

session, and everyone in attendance must be present and seated by 12:30 p.m.

Dated: November 10, 2005.

**Elaine P. Killoran,**

*Acting Assistant Commissioner, Office of Finance, Customs and Border Protection.*

[FR Doc. 05-22678 Filed 11-15-05; 8:45 am]

**BILLING CODE 9111-14-P**

## DEPARTMENT OF JUSTICE

### Notice of Lodging of Settlement Agreement Under the Oil Pollution Act ("OPA")

Notice is hereby given that on November 4, 2005, a proposed Settlement Agreement in *In re Equinox Oil Co., Inc., et al.*, Civil Action Nos. 99-12688 and 99-13071 was lodged with the United States Bankruptcy Court for the Eastern District of Louisiana.

The United States and the State of Louisiana ("State") each filed a Proof of Claim in this jointly administered bankruptcy action, seeking natural resource damages, and the United States also sought removal costs paid by the Coast Guard to clean up oil that was discharged into the waters of Lake Grande Ecaille in Plaquemines Parish, Louisiana during a well blowout. The State and federal claims were authorized by the Oil Pollution Act ("OPA"). The well was owned by Alma Energy Corporation and operated by Equinox Oil Company, Inc. These companies filed for bankruptcy and subsequently were purchased by Elysium Energy, L.L.C. ("Elysium"), which assumed liability for these claims.

Under the Settlement Agreement, Elysium agreed to pay \$1.2 million to resolve the United States' and the State's natural resource damage claims, including costs to implement restoration projects on property near the location of the oil spill, past assessment costs, and estimated future restoration costs. The Coast Guard's removal costs were paid earlier.

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 Agreement. Comments should be addressed to the Assistant Attorney General, Environment and Natural Resources Division, PO Box 7611, U.S. Department of Justice, Washington, DC 20044-7611, and should refer to *In re Equinox Oil Co., Inc., et al.*, D.J. Ref. No. 90-11-3-07003.

The Settlement Agreement may be examined during the public comment

period on the following Department of Justice Web site: <http://www.usdoj.gov/enrd/open.html>. A copy of the Settlement Agreement may also be obtained by mail from the Consent Decree Library, PO 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 no. (202) 514-0097, phone confirmation number (202) 514-1547. In requesting a copy of the Settlement Agreement from the Consent Decree Library, please enclose a check in the amount of \$6.75 (25 cents per page reproduction cost) payable to the U.S. Treasury.

**Thomas A. Mariani, Jr.,**

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

[FR Doc. 05-22739 Filed 11-15-05; 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 of America v. Lone Moose Meadows, LLC*, No. CV 05-76-BU-SEH, (D. Mt.) was lodged with the United States District Court for the District of Montana on November 3, 2005.

This proposed Consent Decree concerns a complaint filed by the United States against Lone Moose Meadows, LLC pursuant to section 309(b) and (d) of the Clean Water Act ("CWA"), 33 U.S.C. 1319(b) and (d), to obtain injunctive relief from and impose civil penalties against the Defendant for violating the Clean Water Act by discharging pollutants without a permit into waters of the United States. The proposed Consent Decree resolves these allegations by requiring the Defendants to restore impacted areas, perform mitigation and to pay a civil penalty.

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 Leif Johnson, Assistant United States Attorney, PO Box 1478, Billings, Montana 59103 and refer to *United States of America v. Lone Moose Meadows, LLC, et al.* and DJ #90-5-1-1-17261.

The proposed Consent Decree may be examined at the Clerk's Office, United States District Court for the District of Montana, Butte Division, 303 Federal Building, 400 North Main St., Butte,

Montana 59701. In addition, the proposed Consent Decree may be viewed at <http://www.usdoj.gov/enrd/open.html>.

Dated: November 8, 2005.

**Scott Schachter,**

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

[FR Doc. 05-22737 Filed 11-15-05; 8:45 am]

**BILLING CODE 4410-15-M**

## DEPARTMENT OF JUSTICE

### Notice of Lodging of Consent Decree Under the Clean Water Act

In accordance with Departmental Policy, 28 U.S.C. 50.7, notice is hereby given that on November 2, 2005, a proposed Consent Decree in *United States, et al. v. City of Nashua, New Hampshire*, Civil Action No. 1:05-cv-00376-PB, was lodged with the United States District Court for the District of New Hampshire.

In this action the United States, on behalf of the United States Environmental Protection Agency ("EPA"), filed a Complaint against the City of Nashua alleging violations of the Clean Water Act concerning the City's current and former combined sewer outfall ("CSO") facilities. Under the terms of the Consent Decree, the City undertakes the implementation of a CSO abatement plan with a completion date of August, 2012. The mitigation measures are extensive, requiring completion of the separation of combined sanitary and storm water systems over a large section of the City; the design and construction of wet-weather by-pass systems; the design and construction of new outfalls with screening and detention ponds in multiple locations; the design and construction of disinfection facilities; and substantial system-wide infrastructure improvements.

For a period of thirty (30) days from the date of this publication, the Department of Justice will receive comments relating to the Consent Decree. Comments should be addressed to the Assistant Attorney General, Environment and Natural Resources Division, P.O. Box 7611, U.S. Department of Justice, Washington, DC 20044-7611, and should refer to *United States, et al. v. City of Nashua, New Hampshire*, DOJ No. 90-5-1-1-08193.

The Consent Decree may be examined at the Office of the United States Attorney, District of New Hampshire, 53 Pleasant Street, Concord, New Hampshire, and at the United States Environmental Protection Agency,

Region 1 (New England Region), One Congress Street, Boston, Massachusetts 02114. During the public comment period, the Consent Decree may also be examined on the following Department of Justice Web site, <http://www.usdoj.gov/enrd/open.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 no. (202) 514-0097, phone confirmation number (202) 514-1547. In requesting a copy from the Consent Decree Library, please enclose a check in the amount of \$8.50 (25 cents per page reproduction cost) payable to the U.S. Treasury.

**Ronald Gluck,**

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

[FR Doc. 05-22740 Filed 11-15-05; 8:45 am]

BILLING CODE 4410-15-M

## DEPARTMENT OF JUSTICE

### Notice of Lodging of Amended Consent Decree Under the Comprehensive Environmental Response, Compensation and Liability Act

Notice is hereby given that on November 4, 2005, a proposed Amended Consent Decree in *United States v. Tecumseh Products Company*, Civil Action No. 03-C-401 (E.D. Wisc.) was lodged with the United States District Court for the Eastern District of Wisconsin.

In this action, the United States seeks the implementation of response actions at, and the reimbursement, pursuant to the Comprehensive Environmental Response, Compensation and Liability Act, 42 U.S.C. 9601, *et seq.*, ("CERCLA"), of costs incurred by the United States in responding to a release or threat of release of hazardous substances in, the Upper River section of the Sheboygan River and Harbor Superfund Site in Sheboygan County, Wisconsin (the "Site"). The United States alleges that Tecumseh Products Company ("Tecumseh") arranged for disposal of hazardous substances in the Upper River portion of the Site and therefore is liable for the reimbursement of response costs and the performance of response actions under CERCLA.

On May 12, 2004, the United States District Court for the Eastern District of Wisconsin approved and entered a Consent Decree that requires Tecumseh to: (1) Implement those components of the

remedy set forth in a May 12, 2004 U.S. EPA Record of Decision that address the Upper River section of the Site: (2) pay at least \$2.1 million towards the United States' past site past response costs, which total approximately \$3.42 million; and (3) pay all future Upper River response costs incurred by the United States.

Under the proposed Amended Consent Decree, a third party, designated a "Work Party," would become party to the Amended Consent Decree and would be jointly and severally liable for completing the cleanup of the Upper River Section of the Site. Tecumseh, however, will continue to be liable for completion of the remedy. The Work Party has signed the Amended Consent Decree, and under the Decree's terms, the Work Party has voluntarily subjected itself to the jurisdiction of this Court and agreed to be bound by the terms of the Amended Consent 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 Amended Consent Decree. Comments should be addressed to the Assistant Attorney General, Environmental and Natural Resources Division, P.O. Box 7611, U.S. Department of Justice, Washington, DC 20044-7611, and should refer to *United States v. Tecumseh Products Company*, DOJ Ref. #90-11-2-06440.

The proposed Amended Consent Decree may be examined at the office of the United States Attorney for the Eastern District of Wisconsin, 530 Federal Building, 517 East Wisconsin Avenue, Milwaukee 53202, and at U.S. EPA Region 5, 77 West Jackson Boulevard, Chicago, IL 60604. During the public comment period, the proposed Amended Consent Decree may also be examined on the following department of Justice Web site, <http://www.usdoj.gov/enrd/open.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 a request to Tonia Fleetwood, fax no. (202) 514-0097, phone confirmation number (202) 514-1547. In requesting a copy, please refer to the referenced case and enclose a check in the amount of \$24.50 (25 cents per page reproduction costs) (Amended Consent Decree only) or \$75.25 (Amended Consent Decree and

all appendices), payable to the U.S. Treasury.

**William D. Brighton,**

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

[FR Doc. 05-22738 Filed 11-15-05; 8:45 am]

BILLING CODE 4410-15-M

## DEPARTMENT OF JUSTICE

[AAG/A Order No. 012-2005]

### Privacy Act of 1974; Removal of a System of Records Notice

Pursuant to the provisions of the Privacy Act of 1974 (5 U.S.C. 552a), the Department of Justice (DOJ) is removing the published notice of a Privacy Act system of records: The Deputy Attorney General's (DAG) "Honor Program Applicant System, JUSTICE/DAG-004," last published on October 21, 1985 at 50 FR 42605.

This system notice is unnecessary because the records are adequately covered by a Government-wide system of records notice published by the Office of Personnel Management (OPM): "OPM/GOVT-5, Recruiting, Examining, and Placement Records," last published in the **Federal Register** on April 27, 2000 (65 FR 24731, 24741). We note that the National Archives and Records Administration's General Records Schedule (GRS) is revised periodically, and that GRS 1, covering these records, has been updated since OPM published its notice. The Department of Justice maintains these records in accordance with the current disposition schedule for GRS 1. The GRS may be viewed at [http://www.archives.gov/records\\_management/ardor/index.html](http://www.archives.gov/records_management/ardor/index.html).

Therefore, the notice of "Honor Program Applicant System, JUSTICE/DAG-004" is removed from the Department's Privacy Act system of records, effective on the date of publication of this notice in the **Federal Register**.

Dated: November 7, 2005.

**Paul R. Corts,**

*Assistant Attorney General for Administration.*

[FR Doc. 05-22638 Filed 11-15-05; 8:45 am]

BILLING CODE 4410-PB-P

## DEPARTMENT OF JUSTICE

[AAG/A Order No. 014-2005]

### Privacy Act of 1974; System of Records

**AGENCY:** Department of Justice, Tax Division.