

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 FR 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.

Issued: September 30, 2008.

By order of the Commission.

**Marilyn R. Abbott,**

*Secretary to the Commission.*

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## DEPARTMENT OF JUSTICE

### Notice of Lodging of Consent Decree Under the Clean Air Act

Pursuant to 28 CFR 50.7, notice is hereby given that, on September 30, 2008, a proposed Consent Decree in *United States v. Merit Energy Company, LLC and Shell Exploration & Production Co.*, Civil Action No. 1:08-cv-917 (W.D. Mich.) was lodged with the United States District Court for the Western District of Michigan. The Consent Decree addresses alleged violations of the Clean Air Act, 42 U.S.C. 7401-7671q, and its implementing regulations at a natural gas processing facility that is located approximately eight miles northeast of Manistee, Michigan. Shell Exploration & Production Co. ("Shell") constructed the facility in the late 1970s

and Shell owned and operated the facility until it sold it to Merit Energy Company, LLC ("Merit") in December 2003. The facility includes a natural gas sweetening unit that is used to separate sulfur-containing compounds from natural gas extracted from nearby production wells. The facility also has two Claus sulfur recovery units that recover elemental sulfur from the concentrated sulfur-containing gases generated by the sweetening unit.

The proposed Consent Decree would resolve the claims alleged in the Complaint in exchange for the Defendants' commitment to implement appropriate injunctive relief, pay a \$500,000 civil penalty, and perform a \$1 million Supplemental Environmental Project. Among other things, the injunctive relief provisions of the Decree would require Merit to eliminate all routine emission of sulfur dioxide from the facility by September 1, 2009, either by shutting the facility down or by installing and operating a separately-permitted acid gas injection control system. The Decree also would impose strict limits on emissions from the facility in non-routine situations, such as during any control equipment malfunction. Shell and Merit are jointly liable for payment of the \$500,000 civil penalty under the Decree. Finally, the Decree would require Merit to perform a Supplemental Environmental Project, at a cost of at least \$1 million, that would involve reducing air pollutant emissions from gas-fired compressors at several other gas handling facilities near the Manistee natural gas processing facility.

The Department of Justice will receive comments relating to the Consent Decree for a period of thirty (30) days from the date of this publication. Comments should be addressed to the Assistant Attorney General, Environment and Natural Resources Division, and mailed either electronically to [pubcommentees.enrd@usdoj.gov](mailto:pubcommentees.enrd@usdoj.gov) or in hard copy to P.O. Box 7611, U.S. Department of Justice, Washington, DC 20044-7611. Comments should refer to *United States v. Merit Energy Company, LLC and Shell Exploration & Production Co.*, Civil Action No. 1:08-cv-917 (W.D. Mich.) and D.J. Ref. No. 90-5-2-1-09003.

The Consent Decree may be examined at: (1) The offices of the United States Attorney, 330 Ionia Avenue, NW., Suite 501, Grand Rapids, Michigan; and (2) the offices of the U.S. Environmental Protection Agency, Region 5, 77 West Jackson Boulevard, 14th Floor, Chicago, Illinois. During the public comment period, the Consent Decree may also be examined on the following Department

of Justice Web site: [http://www.usdoj.gov/enrd/Consent\\_Decrees.html](http://www.usdoj.gov/enrd/Consent_Decrees.html). A copy of the Consent Decree may also be obtained by mail from the Department of Justice Consent Decree Library, P.O. Box 7611, Washington, DC 20044-7611 or by faxing or e-mailing a request to Tonia Fleetwood ([tonia.fleetwood@usdoj.gov](mailto: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 \$14.50 (58 pages at 25 cents per page reproduction cost) payable to the U.S. Treasury.

**Maureen M. Katz,**

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

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## DEPARTMENT OF JUSTICE

### Office of Justice Programs

[OJP (OJJDP) Docket No. 1490]

### Meeting of the Federal Advisory Committee on Juvenile Justice

**AGENCY:** Office of Juvenile Justice and Delinquency Prevention, Office of Justice Programs, Justice.

**ACTION:** Notice of Meeting.

**SUMMARY:** The Office of Juvenile Justice and Delinquency Prevention (OJJDP) is announcing the fall meeting of the Federal Advisory Committee on Juvenile Justice (FACJJ), which will be held in San Diego, CA October 19-21, 2008.

**Dates and Locations:** The meeting will be held at the Courtyard Marriot San Diego-Old Town, 2345 Jefferson Street, San Diego, CA 92110 at the following times: Sunday, October 19, 2008, 4 to 5:15 p.m.; Monday, October 20, 2008, 8:30 a.m. to 12:15 p.m. and 1:45 to 5:30 p.m.; and Tuesday, October 20, 2008; 8 to 11 a.m.. The meeting is open to the public. On Sunday, October 19th, there will be a meeting of the FACJJ steering sub-committee from 5:30 to 8 p.m. that will be open to the public. However, the FACJJ sub-committee and work group meetings scheduled for Sunday, October 19, 2008 from 3 to 4 p.m. and on Monday, October 20, 2008 from 12:15 p.m. to 1:45 p.m. are closed to the public.

**FOR FURTHER INFORMATION CONTACT:** Robin Delany-Shabazz, Designated Federal Official, OJJDP, [Robin.Delany-Shabazz@usdoj.gov](mailto:Robin.Delany-Shabazz@usdoj.gov), or 202-307-9963. [Note: This is not a toll-free number.]