

DEPARTMENT OF JUSTICE

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

Notice is hereby given that on September 28, 2007, a proposed Consent Decree in *United States v. Gould Electronics Inc.*, Civil Action No. 07–4645, was lodged with the United States District Court for the District of New Jersey.

The United States' Complaint in the case alleges that Gould Electronics Inc. ("Gould Electronics") is liable to the United States under Section 107(a) of CERCLA, 42 U.S.C. 9607(a) at the Magic Marker Superfund Site in Trenton, New Jersey. The Consent Decree settles the claims of the United States, on behalf of EPA, asserted in the Complaint.

Pursuant to the Consent Decree, Gould Electronics and a contribution defendant, Ford Motor Company, will together pay \$285,000 in reimbursement of response costs incurred or to be incurred by EPA.

On September 28, 2007, the United States also filed a "Stipulation Between the United States and Exide Technologies Concerning Magic Marker Site and Proof of Claim" ("Stipulation") in the bankruptcy proceeding *In re Exide Technologies, et al.*, 02–11125 (Bank. Del). Pursuant to this Stipulation, the United States will withdraw its claim filed in that bankruptcy proceeding with respect to the Magic Marker Superfund Site. The Stipulation was filed contemporaneously with a stipulation between Gould Electronics and Exide Technologies providing Gould Electronics with an allowed claim against Exide Technologies in the bankruptcy proceeding. If the Consent Decree is not entered by the court, the Stipulation shall be null and void.

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 and/or the Stipulation. Comments should be addressed to the Assistant Attorney General, Environment and Natural Resources Division, and either e-mailed to pubcomment-ees.enrd@usdoj.gov or mailed to P.O. Box 7611, U.S. Department of Justice, Washington, DC 20044–7611, and should refer to *United States v. Gould Electronics Inc.*, D.J. Ref. 90–11–3–07371.

The Consent Decree may be examined at the Office of the United States Attorney, Peter Rodino Federal Building, 970 Broad Street, Newark, New Jersey 07102, and at U.S. EPA Region 2, 290 Broadway, New York, NY

10007. During the public comment period, the Consent Decree and Stipulation may also be examined on the following Department of Justice Web site, to http://www.usdoj.gov/enrd/Consent_Decrees.html. A copy of the Consent Decree and/or the Stipulation may also be obtained by mail from the Consent Decree Library, P.O. Box 7611, U.S. Department of Justice, Washington, DC 20044–7611 or by faxing or e-mailing a request to Tonia Fleetwood (tonia.fleetwood@usdoj.gov), fax no. (202) 514–0097, phone confirmation number (202) 514–1547. In requesting a copy from the Consent Decree Library, please enclose a check in the amount of \$8.75 (25 cents per page reproduction cost) payable to the U.S. Treasury or, if by e-mail or fax, forward a check in that amount to the Consent Decree Library at the stated address.

Ronald Gluck,

Assistant 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 September 28, 2007, a proposed Consent Decree between the United States, the Alabama Department of Environmental Management, the Mississippi Commission on Environmental Quality, Hunt Refining Company and Hunt Southland Refining Company (collectively "Hunt") was lodged with the United States District Court for the Northern District of Alabama in the case of *United States et al. v. Hunt Refining Company et al.*, Civil Action No. CV–07–P–1777–W.

In a complaint that was filed simultaneously with the Consent Decree, the United States sought a civil penalty and injunctive relief against Hunt for alleged violations of the Clean Air Act, 42 U.S.C. 7401 *et seq.*, and its implementing regulations, in connection with Hunt's petroleum refineries located in Tuscaloosa, Alabama; and Sandersville and Lumberton, Mississippi.

The Consent Decree requires Hunt to implement pollution control technologies to significantly reduce emissions of nitrogen oxides ("NO₂") and sulfur dioxide ("SO₂") from refinery process units, reduce the flaring of process upset gasses, improve leak detection and repair procedures, and improve the management of benzene

wastewater streams. Hunt has estimated that this injunctive relief will cost the company approximately \$48,500,000. Hunt will pay a civil penalty of \$400,000, which the States of Alabama and Mississippi will share, and spend more than \$475,000 on supplemental environmental projects to benefit the community and environment. Hunt has agreed to upgrade controls to reduce volatile organic compound emissions from the wastewater systems at the Tuscaloosa refinery and will buy emergency preparedness equipment and train mutual aid responders in Choctaw County, Alabama; and Vicksburg, Mississippi. The States of Alabama and Mississippi will join in this settlement as signatories to 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, Environment and Natural Resources Division, and either e-mailed to pubcomment-ees.enrd@usdoj.gov, or mailed to P.O. Box 7611, U.S. Department of Justice, Washington, D.C. 20044–7611, and should refer to *United States et al. v. Hunt Refining Company et al.*, D.J. Ref. # 90–5–2–1–08392.

The Consent Decree may be examined at U.S. EPA Region 4, 61 Forsyth Street, Atlanta, Georgia 30303 (contact Marlene Tucker). During the public comment period, the Consent Decree also may be examined on the following Department of Justice Web site: http://www.usdoj.gov/enrd/Consent_Decrees.html. A copy of the Consent Decree also may be obtained by mail from the Consent Decree Library, P.O. Box 7611, U.S. Department of Justice, Washington, DC 20044–7611, or by faxing or e-mailing a request to Tonia Fleetwood (tonia.fleetwood@usdoj.gov), fax no. (202) 514–0097, phone confirmation number (202) 514–1547. In requesting a copy from the Consent Decree Library, Please enclose a check in the amount of \$31.25 (25 cents per page reproduction cost) payable to the U.S. Treasury, or, if by e-mail or fax, forward a check in that amount to the Consent Decree Library at the stated address.

Robert D. Brook,

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

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