

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, P.O. Box 7611, Ben Franklin Station, Washington, D.C. 20044-7611, and should refer to *United States v. Commerce Holding Company, Inc.*, No. 00-CV-1249 (DRH/ETB) (E.D.N.Y.) D.J. Ref. 90-11-3-06298. Copies of all comments should also be sent to Alan Vinegrad, United States Attorney for the Eastern District of New York, F. Franklin Amanat, Assistant United States Attorney, One Pierrepont Plaza, 16th Floor, Brooklyn, NY 11201-2776.

The proposed consent decree may be examined at EPA Region II, Office of the Environmental Protection Agency, 290 Broadway, New York, New York 10007-1866. A copy of the consent decree may also be obtained by mail from the Department of Justice Consent Decree Library, P.O. Box 7611, Washington, DC 20044. In requesting a copy, please enclose a check in the amount of \$4.50 (25 cents per page reproduction cost) payable to the Consent Decree Library.

**Ronald G. Gluck,**

*Assistant Section Chief, Environmental Enforcement Section, Environment and Natural Resources Division—U.S. Department of Justice.*

[FR Doc. 01-21373 Filed 8-23-01; 8:45 am]

BILLING CODE 4410-15-M

## DEPARTMENT OF JUSTICE

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

Notice is hereby given that a proposed consent decree in *United States v. Continental Equities, Inc.*, Civil Action No. 99-619-CIV-Seitz-Garber, was lodged on August 9, 2001, with the United States District Court for the Southern District of Florida. The proposed Consent Decree would resolve certain claims under sections 106 and 107 of the Comprehensive Environmental Response, Compensation, and Liability Act of 1980, 42 U.S.C. 9606 and 9607, as amended brought against Continental Equities, Inc. to recover response costs incurred by the Environmental Protection Agency in connection with the release of hazardous substances at the Anodyne National Priorities List Superfund Site ("Site") in Miami, Florida. The United States alleges that Settling Defendant is liable as a person who currently owns and owned a

portion of the Site at the time of disposal of a hazardous substance. Under the proposed Consent Decree, the Settling Defendant will pay \$350,000 to the Hazardous Substances Superfund to reimburse the United States for response costs incurred and to be incurred at 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 Decree. Comments should be addressed to the Assistant Attorney General for the Environment and Natural Resources Division, Department of Justice, P.O. Box 7611, Washington, DC 20530, and should refer to *United States v. Continental Equities, Inc.*, Civil Action No. 99-619-CIV (S.D.FL.), DOJ Ref. #90-11-2-881.

The Consent Decree may be examined at the Region 4 Office of the Environmental Protection Agency, 61 Forsyth Street, Atlanta, GA 30303 and the United States Attorney's Office for the Southern District of Florida, 99 NE. 4th Street, Miami, Florida, 33132 c/o Assistant U.S. Attorney Barbara Junge. A copy of the proposed consent decree may be obtained by mail from the Consent Decree Library, Post Office Box 7611, Washington, DC 20044. In requesting copies please refer to the referenced case and enclose a check in the amount of \$12.00 (25 cents per page reproduction costs), payable to the Consent Decree Library.

**Ellen Mahan,**

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

[FR Doc. 01-21372 Filed 8-23-01; 8:45 am]

BILLING CODE 4410-15-M

## DEPARTMENT OF JUSTICE

### Immigration and Naturalization Service

[INS No. 2159-01]

#### Detained Aliens Requesting Release Under *Zadvydas v. Davis*

**AGENCY:** Immigration and Naturalization Service, Justice.

**ACTION:** Notice.

**SUMMARY:** This notice promulgates the address of the office of the Immigration and Naturalization Service (Service) to which a detained alien must submit, in writing, a request for release on the ground that there is no significant likelihood that the Service will be able to remove the alien in the reasonably foreseeable future, in accordance with the judgment of the Supreme Court in

*Zadvydas v. Davis*, 533 U.S. \_\_\_, 121 S.Ct. 2491 (2001).

**EFFECTIVE DATE:** This notice is effective August 24, 2001.

**FOR FURTHER INFORMATION CONTACT:** David J. Venturella, Headquarters, Office of Detention and Removals, Immigration and Naturalization Service, 801 I Street NW., Suite 900, Washington, DC 20536, telephone (202) 514-1970.

**SUPPLEMENTARY INFORMATION:** On July 24, 2001, at 66 FR 38433, the Department of Justice published in the **Federal Register** the text of a memorandum issued by the Attorney General in response to the Supreme Court's judgment in *Zadvydas v. Davis*, 533 U.S. \_\_\_, 121 S.Ct. 2491 (2001). The Memorandum directed the former Acting Commissioner of the Service, among other things, to begin accepting written requests for release for detained aliens subject to removal orders who contend that there is no significant likelihood that the Service will be able to remove them in the reasonably foreseeable future. These interim procedures apply to aliens who are subject to final orders of removal, except that the procedures do not apply to detained arriving aliens, including arriving aliens who have been paroled into the United States under section 212(d)(5)(A) of the Immigration and Nationality Act.

Any detained alien who believes that he or she may be eligible for release under the *Zadvydas* decision, should submit a written request for release, along with supporting documentation, to: U.S. Department of Justice, Immigration and Naturalization Service, Headquarters, Post-Order Detention Unit, 801 I Street NW., Suite 900, Washington DC 20536.

Dated: August 13, 2001.

**James W. Ziglar,**

*Commissioner, Immigration and Naturalization Service.*

[FR Doc. 01-21401 Filed 8-23-01; 8:45 am]

BILLING CODE 4410-10-M

## DEPARTMENT OF LABOR

### Office of the Secretary

#### Submission for OMB Review; Comment Request

August 13, 2001.

The Department of Labor (DOL) has submitted the following public information collection requests (ICRs) to the Office of Management and Budget (OMB) for review and approval in accordance with the Paperwork

Reduction Act of 1995 (Pub. L. 104-13, 44 U.S.C. Chapter 35). A copy of each individual ICR, with applicable supporting documentation, may be obtained by calling the Department of Labor. To obtain documentation contact Marlene Howze at (202) 219-8904 or Email [Howze-Marlene@dol.gov](mailto:Howze-Marlene@dol.gov).

Comments should be sent to Office of Information and Regulatory Affairs, Attn: OMB Desk Officer for ESA, Office of Management and Budget, Room 10235, Washington, DC 20503 ((202) 395-7316), within 30 days from the date of this publication in the **Federal Register**.

The OMB is particularly interested in comments which:

- Evaluate whether the proposed collection of information is necessary for the proper performance of the functions of the agency, including whether the information will have practical utility;
- Evaluate the accuracy of the agency's estimate of the burden of the proposed collection of information, including the validity of the methodology and assumption used;
- Enhance the quality, utility, and clarity of the information to be collected; and minimize the burden of the collection of information on those who are to respond, including through the use of appropriate automated, electronic, mechanical, or other technological collection techniques or other forms of information technology, e.g., permitting electronic submission of responses.

*Type of Review:* Extension of a currently approved collection.

*Agency:* Employment Standards Administration (ESA).

*Title:* Request for State or Federal Workers' Compensation Information.

*OMB Number:* 1215-0060.

*Affected Public:* Federal Government and State, Local or Tribal Government.

*Frequency:* On Occasion.

*Number of Respondents:* 3,522.

*Number of Annual Responses:* 3,522.

*Estimated Time Per Response:* 15 minutes.

*Total Burden Hours:* 881.

*Total Annualized Capital/Startup Costs:* \$0.

*Total Annual Costs (operating/maintaining systems or purchasing services):* \$11,799.

*Description:* The Federal Mine Safety and Health Act of 1977, as amended, 30 USC 922(b) and 20 CFR 725.535 directs that DOL Black Lung benefit payments to a beneficiary for any month be reduced by any other payments of state or Federal benefits for workers' compensation due to pneumoconiosis. To ensure compliance with this

mandate DCMWC must collect information regarding the status of any state or Federal workers' compensation claim, including dates of payments, weekly or lump sum amounts paid, and other fees or expenses paid out of this award, such as attorney fees and related expenses associated with pneumoconiosis. A social security number is required for the information collection per Public Law 106-113.

**Ira L. Mills,**

*Departmental Clearance Officer.*

[FR Doc. 01-21482 Filed 8-23-01; 8:45 am]

**BILLING CODE 4510-CK-M**

## DEPARTMENT OF LABOR

### Employment Standards Administration

#### Proposed Collection; Comment Request

**ACTION:** Notice.

**SUMMARY:** The Department of Labor, as part of its continuing effort to reduce paperwork and respondent burden, conducts a preclearance consultation program to provide the general public and Federal agencies with an opportunity to comment on proposed and/or continuing collections of information in accordance with the Paperwork Reduction Act of 1995 (PRA95) (44 U.S.C. 3506(c)(2)(A)). This program helps to ensure that requested data can be provided in the desired format, reporting burden (time and financial resources) is minimized, collection instruments are clearly understood, and the impact of collection requirements on respondents can be properly assessed. Currently, the Employment Standards Administration is soliciting comments concerning the proposed extension of Payment of Compensation Without Award (LS-206).

**DATES:** Written comments must be submitted to the office listed in the **ADDRESSES** section below on or before October 23, 2001.

**ADDRESSES:** Ms. Patricia A. Forkel, U.S. Department of Labor, 200 Constitution Ave., NW., Room S-3201, Washington, DC 20210, telephone (202) 693-0339 (this is not a toll-free number), fax (202) 693-1451.

#### SUPPLEMENTARY INFORMATION:

##### I. Background

The Office of Workers' Compensation Programs (OWCP) administers the Longshore and Harbor Workers' Compensation Act (LSWCA). The Act provides benefits to workers injured in

maritime employment on the navigable waters of the United States or in an adjoining area customarily used by an employer in loading, unloading, repairing, or building a vessel. Under section 14(b) and (c) of the Act, a self-insured employer or insurance carrier is required to pay compensation within 14 days after the employer has knowledge of the injury or death. Upon making the first payment, the employer or carrier shall immediately notify the district director of payment. Form LS-206 has been designated as the form on which report of first payment is to be made.

##### II. Review Focus

The Department of Labor is particularly interested in comments which:

- Evaluate whether the proposed collection of information is necessary for the proper performance of the functions of the agency, including whether the information will have practical utility;
- Evaluate the accuracy of the agency's estimate of the burden of the proposed collection of information, including the validity of the methodology and assumptions used;
- Enhance the quality, utility and clarity of the information to be collected; and
- Minimize the burden of the collection of information on those who are to respond, including through the use of appropriate automated, electronic, mechanical, or other technological collection techniques or other forms of information technology, e.g., permitting electronic submissions of responses.

##### III. Current Actions

The Department of Labor seeks the approval of the extension of this information collection in order to carry out its responsibility to meet the statutory requirements to ensure payment of compensation or death benefits under the Act.

*Type of Review:* Extension.

*Agency:* Employment Standards Administration.

*Title:* Payment of Compensation Without Award.

*OMB Number:* 1215-0022.

*Agency Number:* LS-206.

*Affected Public:* Businesses or other for-profit.

*Frequency:* On occasion.

*Total Respondents:* 900.

*Total Annual Responses:* 26,100.

*Time Per Response:* 15 minutes.

*Estimated Total Burden Hours:* 6,525.

*Total Burden Cost (capital/startup):* \$0.

*Total Burden Cost (operating/maintenance):* \$10,224.25.