

DEPARTMENT OF JUSTICE

Notice of Lodging of Consent Decree Pursuant to the Clean Air Act (CAA)

In accordance with Departmental policy, 28 CFR 50.7, notice is hereby given that a Consent Decree in *United States v. Beshara Management, et al.*, No. 5:97CV123 (N.D. W. Va.), was lodged on July 27, 1998, with the United States District Court for the Northern District of West Virginia.

The Consent Decree resolves the claims of the United States against the Defendants Beshara Management Inc., Riverside Plaza Partnership, Edward C. Beshara, Fred M. Beshara, and James Beshara, in connection with their operation of a renovation project carried out at the Riverside Plaza Shopping Center, a strip mall owned by the Defendants, located on Route 2 in New Martinsville, West Virginia. The Riverside Plaza project allegedly resulted in the unlawful removal and handling of asbestos-containing materials. The United States sought injunctive relief and the assessment of civil penalties against the Defendants for violations of the National Emission Standard for Hazardous Air Pollutants ("NESHAP") for asbestos, promulgated pursuant to Sections 101, 112, 114, 116 and 301 of the Clean Air Act, 42 U.S.C. 7401, 7412, 7414, 7416 and 7601. Under the proposed Consent Decree, Defendants will be permanently enjoined from any future violations of the asbestos NESHAP at Riverside Plaza Shopping Center, and will pay to the United States the sum of \$105,000.00 in civil penalties.

The Department of Justice will receive, for a period of thirty (30) days from the date of this publication, comments relating to the 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. Beshara Management, et al.* DJ # 90-5-2-1-2114 (N.D. W. Va.) Comments may also be addressed to Douglas J. Snyder, U.S. Environmental Protection Agency, Office of Regional Counsel, 1650 Arch Street, Philadelphia, PA 19103.

The Consent Decree may be examined and copied at the Office of the Clerk, U.S. District Court for the Northern District of West Virginia; or at the Region III Office of the Environmental Protection Agency, c/o, Douglas J. Snyder, 1650 Arch Street, Philadelphia, PA 19103. A copy of the Consent Decree may also be obtained in person or by mail from the Consent Decree Library,

1120 G Street, NW, 3rd Floor, Washington, D.C. 20005. In requesting a copy please refer to the referenced case and enclose a check in the amount of \$2.75 (25 cents per page reproduction cost), payable to the Consent Decree Library.

Walker Smith,

Deputy Chief, Environmental Enforcement Section.

[FR Doc. 98-24935 Filed 9-16-98; 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

Pursuant to 28 CFR 50.7 and 42 U.S.C. 9622(d), notice is hereby given that on August 12, 1998, a proposed Consent Decree in *United States v. Coltec Industries, Inc., et al.*, Civil Action No. 98-10034 was lodged with the United States District Court for the Eastern District of Michigan.

The United States has asserted, in a civil complaint under the Comprehensive Environmental Response, Compensation and Liability Act, 42 U.S.C. 9601 *et seq.*, that the Defendants, Coltec Industries, Inc., Illinois Tool Works, Inc., Mitchell Manufacturing Group, Inc., StageRight Corporation, Textron, Inc., and United Technologies Automotive, Inc., are potentially responsible parties (PRPs) at the Clare Water Supply Superfund Site in the City of Clare, Clare County, Michigan.

Under the proposed Consent Decree, the Defendants have agreed to pay \$510,756.00 to the Hazardous Waste Superfund for past costs incurred through October 31, 1997, to pay future response costs, and to perform Work for Operable Unit Two of the Site.

The Department of Justice will receive for a period of thirty (30) days from the date of this publication comments relating to the Consent Decree. Comments should be addressed to the Assistant Attorney General of the Environment and Natural Resources Division, Department of Justice, Washington, DC 20530, and should refer to *United States v. Coltec Industries, Inc., et al.*, Civil Action No. 98-10034, D.J. Ref. 90-11-2-1212.

The Consent Decree may be examined at the Office of the United States Attorney for the Eastern District of Michigan, 211 West Fort Street, Suite 2001, Detroit, MI 48226-3211; at the Region 5 Environmental Protection Agency Library, Reference Desk, 77 W.

Jackson Boulevard, Chicago, Illinois 60604; and at the Consent Decree Library, 1120 G Street, NW., 3rd Floor, Washington, DC 20005, 202-624-0892. A copy of the Consent Decree may be obtained in person or by mail from the Consent Decree Library, 1120 G Street, NW., 3rd Floor, Washington, DC 20005. In requesting a copy, please enclose a check in the amount of \$110.25 (inclusive of Appendices) (25 cents per page reproduction cost) payable to the Consent Decree Library.

Walker B. Smith,

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

[FR Doc. 98-24936 Filed 9-16-98; 8:45 am]

BILLING CODE 4410-15-M

DEPARTMENT OF LABOR

Pension and Welfare Benefits Administration**Working Group Studying; Retirement Plan Leakage—Cashing In Your Future from ERISA Employer-Sponsored Pension Plans Advisory Council on Employee Welfare and Pension Benefits Plans; Notice of Meeting**

Pursuant to the authority contained in Section 512 of the Employee Retirement Income Security Act of 1974 (ERISA), 29 U.S.C. 1142, a public meeting will be held on Tuesday, October 6, 1998, of the Retirement Plan Leakage—Cashing in Your Future—Working Group of the Advisory Council on Employee Welfare and Pension Benefit Plans. The group is studying pre-retirement distributions, including in-service distributions, hardship loans and participant loans from ERISA employer-sponsored pension plans.

The purpose of the open meeting, which will run from 9:30 a.m. to approximately noon in Room N-4437 C&D, U.S. Department of Labor Building, Second and Constitution Avenue NW, Washington, DC 20210, is for Working Group members to draft their report and/or recommendations on the import of these "pension preservation" issues for the Secretary of Labor.

Members of the public are encouraged to file a written statement pertaining to the topic by submitting 20 copies on or before October 1, 1998, to Sharon Morrissey, Executive Secretary, ERISA Advisory Council, U.S. Department of Labor, Room N-5677, 200 Constitution Avenue, NW, Washington, DC 20210. Individuals or representatives of organizations wishing to address the Working Group should forward their

request to the Executive Secretary or telephone (202) 219-8753. Oral presentations will be limited to 10 minutes, but an extended statement may be submitted for the record. Individuals with disabilities, who need special accommodations, should contact Sharon Morrissey by October 1, 1998, at the address indicated in this notice.

Organizations or individuals also may submit statements for the record without testifying. Twenty (20) copies of such statements should be sent to the Executive Secretary of the Advisory Council at the above address. Papers will be accepted and included in the record of the meeting if received on or before October 1.

Signed at Washington, DC this 10th day of September, 1998.

Meredith Miller,

Deputy Assistant Secretary, Pension and Welfare Benefits Administration.

[FR Doc. 98-24860 Filed 9-16-98; 8:45 am]

BILLING CODE 4510-29-M

DEPARTMENT OF LABOR

Pension and Welfare Benefits Administration

Working Group Studying Small Businesses: How to Enhance and Encourage the Establishment of Pension Plans; Advisory Council on Employee Welfare and Pension Benefits Plans

Notice of Meeting

Pursuant to the authority contained in Section 512 of the Employee Retirement Income Security Act of 1974 (ERISA), 29 U.S.C. 1142, a public meeting will be held Monday, October 5, 1998, of the Advisory Council on Employee Welfare and Pension Benefit Plans Working Group studying the obstacles to why small businesses are not establishing retirement vehicles for their employees when so many different savings arrangements are available. The Working Group also is focusing on how to encourage these businesses to establish such pension plans.

The session will take place in Room N-4437 C&D, U.S. Department of Labor Building, Second and Constitution Avenue, NW, Washington 20210. The purpose of the open meeting, which will run from 1:00 p.m. to approximately 4:00 p.m., is for Working Group members to draft their report and/or recommendations their report for the Secretary of Labor.

Members of the public are encouraged to file a written statement pertaining to the topic by submitting 20 copies on or before October 1, 1998, to Sharon

Morrissey, Executive Secretary, ERISA Advisory Council, U.S. Department of Labor, Room N-5677, 200 Constitution Avenue, NW, Washington, D.C. 20210. Individuals or representatives of organizations wishing to address the Working Group should forward their request to the Executive Secretary or telephone (202) 219-8753. Oral presentations will be limited to 10 minutes, but an extended statement may be submitted for the record. Individuals with disabilities, who need special accommodations, should contact Sharon Morrissey by October 1, at the address indicated in this notice.

Organizations or individuals may also submit statements for the record without testifying. Twenty (20) copies of such statements should be sent to the Executive Secretary of the Advisory Council at the above address. Papers will be accepted and included in the record of the meeting if received on or before October 1.

Signed at Washington, D.C. this 10th day of September 1998.

Meredith Miller,

Deputy Assistant Secretary, Pension and Welfare Benefits Administration.

[FR Doc. 98-24861 Filed 9-16-98; 8:45 am]

BILLING CODE 4510-29-M

DEPARTMENT OF LABOR

Pension and Welfare Benefits Administration

Working Group on the Disclosure of the Quality of Care in Health Plans Advisory Council on Employee Welfare and Pension Benefits Plans

Notice of Meeting

Pursuant to the authority contained in Section 512 of the Employee Retirement Income Security Act of 1974 (ERISA), 29 U.S.C. 1142, the Working Group established by the Advisory Council on Employee Welfare and Pension Benefit Plans to study what kind of information on the quality of care in health plans should be transmitted to fiduciaries and participants and how the information should be transmitted will hold an open public meeting on Monday, October 5, 1998, in Room N-4437 C&D, U.S. Department of Labor Building, Second and Constitution Avenue, NW., Washington, DC 20210.

The purpose of the open meeting, which will run from 9:30 a.m. to approximately noon, is for Working Group members to begin drafting their report and/or recommendations for the Secretary of Labor.

Members of the public are encouraged to file a written statement pertaining to

the topic by submitting 20 copies on or before October 1, 1998, to Sharon Morrissey, Executive Secretary, ERISA Advisory Council, U.S. Department of Labor, Room N-5677, 200 Constitution Avenue, NW., Washington, DC 20210. Individuals or representatives of organizations wishing to address the Working Group should forward their request to the Executive Secretary or telephone (202) 219-8753. Oral presentations will be limited to 10 minutes, but an extended statement may be submitted for the record. Individuals with disabilities, who need special accommodations, should contact Sharon Morrissey by September 1, at the address indicated in this notice.

Organizations or individuals may also submit statements for the record without testifying. Twenty (20) copies of such statements should be sent to the Executive Secretary of the Advisory Council at the above address. Papers will be accepted and included in the record of the meeting if received on or before October 1.

Signed at Washington, DC this 10th day of September, 1998.

Meredith Miller,

Deputy Assistant Secretary, Pension and Welfare Benefits Administration.

[FR Doc. 98-24862 Filed 9-16-98; 8:45 am]

BILLING CODE 4510-29-M

MARINE MAMMAL COMMISSION

Sunshine Act Meeting

TIME AND DATE: The Marine Mammal Commission and its Committee of Scientific Advisors on Marine Mammals will meet in executive session on Tuesday, November 10, 1998, from 8:30 a.m. to 10:00 a.m. The public sessions of the Commission and the Committee meeting will be held on Tuesday, November 10, from 10:00 a.m. to 6:00 p.m., on Wednesday, November 11, from 8:30 a.m. to 6:00 p.m., and on Thursday, November 12, from 8:30 a.m. to 12:30 p.m.

PLACE: The Double Tree Hotel, 1230 Congress Street, Portland, Maine, 04102. Phone number 800/989-3856. Fax number 201/761-1560.

STATUS: The executive session will be closed to the public. At it, matters relating to international negotiations in process, personnel, and the budget of the Commission and will be discussed. All other portions of the meeting will be open to public observation. Public participation will be allowed as time permits and as determined to be desirable by the Chairman.