

n. Public notice of the filing of the initial development application, which has already been given, established the due date for filing competing applications or notices of intent.

Under the Commission's regulations, any competing development application must be filed in response to and in compliance with public notice of the initial development application. No competing applications or notices of intent may be filed in response to this notice.

All filings must (1) bear in all capital letters the title "COMMENTS", "REPLY COMMENTS", "RECOMMENDATIONS," "TERMS AND CONDITIONS," or "PRESCRIPTIONS;" (2) set forth in the heading the name of the applicant and the project number of the application to which the filing responds; (3) furnish the name, address, and telephone number of the person submitting the filing; and (4) otherwise comply with the requirements of 18 CFR 385.2001 through 385.2005. All comments, recommendations, terms and conditions or prescriptions must set forth their evidentiary basis and otherwise comply with the requirements of 18 CFR 4.34(b). Agencies may obtain copies of the application directly from the applicant. Each filing must be accompanied by proof of service on all persons listed on the service list prepared by the Commission in this proceeding, in accordance with 18 CFR 4.34(b), and 385.2010.

Magalie R. Salas,

*Secretary.*

[FR Doc. E3-00640 Filed 12-24-03; 8:45 am]

BILLING CODE 6717-01-P

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Docket No. RP04-12-000]

#### Florida Gas Transmission Company; Notice Of Technical Conference

December 18, 2003.

The Commission, in its order of October 31, 2003 in the referenced docket directed that a technical conference be held to address proposals by Florida Gas Transmission Company (FGT) regarding shipper reconversion to Rate Schedule SFTS and minimum nominations under Rate Schedule NNTS.<sup>1</sup>

Take notice that a technical conference will be held on Wednesday,

January 7, 2004, at 9 a.m., in a room to be designated at the Federal Energy Regulatory Commission, 888 First Street NE., Washington, DC 20426.

All interested parties are permitted to attend. For further information please contact: Andrea Hilliard at (202) 502-8288 or Frank Sparber at (202) 502-8335.

Magalie R. Salas,

*Secretary.*

[FR Doc. E3-00644 Filed 12-24-03; 8:45 am]

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## ENVIRONMENTAL PROTECTION AGENCY

[FRL-7602-7]

### Proposed CERCLA Administrative Cost Recovery Settlement; In Re: Old Colony Railroad Superfund Site, East Bridgewater, Massachusetts

**AGENCY:** Environmental Protection Agency (EPA).

**ACTION:** Notice; request for public comment.

**SUMMARY:** In accordance with section 122(i) of the Comprehensive Environmental Response, Compensation, and Liability Act, as amended ("CERCLA"), 42 U.S.C. 9622(i), notice is hereby given of a proposed administrative settlement for recovery of past response costs concerning the Old Colony Railroad Superfund Site in East Bridgewater, Massachusetts, with the following settling parties: Karl Fisher, Edith Fisher and West Union Corporation. In the settlement, which is based upon inability-to-pay, the Settling Parties have agreed to provide EPA access to certain site property to conduct any further investigation or response action as may be necessary, and to place, or to cooperate in the placement, of institutional controls on certain site property as may be determined by EPA to be necessary. The settlement includes a covenant not to sue the settling parties pursuant to section 107(a) of CERCLA, 42 U.S.C. 9607(a). For thirty (30) days following the date of publication of this notice, the Agency will receive written comments relating to the settlement. The Agency will consider all comments received and may modify or withdraw its consent to the settlement if comments received disclose facts or considerations which indicate that the settlement is inappropriate, improper, or inadequate. The Agency's response to any comments received will be available for public inspection with the Regional Docket Clerk, U.S. Environmental

Protection Agency, Region I, One Congress Street, Suite 1100, Mailcode RCG, Boston, Massachusetts (U.S. EPA Docket No. CERCLA 01-2003-0039).

**DATES:** Comments must be submitted on or before January 28, 2004.

**ADDRESSES:** The proposed settlement is available for public inspection with the Regional Docket Clerk, One Congress Street, Boston, Massachusetts. A copy of the proposed settlement may be obtained from Ronald Gonzalez, U.S. Environmental Protection Agency, Region I, One Congress Street, Suite 1100, Mailcode SES, Boston, Massachusetts 02214, (617) 918-1786. Comments should reference the Old Colony Railroad Superfund Site, East Bridgewater, Massachusetts and EPA Docket No. 01-2003-0039 and should be addressed to the Docket Clerk, U.S. Environmental Protection Agency, Region I, One Congress Street, Suite 1100, Mailcode RCG, Boston, Massachusetts 02214.

**FOR FURTHER INFORMATION CONTACT:** Ronald Gonzalez, U.S. Environmental Protection Agency, Region I, One Congress Street, Suite 1100, Mailcode SES, Boston, Massachusetts 02214, (617) 918-1786.

Dated: December 5, 2003.

Susan Studlien,

*Director, Office of Site Remediation and Restoration.*

[FR Doc. 03-31870 Filed 12-24-03; 8:45 am]

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## ENVIRONMENTAL PROTECTION AGENCY

[FRL-7602-6]

### T.H. Agriculture & Nutrition Company Superfund Site; Notice of Proposed Settlement

**AGENCY:** Environmental Protection Agency.

**ACTION:** Notice of proposed settlement.

**SUMMARY:** Under section 122(h)(1) of the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA), 42 U.S.C. 9622(h)(1), the United States Environmental Protection Agency (EPA) has entered into an Agreement for Recovery of Past Costs (Agreement) at the T.H. Agriculture & Nutrition Company Superfund Site (Site) located in Albany, Dougherty County, Georgia, with Schwerman Trucking Company. EPA will consider public comments on the Agreement until January 28, 2004. EPA may withdraw from or modify the Agreement should such comments disclose facts or considerations which indicate the

<sup>1</sup> 105 FERC ¶ 61,171 (2003), at p.

Agreement is inappropriate, improper, or inadequate. Copies of the Agreement are available from: Ms. Paula V. Batchelor, U.S. Environmental Protection Agency, Region 4, Superfund Enforcement & Information Management Branch, Waste Management Division, 61 Forsyth Street, SW., Atlanta, Georgia 30303, (404) 562-8887.

Written comments may be submitted to Sharron T. Carter-Rogers at the above address within thirty (30) days of the date of publication.

Dated: December 15, 2003.

**Rosalind H. Brown,**

Chief, Superfund Enforcement Information & Management Branch, Waste Management Division.

[FR Doc. 03-31869 Filed 12-24-03; 8:45 am]

BILLING CODE 6560-50-P

## FEDERAL MARITIME COMMISSION

[Petition No. P10-03]

### Petition of National Customs Brokers and Forwarders Association of America, Inc. for Rulemaking; Notice of Filing

Notice is hereby given that National Customs Brokers and Forwarders Association of America, Inc. ("NCBFAA") ("Petitioner") has petitioned for the issuance of a rulemaking pursuant to 46 CFR 502.51. The NCBFAA seeks a rulemaking that would amend the financial responsibility requirements of regulations set forth in 46 CFR 515.21 *et seq.* The purpose of the proposed rule would be to provide a mechanism by which licensed non-vessel operating common carriers ("NVOCCs") would be able on a voluntary basis to amend their existing bonds, filed pursuant to section 19 of the Shipping Act, 46 U.S.C. app. § 1718, and 46 CFR 515.21, as an alternative to making cash deposits in banks located in the People's Republic of China ("PRC") as otherwise required by the PRC's new Regulations on International Maritime Transportation ("RIMT") and the Implementing Rules promulgated thereunder. The NCBFAA believes that the proposed rulemaking would be an appropriate way of implementing recently negotiated provisions of the Agreement on Maritime Transport (the "AMT") and Memorandum on Consultations ("Memorandum") between the U.S. and PRC governments, both of which were signed on December 8, 2003.

Specifically, the NCBFAA proposes that the FMC allow NVOCCs to amend their existing bonds by adding a Rider, which would comply with the RIMT

requirement that all NVOCCs operating in the U.S.-PRC trades provide evidence of financial responsibility in the total amount of RMB 800,000 (or approximately U.S. \$96,000). NCBFAA asserts that the Rider is necessary because the Commission's regulations generally only require a bond in the amount of U.S. \$75,000 (not including an additional \$10,000 for branch offices) for licensed NVOCCs. They believe that the proposed regulation would therefore be in accordance with the Memorandum because it would authorize licensed NVOCCs to add a Rider to existing bonds that would (1) increase the base amount of the bond by U.S. \$21,000 and (2) provide that the bond would also be available for the payment of fines or reparation awards that might be imposed by the Chinese authorities due to the NVOCC's violation of the RIMT.

In order for the Commission to make a thorough evaluation of the Petition, interested persons are requested to submit views or arguments in reply to the petition no later than January 12, 2004. Replies shall consist of an original and 15 copies, be directed to the Secretary, Federal Maritime Commission, 800 North Capitol Street, NW., Washington, DC 20573-0001, and be served on Petitioner's counsel Edward D. Greenberg, Esq., Galland, Kharasch, Greenberg, Fellman & Swirsky, P.C., Attorneys At Law, Canal Square, 1054 Thirty-First Street, NW., Washington, DC 20007-4492. It is also requested that a copy of the reply be submitted in electronic form (WordPerfect, Word or ASCII) on diskette or emailed to [Secretary@fmc.gov](mailto:Secretary@fmc.gov). The Petition will be posted on the Commission's homepage at <http://www.fmc.gov/Docket%20Log/Docket%20Log%20Index.htm>. All replies filed in response to the Petition will also be posted on the Commission's homepage at this location.

Interested parties may also make oral presentations in this proceeding. At the discretion of individual Commissioners, interested persons may request one-on-one meetings at which they may make presentations describing their views on the petition. Any meeting or meetings shall be completed before the close of the comment period. A summary or transcript of each oral presentation will be included in the record and must be submitted to the Secretary of the Commission within 5 days of the meeting. Persons wishing to make oral presentations should contact the Office of the Secretary to secure contact names and numbers for individual Commissioners.

Copies of the Petition also may be obtained by sending a request to the

Office of the Secretary, Room 1046, or by calling (202) 523-5725. Parties participating in this proceeding may elect to receive service of the Commission's issuances in this proceeding through email in lieu of service by U.S. mail. A party opting for electronic service shall advise the Office of the Secretary in writing and provide an e-mail address where service can be made. Such request should be directed to [secretary@fmc.gov](mailto:secretary@fmc.gov).

**Bryant L. VanBrakle,**

Secretary.

[FR Doc. 03-31888 Filed 12-24-03; 8:45 am]

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## FEDERAL RESERVE SYSTEM

### Formations of, Acquisitions by, and Mergers of Bank Holding Companies

The companies listed in this notice have applied to the Board for approval, pursuant to the Bank Holding Company Act of 1956 (12 U.S.C. 1841 *et seq.*) (BHC Act), Regulation Y (12 CFR Part 225), and all other applicable statutes and regulations to become a bank holding company and/or to acquire the assets or the ownership of, control of, or the power to vote shares of a bank or bank holding company and all of the banks and nonbanking companies owned by the bank holding company, including the companies listed below.

The applications listed below, as well as other related filings required by the Board, are available for immediate inspection at the Federal Reserve Bank indicated. The application also will be available for inspection at the offices of the Board of Governors. Interested persons may express their views in writing on the standards enumerated in the BHC Act (12 U.S.C. 1842(c)). If the proposal also involves the acquisition of a nonbanking company, the review also includes whether the acquisition of the nonbanking company complies with the standards in section 4 of the BHC Act (12 U.S.C. 1843). Unless otherwise noted, nonbanking activities will be conducted throughout the United States. Additional information on all bank holding companies may be obtained from the National Information Center website at [www.ffiec.gov/nic/](http://www.ffiec.gov/nic/).

Unless otherwise noted, comments regarding each of these applications must be received at the Reserve Bank indicated or the offices of the Board of Governors not later than January 23, 2004.

**Federal Reserve Bank of St. Louis**  
(Randall C. Sumner, Vice President) 411