

any adverse effects on energy supply, distribution, or use. We have explained above that this document is an internal BLM action which only affects how the BLM conducts its business under the NEPA. This handbook is not a rulemaking; and therefore, not subject to Executive Order 13211.

### Actions To Expedite Energy-Related Projects

Executive Order 13212 of May 18, 2001, requires agencies to expedite energy-related projects by streamlining internal processes while maintaining safety, public health, and environmental protections. Today's publication is in conformance with this requirement as it promotes existing process streamlining requirements and revises the text to emphasize this concept.

### Government Actions and Interference With Constitutionally Protected Property Rights

In accordance with Executive Order 12630 (March 15, 1988) and Part 318 of the Departmental Manual, the BLM has reviewed today's notice to determine whether it would interfere with constitutionally protected property rights. Again, we believe that as internal instructions to the BLM on implementation of the NEPA, this publication would not cause such interference.

**James Caswell,**

*Director, Bureau of Land Management.*

[FR Doc. E8-8866 Filed 4-23-08; 8:45 am]

**BILLING CODE 4310-84-P**

## DEPARTMENT OF THE INTERIOR

### Bureau of Reclamation

#### Southern Delivery System, Fryingpan-Arkansas Project, Colorado

**AGENCY:** Bureau of Reclamation, Interior.

**ACTION:** Notice for the extension of the public comment period and the announcement of a public listening session for the Southern Delivery System Draft Environmental Impact Statement (DEIS).

**SUMMARY:** Reclamation is announcing an extension of the public comment period for the Southern Delivery System DEIS. The original comment period published in the **Federal Register** (73 FR 11144) was scheduled to end on April 26, 2008. We are now notifying the public that Reclamation is extending the comment period to June 13, 2008.

Reclamation is also announcing a public listening session that will be held

in Pueblo, Colorado on May 29, 2008. We are hosting this meeting to provide an additional opportunity for the interested public to provide comments on the DEIS. Reclamation will not be responding to comments or answering questions publically at this meeting. The intent of this meeting is to listen to and record comments made by the public. All comments received on the DEIS will have corresponding responses published in the Final Environmental Impact Statement.

**DATES:** The public listening session will be held on May 29, 2008 from 6 p.m. to 8 p.m. at the location shown in the **ADDRESSES** section below. All comments on the DEIS must be received by Reclamation on or before June 13, 2008 at one of the addresses provided below.

**ADDRESSES:** Written comments on the DEIS can be sent to: Southern Delivery System EIS, Attention: Ms. Kara Lamb, Bureau of Reclamation, Eastern Colorado Area Office, 11056 W. County Road 18E, Loveland, CO 80537-9711. Comments may also be submitted via facsimile at (970) 663-3212 (attention: Ms. Kara Lamb; Southern Delivery System EIS) or e-mail to: [klamb@gp.usbr.gov](mailto:klamb@gp.usbr.gov).

The public listening session on May 29, 2008 will be held at the Sangre de Cristo Arts and Conference Center, 210 North Santa Fe Avenue, Pueblo, CO 81003.

**FOR FURTHER INFORMATION CONTACT:** For copies of the DEIS or the technical reports, please send written requests to Ms. Kara Lamb via the postal or e-mail address provided above. The full reports and documents are also available on the project Web site at: <http://www.sdeis.com>. For additional information please contact Ms. Kara Lamb at (970) 962-4326.

**SUPPLEMENTARY INFORMATION:** Reclamation staff will hear from interested members of the public in a formal public hearing forum. Statements will be limited to a maximum of 3 minutes per commenter. For those people wanting to speak at the listening session advance registration is required and is available from 5:30 p.m. to 6 p.m. There will be a third-party moderator to facilitate the process and a court reporter to document the comments.

Copies of the DEIS are available for public inspection and review at the following locations:

- Bureau of Reclamation, Eastern Colorado Area Office, 11056 W. County Road 18E, Loveland, CO 80537.
- Buena Vista/North Chaffee County Library, 131 Linderman Ave., Buena Vista, CO 81211.

- Canyon City Public Library, 516 Macon Ave., Canyon City, CO 81212.

- Pikes Peak Library District—Penrose Library, 20 N. Cascade Ave., Colorado Springs, CO 80903.

- Pueblo City-County Library District, 100 E. Abriendo Ave., Pueblo, CO 81004.

- Woodruff Memorial Library, 522 Colorado Ave., La Junta, CO 81050.

**Public Disclosure Statement:** Before including your name, address, phone number, e-mail address, or other personal identifying information in your comment, you should be aware that your entire comment—including your personal identifying information—may be made publicly available at any time. While you can ask us in your comment to withhold your personal identifying information from public review, we cannot guarantee that we will be able to do so.

Dated: April 18, 2008.

**Donald E. Moomaw,**

*Deputy Regional Director, Great Plains Region.*

[FR Doc. E8-8916 Filed 4-23-08; 8:45 am]

**BILLING CODE 4310-MN-P**

## DEPARTMENT OF JUSTICE

### Notice of Lodging of Consent Decree Under the Clean Water Act

Notice is hereby given that on April 7, 2008, a proposed Consent Decree ("Consent Decree") in the matter of *United States v. ConocoPhillips Company*, Civil Action No. 2-08CV-077-J, was lodged with the United States District Court for the Northern District of Texas.

In the complaint in this matter, the United States sought injunctive relief and penalties against ConocoPhillips Company ("ConocoPhillips") for claims arising under the Clean Water Act, 33 U.S.C. 1251 *et seq.*, in connection with discharges of pollutants from the petroleum refinery ConocoPhillips operates in Borger, Texas. Under the Consent Decree, ConocoPhillips will pay a civil penalty of \$1,200,000.00, perform a Supplemental Environmental Project to reduce the amount of solids discharged into nearby waters during storm events, monitor surrounding waters for selenium levels, and maintain the controls it has already put into place to minimize selenium discharges and correct whole effluent toxicity violations. 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, Environment and Natural Resources Division, and either e-mailed to [pubcomment-ees.enrd@usdoj.gov](mailto:pubcomment-ees.enrd@usdoj.gov) or mailed to P.O. Box 7611, U.S. Department of Justice, Washington, DC 20044-7611, and should refer to *United States v. ConocoPhillips Co.*, D.J. Ref. No. 90-5-1-1-08325. The Consent Decree may be examined at the Office of the United States Attorney, 500 S. Taylor St., Suite 300, Amarillo, TX 79101, and at U.S. EPA Region VI, 1445 Ross Avenue, Dallas, TX 75202-2733. During the public comment period, the Consent Decree may also be examined on the following Department of Justice Web site: [http://www.usdoj.gov/enrd/Consent\\_Decrees.html](http://www.usdoj.gov/enrd/Consent_Decrees.html). A copy of the Consent 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](mailto:tonia.fleetwood@usdoj.gov)), fax number (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 \$16.50 (25 cents per page reproduction cost) payable to the U.S. Treasury, or, if by e-mail or fax, forward a check in that amount to the Consent Decree Library at the stated address.

**Thomas A. Mariani, Jr.,**

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

[FR Doc. E8-8905 Filed 4-23-08; 8:45 am]

**BILLING CODE 4410-15-P**

## DEPARTMENT OF JUSTICE

### **Notice of Lodging of Consent Decree Under the Clean Air Act, the Resource Conservation and Recovery Act, the Comprehensive Environmental Response, Compensation and Liability Act, and the Emergency Planning and Community Right-To-Know Act**

Notice is hereby given that on April 18, 2008, a proposed Consent Decree ("Decree") in *United States v. Rohm and Haas Chemicals LLC*, Civil Action No. 3:08-cv-00198-TBR, was lodged with the United States District Court for the Western District of Kentucky, Louisville Division.

In this action the United States sought to obtain injunctive relief and assessment of civil penalties against Rohm and Haas Chemicals LLC ("Rohm and Haas") for alleged violations of the Clean Air Act, 42 U.S.C. 7404-7671(q); the Resource Conservation and Recovery Act, 42 U.S.C. 6901-6992(k)

("RCRA"); the Comprehensive Environmental Response, Compensation and Liability Act, 42 U.S.C. 9601-9675(c) ("CERCLA"); and the Emergency Planning and Community Right-to-Know Act, 42 U.S.C. 11001-11050 ("EPCRA") that occurred at a Rohm and Haas chemical-manufacturing facility in Louisville, Kentucky. The Decree would settle these claims and require Rohm and Haas to pay \$35,975 in civil penalties and to perform the following Supplemental Environmental Projects: Install an emission-reducing cover on an organic water gravity separator at the Louisville Plant at an estimated cost of \$115,000, and provide the City of Louisville with a hazard analysis software module at an estimated cost of \$18,671.

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, and either e-mailed to [pubcomment-ees.enrd@usdoj.gov](mailto:pubcomment-ees.enrd@usdoj.gov) or mailed to P.O. Box 7611, U.S. Department of Justice, Washington, DC 20044-7611, and should reference *United States v. Rohm and Haas Chemicals LLC*, Civil Action No. 3:08-cv-00198-TBR, D.J. Ref. No. 90-5-2-1-08598.

The Decree may be examined at the Office of the United States Attorney, 510 W. Broadway, 10th Floor, Louisville, Kentucky 40202. During the public comment period, the Decree may also be examined on the following Department of Justice Web site: [http://www.usdoj.gov/enrd/Consent\\_Decrees.html](http://www.usdoj.gov/enrd/Consent_Decrees.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](mailto:tonia.fleetwood@usdoj.gov)), fax number (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 \$11.50 (25 cents per page reproduction cost) payable to the U.S. Treasury or, if by e-mail or fax, forward a check in that amount to the Consent Decree Library at the stated address.

**Henry Friedman,**

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

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**BILLING CODE 4410-15-P**

## DEPARTMENT OF JUSTICE

### **Notice of Lodging of Second Amendment to a Consent Decree Under the Clean Air Act**

Notice is hereby given that a proposed Second Amendment (Second Amendment) to the Consent Decree previously entered in *United States v. Tampa Electric Co.*, Civil Action No. 99-2524-T-23F, was lodged with the United States District Court for Middle District of Florida.

In this action the United States alleged that Tampa Electric failed to comply with the requirements of the Clean Air Act at two coal-fired electric generating plants, known as Big Bend and Gannon Stations. These violations allegedly arose from the company's failing to seek permits prior to making major modifications to parts of these facilities and by failing to install appropriate pollution control devices to reduce emissions of air pollutants from those facilities. Those two stations are located in Hillsborough County, Florida, near the City of Tampa. (Gannon Station also is now known as Bayside Station.)

The civil action was resolved in October 2000, through a Consent Decree entered by the District Court; that Decree was amended by consent of the parties in 2001; that amendment also was entered as an order of the District Court.

The Second Amendment, proposed here, would make a number of adjustments to the extant Consent Decree and would resolve some disputes between the parties; in sum, the Second Amendment would: (1) Adopt a method of measuring certain emissions of oxides of nitrogen—an air pollutant—more in line with the method used for measuring that pollutant in subsequent consent decrees which the United States entered into with owners and operators of other coal-fired electric generating units; (2) resolve a dispute between the parties involving operation of continuous emissions monitors for the pollutant known as particulate matter; (3) set for certain units the emission rate for oxides of nitrogen, within the range of rates established for those units under the original Decree; and (4) explain further the treatment given under Decree to certain allowances that may relate to the emissions of oxides of nitrogen.

The Department of Justice will receive for a period of thirty (30) days from the date of this publication comments relating to the Second Amendment. Comments should be addressed to the Assistant Attorney General,