

and BPI service list.—Pursuant to section 207.7(a) of the Commission's rules, the Secretary will make BPI gathered in the final phase of these investigations available to authorized applicants under the APO issued in the investigations, provided that the application is made no later than 21 days prior to the hearing date specified in this notice. Authorized applicants must represent interested parties, as defined by 19 U.S.C. 1677(9), who are parties to the investigations. A party granted access to BPI in the preliminary phase of the investigations 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 final phase of these investigations will be placed in the nonpublic record on April 27, 2010, and a public version will be issued thereafter, pursuant to section 207.22 of the Commission's rules.

Hearing.—The Commission will hold a hearing in connection with the final phase of these investigations beginning at 9:30 a.m. on May 11, 2010, 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 May 6, 2010. 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 May 7, 2010, 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), and 207.24 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 who is an interested party shall submit a prehearing brief to the Commission. Prehearing briefs must conform with the provisions of section 207.23 of the Commission's rules; the deadline for filing is May 4, 2010. Parties may also file written testimony in connection with their presentation at the hearing, as provided in section 207.24 of the Commission's rules, and posthearing briefs, which must conform with the provisions of section 207.25 of the Commission's rules. The deadline for filing posthearing briefs is May 18,

2010; witness testimony must be filed no later than three days before the hearing. In addition, any person who has not entered an appearance as a party to the investigations may submit a written statement of information pertinent to the subject of the investigations, including statements of support or opposition to the petition, on or before May 18, 2010. On June 3, 2010, 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 7, 2010, but such final comments must not contain new factual information and must otherwise comply with section 207.30 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. The Commission's rules do not authorize filing of submissions with the Secretary by facsimile or electronic means, except to the extent permitted by section 201.8 of the Commission's rules, as amended, 67 FR 68036 (November 8, 2002). Even where electronic filing of a document is permitted, certain documents must also be filed in paper form, as specified in II (C) of the Commission's Handbook on Electronic Filing Procedures, 67 Fed. Reg. 68168, 68173 (November 8, 2002).

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 investigations must be served on all other parties to the investigations (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 investigations are being conducted under authority of title VII of the Tariff Act of 1930; this notice is published pursuant to section 207.21 of the Commission's rules.

By order of the Commission.

Issued: January 20, 2010.

Marilyn R. Abbott,

Secretary to the Commission.

[FR Doc. 2010-1444 Filed 1-25-10; 8:45 am]

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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 21, 2010, a proposed consent decree in United States v. Saint-Gobain Containers, Inc., Civil Action No. 2:10-cv-00121-TSZ was lodged with the United States District Court for the Western District of Washington.

In this action the United States sought civil penalties and injunctive relief at 15 of Saint-Gobain's manufacturing facilities across the United States for violations of Parts C and D of Title I of the Act, 42 U.S.C. 7470-7492, 7501-7515, the Prevention of Significant Deterioration (PSD) and Nonattainment New Source Review (NNSR) provisions of the Act; and the federally-enforceable State Implementation Plans (SIPs) for California, Illinois, Indiana, Louisiana, Massachusetts, Missouri, New Jersey, North Carolina, Oklahoma, Pennsylvania, Texas, Washington, and Wisconsin approved by EPA pursuant to Section 110 of the Act, 42 U.S.C. 7410, which incorporate and/or implement the above-listed federal requirements. The consent decree Under the Consent Decree, Saint-Gobain will pay a civil penalty of \$2,250,000, which will be shared with the participating states and localities, and will implement substantial injunctive relief to reduce pollution by installing new control equipment and accepting much more stringent emission limits. Saint-Gobain will install controls at 29 furnaces involved in the settlement and will install continuous emission monitors at each of those facilities. The estimated capital cost of all of the pollution control projects to be implemented, is at least \$112 million.

The Department of Justice will receive for a period of 30 days from the date of this publication comments relating to the 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, DC 20044-7611, and should refer to *United States v. Saint-Gobain Containers, Inc.*, D.J. Ref. 90-5-2-1-06982/1.

The consent decree may be examined at the Office of the United States Attorney, 5220 United States Courthouse, 700 Stewart Street, Seattle, Washington 98101-1271, and at U.S. EPA Region 10, 1200 Sixth Avenue, Suite 900, Seattle, Washington 98101. During the public comment period, the consent decree, 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 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 \$43.00 (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.

Maureen Katz,

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

[FR Doc. 2010-1450 Filed 1-25-10; 8:45 am]

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DEPARTMENT OF JUSTICE

Notice of Lodging of Consent Decree Under the Clean Water Act

Notice is hereby given that on January 20, 2010, a proposed Consent Decree ("Decree") in *United States v. Pacific Pipeline Systems, LLC*, Civil Action No. CV08-5768 DSF (Ssx) (C.D. Cal.) was lodged with the United States District Court for the Central District of California.

The civil action relates to an incident on March 23, 2005, when approximately 3,393 barrels of crude oil were discharged from the "Line 63" pipeline owned by Pacific Pipeline Systems LLC ("Pacific"). Some of the oil reached Pyramid Lake in the Angeles and Los Padres National Forest. In the civil action the United States sought to obtain civil penalties under 33 U.S.C. 1321(b)(7)(A), and injunctive relief under 33 U.S.C. 1319(b) against Pacific.

The proposed Decree would require Pacific to pay \$1.3 million as a civil penalty, and to permanently purge and remove all oil from Line 63. However, Pacific is permitted to re-open Line 63 if it first relocates and buries several sections of the line, and institutes an enhanced integrity management program.

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, 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 reference *United States v. Pacific Pipeline Systems, LLC*, Civil Action No. CV08-5768 DSF (Ssx) (C.D. Cal.) and DOJ Ref. No. 90-5-1-1-09019.

The Decree may be examined at the Office of the United States Attorney, 300 North Los Angeles Street, Room 7516, Los Angeles, CA 90012. During the public comment period, the Decree may also be examined on the following Department of Justice Web site: http://www.usdoj.gov/enrd/Consent_Decrees.html. A copy of the Decree 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.

Maureen Katz,

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

[FR Doc. 2010-1397 Filed 1-25-10; 8:45 am]

BILLING CODE 1410-15-P

DEPARTMENT OF JUSTICE

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

Notice is hereby given that on January 19, 2010, a proposed Amended Consent Decree in *United States of America v. Stauffer Management Company LLC (successor by merger to Atkemix Thirty-Seven, Inc.)* Civil Action No. 8:98-cv-01203-T-27TGW was lodged with the United States District Court for the Middle District of Florida, Tampa Division ("the Court").

This case was brought under authority of the Comprehensive Environmental Response, Compensation, and Liability Act ("CERCLA"), 42 U.S.C. 9601 *et seq.* and pertains to the Stauffer Chemical Superfund Site in Tampa, Hillsborough County, Florida ("the Site"). The Court entered a Consent Decree on July 23, 1998 ("1998 Decree"), under which Atkemix Thirty-Seven Inc. ("Atkemix") agreed to perform the remedial action at the Site set forth in the Environmental

Protection Agency's ("EPA's") 1995 Record of Decision ("1995 ROD") and pay the government's response costs. However, during the first several years of 1995 ROD implementation, it became clear that, while the groundwater remedy was cleaning up the groundwater at the Site, the remedy chosen for the soils and sediments was failing to clean the soils and sediments up to the required performance standards.

EPA issued an Amended Record of Decision for the soils and sediments ("2006 ROD") while continuing to have Atkemix perform the groundwater cleanup under the 1995 ROD. It then became necessary to amend the 1998 Decree to include the revised soils and sediment cleanup under the 2006 ROD and to address other changes such as the name of the settling defendant. Atkemix merged into Stauffer Management Company LLC in December 2000. According to the Civil Docket, the Court had closed this case on July 24, 1998. However, on January 19, 2010, the Court entered an order granting the motion of the United States to reopen the case and reassign it. The Amended Consent Decree was filed with the Motion to Reopen and is deemed lodged as of January 19, 2010.

The Department of Justice will receive for a period of thirty (30) days from the date of this publication comments relating to the Amended 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, DC 20044-7611, and should refer to *United States of America v. Stauffer Management Company LLC (successor by merger to Atkemix Thirty-Seven, Inc.)*, D.J. Ref. 90-11-2-1227.

The Amended Consent Decree may be examined at U.S. EPA Region 4, 61 Forsyth Street, SE., Atlanta, GA 30303, ATTN: Elisa Roberts. During the public comment period, the Amended Consent Decree may also be examined on the following Department of Justice Web site, http://www.usdoj.gov/enrd/Consent_Decrees.html. A copy of the Amended Consent Decree 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