

page. (See Handbook for Electronic Filing Procedures, https://www.usitc.gov/documents/handbook_on_filing_procedures.pdf). Persons with questions regarding filing should contact the Secretary at (202) 205–2000.

Any person desiring to submit a document to the Commission in confidence must request confidential treatment by marking each document with a header indicating that the document contains confidential information. This marking will be deemed to satisfy the request procedure set forth in Rules 201.6(b) and 210.5(e)(2) (19 CFR 201.6(b) & 210.5(e)(2)). Documents for which confidential treatment by the Commission is properly sought will be treated accordingly. A redacted non-confidential version of the document must also be filed simultaneously with any confidential filing. All information, including confidential business information and documents for which confidential treatment is properly sought, submitted to the Commission for purposes of this investigation may be disclosed to and used: (i) By the Commission, its employees and Offices, and contract personnel (a) for developing or maintaining the records of this or a related proceeding, or (b) in internal investigations, audits, reviews, and evaluations relating to the programs, personnel, and operations of the Commission including under 5 U.S.C. appendix 3; or (ii) by U.S. government employees and contract personnel, solely for cybersecurity purposes. All contract personnel will sign appropriate nondisclosure agreements. All nonconfidential written submissions will be available for public inspection on EDIS.

The Commission vote for this determination took place on August 5, 2021.

The authority for the Commission's determination is contained in section 337 of the Tariff Act of 1930, as amended (19 U.S.C. 1337), and in Part 210 of the Commission's Rules of Practice and Procedure (19 CFR part 210).

By order of the Commission.

Issued: August 5, 2021.

Lisa Barton,

Secretary to the Commission.

[FR Doc. 2021–17082 Filed 8–10–21; 8:45 am]

BILLING CODE 7020–02–P

DEPARTMENT OF JUSTICE

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

On August 5, 2021, the Department of Justice filed a complaint and lodged a proposed consent decree with the United States District Court for the District of North Dakota in the lawsuit entitled *United States and North Dakota v. Summit Midstream Partners, LLC and Meadowlark Midstream Company, LLC*, Civil Action No. 1:21–cv–00161. The Department of the Interior's Fish and Wildlife Service, the North Dakota Department of Environmental Quality, and the North Dakota Department of Game and Fish ("Trustees") are also providing notice of an opportunity for public comment on a Draft Restoration Plan.

The United States and the State of North Dakota filed this lawsuit under the Clean Water Act and North Dakota water pollution control laws. The complaint names Summit Midstream Partners, LLC and Meadowlark Midstream Company, LLC as defendants. The complaint seeks injunctive relief, civil penalties, and natural resource damages for violations of the Clean Water Act and North Dakota law as a result of a produced water spill from a pipeline owned and operated by Defendants. Defendants' pipeline discharged more than 700,000 barrels of produced water between August 2014 and January 2015; produced water from the spill reached groundwater, a nearby creek, and downstream rivers.

The Consent Decree requires Defendants to perform injunctive relief; remediate environmental impacts; pay \$250,000 in natural resource damage assessment costs; pay \$1,000,000 to be used by the Trustees for the costs of projects that restore, rehabilitate, replace, or acquire the equivalent of natural resources; and pay a \$20,000,000 civil penalty to be split evenly between the United States and North Dakota. Based on certain ability to pay limitations, the civil penalty will be paid over six years, subject to interest. The Consent Decree resolves the civil claims alleged by the United States and North Dakota in the complaint. Under the Consent Decree, the United States and North Dakota also agreed not to sue Defendants for natural resource damages resulting from the produced water spill.

The Trustees have written a Draft Restoration Plan that describes proposed alternatives for restoring natural resources and natural resource services injured by the produced water

spill. The preferred alternatives include three restoration project types: (1) Aquatic service enhancements; (2) conservation of environmentally sensitive lands; and (3) recreational access enhancement.

The publication of this notice opens a period for public comment on the Consent Decree and the Draft Restoration Plan. Comments on the Consent Decree should be addressed to the Assistant Attorney General, Environment and Natural Resources Division, and should refer to *United States and North Dakota v. Summit Midstream Partners, LLC and Meadowlark Midstream Company, LLC*, D.J. Ref. No. 90–5–2–1–11253. All comments must be submitted no later than thirty (30) days after the publication date of this notice. Comments may be submitted either by email or by mail:

To submit comments:	Send them to:
By email	pubcomment-ees.enrd@usdoj.gov
By mail	Assistant Attorney General, U.S. DOJ—ENRD, P.O. Box 7611, Washington, DC 20044–7611.

During the public comment period, the Consent Decree may be examined and downloaded at this Justice Department website: <https://www.justice.gov/enrd/consent-decrees>. We will provide a paper copy of the Consent Decree upon written request and payment of reproduction costs. Please mail your request and payment to: Consent Decree Library, U.S. DOJ—ENRD, P.O. Box 7611, Washington, DC 20044–7611.

Please enclose a check or money order for \$23.00 (25 cents per page reproduction cost) payable to the United States Treasury. For a paper copy without the appendices and signature pages, the cost is \$16.25.

Comments on the Draft Restoration Plan may be submitted to the Trustees, and should refer to Blacktail Creek—Summit Midstream Pipeline Release Settlement Agreement, DOI Reference #9590. All comments on the Draft Restoration Plan must be submitted no later than 30 days after the publication date of this notice. Comments on the Draft Restoration Plan may be submitted either by email or by mail:

To submit comments:	Send them to:
By email	FW6BlacktailCreekNRDAR@fws.gov

<i>To submit comments:</i>	<i>Send them to:</i>
By mail	Jessica Johnson U.S. Fish and Wildlife Service 3425 Miriam Ave., Bismarck, ND 58501.

During the public comment period, a copy of the Draft Restoration Plan will be available electronically at <https://www.fws.gov/mountain-prairie/pressrel/archives/index.php> and at <https://deq.nd.gov/EHSRulesRegs.aspx>. A link to the Draft Restoration Plan and updates about it will also be made available on the Listserv of the North Dakota Department of Environmental Quality ("NDDEQ"). To be placed on the Listserv, please visit <https://deq.nd.gov/subscriptions/> and self-register, or contact the NDDEQ by phone at (701) 328-5150, or by email at deq@nd.gov. A copy of the Draft Restoration Plan may also be examined at 3425 Miriam Avenue, Bismarck ND 58501. Arrangements to view the Draft Restoration Plan must be made in advance by contacting (701) 250-4402.

Susan Akers,

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

[FR Doc. 2021-17093 Filed 8-10-21; 8:45 am]

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NUCLEAR REGULATORY COMMISSION

[Docket Nos. 50-348, 50-364; and 50-424, 50-425; NRC-2021-0139]

Southern Nuclear Operating Company; Joseph M. Farley Nuclear Plant, Units 1 and 2; Vogtle Electric Generating Plant, Units 1 and 2

AGENCY: Nuclear Regulatory Commission.

ACTION: Exemption; issuance.

SUMMARY: The U. S. Nuclear Regulatory Commission (NRC) is granting exemptions in response to a request dated June 9, 2021, from Southern Nuclear Operating Company, Inc., seeking exemptions from specific regulations that require periodic updates of the Farley Nuclear Plant, Units 1 and 2, and Vogtle Electric Generating Plant, Units 1 and 2, Updated Final Safety Reports (UFSARs).

DATES: The exemption was issued on August 4, 2021.

ADDRESSES: Please refer to Docket ID NRC-2021-0139 when contacting the NRC about the availability of information regarding this document.

You may obtain publicly available information related to this document using any of the following methods:

- **Federal Rulemaking Website:** Go to <https://www.regulations.gov> and search for Docket ID NRC-2021-0139. Address questions about Docket IDs in *Regulations.gov* to Stacy Schumann; telephone: 301-415-0624; email: Stacy.Schumann@nrc.gov. For technical questions, contact the individual listed in the **FOR FURTHER INFORMATION CONTACT** section of this document.

- **NRC's Agencywide Documents Access and Management System (ADAMS):** You may obtain publicly available documents online in the ADAMS Public Documents collection at <https://www.nrc.gov/reading-rm/adams.html>. To begin the search, select "Begin Web-based ADAMS Search." For problems with ADAMS, please contact the NRC's Public Document Room (PDR) reference staff at 1-800-397-4209, 301-415-4737, or by email to pdr.resource@nrc.gov. The ADAMS accession number for each document referenced (if it is available in ADAMS) is provided the first time that it is mentioned in this document.

- **Attention:** The PDR, where you may examine and order copies of public documents, is currently closed. You may submit your request to the PDR via email at pdr.resource@nrc.gov or call 1-800-397-4209 or 301-415-4737, between 8:00 a.m. and 4:00 p.m. (ET), Monday through Friday, except Federal holidays.

FOR FURTHER INFORMATION CONTACT: John G. Lamb, Office of Nuclear Reactor Regulation, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001, telephone: 301-415-3100, email: John.Lamb@nrc.gov.

SUPPLEMENTARY INFORMATION: The text of the exemptions is attached.

Dated: August 6, 2021.

For the Nuclear Regulatory Commission.

John G. Lamb,

Senior Project Manager, Plant Licensing Branch 2-1, Division of Operating Reactor Licensing, Office of Nuclear Reactor Regulation.

Attachment—Exemption

NUCLEAR REGULATORY COMMISSION

Docket Nos. 50-348, 50-364; and 50-424, 50-425

Southern Nuclear Operating Company

Joseph M. Farley Nuclear Plant, Units 1 and 2

Vogtle Electric Generating Plant, Units 1 and 2

I. Background

Southern Nuclear Operating Company (SNC, the licensee) is the holder of Facility Operating License Nos. NPF-2, NPF-8, NPF-68, and NPF-81, for the Joseph M. Farley Nuclear Plant (Farley), Units 1 and 2; and the Vogtle Electric Generating Plant (Vogtle), Units 1 and 2, respectively. The licenses provide, among other things, that the licensee is subject to all rules, regulations, and orders of the Commission now or hereafter in effect. The Farley, Units 1 and 2; and Vogtle, Units 1 and 2, facilities consist of two pressurized-water reactors located at each of the licensee's sites in Houston County, Alabama, and Burke County, Georgia, respectively.

II. Request/Action

In accordance with Section 50.71 of title 10 of the *Code of Federal Regulations* (10 CFR), "Maintenance of records, making of reports," paragraph (e)(4) states, in part, that "Subsequent revisions [to the Updated Final Safety Analysis Report (UFSAR) submitted as part of the original license application] must be filed annually or 6 months after each refueling outage provided the interval between successive updates [to the UFSAR] does not exceed 24 months." By letter dated June 9, 2021 (ADAMS Accession No. ML21160A156), SNC requested that the due date for submittal of the Farley, Units 1 and 2, UFSAR be by October 31 of every odd-numbered year, provided the interval between successive updates does not exceed 24 months, and that the due date for submittal of the Vogtle, Units 1 and 2, UFSAR be by October 31 of every even-numbered year, provided the interval between successive updates does not exceed 24 months.

Pursuant to 10 CFR 50.12, "Implementation of the Equal Access to Justice Act in Agency Proceeding," the NRC may, upon application by any