

through their tributaries. The Complaint alleges that the City's discharges, which occur approximately 60 times per year, violate the Clean Water Act, either because the discharges violate limitations and conditions in the City's National Pollutant Discharge Elimination System (NPDES) permit, or because the discharges are from point sources not authorized by the City's NPDES permit. The Complaint also asserts claims by the State of Indiana for comparable violations of state law.

Under the proposed Consent Decree, the City would be required to: (1) Implement injunctive measures to address combined sewer overflows (CSOs) and sanitary sewer overflows (SSOs), at a total cost of approximately \$250 million; (2) pay the United States a civil penalty of \$269,190; (3) perform a federal Supplemental Environmental Project (SEP) valued at \$400,000; and (4) either pay the State of Indiana a civil penalty of \$269,190, or pay the State a civil penalty of \$26,190 and complete state SEPs costing at least \$484,542. Under the proposed Consent Decree, the injunctive relief is to be implemented over an 18-year period and is designed to eliminate SSOs and reduce the number of CSOs to approximately one per year on the St. Joseph River and four per year on the St. Mary's and Maumee Rivers.

For a period of 30 days from the date of this publication, the Department of Justice will receive comments relating to the proposed Consent Decree. Comments should be addressed to the Assistant Attorney General, Environment and Natural Resources Division, and should refer to *United States and State of Indiana v. City of Fort Wayne, Indiana*, D.J. Ref. 90-5-1-1-07653. Comments should either be e-mailed to pubcommentees.enrd@usdoj.gov or mailed to P.O. Box 7611, Washington, DC 20044-7611.

The proposed Consent Decree may be examined at the Office of the United States Attorney, Northern District of Indiana, 5400 Federal Plaza, Suite 1500, Hammond, IN 46320-1843 (contact Assistant United States Attorney Wayne Ault (219/937-5500)), and at the U.S. Environmental Protection Agency, Region 5, 77 West Jackson Boulevard, Chicago, IL 60604-3590 (contact Associate Regional Counsel Nicole Cantello (312/886-2870)). During the public comment period, the proposed Consent Decree may also be examined on the following Department of Justice Web site: http://www.usdoj.gov/enrd/Consent_Decrees.html. A copy of the proposed 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 e-mailing or faxing a request to Tonia Fleetwood (tonia.fleetwood@usdoj.gov, fax number (202) 514-0097, phone confirmation number (202) 514-1547). In requesting a copy from the Consent Decree Library, please enclose a check payable to the United States Treasury in the amount of \$15.50 (25 cents per page reproduction cost) for a copy of the Consent Decree without appendices, or a check in the amount of \$385.50 for the Consent Decree and all appendices. If the request is made by fax or e-mail, please forward a check in the appropriate amount to the Consent Decree Library at the address stated above.

William Brighton,

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

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DEPARTMENT OF JUSTICE

Notice of Lodging of Settlement Agreement Pursuant to the Comprehensive Environmental Response, Compensation and Liability

In accordance with Departmental policy, 28 CFR 50.7, and section 122 of the Comprehensive Environmental Response, Compensation and Liability Act (CERCLA), 42 U.S.C. 9622, notice is hereby given that on December 19, 2007 a proposed settlement agreement in *In re W.R. Grace & Co.*, Case No. 01-01139 (JFK), was lodged with the United States Bankruptcy Court for the District of Delaware. The proposed Settlement Agreement would resolve the United States' proofs of claim filed in W.R. Grace & Co.'s bankruptcy proceeding for environmental response costs at 33 sites pursuant to section 107 of CERCLA, 42 U.S.C. 9607.

Under the terms of the Settlement Agreement, W.R. Grace & Co. will grant the United States an allowed general unsecured claim of \$34,065,813.31 and an administrative priority claim of \$2,294,279.86 (of which \$672,574.42 will be paid within 30 days of Bankruptcy Court approval). Certain other PRPs at these sites will receive allowed general unsecured claims totaling \$7,707,336.88.

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 for the Environment and Natural Resources Division, Washington

DC 20530, and may be submitted by electronic mail to pubcommentees.enrd@usdoj.gov. Comments should refer to *In re W.R. Grace & Co.* Case, No. 01-01139 (JFK), and Department of Justice Reference No. 90-11-2-07106/5.

The settlement agreement may be examined on the following Department of Justice Web site <http://www.usdoj.gov/enrd/open.html>. A copy of the agreement 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), 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 \$11.00 (\$.25 per page) payable to the U.S. Treasury.

Robert D. Brook,

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

[FR Doc. 08-54 Filed 1-10-08; 8:45 am]

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DEPARTMENT OF JUSTICE

Foreign Claims Settlement Commission

[F.C.S.C. Meeting Notice No. 1-08]

Sunshine Act Meeting Notice

The Foreign Claims Settlement Commission, pursuant to its regulations (45 CFR part 504) and the Government in the Sunshine Act (5 U.S.C. 552b), hereby gives notice in regard to the scheduling of meetings for the transaction of Commission business and other matters specified, as follows:

DATE AND TIME: Thursday, January 24, 2008, at 1:30 p.m.

SUBJECT MATTER: Issuance of Amended Proposed Decisions and Amended Final Decisions in claims against Albania.

STATUS: Open.

All meetings are held at the Foreign Claims Settlement Commission, 600 E Street, NW., Washington, DC. Requests for information, or advance notices of intention to observe an open meeting, may be directed to: Administrative Officer, Foreign Claims Settlement Commission, 600 E Street, NW., Room