

In light of the fact that the ALJ has not yet issued a public version of his RD, the Commission has determined to extend the deadline for receiving initial written submissions on remedy, the public interest, and bonding until two weeks from the date of issuance of the public version of the ALJ's RD. Complainants and the IA are also requested to submit proposed remedial orders for the Commission's consideration by the extended deadline. The Commission has also determined to extend the deadline for reply submissions on remedy, the public interest, and bonding until ten (10) days after the filing date of the initial written submissions. This extension does not affect the due dates for the parties' written submissions on issues relating to violation of section 337.

Persons filing written submissions must file the original document and 12 true copies thereof on or before the deadlines stated above with the Office of the Secretary. Any person desiring to submit a document to the Commission in confidence must request confidential treatment unless the information has already been granted such treatment during the proceedings. All such requests should be directed to the Secretary of the Commission and must include a full statement of the reasons why the Commission should grant such treatment. See 19 CFR 210.6. Documents for which confidential treatment by the Commission is sought will be treated accordingly. All nonconfidential written submissions will be available for public inspection at the Office of the Secretary.

The Commission has also determined to extend the target date for completion of the above-referenced investigation by thirty (30) days, to March 6, 2009.

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 section 210.51(a) of the Commission's Rules of Practice and Procedure (19 CFR 210.51(a)).

Issued: December 19, 2008.

By order of the Commission.

Marilyn R. Abbott,

Secretary to the Commission.

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DEPARTMENT OF JUSTICE

Notice of Extension of the Public Comment Period Regarding Stipulated Orders Under the Clean Water Act and the Safe Drinking Water Act

Notice is hereby given that on November 19, 2008, two Stipulated Orders for Preliminary Injunctive Relief ("Stipulated Orders") in *United States v. Commonwealth Utilities Corporation and the Commonwealth of the Northern Mariana Islands*, Civil Action No. 08-0051, were lodged with the United States District Court for the Commonwealth of the Northern Mariana Islands. The Commonwealth Utilities Corporation ("CUC") is a public corporation that owns and operates the Agingan and Sadog Tasi Sewage Treatment Plants and associated wastewater collection and conveyance systems, public water systems, and power plants located in the Commonwealth of the Northern Mariana Islands ("CNMI").

The Complaint, which was filed concurrently with the lodging of the Stipulated Orders, alleges that CUC violated the Clean Water Act ("CWA"), 33 U.S.C. 1251-1387, as amended by the Oil Pollution Act, 33 U.S.C. 2701-2762; and the Safe Drinking Water Act ("SDWA"), 42 U.S.C. 300f-300j-26. In the Complaint, the United States seeks injunctive relief and civil penalties relating to CUC's wastewater, drinking water, and power operations. The Complaint joins CNMI as a statutory defendant under Section 309(e) of the CWA, 33 U.S.C. 1319(e). CNMI is also a signatory to the Stipulated Orders.

Stipulated Order One is intended to ensure that CUC's wastewater and drinking water systems achieve compliance with the CWA and SDWA. The major components of Stipulated Order One are: (1) The reformation of CUC's management, finances, and operations; (2) the development of a wastewater and drinking water Master Plan; and (3) the construction of wastewater infrastructure. CUC is also required to take steps to comply with National Pollution Discharge Elimination System permits and compliance orders, comply with drinking water standards, and to eliminate spills from the wastewater system.

Stipulated Order Two is intended to ensure that CUC's power plant facilities achieve compliance with the CWA. These requirements include requiring CUC to eliminate oil spills, implement appropriate spill prevention measures, implement effective inspection procedures for its oil storage facilities,

provide containment for oil storage facilities, and prepare appropriate operating plans.

On December 2, 2008, a Notice of Lodging was published informing the public of the lodging of the Stipulated Orders and the 30 day public comment period. 73 FR at 73,348. The public comment period was to expire on January 1, 2009.

On December 23, 2008, the United States District Court for the Northern Mariana Islands granted an Order extending the public comment period to January 31, 2009.

Therefore, the Department of Justice will continue to receive, until January 31, 2009, comments relating to the Stipulated Orders. 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. Commonwealth Utilities Corporation and the Commonwealth of the Northern Mariana Islands*, D.J. Ref. 90-5-1-1-08471.

The Stipulated Orders may be examined at U.S. EPA Region IX at 75 Hawthorne Street, San Francisco, California 94105. During the public comment period, the Stipulated Orders may also be examined on the following Department of Justice Web site, http://www.usdoj.gov/enrd/Consent_Decrees.html. A copy of the Stipulated Orders 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 \$31.00 for Stipulated Order Number One and \$21.25 for Stipulated Order Number Two (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.

Henry Friedman,

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

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