

DEPARTMENT OF JUSTICE

Notice of Lodging of Consent Decree Under the Clean Air Act and the Comprehensive Environmental Response, Compensation, and Liability Act

Under 28 CFR 50.7, notice is hereby given that on July 25, 2001, a proposed Consent Decree in *United States v. Powell Duffryn Terminals, Inc.*, Civil Action No. CV401-173 was lodged with the United States District Court for the Southern District of Georgia. On the same day, the United States filed a Complaint against Powell Duffryn Terminals, Inc. ("PDTI") for alleged violations of Section 112(r)(1) of the Clean Air Act, 42 U.S.C. 7412(r)(1) ("CAA"), and for recovery of costs pursuant to section 107(a) of the Comprehensive Environmental Response, Compensation, and Liability Act, 42 U.S.C. 9607(a), ("CERCLA") relating to a fire and explosion at PDTI's tank farm facility in Savannah, Georgia. The Complaint alleges that Powell Duffryn violated its obligations under the General Duty Clause of the CAA. Under the Consent Decree, PDTI will pay \$1.8 million in past response costs under CERCLA, and its parent company, Powell-Duffryn Ltd., will provide \$320,000 for the purchase of emergency response equipment for the Savannah Fire and Emergency Services Department.

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 of the Environment and Natural Resources Division, Department of Justice, Washington, DC 20530, and should refer to *United States v. Powell Duffryn Terminals, Inc.*, D.J. Ref. DOJ #90-5-2-1-2172/1.

The consent decree may be examined at the Office of the United States Attorney, Southern District of Georgia, 100 Bull Street, Savannah, GA 31401, at U.S. EPA Region 4, 61 Forsyth Street, SW., Atlanta, GA 30303. A copy of the proposed Consent 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 \$5.25 (25 cents per page

reproduction costs), payable to the Consent Decree Library.

Ellen Mahan,

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

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DEPARTMENT OF JUSTICE

Notice of Lodging of Consent Decree Pursuant to Sections 107 and 113 of CERCLA

Notice is hereby given that on July 17, 2001, the United States lodged a proposed Consent Decree with the United States District Court for the Southern District of Texas, in *United States v. Union Pacific Railroad Company*, Civ. A. No. H-00-0226, pursuant to sections 107 and 113 of CERCLA, 42 U.S.C. 9607 and 9613. The proposed Consent Decree resolves civil claims of the United States against Union Pacific Railroad Company ("Union Pacific"), the former owner and operator at the time of disposal of hazardous substance at the Brownsville Federal Courthouse Site (the "Site") located in the City of Brownsville, Cameron County, Texas. Under the proposed Consent Decree, Union Pacific agrees to pay \$300,000 of the United States' past response costs related to the Site.

The Department of Justice will receive comments relating to the proposed Consent Decree for 30 days following publication of this Notice. Comments should be addressed to the Assistant Attorney General, Environment and Natural Resources Division, United States Department of Justice, PO Box 7611, Ben Franklin Station, Washington, DC 20044-7611, and should refer to *United States v. Union Pacific Railroad Company*, DOJ No. 90-11-3-07036. The proposed Consent Decree may be examined at the Office of the United States Attorney for the Southern District of Texas, Houston, Texas, and the General Services Administration, Fritz G. Lanham Building, 819 Taylor Street, Fort Worth, Texas, 76102-6195. A copy of the proposed Consent Decree may be obtained by mail from the Department of Justice Consent Decree Library, PO Box 761, Washington, DC 20044. In requesting a copy, please enclose a check for reproduction costs (at 25 cents per page) in the amount of \$4.50 for the

Decree, payable to the Consent Decree Library.

Walker B. Smith,

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

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DEPARTMENT OF JUSTICE

Immigration and Naturalization Service**Agency Information Collection Activities: Proposed Collection; Comment Request**

ACTION: Notice of Information Collection under Review: Application to Adjust Status from Temporary to Permanent Resident.

The Department of Justice, Immigration and Naturalization Service (INS) has submitted the following information collection request to the Office of Management and Budget (OMB) for review and clearance in accordance with the Paperwork Reduction Act of 1995. The information collection was previously published in the **Federal Register** on May 4, 2001 at 66 FR 22600, allowing for a 60-day public comment period. No comments were received by the INS on this proposed information collection.

The purpose of this notice is to allow an additional 30 days for public comments. Comments are encouraged and will be accepted until September 17, 2001. This process is conducted in accordance with 5 CFR 1320.10.

Written comments and/or suggestions regarding the items contained in this notice, especially regarding 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, Room 10235, Washington, DC 20530.

Written comments and 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 functions 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;