

Mexico were being sold at LTFV within the meaning of section 733(b) of the Act (19 U.S.C. 1673b(b)). Notice of the scheduling of the Commission's investigation and of a public hearing to be held in connection therewith was given by posting copies of the notice in the Office of the Secretary, U.S. International Trade Commission, Washington, DC, and by publishing the notice in the **Federal Register** of July 9, 2001 (66 FR 35811). The hearing was held in Washington, DC, on October 9, 2001, and all persons who requested the opportunity were permitted to appear in person or by counsel.

The Commission transmitted its determination in the investigation to the Secretary of Commerce on February 19, 2002. The views of the Commission are contained in USITC Publication 3487 (February 2002), entitled *Certain Welded Large Diameter Line Pipe from Mexico: Investigation No. 731-TA-920 (Final)*.

Issued: February 19, 2002.

By order of the Commission.

**Marilyn R. Abbott,**

*Acting Secretary.*

[FR Doc. 02-4346 Filed 2-22-02; 8:45 am]

BILLING CODE 7020-02-P

## DEPARTMENT OF JUSTICE

### Notice of Lodging of Consent Decree Under the Comprehensive Environmental Response, Compensation and Liability Act (CERCLA)

Under section 122(d)(2) of CERCLA, 42 U.S.C. 9622(d)(2), and 28 CFR 50.7, notice is hereby given that on January 9, 2002, a proposed Consent Decree in two consolidated cases, *United States v. Allied Battery Co.*, Civil No. CV-98-N-0446-S, and *United States v. CSX Transportation, Inc.*, CV-98-N-2561-S, was lodged with the United States District Court for the Northern District of Alabama.

The United States' Complaints in these actions seek recovery of over \$2.1 million in costs incurred by the United States Environmental Protection Agency in conducting a soil cleanup removal action at the Carlie Lee Superfund Site near Birmingham, Alabama. The United States filed its Complaints pursuant to section 107(a) of the Comprehensive Environmental Response, Compensation and Liability Act ("CERCLA"), 42 U.S.C. 9607(a).

The proposed Consent Decree contains a settlement with the remaining Defendants, two Third-party Defendants, and two federal agencies.

The Settling Defendants and Third-party Defendants are CSX Transportation, Lucent Technologies, Thompson Tractor Company, BellSouth Corporation, BellSouth Telecommunications, Inc., and Jefferson County, Alabama. The settling federal agencies are the U.S. Department of Defense, including the Defense Reutilization and Marketing Service ("DRMS"). Under the proposed Consent Decree, the settlors collectively agree to pay a total of \$978,214.68. The settling Defendants and Third-party Defendants have agreed to pay a total of \$608,666.91. The settling federal agencies have agreed to pay \$369,547.75.

The Department of Justice will receive comment relating to the proposed Consent Decree for a period of thirty (30) days from the date of this publication. As a result of the discovery of anthrax contamination at the District of Columbia mail processing center in mid-October, 2001, the delivery of regular first-class mail sent through the U.S. Postal Service has been disrupted. Consequently, public comments which are addressed to the Department of Justice in Washington, D.C. and sent by regular, first-class mail through the U.S. Postal Service are not expected to be received in timely manner. Therefore, comments should be addressed to the Assistant Attorney General, Environment and Natural Resources Division, Department of Justice, and sent: (1) By regular, first-class mail through the U.S. Postal Service, c/o Karen Singer, U.S. Environmental Protection Agency, Region 4, EAD, 61 Forsyth Street, S.E., Atlanta, Georgia, 30303; and/or (2) by facsimile to (202) 353-0296; and/or (3) by overnight delivery, other than through the U.S. Postal Service, to Chief, Environmental Enforcement Section, 1425 New York Avenue, NW, 13th Floor, Washington, DC 20005.

Each communication should refer on its face the *U.S. v. CSX Transp.*, CV98-N-2561-S, and D.J. Ref. 90-11-3-1758/1.

The proposed Consent Decree may be examined at the office of the United States Attorney for the Northern District of Alabama, 200 Fed. Bldg., 1800 Fifth Avenue North, Room 200, Birmingham, Alabama, and also at the Region 4 Office of the Environmental Protection Agency, Region 4, 61 Forsyth Street, S.E., Atlanta, Georgia.

A copy of the proposed Consent Decree may also be obtained by faxing a request to Tonia Fleetwood, Department of Justice Consent Decree Library, fax no. (202) 616-6584; phone confirmation no. (202) 514-1547.

There is a charge for the copy (25 cents per page reproduction cost). Upon requesting a copy, please mail a check payable to the "U.S. Treasury" in the amount of \$7.00, to: Consent Decree Library, U.S. Department of Justice, P.O. Box 7611, Washington, DC 20044-7611. The check should refer to *U.S. v. CSX Transp.*, D.J. No. 90-11-3-1758/1.

**Ellen M. Mahan,**

*Assistant Section Chief, Environmental Enforcement Section.*

[FR Doc. 02-4433 Filed 2-22-02; 8:45 am]

BILLING CODE 4410-15-M

## DEPARTMENT OF JUSTICE

### Notice of Lodging of Consent Decree Under the Comprehensive Environmental Response, Compensation and Liability Act (CERCLA)

Under section 122(d)(2) of the Comprehensive Environmental Response, Compensation and Liability Act ("CERCLA"), 42 U.S.C. 9622(d)(2), and 28 CFR 50.7, notice is hereby given that on January 12, 2002, a proposed Consent Decree in *United States v. Franc Motors, et al.*, Civil Action No. 3:02CV71(AWT), was lodged with the United States District Court for the District of Connecticut.

In this action, the United States sought recovery of over \$1.6 million of costs incurred by the United States Environmental Protection Agency in conducting a removal action at the National Oil Service Superfund Site in West Haven, Connecticut. The United States filed its complaint pursuant to section 107(a) of CERCLA, 42 U.S.C. 9607(a), seeking recovery of over \$1.6 million. The complaint named 8 defendants which arranged for the disposal of waste oil at the Site. The proposed Consent Decree resolves the United States' cost recovery claims against all of those defendants. Under the proposed Consent Decree, settling defendants collectively agree to pay over \$300,000 in partial reimbursement of the United States' response costs.

The Department of Justice will receive comments relating to the proposed Consent Decree for a period of thirty (30) days from the date of this publication. As a result of the discovery of anthrax contamination at the District of Columbia mail processing center in mid-October, 2001, the delivery of regular mail sent through the U.S. Postal Service has been disrupted. Consequently, public comments which are addressed to the Department of Justice in Washington, DC and sent by regular, first-class mail through the U.S.

Postal Service are not expected to be received in a timely manner. Therefore, comments should be addressed to the Assistant Attorney General, Environment and Natural Resources Division, Department of Justice, and sent (1) C/O Eve Vaudo, U.S. E.P.A. Region 1, One Congress Street, Boston, MA 02114-2023; (2) by facsimile to (202) 353-0296; and/or (3) by overnight delivery, other than through the U.S. Postal Service, to Chief, Environmental Enforcement Section, 1425 New York Avenue, NW, 13th Floor, Washington, DC 20005. Each communication should refer on its face to *United States v. Franc Motors, et al.*, D.J. Ref. 90-11-3-07333/3.

The proposed Consent Decree may be examined at the Office of the United States Attorney, Connecticut Financial Center, New Haven, CT, and at the Region 1 office of the Environmental Protection Agency, One Congress Street, Boston, MA. A copy of the proposed Consent Decree may also be obtained by faxing a request to Tonia Fleetwood, Department of Justice Consent Decree Library, fax no. (202) 616-6584; phone confirmation no. (202) 514-1547. There is a charge for the copy (25 cents per page reproduction cost). Upon requesting a copy, please mail a check payable to the "U.S. Treasury," in the amount of amount of five dollars (\$5.00) to the Consent Decree Library, U.S. Department of Justice, P.O. Box 7611, Washington, DC 20044-7611. The check should refer to *United States v. Franc Motors, et al.*, D.J. Ref. 90-11-3-07333/3.

**Ronald G. Gluck,**

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

[FR Doc. 02-4432 Filed 2-22-02; 8:45 am]

BILLING CODE 4410-15-M

## DEPARTMENT OF JUSTICE

### Notice of Lodging of a Consent Decree Pursuant to the Clean Water Act

Notice is hereby given that a proposed Consent Decree in *United States of America and the State of Alabama v. The Board of Water and Sewer Commissioners of the City of Mobile, Alabama*, Civ. No. 02-0058-CB-S, and *Mobile Bay Watch, Inc. v. The Board of Water and Sewer Commissioners of the City of Mobile, Alabama*, Civ. No. CV-99-0595-CB-S, was lodged on January 24, 2002, with the United States District Court for the Southern District of Alabama.

The proposed Consent Decree would resolve certain claims under sections

301 and 402 of the Clean Water Act, 33 U.S.C. 1251, *et seq.*, against the Board of Water and Sewer Commissioners of the City of Mobile, Alabama ("Board"), through the performance of injunctive measures, the payment of a civil penalty, and the performance of Supplemental Environmental Projects ("SEPs"). The United States, the State of Alabama and Mobile Bay Watch, Inc., allege that the Board is liable as a person who has discharged a pollutant from a point source to navigable waters of the United States without a permit and, in some cases, in excess of permit limitations.

The proposed Consent Decree would resolve the liability of the Board for the violations alleged in the complaints filed in these matters. The proposed Consent Decree would release claims against the Board for performance of injunctive measures to remedy the alleged violations, and for penalties for the violations alleged in the complaints. To resolve these claims, the Board would perform the injunctive measures described in the proposed Consent Decree, including the implementation of a capacity assurance program, a grease control program, and a water quality monitoring program; would pay a civil penalty of \$114,000 (\$99,000 to the United States Treasury and \$15,000 to the State of Alabama); and would perform four SEPs valued at \$2.5 million collectively, including the installation of new private sewer laterals in low-income households within the Board's service area, the acquisition of environmentally beneficial parcels of land, and the creation of a water quality monitoring database.

The Department of Justice will receive comments relating to the proposed Consent Decree for a period of thirty (30) days from the date of this application. As a result of the discovery of anthrax contamination at the District of Columbia mail processing center in mid-October, 2001, the delivery of regular first-class mail sent through the U.S. Postal Service has been disrupted. Consequently, public comments which are addressed to the Department of Justice in Washington, DC and sent by regular, first-class mail through the U.S. Postal Service are not expected to be received in timely manner. Therefore, comments should be addressed to the Assistant Attorney General, Environment and Natural Resources Division, Department of Justice, and sent: (1) c/o Melissa Heath, Assistant Regional Counsel, U.S. Environmental Protection Agency, Atlanta Federal Center, 61 Forsyth Street, SW, Atlanta, Georgia 30303; and/or (2) by facsimile to (202) 353-0296; and/or (3) by overnight

delivery, other than through the U.S. Postal Service, to Chief, Environmental Enforcement Section, 1425 New York Avenue, NW, 13th Floor, Washington, DC 20005. Each communication should refer on its face to *United States v. The Board of Water and Sewer Commissioners of the City of Mobile, Alabama*, DJ No. 90-5-1-1-06985.

The proposed Consent Decree may be examined at the office of the United States Attorney for the Southern District of Alabama, 63 South Royal Street, Mobile, AL 36602, and at the Region 4 Office of the Environmental Protection Agency, Atlanta Federal Center, 61 Forsyth Street, SW, Atlanta GA 30303. A copy of the proposed Consent Decree may also be obtained by faxing a request to Tonia Fleetwood, Department of Justice Consent Decree Library, fax no. (202) 616-6584; phone confirmation no. (202) 514-1547. There is a charge for the copy (25 cents per page reproduction cost). Upon requesting a copy, please mail a check payable to the "U.S. Treasury", in the amount of \$25.75, to: Consent Decree Library, U.S. Department of Justice, P.O. Box 7611, Washington, DC 20044-7611. The check should refer to *United States v. The Board of Water and Sewer Commissioners of the City of Mobile, Alabama*, DJ No. 90-5-1-1-06985.

**Walker Smith,**

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

[FR Doc. 02-4431 Filed 2-22-02; 8:45 am]

BILLING CODE 4410-15-M

## DEPARTMENT OF JUSTICE

### Notice of Lodging of Amendment To Consent Decree in Accordance With the Comprehensive Environmental Response, Compensation, and Liability Act ("CERCLA")

In accordance with Department of Justice Policy, 28 CFR 50.7, 38 FR 19029, and 42 U.S.C. 9622(d), notice is hereby given that on January 17, 2002, a proposed Order to Amend Consent Decree was lodged with the United States District Court for the Eastern District of Pennsylvania in *United states and the Commonwealth of Pennsylvania v. Settling Defendants*, Civil Action No. 99-4402.

In 1999, the United States and Settling Defendants entered into a Consent Decree in this case concerning the Malvern TCE Superfund Site ("Site") in Chester County, Pennsylvania, for conduct of certain response actions at the Site and the payment of certain response costs