



U.S. Department of Justice

United States Attorney  
Northern District of Ohio

US EPA RECORDS CENTER REGION 5



468450

Suite 500  
1404 East Ninth Street  
Cleveland, Ohio 44114

October 24, 1983

Honorable David D. Dowd, Jr.  
United States District Judge  
510 U. S. Courthouse  
2 South Main Street  
Akron, Ohio 44308

Re: United States v. Chemical Recovery Systems,  
Inc., et al. Civil Action No. C80-1858  
Judge Dowd

Dear Judge Dowd:

In accordance with the policy of the Department of Justice, codified at 28 C.F.R. 50.7 providing for public comment on all proposed judgments of action to enjoin the discharge of pollutants into the environment, the United States published notice of the proposed Consent Decree in the above-captioned case in the Federal Register on September 19, 1983. 46 Federal Register 62197.

No comments were received from members of the public. Accordingly, the United States respectfully recommends that the proposed Decree be entered by the court.

It would be appreciated if the court would send a time-stamped copy of the Decree after it is entered.

Sincerely yours,

J. WILLIAM PETRO,  
UNITED STATES ATTORNEY

By Kathleen Ann Sutula  
Kathleen Ann Sutula  
Assistant U. S. Attorney

cc: Paul Schaeffer, Esq.  
David Long, Esq.  
Courtney M. Price, Esq.  
Deborah Whoite, Esq.  
Jonathan McPhee, Esq.

**[Finance Docket No. 30262]****Rail Carriers; Oregon-Washington Railroad and Navigation Co. and Union Pacific Railroad Co.—Exemption for Abandonment and Discontinuance in Shoshone County, ID****AGENCY:** Interstate Commerce Commission**ACTION:** Notice of exemption.

**SUMMARY:** The Interstate Commerce Commission exempts from the requirements of 49 U.S.C. 10903 *et seq.* the physical abandonment by Oregon-Washington Railroad and Navigation Company of, and the discontinuance of service by Union Pacific Railroad Company over, 6.78 miles of railroad extending from milepost 80.36 at Wallace to milepost 87.14 at Burke, in Shoshone County, ID, subject to standard labor protective conditions.

**DATES:** This exemption will be effective on October 19, 1983. Petitions to stay the effectiveness of this decision must be filed by September 29, 1983, and petitions for reconsideration must be filed by October 11, 1983.

**ADDRESSES:** Send pleadings to referring Finance Docket No. 30262 to:

- (1) Office of the Secretary, Interstate Commerce Commission, Washington, D.C. 20423
- (2) Petitioner's representative: Joseph D. Anthofer, 1416 Dodge Street, Omaha, NE 68179

**FOR FURTHER INFORMATION CONTACT:** Louis E. Gitomer, (202) 275-7245.

**SUPPLEMENTARY INFORMATION:** Additional information is contained in the Commission's decision. To purchase a copy of the full decision, write to T.S. InfoSystems, Inc., Room 2227, Interstate Commerce Commission, Washington, DC 20423, or call 289-4357 (D.C. Metropolitan area) or toll free (800) 424-5403.

Dated: September 13, 1983.

By the Commission, Chairman Taylor, Vice Chairman Sterrett, Commissioners Andre and Gradison. Chairman Taylor was absent and did not participate.

Agatha L. Mergenovich,  
Secretary.

[FR Doc 83-25415 Filed 9-16-83, 8:45 am]  
BILLING CODE 7035-01-M

**[Finance Docket No. 30241]****Rail Carriers; Southern Pacific Transportation Co.—Exemption for Abandonment in Fresno County, CA****AGENCY:** Interstate Commerce Commission.**ACTION:** Notice of exemption.

**SUMMARY:** The Interstate Commerce Commission exempts from the requirements of prior approval under 49 U.S.C. 10903 *et seq.*, the abandonment by Southern Pacific Transportation Company of 2.16 miles of track from milepost 208.73 to milepost 206.57, in Fresno County, CA, subject to standard labor protection.

**DATES:** This exemption will be effective on October 19, 1983. Petitions to stay the effectiveness of this decision must be filed by September 29, 1983, and petitions for reconsideration must be filed by October 11, 1983.

**ADDRESS:** Send pleadings referring to Finance Docket No. 30241 to:

- (1) Office of Secretary, Interstate Commerce Commission, Washington, DC 20423
- (2) Petitioner's representative: Gary A. Laakso, Southern Pacific Building, One Market Plaza, San Francisco, CA 94105

**FOR FURTHER INFORMATION CONTACT:** Louis E. Gitomer, (202) 275-7245.

**SUPPLEMENTARY INFORMATION:** Additional information is contained in the Commission's decision. To purchase a copy of the full decision write to T.S. InfoSystems, Inc., Room 2227, Interstate Commerce Commission, Washington, DC 20423, or call 289-4357 (D.C. Metropolitan area) or toll free (800) 424-5403.

Dated: September 12, 1983.

By the Commission, Chairman Taylor, Vice Chairman Sterrett, Commissioners Andre and Gradison

Agatha L. Mergenovich,  
Secretary.

[FR Doc 83-25414 Filed 9-16-83, 8:45 am]  
BILLING CODE 7035-01-M

**[Finance Docket No. 30258]****Rail Carriers; Western Pacific Railroad Co.—Exemption for Abandonment in San Joaquin County, CA****AGENCY:** Interstate Commerce Commission.**ACTION:** Notice of exemption.

**SUMMARY:** The Interstate Commerce Commission exempts Western Pacific Railroad Company from the requirements of 49 U.S.C. 10903 *et seq.*,

in connection with the abandonment of 1.87 miles of railroad in San Joaquin County, CA, subject to the standard labor protective conditions.

**DATES:** This exemption will be effective on October 19, 1983. Petitions to stay the effect of this decision must be filed by September 29, 1983 and petitions for reconsideration must be filed by October 11, 1983.

**ADDRESSES:** Send pleadings referring to Finance Docket No. 30258 to:

- (1) Office of the Secretary, Interstate Commerce Commission, Washington, DC 20423
- (2) Petitioners representative: Joseph D. Anthofer, 1416 Dodge Street, Omaha, NE 68179

**FOR FURTHER INFORMATION CONTACT:** Louis E. Gitomer, (202) 275-7245.

**SUPPLEMENTARY INFORMATION:** Additional information is contained in the Commission's decision. To purchase a copy of the full decision, write to T.S. InfoSystems, Inc., Room 2227, Interstate Commerce Commission, Washington, DC 20423, or call 289-4357 (D.C. Metropolitan area) or toll free (800) 424-5403.

Decided: September 7, 1983.

By the Commission, Chairman Taylor, Vice Chairman Sterrett, Commissioners Andre and Gradison. Chairman Taylor would include the requirement that the Commission be notified of consummation

Agatha L. Mergenovich,  
Secretary.

[FR Doc 83-25416 Filed 9-16-83, 8:45 am]  
BILLING CODE 7035-01-M

**DEPARTMENT OF JUSTICE****Office of the Attorney General****Proposed Consent Decree in Resource Conservation and Recovery Act Enforcement Action**

In accordance with Departmental Policy, 28 CFR 50.7, 38 FR 19029, notice is hereby given that a proposed consent decree in *United States v. Chemical Recovery Systems, Inc.*, Civil Action No. C 80-1858 has been lodged with the United States District Court for the Northern District of Ohio. The consent decree requires Chemical Recovery to excavate contaminated soil, to fill and grade the site so as to slope it towards the Black River and to plant a vegetation cover on the site. Chemical Recovery is also required to monitor the Black River for the next two years for PCBs and priority pollutants. The decree notes that Chemical Recovery has removed all drums of chemicals from the site.

removed the two distillation units previously there, and fenced the site. Stipulated penalties are provided for in the event of future noncompliance with the decree.

The consent decree may be examined at (1) the office of the United States Attorney, Northern District of Ohio, Suite 500, 1404 E. 9th Street, Cleveland, Ohio 44114, (2) the office of Regional Counsel, United States Environmental Protection Agency, 16th Floor, 230 South Dearborn Street, Chicago, Illinois 60604, and (3) the Environmental Enforcement Section, Land and Natural Resources Division, United States Department of Justice, Room 1515, Ninth Street and Pennsylvania Avenue NW., Washington, D.C. 20530. A copy of the proposed consent decree may be obtained in person or by mail at the Environmental Enforcement Section at a cost of one dollar per copy.

The Department will receive comments concerning the decree for thirty (30) days from the date of this notice. Comments should be addressed to the Environmental Enforcement Section, Land and Natural Resources Division, United States Department of Justice, Room 1515, Ninth Street and Pennsylvania Avenue NW., Washington, D.C. 20530 and reference *United States v. Chemical Recovery Systems, Inc.*, DOJ No. 90-7-1-47.

**F. Henry Habicht II.**

*Acting Assistant Attorney General, Land and Natural Resources Division.*

[FR Doc 83-25420 Filed 9-16-83, 8 45 am]

BILLING CODE 4410-01-M

## MOTOR CARRIER RATEMAKING STUDY COMMISSION

### Public Hearing

Date: Friday, October 14, 1983.

Place: John W. McCormack Post Office and Courthouse, Post Office Square, Room 208, Boston, Massachusetts 02109.

Time: 8:30 a.m.

Purpose: To receive testimony, as mandated by the Bus Regulatory Reform Act of 1982, from various parties on: (1) Collective ratemaking in the bus industry and (2) the impact of implementation of the Bus Regulatory Reform Act of 1982 on persons over the age of 60.

Anyone who is interested in submitting written testimony for the record of the Study Commission may do so by sending same to: Gary D. Dunbar, Executive Director, Motor Carrier Ratemaking Study Commission, 100 Indiana Avenue, NW., Washington, D.C. 20001.

For further information, contact: Name: Gary D. Dunbar, Title: Executive Director, Phone No.: (202) 724-9600.

Submitted this, the 14th day of September, 1983.

**Gary D. Dunbar,**  
*Executive Director.*

[FR Doc. 83-25457 Filed 9-16-83, 8 45 am]

BILLING CODE 6620-BD-M

## NATIONAL FOUNDATION ON THE ARTS AND THE HUMANITIES

### Humanities Panel Meeting

**AGENCY:** National Endowment for the Humanities.

**ACTION:** Notice of Meeting.

**SUMMARY:** Pursuant to the provisions of the Federal Advisory Committee Act (Pub. L. 92-463, as amended), notice is hereby given that the following meeting of the Humanities Panel will be held at the Old Post Office, 1100 Pennsylvania Avenue, N.W., Washington, D.C. 20506.

Date: September 29, 1983.

Time: 9 00 a.m. to 5:00 p.m.

Room: 430

Program: This meeting will review applications submitted for Constitutional Fellowships (College Teachers), Division of Fellowships, for projects beginning after January 1, 1984.

The proposed meeting is for the purpose of Panel review, discussion, evaluation and recommendation on applications for financial assistance under the National Foundation on the Arts and the Humanities Act of 1965, as amended, including discussion of information given in confidence to the agency by grant applicants. Because the proposed meeting will consider information that is likely to disclose: (1) trade secrets and commercial or financial information obtained from a person and privileged or confidential; (2) information of a personal nature the disclosure of which would constitute a clearly unwarranted invasion of personal privacy; and (3) information the disclosure of which would significantly frustrate implementation of proposed agency action; pursuant to authority granted me by the Chairman's Delegation of Authority to Close Advisory Committee Meetings, dated January 15, 1978, I have determined that this meeting will be closed to the public pursuant to subsections (c)(4), (6) and (9)(B) of section 552b of Title 5, United States Code.

Further information about this meeting can be obtained from Mr. Stephen J. McCleary, Advisory Committee Management Officer, National Endowment for the

Humanities, Washington, D.C. 20506, or call (202) 786-0322.

**Stephen J. McCleary,**

*Advisory Committee Management Officer*

[FR Doc. 83-25467 Filed 9-16-83, 8 45 am]

BILLING CODE 7536-01-M

## NUCLEAR-REGULATORY COMMISSION

### Advisory Committee on Reactor Safeguards, Subcommittee on Limerick Generating Station Units 1 and 2, Meeting

The ACRS Subcommittee on Limerick Generating Station Units 1 and 2 will hold a meeting on October 7 and 8, 1983, at the Holiday Inn at Pottstown, Route 100 at West King Street, Pottstown, PA. The Subcommittee will review the application of the Philadelphia Electric Company (PECO) for an operating license.

In accordance with the procedures outlined in the *Federal Register* on October 1, 1982 (47 FR 43474), oral or written statements may be presented by members of the public, recordings will be permitted only during those portions of the meeting when a transcript is being kept, and questions may be asked only by members of the Subcommittee, its consultants, and Staff. Persons desiring to make oral statements should notify the Cognizant Federal Employee as far in advance as practicable so that appropriate arrangements can be made to allow the necessary time during the meeting for such statements.

The entire meeting will be open to public attendance.

The agenda for subject meeting shall be as follows:

*Friday, October 7, 1983—2.00 p.m. until the conclusion of business*

*Saturday, October 8, 1983—8.00 a.m. until the conclusion of business*

During the initial portion of the meeting, the Subcommittee, along with any of its consultants who may be present, may exchange preliminary views regarding matters to be considered during the balance of the meeting.

The Subcommittee will then hear presentations by and hold discussions with representatives of the Philadelphia Electric Company, NRC Staff, their consultants, and other interested persons regarding this review.

Further information regarding topics to be discussed, whether the meeting has been cancelled or rescheduled, the Chairman's ruling on requests for the opportunity to present oral statements