

these reviews may be viewed on the Commission's electronic docket (EDIS) at <http://edis.usitc.gov>.

#### **SUPPLEMENTARY INFORMATION:**

**Background.** On October 5, 2012, the Commission determined that responses to its notice of institution of the subject five-year reviews were such that a full reviews pursuant to section 751(c)(5) of the Act should proceed (77 F.R. 64127, October 18, 2012). A record of the Commissioners' votes, the Commission's statement on adequacy, and any individual Commissioner's statements are available from the Office of the Secretary and at the Commission's Web site.

**Participation in the reviews and public service list.** Persons, including industrial users of the subject merchandise and, if the merchandise is sold at the retail level, representative consumer organizations, wishing to participate in these reviews as parties must file an entry of appearance with the Secretary to the Commission, as provided in section 201.11 of the Commission's rules, by 45 days after publication of this notice. A party that filed a notice of appearance following publication of the Commission's notice of institution of the reviews need not file an additional notice of appearance. The Secretary will maintain a public service list containing the names and addresses of all persons, or their representatives, who are parties to the reviews.

**Limited disclosure of business proprietary information (BPI) under an administrative protective order (APO) and BPI service list.** Pursuant to section 207.7(a) of the Commission's rules, the Secretary will make BPI gathered in these reviews available to authorized applicants under the APO issued in the reviews, provided that the application is made by 45 days after publication of this notice. Authorized applicants must represent interested parties, as defined by 19 U.S.C. 1677(9), who are parties to the reviews. A party granted access to BPI following publication of the Commission's notice of institution of the reviews need not reapply for such access. A separate service list will be maintained by the Secretary for those parties authorized to receive BPI under the APO.

**Staff report.** The prehearing staff report in the reviews will be placed in the nonpublic record on April 5, 2013, and a public version will be issued thereafter, pursuant to section 207.64 of the Commission's rules.

**Hearing.** The Commission will hold a hearing in connection with the reviews beginning at 9:30 a.m. on April 25,

2013, at the U.S. International Trade Commission Building. Requests to appear at the hearing should be filed in writing with the Secretary to the Commission on or before April 19, 2013. A nonparty who has testimony that may aid the Commission's deliberations may request permission to present a short statement at the hearing. All parties and nonparties desiring to appear at the hearing and make oral presentations should attend a prehearing conference to be held at 9:30 a.m. on April 23, 2013, at the U.S. International Trade Commission Building. Oral testimony and written materials to be submitted at the public hearing are governed by sections 201.6(b)(2), 201.13(f), 207.24, and 207.66 of the Commission's rules. Parties must submit any request to present a portion of their hearing testimony *in camera* no later than 7 business days prior to the date of the hearing.

**Written submissions.** Each party to the reviews may submit a prehearing brief to the Commission. Prehearing briefs must conform with the provisions of section 207.65 of the Commission's rules; the deadline for filing is April 16, 2013. Parties may also provide written testimony in connection with their presentation at the hearing, as provided in sections 207.24 and 207.66(b) of the Commission's rules, and may file posthearing briefs, which must conform with the provisions of section 207.67 of the Commission's rules. The deadline for filing posthearing briefs is May 6, 2013. In addition, any person who has not entered an appearance as a party to the reviews may submit a written statement of information pertinent to the subject of the reviews on or before May 6, 2013. On June 3, 2013, the Commission will make available to parties all information on which they have not had an opportunity to comment. Parties may submit final comments on this information on or before June 5, 2013, but such final comments must not contain new factual information and must otherwise comply with section 207.68 of the Commission's rules. All written submissions must conform with the provisions of section 201.8 of the Commission's rules; any submissions that contain BPI must also conform with the requirements of sections 201.6, 207.3, and 207.7 of the Commission's rules. Please be aware that the Commission's rules with respect to electronic filing have been amended. The amendments took effect on November 7, 2011. See 76 FR 61937 (Oct. 6, 2011) and the newly revised Commission's Handbook on E-Filing,

available on the Commission's Web site at <http://edis.usitc.gov>.

Additional written submissions to the Commission, including requests pursuant to section 201.12 of the Commission's rules, shall not be accepted unless good cause is shown for accepting such submissions, or unless the submission is pursuant to a specific request by a Commissioner or Commission staff.

In accordance with sections 201.16(c) and 207.3 of the Commission's rules, each document filed by a party to the reviews must be served on all other parties to the reviews (as identified by either the public or BPI service list), and a certificate of service must be timely filed. The Secretary will not accept a document for filing without a certificate of service.

**Authority:** These reviews are being conducted under authority of title VII of the Tariff Act of 1930; this notice is published pursuant to section 207.62 of the Commission's rules.

Issued: November 27, 2012.

By order of the Commission.

**Lisa R. Barton,**

*Acting Secretary to the Commission.*

[FR Doc. 2012-29068 Filed 11-30-12; 8:45 am]

**BILLING CODE 7020-02-P**

## **DEPARTMENT OF JUSTICE**

### **Notice of Lodging of Proposed Consent Decree Under the Comprehensive Environmental Response, Compensation, and Liability Act of 1980**

On November 27, 2012, the Department of Justice lodged a proposed Consent Decree with the United States District Court for the Northern District of Illinois in the lawsuit entitled *United States v. Capital Tax Corporation, et al.*, Civil Action No. 04-cv-4138.

In the original complaint filed under the Comprehensive Environmental Response, Compensation and Liability Act (CERCLA) in 2004 and amended complaints filed in 2005 and 2010, the United States sought reimbursement of response costs for costs incurred by the United States at the National Lacquer and Paint Superfund Site in Chicago, Illinois and penalties and punitive damages for failure to comply with EPA administrative orders related to the Site. The consent decree lodged on November 26, 2012 resolves the complaint by providing for reimbursement of response costs of \$325,000.

The publication of this notice opens a period for public comment on the

consent decree. Comments should be addressed to the Assistant Attorney General, Environment and Natural Resources Division, and should refer to

*United States v. Capital Tax Corporation, et al.*, D.J. Ref. No. 90–11–2–08218. 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:

|                            |                                                                                      |
|----------------------------|--------------------------------------------------------------------------------------|
| <i>To submit comments:</i> | <i>Send them to:</i>                                                                 |
| By e-mail .....            | <i>pubcomment-ees.enrd@usdoj.gov.</i>                                                |
| 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 Web site: [http://www.usdoj.gov/enrd/Consent\\_Decrees.html](http://www.usdoj.gov/enrd/Consent_Decrees.html). 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 \$4.50 (25 cents per page reproduction cost) payable to the United States Treasury.

**Maureen Katz,**

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

[FR Doc. 2012–29056 Filed 11–30–12; 8:45 am]

**BILLING CODE 4410–15–P**

## DEPARTMENT OF JUSTICE

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

On November 20, 2012, the Department of Justice lodged a proposed

Consent Decree with the United States District Court for the Southern District of Mississippi in the lawsuit entitled *United States and State of Mississippi v. City of Jackson, Mississippi*, Civil Action No. 3:12-cv-790 TSL.

The proposed Consent Decree would resolve certain claims under Sections 301, 309, and 402 of the Clean Water Act, 33 U.S.C. 1251, et seq. and under the Mississippi Air and Water Pollution Control Law (“MAWPCL”) (Miss. Code Ann. §§ 49–17–1 through 49–17–45), against the City of Jackson, Mississippi (“City” or “Jackson”), through the performance of injunctive measures, the payment of a civil penalty, and the performance of a Supplemental Environmental Project (“SEP”). The United States and the State of Mississippi allege that the City is liable as a person who has discharged a pollutant from a point source to navigable waters of the United State without a permit and, in some cases, in excess of permit limitations.

The proposed Consent Decree would resolve the liability of Jackson for the violations alleged in the complaint filed in this matter. To resolve these claims, Jackson would perform the injunctive measures as described in the proposed

Consent Decree. More specifically, the proposed Consent Decree will require Jackson to implement comprehensive injunctive relief to assess and rehabilitate a majority of its collection system within approximately 18 years to eliminate wet weather/capacity-related Sanitary Sewer Overflows (“SSOs”) and develop and implement specific management, operation, and maintenance (“MOM”) programs that EPA determined were missing or deficient. The goal of the injunctive relief required under the proposed Consent Decree is to ensure Jackson’s compliance with water quality standards and the Clean Water Act.

The publication of this notice opens a period for public comment on the proposed Consent Decree. Comments should be addressed to the Assistant Attorney General, Environment and Natural Resources Division, and should refer to *United States & State of Mississippi v. City of Jackson, Mississippi*, D.J. Ref. No. 90–5–1–1–09841. 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:

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

During the public comment period, the proposed Consent Decree may be examined and downloaded at this Justice Department Web site: [http://www.usdoj.gov/enrd/Consent\\_Decrees.html](http://www.usdoj.gov/enrd/Consent_Decrees.html). We will provide a paper copy of the proposed 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 \$95.75 (25 cents per page reproduction cost) payable to the United

States Treasury. For a paper copy without the exhibits, the cost is \$26.50.

**Henry Friedman,**

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

[FR Doc. 2012–29070 Filed 11–30–12; 8:45 am]

**BILLING CODE 4410–15–P**

## DEPARTMENT OF JUSTICE

### Notice of Proposed Settlement Agreement Under the National Marine Sanctuaries Act

Notice is hereby given that the U.S. Department of Justice, on behalf of the

U.S. Department of Commerce, National Oceanic and Atmospheric Administration, has reached a Settlement Agreement with Dennis W. McGuire regarding claims for response costs and damages under the National Marine Sanctuaries Act, 16 U.S.C. 1443(a). The Florida Department of Environmental Protection, on behalf of the Board of Trustees of the Internal Improvement Trust Fund of the State of Florida, joins the settlement and resolves its claims under Section 253.04, Florida Statutes.

The United States’ claims arise from the grounding of the vessel M/V Freedom in the Florida Keys National Marine Sanctuary on July 12, 2009. The