

Notice of Lodging of Consent Order Modification Pursuant to the Clean Air Act

In accordance with Departmental policy at 28 CFR § 50.7, notice is hereby given that on April 30, 1996 a proposed Second Consent Order Modification in *United States v. New Boston Coke Corporation*, Civil Action No. C-1-84-1427 was lodged with the United States District Court for the Southern District of Ohio, Western Division. This Second Consent Order Modification represents settlement of claims by the United States against the New Boston Coke Corporation ("New Boston") for violations of the Clean Air Act, 42 U.S.C. 7401, and certain terms and conditions of a Consent Order Modification entered on September 25, 1993.

Under this settlement, New Boston will implement and complete a program for construction of a wastewater treatment system to treat all direct contact process wastewaters from its coke recovery by-product plant, with the treated wastewaters to be discharged to the Ohio River pursuant to a modified National Pollution System Discharge Elimination System ("NPDES") permit. New Boston shall then achieve compliance with certain limitations for total dissolved solids in its quench water by using only river water or non-contact process cooling water as makeup water in its quenching operations.

New Boston shall also comply with certain emission limits in connection with activities at its coke battery. In addition, New Boston will pay an aggregate civil penalty of \$295,000. Stipulated penalties may be imposed in the event New Boston does not comply with the requirements of the Second Consent Order Modification.

The Department of Justice will receive comments relating to the proposed Second Consent Order Modification for a period of thirty (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, and should refer to *United States v. New Boston Coke Corporation*, D.J. # 90-5-2-1-710B.

The proposed Second Consent Order Modification may be examined at the Office of the United States Attorney, Southern District of Ohio, 220 U.S. Post Office and Courthouse, 100 East Fifth Street, Cincinnati, Ohio 45202, and at U.S. EPA Region 5, Office of Regional Counsel, 200 West Adams, 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 Second Consent Order Modification 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 \$6.75 (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. 96-12111 Filed 5-14-96; 8:45 am]

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Notice of Lodging of Consent Decree Pursuant to the Clean Air Act

In accordance with Departmental policy, 28 CFR § 50.7, 38 FR 19029, notice is hereby given that on April 26, 1996, a proposed Consent Decree in *United States v. Raymond G. Regis, Paul Wasson, and Wasson and Regis, a Partnership*, Civil Action No. 94-CV-0319C(F), was lodged with the United States District Court for the Western District of New York resolving the matters alleged in the United States' complaint filed on April 28, 1994. The proposed Consent Decree represents a settlement of the United States' claims against Raymond G. Regis, Paul Wasson, and Wasson and Regis, a Partnership ("Defendants") under the Safe Drinking Water Act for Defendants' violations of the Safe Drinking Water Act by failing to comply with the Underground Injection Control ("UIC") regulations for Class II injection wells for the secondary recovery of oil, 40 CFR Part 144.28, promulgated under sections 300h and 300h-1 of the Safe Drinking Water Act, 42 U.S.C. 1421 and 1422, and for failure to comply with the terms of a final administrative order issued pursuant to section 300h-2(c), 42 U.S.C. 1423(c), requiring compliance with the Safe Drinking Water Act UIC program.

Under the proposed Consent Decree the Defendants shall comply with the UIC regulations, including the implementing regulations pertaining to Class II Injection Wells at 40 CFR 144.22 and 144.28, and the Safe Drinking Water Act. Under the consent decree, Defendants are also required to submit a plugging and abandonment schedule (the "Schedule") for the fifteen wells at the Stillman facility in Bolivar, New York, within thirty days from the date of lodging, which provides for the proper plugging and abandonment of at least three wells per year commencing no later than calendar year 1996 and to properly plug and abandon the fifteen secondary, enhanced recovery injection

wells at the Stillman facility pursuant to the Schedule and a previously submitted and approved plugging and abandonment plan (the "Plan").

The Department of Justice will receive, for thirty (30) days from the date of publication of this notice, written comments relating to the Consent Decree. Comments should be addressed to the Assistant Attorney General, Environment and Natural Resources Division, U.S. Department of Justice, Washington, D.C. 20530 and should refer to *United States v. Raymond G. Regis, Paul Wasson, and Wasson and Regis, a Partnership*, D.O.J. Ref. No. 90-5-1-3937.

The proposed Consent Decree may be examined at the Office of the United States Attorney for the Western District of New York located at 68 Court Street, Buffalo, New York 14202; at the Region II Office of the Environmental Protection Agency located at 290 Broadway, New York, New York 10007; 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 enclose a check in the amount of \$15.50 (25 cents per page reproduction charge) payable to the Consent Decree Library.

Joel M. Gross,

Chief, Environmental Enforcement Section,
Environment and Natural Resources Division.
[FR Doc. 96-12113 Filed 5-14-96; 8:45 am]

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Antitrust Division

Notice Pursuant to the National Cooperative Research and Production Act of 1993—Advanced Process Control Framework Initiative Program

Notice is hereby given that, on April 15, 1996, pursuant to § 6(a) of the National Cooperative Research and Production Act of 1993, 15 U.S.C. 4301 *et seq.* ("the Act"), the Advanced Process Control Framework Initiative Program ("APCFIP") has filed written notifications simultaneously with the Attorney General and the Federal Trade Commission disclosing (1) the identities of the parties and (2) the nature and objectives of the venture. The notifications were filed for the purpose of invoking the Act's provisions limiting the recovery of antitrust plaintiffs to actual damages under specified circumstances. Pursuant to § 6(b) of the Act, the identities of the parties are: Honeywell Inc., Minneapolis, MN; and