting Assistant Secretary of OSHA, discussion of committee procedures, administrative details, review of the committee charter, discussion of exposure sources and metalworking fluid operations, discussion of metalworking fluid design and uses, and discussion of appropriate source documents which MWFSAC may wish to use.

Public Participation

Interested persons may file written comments, data, views or statements for consideration by MWFSAC by submitting them to Dr. Peter Infante. Interested persons may also address the committee on items that are on the meeting agenda. A person wishing to make such an oral presentation must provide Dr. Infante with a summary of the proposed presentation, an estimate of the time desired, and a statement of the interest that the person represents. Presentation time will be allotted to speakers based on the amount of time available. In addition, public attendees may be allowed to participate in committee discussions, in the Chair's discretion and subject to time available.

Authority

This notice is issued under the authority of sections 6(b)(1) and 7(b) of the Occupational Safety and Health Act of 1970 (29 U.S.C. 655, 666), the Federal Advisory Committee Act (5 U.S.C. App. 2), and 29 CFR part 1912.

Signed at Washington, D.C., this 5th day of August, 1997.

Greg Watchman,

Acting Assistant Secretary of Labor.

[FR Doc. 97-21126 Filed 8-8-97; 8:45 am]

BILLING CODE 4510-26-M

NATIONAL AERONAUTICS AND SPACE ADMINISTRATION

[Notice (97-110)]

NASA Advisory Council, Aeronautics and Space Transportation Technology Advisory Committee, Rotorcraft Subcommittee; Meeting

AGENCY: National Aeronautics and Space Administration.

ACTION: Notice of meeting.

SUMMARY: In accordance with the Federal Advisory Committee Act, Pub. L. 92-463, as amended, National Aeronautics and Space Administration announces a NASA Advisory Council,

Aeronautics and Space Transportation Technology Advisory Committee, Rotorcraft Subcommittee meeting.

DATES: August 26, 1997, 8:00 a.m. to 4:00 p.m.

ADDRESSES: National Aeronautics and Space Administration, Langley Research Center, Building 1219, Room 225, Hampton, VA 23681-0001.

FOR FURTHER INFORMATION CONTACT: Mr. Joe W. Elliott, National Aeronautics and Space Administration, Ames Research Center, Moffett Field, CA 94035-1000, 415-604-2001.

SUPPLEMENTARY INFORMATION: The meeting will be open to the public up to the seating capacity of the room. Agenda topics for the meeting are as follows:

- Overview of the Rotorcraft Subcommittee Charter and Functions
- Overview of the NASA Rotorcraft Base Program
- Review of the Rotorcraft Level II Programs
- Design for Efficient and Affordable Rotorcraft
- Safe All-Weather Flight Operations for Rotorcraft
- Select Low-Noise Technologies
- National Rotorcraft Technology Center (NRTC)
- Aviation System Capacity—Shorthaul Civil Tiltrotor

It is imperative that the meeting be held on these dates to accommodate the scheduling priorities of the key participants. Visitors will be requested to sign a visitors register.

Dated: July 31, 1997.

Leslie M. Nolan,

Advisory Committee Management Officer.

[FR Doc. 97-21159 Filed 8-8-97; 8:45 am]

BILLING CODE 7510-01-M

NATIONAL AERONAUTICS AND SPACE ADMINISTRATION

[Notice (97-107)]

Notice of Prospective Patent License

AGENCY: National Aeronautics and Space Administration.

ACTION: Notice of prospective patent license.

SUMMARY: NASA hereby gives notice that Cannondale, of 9 Brookside Place, Georgetown, CT 06829-0122, has applied for a partially exclusive license to practice the inventions described and claimed in NASA Case Number GSC-13,802-1, entitled "3-D Sprag Ratcheting Tool," and U.S. Patent No. 5,482,144, entitled "Three Dimensional Roller Locking Sprag," which are both