

Act ("CWA"), 33 U.S.C. 1321(b)(3) and (j) for alleged violations at Koch's 3 refineries: Pine Bend, Minnesota, and the East and West refineries in Corpus Christi, Texas. Under the settlement, Koch will implement innovative pollution control technologies to greatly reduce emissions of nitrogen oxides ("NO<sub>x</sub>") and sulfur dioxide ("SO<sub>2</sub>") from refinery process units and adopt facility-wide enhanced monitoring and fugitive emission control programs. In addition, Koch will pay a civil penalty of \$4.5 million, \$3.5 million of which is for settlement of the RCRA claims. The state of Minnesota will join in this settlement as a signatory to the 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 Consent Decree. 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 *United States v. Koch Petroleum Group, L.P.*, D.J. Ref. 90-5-2-1-07110.

The Consent Decree may be examined at the Office of the United States Attorney, 234 United States Courthouse, 110 South Fourth Street, Minneapolis, Minnesota 55401 and at U.S. EPA Region 5, 77 West Jackson Blvd., Chicago, Illinois 60604. A copy of the Consent Decree may also be obtained by mail from the Consent Decree Library, PO Box 7611, U.S. Department of Justice, Washington, DC 20044-7611. In requesting a copy, please enclose a check in the amount of \$39.50 (25 cents per page reproduction cost) payable to the Consent Decree Library.

**Bruce Gelber,**

Chief, Environmental Enforcement Section,  
Environment and Natural Resources Division.  
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## DEPARTMENT OF JUSTICE

### Notice of Lodging of Consent Decree for Natural Resource Damages Under CERCLA

Notice is hereby given that on December 28, 2000, a proposed consent decree in *United States v. Lone Mountain Processing, Inc.*, Civil Action No. 2:00CV00200, was lodged with the United States District Court for the Western District of Virginia.

The consent decree settles claims against Lone Mountain Processing, Inc., under section 107(f) of the Comprehensive Environmental

Response, Compensation and Liability Act, as amended, 42 U.S.C. 9607. The releases that give rise to the claims are from coal slurry spills from a coal processing plant owned by Lone Mountain in Lee County, Virginia, and took place on or about August 9, 1996, and October 24, 1996. The releases caused injury to natural resources in the Powell River Wasteshed and injured species and habitat for which the Department of Interior has trusteeship. The Consent Decree settles the natural resource damage claim in exchange for a payment by Lone Mountain of \$2,450,000.

The Department of Justice will receive for a period of thirty (30) days from the date of this publication comments relating to the consent decrees. 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 v. Lone Mountain Processing, Inc.*, D.J. Ref. 90-5-1-1-06615.

The consent decree may be obtained by mail from the Department of Justice Consent Decree Library, PO Box 7611, Washington, DC 20044-7611. In requesting copies from the Consent Decree Library, please enclose a check in the amount of \$3.50 for the consent decree payable to the Consent Decree Library.

**Bruce S. Gelber,**

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 Clean Water Act

In accordance with the Departmental policy, 28 U.S.C. 50.7, notice is hereby given that a proposed Consent Decree in *United States of America and State of Louisiana v. City of Mandeville, Louisiana*, Civil Action No. 00-366 "R" (5) was lodged on December 12, 2000, with the United States District Court for the Eastern District of Louisiana.

The Consent Decree settles an action brought under sections 309(b) of the Clean Water Act ("CWA"), 33 U.S.C. 1319(b). The Consent Decree requires the City of Mandeville, Louisiana ("Mandeville") to pay a civil penalty to the United States in the amount of \$56,500, requires injunctive relief to bring Mandeville into compliance with the Clean Water Act, and provides for interim limits for the discharge of

ammonia-nitrogen, biochemical oxygen demand ("BOD"), and total suspended solids ("TSS") from Mandeville's public sewage treatment plant.

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 of America and State of Louisiana v. City of Mandeville, Louisiana*, (E.D. La.), DOJ Ref. #90-5-1-1-06613.

The proposed Consent Decree may be examined at the office of the United States Attorney, Eastern District of Louisiana, Hale Boggs Federal Building, 501 Magazine Street, Second Floor, New Orleans, LA 70130, the U.S. Environmental Protection Agency, Region VI, 1445 Ross Avenue, Dallas, Texas 75202; and at the Consent Decree Library, 1120 G Street, NW., Third 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, P.O. Box 7611, Washington, DC 20044-7611. When requesting a copy please refer to *United States of America and State of Louisiana v. City of Mandeville, Louisiana*, (E.D. La.), DOJ Ref. #90-5-1-1-06613 enclose a check in the amount of \$7.00 (25 cents per page reproduction costs), payable to the "Consent Decree Library."

**Catherine McCabe,**

Deputy 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

In accordance with 28 CFR 50.7 and section 122 of the Comprehensive Response, Compensation and Liability Act ("CERCLA"), 42 U.S.C. 9622, the Department of Justice gives notice that a proposed consent decree in *United States v. Mark IV Industries, Inc. et al.*, No. 1:00CV918 (W.D. Mich.), was lodged with the United States District Court for the Western District of Michigan on December 18, 2000, pertaining to the implementation of the United States Environmental Protection