

DEPARTMENT OF JUSTICE**Notice of Lodging of Consent Decree Under the Comprehensive Environmental Response, Compensation, and Liability Act**

Notice is hereby given that the United States, on behalf of the United States Bankruptcy Court for the Western District of Pennsylvania, in *In re H.K. Porter Company, Inc.*, Bankruptcy Action No. 91-468-WWB (PGH), on January 16, 2001. This Settlement Agreement resolves the claims of the United States against H.K. Porter Company, Inc. ("H.K. Porter"), pursuant to the Comprehensive Environmental Response, Compensation, and Liability Act ("CERCLA"), 42 U.S.C. 9601, *et seq.* The Settlement Agreement concerns H.K. Porter's ownership and operation of the Southern Asbestos site located at 426 Salem Road, Bennettsville, Marlboro County, South Carolina (the "Site").

The Settlement Agreement provides that pursuant to the Fourth Amended Creditors Committee Plan of Reorganization, H.K. Porter will pay \$215,071 as a Class VII unsecured claim to the United States in reimbursement of response costs incurred by the United States at the Site. The Settlement Agreement further provides that the United States covenants not to bring a civil action or take administrative action against H.K. Porter pursuant to CERCLA, 42 U.S.C. 9606 and 9607, or the Resource Conservation and Recovery Act, 42 U.S.C. 6973, relating to the Site.

The Department of Justice will receive, for a period of thirty (30) days from the date of this publication, comments relating to the proposed Consent Decree. Comments should be addressed to the Assistant Attorney General for the Environment and Natural Resources Division, Department of Justice, Washington, D.C. 20530, and should refer to *In re H.K. Porter Company, Inc.* DOJ #90-11-3-07062.

The proposed Consent Decree may be examined at the United States Trustee's Office, Western District of Pennsylvania, 1000 Liberty Avenue, Room 319, Pittsburgh, PA 15222. 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 reference number given above and enclose a check in the amount of \$1.50

(25 cents per page reproduction costs), payable to the Consent Decree Library.

Ellen M. 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 Under Comprehensive Environmental Response, Compensation and Liability Act**

In accordance with Departmental policy, 28 CFR 50.7, notice is hereby given that a proposed consent decree in *United States v. Nassau Metals Corp., et al.*, C.A. No. 3:96-CV-562 (M.D. Pa.), was lodged on December 20, 2000, with the United States District Court for the Middle District of Pennsylvania. The consent decree resolves the United States' claims against the Estate of Joseph Brenner and the personal representative of the Estate with respect to past costs, pursuant to Section 107 of the Comprehensive Environmental Response, Compensation and Liability Act, 42 U.S.C. 9607, in connection with the cleanup of the C&D Recycling, Inc., Site, located in Luzerne County, Pennsylvania. Under the consent decree, the personal representative of the Estate, based upon an ability-to-pay settlement, will pay the United States \$77,000 in reimbursement of past response costs within forty-five days after entry of the consent decree by the Court. The personal representative of the Estate has also agreed to sell the Site property, in cooperation with a co-owner of the property, and to pay the United States the proceeds from said sale as provided under the terms of the consent decree.

The Department of Justice will receive, for a period of thirty (30) days from the date of this publication, comments relating to the proposed consent decree. Comments should be addressed to the Assistant Attorney General for the Environment and Natural Resources Division, Department of Justice, Washington, D.C. 20530, and should refer to *United States v. Nassau Metals Corp., et al.*, DOJ Reference No. 90-11-3-1057-A.

The proposed consent decree may be examined at the office of the United States Attorney, Suite 309, Federal Building, Washington and Linden Streets, Scanton, Pennsylvania 18501; and the Region III Office of the Environmental Protection Agency, 1650 Arch Street, Philadelphia, Pennsylvania

19103-2029. A copy of the proposed 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 \$8.00 (.25 cents per page production costs), payable to the Consent Decree Library.

Robert D. Brook,

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

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DEPARTMENT OF JUSTICE**Notice of Lodging of Consent Decree Under the Clean Air Act**

Notice is hereby given that on January 19, 2001 a proposed Consent Decree ("Decree") in *United States and State of Colorado v. William Field Services Co. et al.*, Civil Action No. 01-S-0113 was lodged with the United States District Court for the District of Colorado. The United States filed this action pursuant to section 113(b) of the Clean Air Act (the "Act"), 42 U.S.C. 7413(b), for noncompliance with Section 165 of the Act, 42 U.S.C. 7475 pertaining to increased emissions of volatile organic compounds from major modifications at the settling defendant's so-called Ignacio Plant, a natural gas processing facility situated within the exterior boundaries of the Southern Ute Indian Reservation near Durango, Colorado.

Under the terms of the Decree Williams Field Services Company and Williams Gas Processing Company, Inc., will pay the United States a civil penalty in the amount of \$850,000, and meet emission standards and other terms and conditions set forth in the Decree regarding emissions of volatile organic compounds until such time that a PSD permit has been issued to the companies by EPA or other duly authorized State or Tribal agency or commission to which EPA has delegated PSD permitting authority.

The Department of Justice will receive for a period of thirty (30) days from the date of this publication comments relating to the Decree. Comments should be addressed to the Assistant Attorney General, Environment and Natural Resources Division, P.O. Box 7611, U.S. Department of Justice, Washington, DC 20044-7611, and should refer to *United States v. Williams Field Services Co., et al.*, D.J. Ref. 90-5-2-1-06938.

The Decree may be examined at the offices of the U.S. EPA Region VIII, 999