

The proposed settlement of an additional 34 parties is based upon the same Decree previously lodged with the United States District Court for the Middle District of Pennsylvania for public comment on April 5, 1996. 61 Fed. Reg. 18411 (April 25, 1996). Settlement of an additional 73 parties, based upon the same Decree, was lodged with the United States District Court. This proposed Decree, entered into under Section 122(g) of CERCLA, 42 U.S.C. § 9622(g) resolves the liability of parties determined by EPA to be "de micromis", which for purposes of this Site means that they contributed less than 1800 cubic yards of municipal solid waste, and within such amount, less than 55 gallons or 100 pounds of materials contain hazardous substances. The defendants will pay \$1 each. With the April 5, 1996 and May 5, 1996 lodgings, the United States solicited public comment upon the proposed Decree's resolution of a total of 168 third and fourth party Defendant's liability for response costs incurred and to be incurred at the Site. With today's notice, the United States seeks comment on its settlement according to the terms of this Decree with an additional 34 more parties.

The Department of Justice will receive for a period of thirty (30) days from the date of this publication comments relating to the proposed settlement with an additional 34 parties according to the terms of the Decree. Comments should be addressed to the Assistant Attorney General, Environment and Natural Resources Division, Department of Justice, Washington, D.C. 20530 and should refer to *United States v. Keystone Sanitation Company, Inc. et al.*, DOJ No. 90-11-2-656A.

The Decree may be examined at the Office of the United States Attorney, Middle District of Pennsylvania, Federal Building and Courthouse, 228 Walnut Street, Room 217, Harrisburg, Pennsylvania, 17108; Region III Office of the Environmental Protection Agency, 1650 Arch Street, Philadelphia, PA 19103; and at the Consent Decree Library, 1120 G Street, N.W., 3rd Floor, Washington, D.C. 20005 (202) 624-0892. A copy of the Decree may be obtained in person or by mail from the Consent Decree Library, 1120 G Street, N.W., 3rd Floor, Washington, D.C. 20005. In requesting a copy, please enclose a check in the amount of \$10.00 (twenty-five cents per page reproduction costs) payable to the "Consent Decree Library." In requesting a copy exclusive of defendants' signatures, please enclose a check in the amount of \$1.50 payable to the Consent Decree Library.

In addition, copies of the Decree, as well as the record supporting EPA's eligibility determinations regarding the present 34 defendants proposed for addition to the Decree, are available at the following record repositories established by EPA near the Site pursuant to Section 117(d) of CERCLA, 42 U.S.C. § 9617(d):

U.S. EPA, Region III (address above)
Contact: Anna Butch, 215-814-3157
Hanover Public Library, 2 Library Place,
Hanover, PA 17331, Contact:
Raymond Van de Castle, 717-632-5183

St. Mary's United Church of Christ,
1441 East Mayberry Road,
Westminster, MD 21158, Contact:
Jeanne Bechtel, 410-848-3862

The Decree and record are also available at Filias & McLucas, 4309 Linglestown Road, Harrisburg, PA 17112, the repository created to house documents produced during discovery in the present litigation. Persons wishing to view documents at Filias & McLucas should call 717-845-6418 to arrange an appointment.

Joel M. Gross,
Chief, Environmental Enforcement Section,
Environment and Natural Resources Division,
U.S. Department of Justice.

[FR Doc. 98-32865 Filed 12-9-98; 8:45 am]

BILLING CODE 4410-15-M

DEPARTMENT OF JUSTICE

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

Notice is hereby given that a consent decree in *United States v. Kingsford Manufacturing Company*, Civil Action No. 2:98-CV-22 (N.D.W. Va.) was lodged with the court on November 24, 1998.

The proposed decree resolves the claims of the United States against Kingsford Manufacturing Company under the Clean Air Act, 42 U.S.C. 7401, *et seq.*, for civil penalties and injunctive relief to redress violations occurring at Kingsford's Beryl, West Virginia char manufacturing facility. Under the decree, Kingsford is required to pay a civil penalty of \$900,000 and is subjected to injunctive relief designed to ensure future compliance.

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.*

Kingsford Manufacturing Company, Civil Action No. 2:98-CV-22 (N.D.W. Va.), DOJ Ref. #90-5-2-1-2209.

The proposed amendment to consent decree may be examined at the United States Department of Justice, Environment and Natural Resources Division, Consent Decree Library, 1120 G Street, NW, 4th 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, NW, 4th Floor, Washington, DC 20005. In requesting a copy, please refer to the referenced case and enclose a check in the amount of \$6.00 (25 cents per page reproduction costs), payable to the Consent Decree Library.

Joel M. Gross,

Chief, Environmental Enforcement Section,
Environment and Natural Resources Division.
[FR Doc. 98-32824 Filed 12-9-98; 8:45 am]

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DEPARTMENT OF JUSTICE

Lodging of Consent Decree Pursuant to the Comprehensive Environmental Response, Compensation, and Liability Act

In accordance with Section 122(d) of the Comprehensive Environmental Response, Compensation, and Liability Act, as amended, 42 U.S.C. 9622(d), and the policy of the United States Department of Justice, as provided in 28 CFR 50.7, notice is hereby given that on November 24, 1998, a proposed Consent Decree in *United States v. North Carolina State University at Raleigh*, Civ. No. 5:98-CV-893-BO2, was lodged with the United States District Court for the Eastern District of North Carolina. This Consent Decree concerns the North Carolina State University Lot 86 Superfund Site in west Raleigh, North Carolina. Pursuant to Sections 106, 107(a) and 113(g)(2) of CERCLA, 42 U.S.C. 9606, 9607(a) and 9613(g)(2), the Complaint in this action seeks recovery of response costs incurred and to be incurred by the United States at and in connection with the Site, and injunctive relief to remedy contaminated soil and groundwater at the Site.

Defendant has agreed in the proposed Consent Decree to: (1) perform the remedy selected by EPA for the Site, namely, remediation of contaminated soils and contaminated groundwater; (2) pay \$248,213.63 to the United States for its previously unreimbursed past response costs incurred at the Site; and (3) reimburse EPA for its future

response costs incurred in connection with 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, Washington, DC, 20044, and should refer to *United States v. North Carolina State University at Raleigh*, D.J. Ref. 90-11-2-1207.

The proposed Consent Decree may be examined at any of the following offices: (1) the Office of the United States Attorney for the Eastern District of North Carolina, 310 New Bern Ave., Ste. 800, Fed. Bldg., Raleigh, North Carolina; (2) the U.S. Environmental Protection Agency, Region 4, 61 Forsyth Street, S.W., Atlanta, Georgia; and (3) the Consent Decree Library, 1120 G Street, NW., 3rd Floor, Washington, DC 20005 (telephone (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, NW., 3rd Floor, Washington, DC 20005. Please refer to the referenced case. There is a photocopying charge of \$0.25 per page. For a copy of the Consent Decree without attachments (the ROD and Statements of Work), please enclose a check for \$26.75 made payable to "Consent Decree Library." For a copy of the Consent Decree with all attachments, please enclose a check for \$60.75 made payable to "Consent Decree Library."

Walker Smith,

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

[FR Doc. 98-32859 Filed 12-9-98; 8:45 am]

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DEPARTMENT OF JUSTICE

[AAG/A Order No. 156-98]

Privacy Act of 1974; Modified System of Records and New System of Records

Pursuant to the Privacy Act of 1974 (5 U.S.C. 552a), the Department of Justice, Office of Professional Responsibility (OPR), proposes to revise the following system of records last published in the **Federal Register** on December 11, 1987 (52 FR 47280):

"Office of Professional Responsibility Record Index, JUSTICE/OPR-001"

and proposes to establish the following new system of records:

"Freedom of Information/Privacy Acts (FOI/PA) Records, JUSTICE/OPR-002."

The JUSTICE/OPR-001 system is maintained to provide for the resolution of allegations of misconduct made against Department of Justice employees and to advise complainants of the status of investigations and the results. OPR is revising this system to add two new routine use disclosures identified as routine uses (9) and (10); to modify routine use (1); and to make certain other non-substantive, editorial and clarifying changes to the system description. The proposed changes have been italicized for public convenience.

The new system of records, JUSTICE/OPR-002, will enable OPR to process requests for access to its records under the Freedom of Information and Privacy Acts.

Title 5 U.S.C. 552(e) (4) and (11) provide that the public be given a 30-day period in which to comment on proposed new routine use disclosures for both of these systems. The Office of Management and Budget (OMB), which has oversight responsibilities under the Act, requires that OMB and Congress be given a 40-day period in which to conduct its review. Therefore, please submit written comments to Patricia E. Neely, Program Analyst, Information Management and Security Staff, Justice Management Division, Department of Justice, Washington, DC 20530 (Room 850 WCTR Building).

In accordance with 5 U.S.C. 552a(r), the Department has provided a report to OMB and the Congress on the proposed modification of the existing system and the establishment of a new system of records.

Dated: November 20, 1998.

Stephen R. Colgate,

Assistant Attorney General for Administration.

JUSTICE/OPR-001

SYSTEM NAME:

Office of Professional Responsibility Record Index.

SYSTEM LOCATION:

Office of Professional Responsibility (OPR), U.S. Department of Justice (DOJ), 950 Pennsylvania Avenue NW, Washington, DC 20530.

CATEGORIES OF INDIVIDUALS COVERED BY THE SYSTEM:

(1) DOJ employees who are the subjects of complaints directed to, or inquiries or investigations conducted by, OPR; (2) individuals (complainants) who write to OPR; (3) individuals (complainants) who write to the

Attorney General and other officials of the Department and whose correspondence is referred to OPR; and (4) employees of agencies of the Federal Government, other than DOJ, about whom information indicating possible criminal or administrative misconduct has been developed during the course of routine investigation by components of DOJ, when such information is furnished to OPR for referral—if warranted—to an appropriate investigative component of DOJ, or another government agency.

CATEGORIES OF RECORDS IN THE SYSTEM:

This system of records consists of complaints filed against DOJ employees, the results of investigations into those complaints, and actions taken after completion of the investigations. This system also includes all records developed pursuant to special assignments given to OPR by the Attorney General or the Deputy Attorney General as well as records containing information indicating possible misconduct by employees of the Federal Government other than DOJ, which have been furnished to OPR for referral, if warranted, to the appropriate investigative authority.

AUTHORITY FOR MAINTENANCE OF THE SYSTEM:

44 U.S.C. 3101 et seq., 28 CFR 0.39 et seq., and Attorney General Order No. 833-79.

PURPOSE(S):

Information in this system is maintained to provide for the resolution of allegations of misconduct made against Department of Justice employees and to advise complainants of the status of investigations and the results.

ROUTINE USES OF RECORDS MAINTAINED IN THE SYSTEM, INCLUDING CATEGORIES OF USERS AND THE PURPOSES OF SUCH USES:

A relevant record may be disseminated as a routine use of such record as follows: (1) In any case in which there is an indication of a violation or a potential violation of law, *either on its face or in connection with other information*, whether civil, criminal or regulatory in nature, and whether arising by general statute or particular program statute, or by regulation, rule or order issued pursuant thereto, the record may be referred to the appropriate agency, whether Federal, State, local or foreign, charged with the responsibility of investigating or prosecuting such violation or charged with enforcing or implementing the statute, rule, regulation or order issued pursuant thereto; (2) in the course of investigating the potential or actual