

to *United States v. Lion Oil Company*, D.J. ref. 90-5-2-1-06064.

The proposed Consent Decree may be examined at the Office of the United States Attorney for the Western District of Arkansas, El Dorado Division, 6th & Rogers Avenue, Isass C. Parker Federal Building, Room 216, Fort Smith, Arkansas, 72901, and at the Consent Decree Library, 1120 G. Street, NW, 3rd Floor, Washington, DC 20005. A copy of the proposed Decree may 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 enclose a check in the amount of \$5.00 (\$0.25 per page for reproduction costs) payable to: Consent Decree Library.

**Joel M. Gross,**

*Chief, Environmental Enforcement Section.*  
[FR Doc. 99-18087 Filed 7-14-99; 8:45 am]  
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## DEPARTMENT OF JUSTICE

### Notice of Lodging of Consent Decree Under The Comprehensive Environmental Response, Compensation, and Liability Act of 1980

Under 28 CFR 50.7, notice is hereby given that on June 16, 1999, a proposed consent decree ("Consent Decree") in *United States v. Meydenbauer Development Co.*, Civil Action No. 2:98-CS-00147 WFN was lodged with the United States District Court for the Eastern District of Washington.

In this action, the United States sought to recover costs incurred and to be incurred in response to the release of hazardous substances at the Deaconess Hospital Superfund Site in Chelan County, Washington ("Site") pursuant to 42 U.S.C. 9607(a). The Consent Decree requires Defendants Meydenbauer Development Co. and M. Tyrone Morgan to pay to the EPA Hazardous Substance Superfund \$5,000 in reimbursement of the United States past response costs. The settlement amount is based upon the Defendants ability to pay. In exchange, the United States will grant the Defendants a covenant not to sue pursuant to section 107(a) of CERCLA, 42 U.S.C. 9607(a), for past response costs incurred by the United States. The Defendants also will receive contribution protection for the United States' past response costs pursuant to section 113(f)(2) of CERCLA, 42 U.S.C. 9613(f)(2).

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. Meydenbauer Development Co.*, Civ. No. 2:98-CS-00147 WFN (E.D. Wash.), DJ No. 90-11-2-1365.

The Consent Decree may be examined at the Office of the United States Attorney, 300 United States Courthouse, Spokane, WA 99210-1494, at U.S. EPA Region X, 1200 Sixth Ave., Seattle, WA 98101, and at the Consent Decree Library, 1120 G Street, NW., 3rd Floor, Washington, DC 20005. A copy of the Consent Decree may be obtained in person or by mail from the Consent Decree Library. In requesting a copy, please enclose a check payable to the Consent Decree Library in the amount of \$5.25.

**Joel M. Gross,**

*Chief, Environmental Enforcement Section, Environment and Natural Resources Division.*  
[FR Doc. 99-18092 Filed 7-14-99; 8:45 am]  
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## DEPARTMENT OF JUSTICE

### Notice of Lodging of Consent Decree Comprehensive Environmental Response Compensation and Liability Act

Notice is hereby given that on June 29, 1999, a proposed Consent Decree in *United States v. Robert Neal* Civil Action No. 1: 99-0264-08 was lodged with the United States District Court for the District of South Carolina. The Consent Decree represents a settlement with one of the potential responsible parties listed in the Amended Complaint for violations of Section 107 of the Comprehensive Environmental Response, Compensation and Liability Act of 1980, 42 U.S.C. 9607. Under the Consent Decree, Robert Neal has agreed to pay the United States \$300,000. This Consent Decree represents the second settlement to be lodged with the Court regarding the Clearwater Finishing Superfund Site. The United States has incurred approximately \$1,182,000.00. The Amended Complaint names two additional parties.

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. Robert Neal*, D.J. Ref. Number 90-11-3-06135.

The proposed Consent Decree may be examined at the Office of the United States Attorney, for the District of South Carolina, First Union Building, 1441 Main Street, Suite 500, Columbia, South Carolina 29201, at U.S. EPA Region IV, 61 Forsyth Street, Atlanta, Georgia 30303, and at the Consent Decree Library, 1120 G Street, NW., 3rd 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., 3rd Floor, Washington, DC 20005. In requesting a copy, please enclose a check in the amount of \$4.75 (25 cents per page reproduction cost) payable to the Consent Decree Library.

**Joel M. Gross,**

*Chief, Environmental Enforcement Section, Environment and Natural Resources Division.*  
[FR Doc. 99-18093 Filed 7-14-99; 8:45 am]  
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## DEPARTMENT OF JUSTICE

### Notice of Lodging of Consent Decrees Pursuant to the Clean Air Act

In accordance with Departmental policy, 28 CFR 50.7, notice is hereby given that separate consent decrees were lodged in *U.S. v. Nevada Cogeneration Associates, #1, et al.*, Civil Action No. CV-S-99-00107-PMP (D. Nev.) on June 29, 1999, with the United States District Court for the District of Nevada. The case is a civil action under section 113(b) of the Clean Air Act ("Act"), 42 U.S.C. 7413(b), for violation of provisions of the Act and of the regulations for Prevention of Significant Deterioration ("PSD") that require owners and operators of any new stationary source to install and operate Best Available Control Technology ("BACT") to control emissions of relevant air pollutants.

The violations of the PDS regulations involved construction and operation of five gas turbines at two facilities near Las Vegas, Nevada, on which Defendants failed to install and operate BACT.

The Complaint in the civil action seeks injunctive relief to ensure future compliance with the PSD regulations. Under the consent decrees, the defendants will install and operate selective catalytic reduction units ("SCRs") to control emissions of oxides of nitrogen ("NO<sub>x</sub>"). After retrofitting the turbines with SCRs, each defendant is required to operate the emissions control equipment specified by its consent decree in compliance with the

Clean Air Act and its consent decree and is required to obtain necessary revised authority to construct permits from the Clark County Health District for the SCRs. In addition the defendants will pay a civil penalty of \$200,000.

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. Nevada Cogeneration Associates #1, et al.*, DOJ No. 90-5-2-1-2130.

The proposed consent decrees may be examined at the office of the United States Attorney, District of Nevada, 701 East Bridger Avenue, Suite 800, Las Vegas 8910; at the Region IX Office of the Environmental Protection Agency, 75 Hawthorne Street, San Francisco, California 94105; and at the Consent Decree Library, 1120 G Street, NW, 4th Floor, Washington, DC 20005, (202) 624-0892. A copy of any of the proposed consent decrees 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 the consent decree in *United States v. Nevada Cogeneration Associates, #1, et al.*, please refer to that case and DOJ No. 90-5-2-1-2130 and enclose a check in the amount of \$7.50 (25 cents per page reproduction costs). Your check should be payable to the Consent Decree Library.

**Joel Gross,**

*Chief, Environmental Enforcement Section, Environment and Natural Resources Division.*  
[FR Doc. 99-18090 Filed 7-14-99; 8:45 am]

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## DEPARTMENT OF JUSTICE

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

Notice is hereby given that on July 1, 1999, the United States filed a proposed Consent Decree in *United States v. Waste Management Disposal Services of Pennsylvania, Inc.*, Civ. Action No. 99CV3351 (E.D. Pa.), in the United States District Court for the Eastern District of Pennsylvania.

The United States' claims resolved by the Decree are described in a Complaint filed contemporaneously with the Decree, and pertain to the Elizabethtown Landfill Superfund Site

in Lancaster County, Pennsylvania. The Complaint seeks: (1) An injunction, pursuant to section 106(a) of the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA), 42 U.S.C. 9606(a), to implement EPA's Record of Decision for the Site, (2) the recovery of EPA's past costs under Section 107 of CERCLA, 42 U.S.C. 9607; and (3) a declaratory judgment on the Defendants' liability for future costs under Section 113(g)(2) of CERCLA.

The Consent Decree resolves the United States' claims against the current owner of the Site, Waste Management Disposal Services of Pennsylvania, Inc., and other Defendants namely AMP, Inc., Furnvial Machinery Company, New Standard Corporation, and Wyeth-Ayerst Laboratories (collectively, the "Settling Defendants"), who allegedly sent materials containing hazardous substances to the Elizabethtown Site. The Decree requires the Settling Defendants to perform the Remedial Design and Remedial Actions necessary to implement EPA's Record of Decision, and to reimburse EPA for some of its past and future costs. In return, the Settling Defendants will obtain: (1) Protection from contribution actions by other responsible parties; (2) covenants not to sue from the United States; (3) forgiveness of almost \$1 million of EPA past costs; (4) roughly \$1.1 million in preauthorized mixed funding from EPA; and (5) roughly \$781,000 of the funds collected by EPA to date from other settlements with parties contributing only small amounts of hazardous substances to the Site. The Decree is also based on the EPA's 1995 Model RD/RA consent decree.

EPA estimates the remedy to be implemented by the Settling Defendants will cost roughly \$26 million. The Consent Decree and EPA's Record of Decision provide, however, that the Settling Defendants may not have to implement ground water and surface water treatment portion of the remedy if they can demonstrate to EPA that the groundwater and surface water cleanup levels can be met, within a reasonable time, without such treatment. This contingent remedy is estimated to cost no more than \$16 million. The Settling Defendants have also agreed to immediately begin the remedial design work called for in the Record of Decision, pursuant to an Administrative Order on Consent.

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 of the

Environmental and Natural Resources Division, Department of Justice, Washington, DC 20530, and should refer to *United States v. Waste Management Disposal Services of Pennsylvania, Inc.*, DOJ Ref. 90-11-2-1097A.

The proposed consent decree may be examined at either U.S. EPA Region III, 1650 Arch Street, Philadelphia, Pennsylvania 19103-2029, or the Consent Decree Library, 1120 G Street, NW, 3rd 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, 3rd Floor, Washington, DC 20005. In requesting a copy, please enclose a check in the amount of \$26.50 (25 cents per page reproduction cost) payable to the Consent Decree Library.

**Joel M. Gross,**

*Chief, Environmental Enforcement Section, Environment and Natural Resources Division.*  
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## DEPARTMENT OF LABOR

### Employment and Training Administration

#### Notice of a Change in Status of an Extended Benefit (EB) Period for Alaska

This notice announces a change in benefit period eligibility under the EB Program for Alaska.

**Summary:** The following change has occurred since the publication of the last notice regarding the State's EB status:

- July 3, 1999—Alaska's 13-week insured unemployment rate for the week ending June 12, 1999 fell below 6.0 percent and was less than 120 percent of the average for the corresponding period for the prior two years, causing Alaska to trigger "off" EB effective July 3, 1999.

#### Information for Claimants

The duration of benefits payable in the EB Program, and the terms and conditions on which they are payable, are governed by the Federal-State Extended Unemployment Compensation Act of 1970, as amended, and the operating instructions issued to the States by the U.S. Department of Labor. In the case of a State ending an EB period, the State employment security agency will furnish a written notice to each individual who is currently filing a claim for EB of the forthcoming end of the EB period and its effect on the