

## DEPARTMENT OF JUSTICE

**Notice of Extension of Comment Period on Consent Decree Under the Resource Conservation and Recovery Act of 1976 (RCRA) as Amended, 42 U.S.C. § 6928**

Under 28 CFR 50.7, notice is hereby given that notice and comment period for the proposed Consent Decree lodged on October 16, 1998 with the United States District Court for the District of Idaho in *United States v. FMC Corporation, Inc.*, Civil Action No. 98-0406-I-BLW, is being extended through December 18, 1998. The original notice of this proposed settlement was published in the **Federal Register** on November 2, 1998, Vol. 63, No. 211, Pg. 58769. Informational meetings about the settlement and the Consent Decree will be conducted by the Department of Justice and the Environmental Protection Agency in Pocatello at Cavanaugh's Quality Inn, 1555 Pocatello Creek Rd., from 4:00 to 8:00 p.m., on November 30, 1998, and on the Shoshone-Bannock Fort Hall Reservation, Housing Authority Conference Room, 161 Wardance Circle, from 4:00 to 8:00 p.m. on December 1, 1998.

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. FMC Corporation*, D.J. Ref. 90-7-1-889.

The Consent Decree may be examined at the Office of the United States Attorney, 877 W. Main Street, Suite 201, Boise, Idaho 83702, at U.S. EPA Region 10, 1200 Sixth Avenue, ORC-158, Seattle, Washington 98101, the Idaho State University Library, Government Documents Department, 850 South 9th Avenue, Pocatello, Idaho 83209, and at the Consent Decree Library, 1120 G Street, N.W., 3rd Floor, Washington, D.C. 20005, (202) 624-0892. A copy of the Consent Decree may be obtained in person or by mail from the Consent Decree Library, 1120 G Street, N.W., 3rd Floor, Washington, D.C. 20005. In requesting a copy, please enclose a check in the amount of \$12.50 (25 cents per page reproduction cost), with attachments a check in the amount of \$20.75, payable to the Consent Decree Library.

**Bruce Gelber,**

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

[FR Doc. 98-32033 Filed 12-1-98; 8:45 am]

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## DEPARTMENT OF JUSTICE

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

Notice is hereby given that two proposed consent decrees in *United States, et al. v. Montrose Chemical Corporation of California, et al.*, No. CV 90-3122-AAH (C.D. Cal.), were lodged on November 16, 1998 with the United States District Court for the Central District of California. The consent decrees resolve claims under Section 107 of the Comprehensive Environmental Response, Compensation, and Liability Act of 1980, 42 U.S.C. 9607, as amended, brought against defendant CBS Corporation (formerly Westinghouse Electric Corporation) and against Potlatch Corporation and Simpson Paper Company, for natural resource damages associated with contamination of sediments on the Palos Verdes shelf in the vicinity of Los Angeles, California, and for response costs incurred and to be incurred by the United States Environmental Protection Agency in connection with responding to the release and threatened release of hazardous substances at the Montrose Chemical National Priorities List Site in Torrance, CA, and at the aforementioned Palos Verdes shelf.

One proposed consent decree provides that CBS will pay \$9.5 million to resolve its liability to the United States and State of California for natural resource damages and response costs as described above. The second proposed consent decree provides that Potlatch and Simpson will pay \$12 million to resolve their liability to the United States and State of California for natural resource damages and response costs as described above. Both proposed consent decrees include a covenant not to sue by the United States under Sections 106 and 107 of the Comprehensive Environmental Response, Compensation, and Liability Act of 1980, 42 U.S.C. 9606 and 9607, and under Section 7003 of the Resource Conservation and Recovery Act ("RCRA"), 42 U.S.C. 6973.

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. Commenters may request an opportunity for a public meeting in the affected area, in accordance with Section 7003(d) of RCRA. 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, et al. v. Montrose Chemical Corporation of California, et al.*, No. CV 90-3122-AAH (C.D. Cal.), DOJ Ref. #90-11-3-159 and DOJ Ref. #90-11-3-511.

The proposed consent decrees may be examined at the office of the United States Attorney, Central District of California, Federal Building, 300 North Los Angeles Street, Los Angeles, CA 90012; the Region IX Office of the Environmental Protection Agency, 75 Hawthorne Street, San Francisco, CA 94105; and at the Consent Decree Library, 1120 G Street, NW, 3rd Floor, Washington, DC 20005, (202) 624-0892. A copy of either 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 copies please refer to the referenced case and enclose a check in the amount of \$67.00 (25 cents per page reproduction costs), payable to the Consent Decree Library.

**Joel Gross,**

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

[FR Doc. 98-32030 Filed 12-1-98; 8:45 am]

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## DEPARTMENT OF JUSTICE

**Notice of Lodging of Proposed Consent Judgment Pursuant to the Clean Water Act**

Notice is hereby given that a proposed Consent Judgment in *Reichert v. United States Army Corps of Engineers*, No. 2:93 CV 332 AR (N.D. Ind.), was lodged with the United States District Court for the Northern District of Indiana, Hammond Division, on October 30, 1998. The proposed Consent Judgment concerns alleged violations of sections 301(a) and 404 of the Clean Water Act, 33 U.S.C. 1311(a) & 1344, resulting from the unauthorized filling and ditching of approximately 7 acres of wetlands, with impacts to all wetlands on the entire 18-acre tract, in the Town of Schererville, Lake County, Indiana.

The proposed Consent Judgment would provide for the payment of a \$61,360.00 civil penalty within thirty (30) days of entry of judgment; full restoration of the site; and forfeiture of the entire 18-acre tract to the State of Indiana, Department of Natural Resources, within thirty (30) days of completion of the restoration. The required restoration is to consist of, among other things, removal, transport,