

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 Acting Assistant Attorney General for the Environment and Natural Resources Division, Department of Justice, Washington, DC 20530, and should refer to *United States v. Monongahela Power Company, Inc.* and DOJ Reference No. 90-5-1-1-06477. The comments should be faxed, not mailed, to the Acting Assistant Attorney General at 202/616-6583. Alternatively, the comments may be mailed to the Office of the United States Attorney, ATTN: Patrick M. Flatley, 1100 Main Street, Suite 200, Wheeling, West Virginia 26003.

The proposed consent decree may be examined at the Office of the United States Attorney, 1100 Main Street, Suite 200, Wheeling, West Virginia 26003; and the Region III Office of the Environmental Protection Agency, 1650 Arch Street, Philadelphia, Pennsylvania 19103. A copy of the proposed decree may be obtained by mail from the Department of Justice Consent Decree Library, P.O. Box 7611, Washington, DC 20044. In requesting a copy, please refer to the referenced case and enclose a check in the amount of \$10.50 (.25 cents per page production costs), payable to the Consent Decree Library.

Robert D. Brook,

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

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DEPARTMENT OF JUSTICE

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

Notice is hereby given that a proposed consent decree in *United States versus MRC Holdings, Inc., et al.*, Civil No. 8:01-CV-2289-T-23MSS, was lodged on November 30, 2001, with the United States District Court for the Middle District of Florida, Tampa Division ("MRC Decree"). The proposed Consent Decree would resolve certain claims under Sections 106 and 107 of the Comprehensive Environmental Response, Compensation, and Liability Act of 1980, 42 U.S.C. 9606 and 9607, as amended, to recover response costs incurred by the Environmental Protection Agency in connection with the release of hazardous substances at the at the MRI Superfund Site ("the

Site") in Tampa, Hillsborough County, Florida. The United States alleges that MRC Holdings, Inc., Proler International Corp., and MRI Corporation ("Settling Defendants") are liable as persons who owned and/or operated the Site at the time of the release or threatened release of a hazardous substances. Under the proposed Consent Decree, Settling Defendants have agreed to: (a) Perform the remedy selected by the Environmental Protection Agency to clean up Operable Unit #1 (soil contamination) and the remedial investigation and feasibility study for Operation Unit #2 (groundwater contamination) at the Site; (b) EPA's past response costs in the amount of \$700,000.00; and (c) pay future Site costs that EPA may incur. The proposed Decree resolves the liability of Defendants arising out of, and with respect to, the claims for relief asserted in the Complaint fill concomitant with this proposed Decree.

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, P.O. Box 7611, Washington, D.C. 20530, and should refer to *United States versus MRC Holdings, Inc., et al.*, M.D. FLA., Civil No. 8:01-CV-2289-T-23MSS, DOJ Ref. #90-11-2-07053.

The Consent Decree may be examined at the Region 4 Office of the Environmental Protection Agency, 61 Forsyth Street, Atlanta, GA 30303, and at the United States Attorney's Office for the Middle District of Florida, 400 North Tampa Street, Suite 3200, Tampa, Florida c/o Warren A. Zimmerman, Chief, Civil Division, United States Attorney's Office. A copy of the proposed Consent Decree (without attachments) may be obtained by mail from the Consent Decree Library, Post Office Box 7611, Washington, D.C. 20044. In requesting copies please refer to the reference case and enclose a check in the amount of \$10.75 (25 cents per page reproduction costs) payable to the Consent Decree Library.

Ellen M. Mahan,

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

[FR Doc. 01-31785 Filed 12-26-01; 8:45 am]

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DEPARTMENT OF JUSTICE

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

In accordance with Departmental policy, 28 CFR § 50.7, notice is hereby given that, on November 20, 2001, a proposed CONSENT DECREE BETWEEN THE UNITED STATES OF AMERICA AND CITIZENS LEGAL ENVIRONMENTAL ACTION NETWORK, INC. AND PREMIUM STANDARD FARMS, INC. AND CONTINENTAL GRAIN COMPANY, INC. (the Decree) in *CLEAN and United States v. PSF*, Civil Action No. 97-6073-CV-SJ-6 (W.D. Mo.), and *CLEAN v. Continental*, Civil Action No. 98-6099-CV-W-6 (W.D. Mo.), was lodged with the United States District Court for the Western District of Missouri.

The Decree resolves claims for injunctive relief and civil penalties pursuant to the Clean Water Act, the Clean Air Act, and the reporting requirements of Section 103 of the Comprehensive Environmental Response, Compensation, and Liability Act and the Emergency Planning and Community Right to Know Act against Premium Standard Farms, Inc. and Continental Grain Company, Inc. arising out of their operation of concentrated animal feeding operations (CAFOs) with more than 1.25 million pigs in Missouri. Pursuant to the Decree, defendants will implement technological changes to reduce toxics in animal wastes and air emissions from barns, lagoons and land application of wastes; conduct air monitoring; and pay a \$350,000 civil penalty (in addition to \$650,000 already paid under a prior State settlement).

For thirty (30) days following this publication, the Department of Justice will receive comments relating to the proposed decree. Comments should be addressed to the Assistant Attorney General of the Environmental and Natural Resources Division, United States Department of Justice, Post Office Box 7611, Washington, DC 20044-7611, and should refer to *CLEAN and United States v. PSF*, Civil Action No. 97-6073-CV-SJ-6 (W.D. Mo.) and *CLEAN v. Continental*, Civil Action No. 98-6099-CV-W-6 (W.D. Mo.) DOJ nos. 90-5-1-1-06806 and 90-5-1-1-06806/1. Alternatively, because of potential mail delays associated with recent events, comments may be sent by facsimile to (202) 514-4180, with attention to the EES-Region VII Group.

The proposed decree may be examined at the offices of the United States Attorney, Western District of

Missouri, Charles Evans Whittaker Courthouse, 400 East 9th Street—5th Floor, Kansas City, Missouri 64106, and the United States Environmental Protection Agency—Region VII, 901 North 5th Street, Kansas City, Kansas 66101. The decree may also be obtained by mail from the United States Department of Justice Consent Decree Library, Post Office Box 7611, Washington, D.C. 20044-7611. In requesting a copy, please enclose a check in the amount of \$56.00 (25 cents per page reproduction cost).

Robert E. Maher, Jr.,

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

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DEPARTMENT OF JUSTICE

Notice of Lodging of Consent Decree Pursuant to the Comprehensive Environmental Response, Compensation and Liability Act, 42 U.S.C. 9601 et seq.

In accordance with Departmental policy, 28 CFR 50.7, notice is hereby given that a third proposed consent decree in *United States v. Viacom, Inc. and Schindler Elevator Corporation*, Civil Action No. 1:01-CV-123, was lodged on November 1, 2001, with the United States District Court for the Middle District of Pennsylvania.

The proposed Consent Decree concerns the Westinghouse Elevator Plant Superfund Site ("Site"), which is located on approximately 90 acres, and has its southern boundary adjacent to part of the Gettysburg Battlefield National Park. The Site is located about 1.5 miles north of downtown Gettysburg in Cumberland Township, Adams County, Pennsylvania. Pursuant to the proposed consent decree and section 107(a) of the Comprehensive Environmental Response, Compensation and Liability Act ("CERCLA"), 42 U.S.C. 9607(a), the defendants will pay the United States for unreimbursed past costs at the Site, in the amount of \$569,000 plus certain interest 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 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. Viacom,*

Inc. and Schindler Elevator Corporation, DOJ Ref. #90-11-3-1004/1.

The proposed consent decree may be examined at the office of the United States Attorney, 228 Walnut Street, Suite 220, Harrisburg, Pennsylvania 17108 and the Region 3 Office of the U.S. Environmental Protection Agency, 1650 Arch Street, Philadelphia, PA 19103-2029. A copy of the proposed consent decree may also be obtained by mail from the Consent Decree Library, U.S. Department of Justice, P.O. Box 7611, Washington, DC 20044-7611. (202) 624-0892. In requesting a copy please refer to the referenced case and enclose a check (25 cents per page reproduction costs) in the amount of \$5.25 for the consent decree (21 pages), payable to the Consent Decree Library.

Robert Brook,

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

[FR Doc. 01-31792 Filed 12-26-01; 8:45 am]

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DEPARTMENT OF JUSTICE

Drug Enforcement Administration

Agency Information Collection Activities: Proposed Collection; Comment Request

ACTION: 30-day notice of information collection under review: Extension of a currently approved collection; reports of suspicious orders or theft/loss of listed chemicals/machines.

The Department of Justice (DOJ), Drug Enforcement Administration (DEA), has submitted the following information collection request to the Office of Management and Budget (OMB) for review and approval in accordance with the Paperwork Reduction Act of 1995. The proposed information collection is published to obtain comments from the public and affected agencies. This proposed information collection was previously published in the **Federal Register** at Volume 66, Number 201, pages 52777-52778 on October 17, 2001, allowing for a 60 day comment period.

The purpose of this notice is to allow for an additional 30 days for public comment until January 28, 2002. This process is conducted in accordance with 5 CFR 1320.10.

Written comments and/or suggestions regarding the items contained in this notice, especially the estimated public burden and associated response time, should be directed to The Office of Management and Budget, Office of

Information and Regulatory Affairs, Attention Department of Justice Desk Officer, Washington, DC 20503. Additionally, comments may be submitted to OMB via facsimile to (202)-395-7285.

Written comments and/or suggestions from the public and affected agencies concerning the proposed collection of information should address one or more of the following four points:

(1) Evaluate whether the proposed collection of information is necessary for the proper performance of the function of the agency, including whether the information will have practical utility;

(2) 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;

(3) Enhance the quality, utility, and clarity of the information to be collected; and

(4) 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.

Overview of This Information Collection

(1) *Type of information collection:* Extension of a currently approved collection.

(2) *The title of the form/collection:* Reports of Suspicious Orders or Theft/Loss of Listed Chemical/Machines.

(3) *The agency form number, if any, and the applicable component of the Department sponsoring the collection:* Form No.: None. Office of Diversion Control, Drug Enforcement Administration, U.S. Department of Justice.

(4) *Affected public who will be asked or required to respond, as well as a brief abstract:* *Primary:* Business or other for-profit. *Other:* Individuals or households. The Chemical Diversion and Trafficking Act of 1988 created, and the Domestic Chemical Diversion Control Act of 1993 amended, DEA's chemical reporting requirements to remove the exemption for certain drugs which contain ephedrine. The Comprehensive Methamphetamine Control Act of 1996 removed the exemption for combination ephedrine, pseudoephedrine and phenylpropanolamine drug products. Persons who previously were not required to file reports regarding suspicious orders, thefts and loss of these products now must do so.