

The proposed consent decree may be examined at the Office of the United States Attorney, 11 Elmwood Ave., Burlington, Vt. 05401, at the Region I office of the Environmental Protection Agency, JFK Federal Building, Boston, Ma., 02203-2211, 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 (there is a 25 cent per page reproduction cost) in the amount of \$40.75 payable to the Consent Decree Library.

**Bruce Gelber,**

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

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## DEPARTMENT OF JUSTICE

### Notice of Lodging of Consent Decrees Pursuant to the Comprehensive Environmental Response, Compensation, and Liability Act

In accordance with Departmental policy, 28 CFR § 50.7, and 42 U.S.C. § 9622(d), notice is hereby given that on September 8, 1997, the United States of America, on behalf of the United States Environmental Protection Agency ("EPA") lodged with the United States District Court for the Western District of Washington a civil complaint against defendants Seattle Disposal Company, John Bancero, Josie Razore, and their respective marital communities ("the SDC defendants"), Washington Waste Hauling and Recycling, Inc. ("Washington Waste Hauling"), Monsanto Company, the Board of Regents of the University of Washington, Lockheed Martin Corporation, the Port of Seattle, Sears, Roebuck & Company, R.W. Rhine, Inc., the City of Mercer Island, Washington, the Seattle School District, and Quemetco, Inc., in the civil action styled *United States v. Seattle Disposal Company, et al.*, Civil Action No. C97-1462-Z. The complaint states claims for relief against the defendants under Sections 106 and 107 of the Comprehensive Environmental Response, Compensation and Liability Act ("CERCLA"), 42 U.S.C. Secs. 9606 & 9607, for an order requiring the implementation of the permanent environmental remedy selected by EPA for the Site, and for the recovery of costs

incurred in response to releases of hazardous substances at the Tulalip Landfill Superfund Site in Marysville, Washington ("the Site"). The complaint also states claims for relief against the Tulalip Tribes under Section 309 of the Clean Water Act ("the Act"), 33 U.S.C. 1319, for civil penalties and injunctive relief for discharges of pollutants from the landfill in violation of Section 301 of the Act, 33 U.S.C. Sec. 1311. The Tulalip Tribes of Washington and the Tulalip Section 17 Corporation (together "the Tulalip Tribes") are listed as a defendants-in-intervention in the complaint and intend to file a motion to intervene in this action prior to the entry of the consent decrees.

On September 8 the United States also lodged three consent decrees in this action resolving all of the claims for relief stated against the defendants in the complaint. The first consent decree resolves the United States' claims against defendant Washington Waste Hauling and defendants-in-intervention the Tulalip Tribes. This consent decree requires defendant Washington Waste Hauling to implement the remedy selected by EPA for the Site and conduct operation and maintenance of the remedy for up to five years. The consent decree also requires the Tulalip Tribes to take over operation and maintenance of the remedy after Washington Waste Hauling fulfills its operation and maintenance obligations. The consent decree also requires the Tulalip Tribes to pay \$1,000,000 toward operation and maintenance costs at the Site.

To second consent decree resolves the United States' claims against the SDC defendants. This consent decree requires the SDC defendants to pay \$9.5 million towards the cost of implementing EPA's selected remedy for the Site and reimbursement of costs incurred by EPA in response to releases of hazardous substances at the Site.

The third consent decree resolves the United States' claims against the remaining defendants, and the potential counterclaims against the United States Navy and the Bureau of Indian Affairs of the United States Department of Interior ("BIA") with respect to the Site. The consent decree requires the remaining defendants and the settling federal agencies to pay \$4,645,457.00 toward the cost of implementing EPA's selected remedy for 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 proposed consent decrees. 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 Seattle Disposal Company, et al.*, DOJ Ref. #90-11-3-1412.

The proposed consent decrees may be examined at the office of the United States Attorney, 1010 Fifth Avenue, Seattle, WA 98104; the Region 10 Office of the Environmental Protection Agency, 1200 Sixth Avenue, Seattle, WA 98101; 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 decrees 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 copies please refer to the referenced case, specify which decree or decrees you would like to receive, and enclose a check payable to the Consent Decree Library (25 cents per page reproduction costs): the decree with Seattle Disposal Company, Mr. Razore and Mr. Banchemo, \$10.50 without attachments, or \$71.25 with attachments; the decree with Washington Waste Hauling, \$41.50 without attachments, or \$215.25 with attachments; the decree with the remaining defendants (referred to as "Generator Defendants"), \$17.75 without attachments, or \$176.00 with attachments.

**Joel Gross,**

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

[FR Doc. 97-26422 Filed 10-3-97; 8:45 am]

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## DEPARTMENT OF JUSTICE

### Antitrust Division

#### Notice Pursuant to the National Cooperative Research and Production Act of 1993—Cable Television Laboratories, Inc.

Notice is hereby given that, on June 24, 1997, pursuant to Section 6(a) of the National Cooperative Research and Production Act of 1993, 15 U.S.C. § 4301 *et seq.* ("the Act"), Cable Television Laboratories, Inc. ("CableLabs") has filed written notifications simultaneously with the Attorney General and the Federal Trade Commission disclosing additions to the 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. Specifically, the following companies have joined CableLabs: First Nations Cable Inc., Ontario, CANADA; Loudoun