

Commission also gives notice of the commencement of the final phase of its investigation. The Commission will issue a final phase notice of scheduling which will be published in the Federal Register as provided in section 207.21 of the Commission's rules upon notice from the Department of Commerce (Commerce) of an affirmative preliminary determination in the investigation under section 733(b) of the Act, or, if the preliminary determination is negative, upon notice of an affirmative final determination in that investigation under section 735(a) of the Act. Parties that filed entries of appearance in the preliminary investigation need not enter a separate appearance for the final phase of the investigation. Industrial users, and, if the merchandise under investigation is sold at the retail level, representative consumer organizations have the right to appear as parties in Commission antidumping and countervailing duty investigations. The Secretary will prepare a public service list containing the names and addresses of all persons, or their representatives, who are parties to the investigation.

#### Background

On July 11, 1996, a petition was filed with the Commission and the Department of Commerce by FMC Corp., Chicago, IL, alleging that an industry in the United States is materially injured or threatened with material injury by reason of LTFV imports of persulfates from China. Accordingly, effective July 11, 1996, the Commission instituted antidumping Investigation No. 731-TA-749 (Preliminary).

Notice of the institution of the Commission's investigation and of a public conference 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 17, 1996 (61 FR 37283). The conference was held in Washington, DC, on July 31, 1996, and all persons who requested the opportunity were permitted to appear in person or by counsel.

The Commission transmitted its determination in this investigation to the Secretary of Commerce on August 26, 1996. The views of the Commission are contained in USITC Publication 2989 (August 1996), entitled "Persulfates from China: Investigation No. 731-TA-749 (Preliminary)."

Issued: August 27, 1996.

By order of the Commission.  
Donna R. Koehnke,  
Secretary.  
[FR Doc. 96-22634 Filed 9-4-96; 8:45 am]  
BILLING CODE 7020-02-P

## DEPARTMENT OF JUSTICE

### Notice of Lodging of Partial Consent Decree Pursuant to the Comprehensive Environmental Response, Compensation and Liability Act, 42 U.S.C. §§ 9601, et seq.

In accordance with Departmental policy, 28 C.F.R. § 50.7, notice is hereby given that a proposed partial consent decree in *United States v. Excel Corp.*, Civil Action No. 3:93CV0119RM, was lodged on August 13, 1996 with the United States District Court for the Northern District of Indiana. The consent decree resolves the claims alleged against Excel Corporation, Elkhart Products Corporation, Detrex Corporation, NIBCO, Inc., Miles, Inc. and Adams & Westlake, Ltd. under the Comprehensive Environmental Response, Compensation and Liability Act, 42 U.S.C. §§ 9601, et seq., ("CERCLA"). The proposed Consent Decree provides for the payment by these settling parties of \$4,452,500 of the United States unrecovered response costs at the Main Street Well Field Site in Elkhart, Indiana (the "Site"). The proposed Consent Decree also resolves the United States claim against Detrex Corporation for a civil penalty for its alleged failure to perform response activities at the Site pursuant to an administrative order issued by the United States Environmental Protection Agency.

The Department of Justice will receive, for a period of thirty (30) days from the date of this publication, comments relating to the proposed consent decree. Comments should be addressed to the Assistant Attorney General for the Environment and Natural Resources Division, Department of Justice, Washington, D.C. 20530, and should refer to *United States v. Excel Corp.*, DOJ Ref. #90-11-3-799.

The proposed consent decree may be examined at the office of the United States Attorney, 301 Federal Building, 204 South Main Street, South Bend, Indiana; the Region 5 Office of the Environment Protection Agency, 77 West Jackson Boulevard, Chicago, IL 60604; and at the Consent Decree Library, 1120 G Street, N.W., 4th Floor, Washington, D.C. 20005, (202) 624-0892. A copy of the proposed consent decree may be obtained in person or by mail from the Consent Decree Library,

1120 G Street, N.W., 4th Floor, Washington, D.C. 20005. In requesting a copy please refer to the referenced case and enclose a check in the amount of \$10.25 (25 cents per page reproduction costs), payable to the Consent Decree Library.

Walker Smith,  
Deputy Chief, Environmental Enforcement Section, Environment and Natural Resources Division.

[FR Doc. 96-22552 Filed 9-4-96; 8:45 am]  
BILLING CODE 4410-01-M

### Notice of Lodging of Settlement Agreement Pursuant to the Comprehensive Environmental Response, Compensation and Liability Act

Notice is hereby given that a proposed Settlement Agreement in *In re: The Parson's Company*, Case No. 82 B 751, was lodged with the United States Bankruptcy Court for the Northern District of Illinois, on August 27, 1996, among the United States, on behalf of the Environmental Protection Agency ("EPA"), the State of Illinois, and the debtor. The United States filed an application for reimbursement of administrative expenses against the debtor in the action for the debtor's liability under the Comprehensive Environmental Response, Compensation and Liability Act ("CERCLA"), 42 U.S.C. § 9601 et seq., for investigation and clean-up costs at the debtor's property, in Belvidere, Illinois. The State also filed a claim against the debtor for the State's own clean-up costs. Under the Settlement Agreement, the debtor will pay the United States and the State, in equal shares, the assets remaining in the estate after payment of professionals' fees and taxes. The Settlement Agreement includes a covenant not to sue by the United States under Sections 106 and 107 of CERCLA, 42 U.S.C. §§ 9606 and 9607, and under Section 7003 of the Resource Conservation and Recovery Act, 42 U.S.C. § 6973 ("RCRA").

The Department of Justice will receive comments relating to the proposed Settlement Agreement for a period of 30 days from the date of this publication. Comments should be addressed to the Assistant Attorney General of the Environment and Natural Resources Division, Department of Justice, Washington, D.C. 20530. All comments should refer to *In re: The Parson's Company*, D.J. Ref. 90-11-2-891. Commenters may request an opportunity for a public hearing in the affected area, in accordance with Section 7003(d) of RCRA.

The proposed Settlement Agreement may be examined at the office of the Environmental Protection Agency, 77 West Jackson Boulevard, Chicago, Illinois, 60604, and at the Consent Decree Library, 1120 G Street, N.W., 4th floor, Washington, D.C. 20005, 202-624-0892. A copy of the proposed Settlement Agreement may be obtained in person or by mail from the Consent Decree Library. In requesting a copy, please enclose a check in the amount of \$3.25 for the Agreement (25 cents per page reproduction costs) payable to the Consent Decree Library. When requesting a copy, please refer to *In re: The Parson's Company*, D.J. Ref. No. 90-11-2-891.

Bruce S. Gelber,

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

[FR Doc. 96-22551 Filed 9-4-96; 8:45 am]

BILLING CODE 4410-01-M

**Notice of Lodging of Consent Decree Pursuant to the Comprehensive Environmental Response, Compensation and Liability Act of 1980**

In accordance with Departmental policy, notice is hereby given that a proposed Consent Decree in *United States v. Pesses, et al.*, Civil Action No. 90-654 (W.D. Pa.), was lodged on August 19, 1996 with the United States District Court for the Western District of Pennsylvania. This proposed Consent Decree will, if entered, settle a complaint filed against twenty-six defendants by the United States on behalf of the Environmental Protection Agency ("EPA"), pursuant to Section 107 of the Comprehensive Environmental Response, Compensation and Liability Act of 1980, as amended ("CERCLA") 42 U.S.C. § 9607, in connection with the Metcoa Radiation Superfund Site, in Pulaski, Pennsylvania. Certain defendants in turn sued over two hundred (200) third party defendants and brought counterclaims against various federal agencies, the counterclaim defendants.

The proposed Consent Decree provides for reimbursement of past response costs incurred by the United States in the amount of \$1,950,000.00 and payment of future response costs, and for performance of response actions at the Metcoa Radiation Superfund Site. The proposed Consent Decree also provides for payment of response costs by the counterclaim defendants in the amount of \$291,000.00.

The Department of Justice will receive, for a period of thirty (30) days from the date of this publication,

comments relating to the proposed Consent Decree. Comments should be addressed to the Assistant Attorney General for the Environment and Natural Resources Division, Department of Justice, Washington, DC 20530, and should refer to *United States v. Pesses, et al.*, DOJ Ref. # 90-11-3-613.

The proposed Consent Decree may be examined at the Office of the United States Attorney for the Western District of Pennsylvania, 633 Post Office and Courthouse, Seventh and Grant Street, Pittsburgh, Pennsylvania 15219; the Region III Office of the Environmental Protection Agency, 841 Chestnut Building, Philadelphia, Pennsylvania 19107; and at the Consent Decree Library, 1120 G Street, NW, 4th Floor, Washington, DC 20005, 202-624-0892. A copy of the proposed Consent Decree may be obtained in person or by mail from the Consent Decree Library, 1120 G Street, NW, 4th Floor, Washington, DC 20005. In requesting a copy, please refer to the referenced case and enclose a check in the amount of \$50.00 (25 cents per page reproduction costs), payable to the Consent Decree Library. Walker Smith,

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

[FR Doc. 96-22553 Filed 9-4-96; 8:45 am]

BILLING CODE 4410-01-M

**Notice of Lodging of Consent Decree Pursuant to the Comprehensive Environmental Response, Compensation and Liability Act**

Notice is hereby given that a proposed consent decree in *United States versus Rohm and Haas Company, et al.*, Civil Action No. 85-4386, was lodged on August 21, 1996, with the United States District Court for the District of New Jersey, Camden Vicinage. The proposed decree resolves the United States' claims under CERCLA against defendants Manor Care, Inc., Manor Healthcare Corp., and Portfolio One, Inc. (the "Manor Defendants") with respect to the Lipari Landfill Superfund Site, in Mantua Township, New Jersey. The Manor Defendants are the alleged successors to a transporter that disposed of hazardous substances at the Site. Under the terms of the proposed decree, the Manor Defendants will pay \$2,100,000 in reimbursement of past and future response costs incurred and to be incurred by the United States and the State of New Jersey.

The Department of Justice will receive, for a period of thirty (30) days from the date of this publication, comments relating to the proposed

consent decree. Comments should be addressed to the Assistant Attorney General for the environment and Natural Resources Division, Department of Justice, Washington, D.C. 20530, and should refer to *United States versus Rohm and Haas Company, et al.*, DOJ Ref. #90-11-3-86.

The proposed consent decree may be examined at the office of the United States Attorney, 402 East State Street, Trenton, New Jersey; the Region II Office of the Environmental Protection Agency, 26 Federal Plaza, New York, New York; and at the consent Decree Library, 1120 G Street, N.W., 4th Floor, Washington, D.C. 20005. In requesting a copy please refer to the referenced case and enclose a check in the amount of \$11.25 (25 cents per page reproduction costs), payable to the Consent Decree Library.

Joel Gross,

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

[FR Doc. 96-22571 Filed 9-4-96; 8:45 am]

BILLING CODE 4410-01-M

**Antitrust Division**

**Notice Pursuant to the National Cooperative Research and Production Act of 1993, Michigan Materials and Processing Institute**

Notice is hereby given that, on August 13, 1996, pursuant to Section 6(a) of the National Cooperative Research and Production Act of 1993, 15 U.S.C. § 4301 *et seq.* ("the Act"), the Michigan Materials and Processing Institute ("MMPI") has filed written notifications simultaneously with the Attorney General and the Federal Trade Commission disclosing changes in its membership. The notifications were filed for the purpose of extending the Act's provisions limiting the recovery of antitrust plaintiffs to actual damages under specified circumstances. The following companies were recently accepted as a Class A Shareholders in MMPI: Applied Sciences, Inc., Cedarville, OH; Brennan Recycling, Inc., St. Claire, Shores, MI; Quantum Consultants, Inc., East Lansing, MI; and Nanocor, Inc., Arlington Heights, IL. Lincoln Composites, Inc., is no longer a Class A Shareholder in MMPI.

No other changes have been made in either the membership or the planned activity of the group research project. Membership in this group research project remains open, and MMPI intends to file additional written notification disclosing all changes in membership.