

**DEPARTMENT OF JUSTICE****Notice of Lodging of Consent Decrees Under the Comprehensive Environmental Response, Compensation, and Liability Act**

Notice is hereby given that on March 14, 2000, a complaint and a proposed consent decree in *United States and the State of Colorado v. Beazer East, Inc. and Butala Construction Company*, Civil Action No. 00-D-561, were lodged with the United States District Court for the District of Colorado.

In this action the United States seeks recovery of approximately \$631,000 in unreimbursed response costs incurred in relation to Operable Unit #2 of the Smelertown Superfund Site, located near Salida, Colorado, under Section 107(a) of the Comprehensive Environmental Response, Compensation, and Liability Act. The State of Colorado seeks recovery of response costs to be incurred at the Site. Under the proposed decree, the defendants implement a remedial action selected by the United States Environmental Protection Agency, which is designed to prevent the further migration of hazardous substances at Operable Unit #2, and will reimburse all of EPA's past costs, as well as all of EPA's and the State of Colorado's future response costs incurred at Operable Unit #2.

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 of the Environment and Natural Resources Division, Department of Justice, Washington, DC 20530, and should refer to *United States and State of Colorado, v. Beazer East, Inc. and Butala Construction Company*, D.J. Ref. 90-11-3-1522.

The proposed consent decree may be examined at the Office of the United States Attorney, 1961 Stout Street, 11th Floor, Drawer 3608, Denver, CO 80294 and at U.S. EPA Region VIII, 999 18th Street, Denver, Colorado 8020. A copy of the Decree may be obtained by mail from the Consent Decree Library, P.O. Box 7611, Washington, DC 20044-7611. In requesting a copy, please enclose a check in the amount of \$20.00 (25 cents per page reproduction cost) payable to the Consent Decree Library.

**Joel M. Gross,**

*Chief, Environmental Enforcement Section, Environment and Natural Resources Division.*  
[FR Doc. 00-9427 Filed 4-14-00; 8:45 am]

**BILLING CODE 4410-15-M**

**DEPARTMENT OF JUSTICE****Notice of Lodging of Consent Decree Under Sections 107 and 113 of the Comprehensive Environmental Response, Compensation, and Liability Act**

Notice is hereby given that on March 14, 2000, a complaint and proposed Consent Decree ("Decree") in *United States v. the Lockheed Martin Corporation* (D. CO) Civil Action No. 00-562, was lodged with the United States District Court for the District of Colorado.

The United States filed this action under Sections 107 and 113 of the Comprehensive Environmental Response, Compensation, and Liability Act ("CERCLA"), 42 U.S.C. §§ 9607 and 9613, and RCRA, 42 U.S.C. §§ 6901 et seq. In the complaint, the United States Air Force ("USAF") seeks, among other things, contribution from Lockheed Martin Corporation ("LMC") for costs incurred and to be incurred by the USAF for response actions as the PJKS National Priorities List site in Jefferson County, Colorado ("Site").

The proposed consent decree resolves the USAF's CERCLA Sections 107 and 113 claims against LMC and the contribution claims LMC could bring against the USAF under Section 113(f)(1) of CERCLA, 42 U.S.C. § 9613(f)(1). The proposed decree provides for a cash payment of \$3.5 million over 10 years from LMC to the USAF and clean up services from LMC, specified under separate agreement with the USAF, that could ultimately reduce total clean up costs to the USAF by as much as \$35.25 million.

The Department of Justice will receive for a period of thirty (30) days from the date of this publication comments relating to the Decree. Comments should be addressed to the Assistant Attorney General of the Environment and Natural Resources Division, Department of Justice, Washington, D.C. 20530, and should refer to, *United States v. The Lockheed Martin Corporation* (D. CO), and D.J. Ref. #90-11-3-925/1.

The Decree may be examined at the office of the U.S. Attorneys Office for the District of Colorado, 1961 Stout Street, Suite 1200, Denver, CO 80294. A copy of the Decree may be obtained by mail from the Consent Decree Library, P.O. Box 7611, Washington, D.C. 20044-7611. In requesting a copy, please enclose a check in the amount of \$15.75 for the Decree or (25 cents per page

reproduction cost) payable to the Consent Decree Library.

**Joel M. Gross,**

*Chief, Environmental Enforcement Section, Environment and Natural Resources Division.*  
[FR Doc. 00-9428 Filed 4-14-00; 8:45 am]

**BILLING CODE 4410-15-M**

**DEPARTMENT OF LABOR****Office of the Secretary****Submission for OMB Review; Comment Request**

April 7, 2000.

The Department of Labor (DOL) has submitted the following public information collection requests (ICRs) 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 individual ICR, with applicable supporting documentation may be obtained by calling the Department of Labor. To obtain documentation for BLS, ETA, PWBA, and OASAM contact Karin Kurz ((202) 219-5096 ext. 159 or by E-mail to Kurz-Karin@dol.gov). To obtain documentation for ESA, MSHA, OSHA, and VETS contact Darrin King ((202) 219-5096 ext. 151 or by E-Mail to King-Darrin@dol.gov).

Comments should be sent to Office of Information and Regulatory Affairs, Attn: OMB Desk Officer for BLS, DM, ESA, ETA, MSHA, OSHA, PWBA, or VETS, Office of Management and Budget, Room 10235, Washington, DC 20503 ((202) 395-7316), on or before May 17, 2000.

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:* Employment standards Administration (ESA).

*Title:* Request for Earnings Information.

*Type of Review:* Extension.

*OMB Number:* 1215-0112.

*Frequency:* On occasion.

*Affected Public:* Individuals or households.

*Number of Respondents:* 1,700.

*Estimated Time Per Response:* 15 minutes.

*Total Burden Hours:* 425.

*Total Annualized Capital/Startup Costs:* \$0.

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

*Description:* Report gathers information regarding an employee's average weekly wage. This information is needed for determination of compensation benefits in accordance with Section 10 of the Longshore and Harbors Workers' Compensation Act.

*Agency:* Employment Standards Administration (ESA).

*Title:* The Remedial Education Provisions of the Fair Labor Standards Act.

*Type of Review:* Extension.

*OMB Number:* 1215-0175.

*Frequency:* On occasion.

*Affected Public:* Business or other for profit; Not-for-profit institutions; State, Local, or Tribal Government.

*Number of Respondents:* 15,000.

*Estimated Time Per Response:* 10 minutes.

*Total Burden Hours:* 5,000.

*Total Annualized Capital/Startup Costs:* \$0.

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

*Description:* These recordkeeping requirements for employers utilizing the partial overtime for remedial education are necessary to insure employees are paid in compliance with the remedial education provisions of the Fair Labor Standards Act.

**Ira L. Mills,**

*Departmental Clearance Officer.*

[FR Doc. 00-9525 Filed 4-14-00; 8:45 am]

**BILLING CODE 4510-27-M**

## DEPARTMENT OF LABOR

### Employment and Training Administration

[TA-W-36,809]

**Bayer Diagnostics, Oberlin, Ohio, Including Leased Workers of Adecco Employment Services, Inc., Elyria, Ohio, Aerotek, Cleveland, Ohio, Cleveland Business Consultant, Cleveland, Ohio, Compuware Corp., Detroit, Michigan, Exclusive Search Consultant, Euclid, Ohio, Reserves Network, Pasadena, California, Manpower Temporary Services, Elyria, Ohio, Kelly Services, Inc., Amherst Ohio, Keybase, Cleveland, Ohio, Lab Support, Independence, Ohio, Mac Temps, Independence, Ohio, Milko Tech, Inc., Solon, Ohio, Onsite Commercial Staffing, Seven Hills, Ohio, Rad-Com, Inc., Stow, Ohio and Tech Aid, Willoughby Hills, Ohio; Amended Certification Regarding Eligibility To Apply for Worker Adjustment Assistance**

In accordance with Section 223 of the Trade Act of 1974 (19 U.S.C. 2273) the Department of Labor issued a Certification of Eligibility to Apply for Worker Adjustment Assistance on December 16, 1999, applicable to workers of Bayer Diagnostics, Oberlin, Ohio. The notice was published in the **Federal Register** on January 14, 2000 (65 FR 2432).

At the request of the company, the Department reviewed the certification for workers of the subject firm. Information provided by the company shows that some employees of Bayer Diagnostics were leased from several temporary agencies to produce medical diagnostic instrumentation used in hospital labs at the Oberlin, Ohio facility. Worker separations occurred at these companies as a result of worker separations at Bayer Diagnostics, Oberlin, Ohio.

Based on these findings, the Department is amending the certification to include workers of Adecco Employment Services, Inc., Aerotek, Cleveland Business Consultant, Compuware Corp., Exclusive Search Consultant, Kelly Services, Keybase, Lab Support, Mac Temps, Manpower Temporary Services, Milko Tech, Inc., Onsite Commercial Staffing, Rad-Com, Inc., Reserves Network, and Tech Aid leased to Bayer Diagnostics, Oberlin, Ohio.

The intent to the Department's certification is to include all workers of Bayer Diagnostics, Oberlin, Ohio adversely affected by imports.

The amended notice applicable to TA-W-36,809 is hereby issued as follows:

"All workers of Bayer Diagnostics, Oberlin, Ohio and leased workers of Adecco Employment Services, Aerotek, Cleveland Business Consultant, Compuware Corp., Exclusive Search Consultant, Kelly Services, Inc., Keybase, Lab Support, Mac Temps, Manpower Temporary Services, Milko Tech, Inc., Onsite Commercial Staffing, Rad-Com, Inc., Reserves Network and Tech Aid engaged in employment related to the production of medical diagnostic instrumentation used in hospital labs for Bayer Diagnostics, Oberlin, Ohio who became totally or partially separated from employment on or after August 26, 1998 through December 16, 2001 are eligible to apply for adjustment assistance under Section 223 of the Trade Act of 1974."

Signed at Washington, DC this 6th day of April, 2000.

**Grant D. Beale,**

*Program Manager, Division of Trade Adjustment Assistance.*

[FR Doc. 00-9524 Filed 4-14-00; 8:45 am]

**BILLING CODE 4510-30-M**

## DEPARTMENT OF LABOR

### Employment and Training Administration

[TA-W-37,273]

**Cumberland Apparel, Monticello, KY; Amended Certification Regarding Eligibility To Apply for Worker Adjustment Assistance**

In accordance with Section 223 of the Trade Act of 1974 (19 U.S.C. 2273) the Department of Labor issued a Notice of Certification Regarding Eligibility to Apply for Worker Adjustment Assistance on March 23, 2000, applicable to workers of Cumberland Apparel, Monticello, Kentucky. The notice will be published soon in the **Federal Register**.

At the request of the State agency, the Department reviewed the certification for workers of the subject firm. The workers produce children's sleepwear. New findings show that there was a previous certification, TA-W-33,812, issued on September 22, 1997, for workers of Cumberland Apparel, Monticello, Kentucky who were engaged in employment related to the production of children's sleepwear. That certification expired September 22, 1999. To avoid an overlap in worker group coverage, the certification is being amended to change the impact date from January 10, 1999 to September 23, 1999, for workers of the subject firm.