

Estimated Reporting and Recordkeeping "Non-Hour Cost"

Burden: Section 250.1304(d) provides an opportunity for parties notified of compulsory unitization to request a hearing. Section 250.1304(e) requires the party seeking the compulsory unitization to pay for the court reporter and three copies of the verbatim transcript of the hearing. It should be noted there have been no such hearings in the recent past, and none are expected in the near future. We estimate that the burden would be approximately \$250.

Public Disclosure Statement: The PRA (44 U.S.C. 3501, *et seq.*) provides that an agency may not conduct or sponsor a collection of information unless it displays a currently valid OMB control number. Until OMB approves a collection of information, you are not obligated to respond.

Comments: Before submitting an ICR to OMB, PRA section 3506(c)(2)(A) requires each agency " * * * to provide notice * * * and otherwise consult with members of the public and affected agencies concerning each proposed collection of information * * * ". Agencies must specifically solicit comments to: (a) Evaluate whether the proposed collection of information is necessary for the agency to perform its duties, including whether the information is useful; (b) evaluate the accuracy of the agency's estimate of the burden of the proposed collection of information; (c) enhance the quality, usefulness, and clarity of the information to be collected; and (d) minimize the burden on the respondents, including the use of automated collection techniques or other forms of information technology.

Agencies must also estimate the "non-hour cost" burdens to respondents or recordkeepers resulting from the collection of information. Therefore, if you have costs to generate, maintain, and disclose this information, you should comment and provide your total capital and startup cost components or annual operation, maintenance, and purchase of service components. You should describe the methods you use to estimate major cost factors, including system and technology acquisition, expected useful life of capital equipment, discount rate(s), and the period over which you incur costs. Capital and startup costs include, among other items, computers and software you purchase to prepare for collecting information, monitoring, and record storage facilities. You should not include estimates for equipment or services purchased: (i) Before October 1, 1995; (ii) to comply with requirements

not associated with the information collection; (iii) for reasons other than to provide information or keep records for the Government; or (iv) as part of customary and usual business or private practices.

We will summarize written responses to this notice and address them in our submission for OMB approval. As a result of your comments, we will make any necessary adjustments to the burden in our submission to OMB.

Public Comment Policy: MMS's practice is to make comments, including names and addresses of respondents, available for public review during regular business hours. If you wish your name and/or address to be withheld, you must state this prominently at the beginning of your comment. MMS will honor this request to the extent allowable by law; however, anonymous comments will not be considered. All submissions from organizations or businesses, and from individuals identifying themselves as representatives or officials of organizations or businesses, will be made available for public inspection in their entirety.

MMS Information Collection Clearance Officer: Arlene Bajusz (202) 208-7744.

Dated: December 3, 2004.

E.P. Danenberger,

Chief, Engineering and Operations Division.

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DEPARTMENT OF JUSTICE

Notice of Lodging of Consent Decree Under The Clean Air Act, Resource Conservation and Recovery Act, And Clean Water Act

Consistent with 28 CFR 50.7, notice is hereby given that on December 2, 2004, a proposed consent decree ("decree") in *United States v. AK Steel Corporation*, Civil Action No. 04-1833, was lodged with the United States District Court for the Western District of Pennsylvania.

In this action, the United States seeks civil penalties and injunctive relief against AK Steel Corporation ("AK Steel") for violations under Section 3008(a)(1) of the Resource Conservation and Recovery Act, 42 U.S.C. 6928(a)(1), Section 113(a)(3) of the Clean Air Act, 42 U.S.C. 7413(a)(3); and Section 309(b) of the Clean Water Act, 42 U.S.C. 1319(b) at its Butler Works facility in Butler County, Pennsylvania. The proposed consent decree provides that AK Steel will pay a civil penalty and perform three different Supplemental

Environmental Projects ("SEPs") in mitigation of a portion of the penalty, for a total package valued at \$1.2 million. AK Steel will pay \$300,000 by electronic funds transfer, and perform the following SEPs: (1) NO_x Reduction SEP; (2) CFC Unit Conversions SEP; and (3) Refrigerant Recycling Program in Butler County, Pennsylvania.

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. AK Steel Corporation*, D.J. Ref. 90-7-1-07684.

The decree may be examined at the Office of the United States Attorney, U.S. Post Office & Courthouse, 700 Grant Street, Suite 400, Pittsburgh, PA 15219, and at the U.S. Environmental Protection Agency-Region III, 1650 Arch Street, Philadelphia, PA 19103. During the public comment period, the decree may also be examined on the following Department of Justice Web site, <http://www.usdoj.gov/enrd/open.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 \$18.25 (25 cents per page reproduction cost) payable to the U.S. Treasury.

Robert Brook,

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

Consistent with Departmental policy and 28 CFR 50.7, notice is hereby given that on November 29, 2004, a proposed consent decree in *United States v. Global Companies, LLC et al.*, Civil Action No. 04-CV-12495-DPW, was lodged with the United States District Court for the District of Massachusetts.

In this action, the United States sought a civil penalty for violations of Section 211 of the Clean Air Act, 42 U.S.C. 7545, and its implementing