

No. 97-8922 CIV-DIMITROULEAS, DOJ Ref. #90-11-2-1345.

The Consent Decree may be examined at the office of the Region 4 Office of the Environmental Protection Agency, 61 Forsyth Street, SW, Atlanta, GA 30303; and at the Consent Decree Library, 1120 G Street, NW, 3rd Floor, Washington, DC 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, NW, 3rd Floor, Washington, DC 20005. In requesting copies please refer to the referenced case and enclose a check in the amount of \$5.00 (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. 99-23599 Filed 9-9-99; 8:45 am]

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## DEPARTMENT OF JUSTICE

[AAG/A Order No. 172-99]

### Privacy Act of 1974; Notice of the Removal of a System of Records

Pursuant to the provisions of the Privacy Act of 1974 (5 U.S.C. 552a), the Immigration and Naturalization Service (INS), Department of Justice (DOJ) is removing a published Privacy Act system of records entitled "Finance Section Indexes, JUSTICE/INS-020." (JUSTICE/INS-020 was most recently published on May 14, 1997 (62 FR 26557).)

JUSTICE/INS-020 is being removed because the DOJ established a new Department-wide system of records which replaces those which now exist for separate Department components. The new system notice entitled, "Accounting Systems for the Department of Justice (DOJ), DOJ-001" was most recently published on May 28, 1999 (64 FR 29069).

Therefore, JUSTICE/INS-020, "Finance Section Indexes," system notice is removed from the Department's compilation of Privacy Act systems.

Dated: August 25, 1999.

**Stephen R. Colgate,**

*Assistant Attorney General for Administration.*

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## DEPARTMENT OF JUSTICE

[AAG/A Order No. 173-99]

### Privacy Act of 1974; Notice of New System of Records

Pursuant to the provisions of the Privacy Act of 1974 (5 U.S.C. 552a) ("Act"), notice is hereby given that the Department of Justice proposes to establish a new system of records to be maintained by the Executive Office for Immigration Review (EOIR).

The record keeping system, designated as Practitioner Complaint/Disciplinary Files, is a new system of records for which no public notice consistent with the provisions of 5 U.S.C. 552a(e)(4) and (11) has been published to date.

Title 5 U.S.C. 552a(e)(4) and (11) provide that the public be given a 30-day period in which to comment on the new routine uses of the system of records; the Office of Management and Budget (OMB), which has oversight responsibility under the Act, requires a 40-day period in which to conclude its review of the system. Therefore, we invite the public, OMB, and the Congress to submit comments within 30 days from the publication date of this notice to Mary E. Cahill, Management and Planning Staff, Justice Management Division, U.S. Department of Justice, Washington, DC 20530 (Room 1400, National Place Building).

In accordance with 5 U.S.C. 552a(r), the Department has provided a report to OMB and Congress.

Dated: August 25, 1999.

**Stephen R. Colgate,**

*Assistant Attorney General for Administration.*

### JUSTICE/EOIR-003

#### SYSTEM NAME:

Practitioner Complaint/Disciplinary Files.

#### SYSTEM LOCATION:

United States Department of Justice (DOJ), Executive Office for Immigration Review (EOIR), 5107 Leesburg Pike, Suite 2400, Falls Church, VA 22041; and at EOIR field offices as detailed in Justice/EOIR-999, most recently published April 13, 1999 at 64 FR 18051.

#### CATEGORIES OF INDIVIDUALS COVERED BY THE SYSTEM:

Attorneys and authorized representatives, as defined under 8 CFR 292.1, who have been subject to disciplinary complaints filed with, or received by, EOIR, including complaints from any source whatsoever; complaints

who file complaints against such attorneys and authorized representatives.

#### CATEGORIES OF RECORDS IN THE SYSTEM:

The system contains the following categories of records: Complaints filed by any person or organization; records of state disciplinary authority proceedings; criminal conviction records; investigatory records, including preliminary inquiry reports; communications with individuals and/or outside agencies concerning disciplinary investigations and proceedings; interagency communications; copies of Notices of Intent to Discipline (NID) filed by EOIR and/or the Immigration and Naturalization Service (INS), together with supporting documentation; disciplinary proceeding transcripts; and settlement agreements and other dispositions, including administrative disciplinary decisions.

#### AUTHORITY FOR MAINTENANCE OF THE SYSTEM:

Sec. 292 of the Immigration and Nationality Act, as amended at 8 U.S.C. 1362 and 8 CFR part 3.

#### PURPOSE(S):

Information in the system is used by the office of the General Counsel, EOIR, in conducting disciplinary investigations and instituting disciplinary proceedings against immigration practitioners. The records are used in, and provide documentation of, among other things, disciplinary investigations and formal proceedings instituted by EOIR. The information may be further used to generate statistical reports and various administrative records, including docket printouts.

#### ROUTINE USES OF RECORDS MAINTAINED IN THE SYSTEM, INCLUDING CATEGORIES OF USERS AND THE PURPOSE OF SUCH USES:

EOIR may disclose relevant information as follows:

- (1) To Federal or state agencies as required by law;
- (2) In any proceeding before an adjudicative body before which DOJ, or any DOJ component or subdivision thereof, is authorized to appear and when any of the following is a party to litigation or has an interest in litigation and such records are determined by DOJ, or any component or subdivision thereof, to be arguably relevant to the litigation: DOJ or any DOJ components thereof; any DOJ employee in his/her official capacity; any DOJ employee in his/her individual capacity where DOJ has agreed to represent the employee; or the United States where DOJ, or any DOJ component thereof, determines that