

of the meeting will be implementation of the provisions of the seven consent signed by the United States and diesel engine manufacturers and entered by the United States District Court for the District of Columbia on July 1, 1999 (*United States v. Caterpillar*, Case No. 1:98CV02544; *United States v. Navistar International Transportation Corporation*, Case No. 1:98CV02545; *United States v. Cummins Engine Company*, Case No. 1:98CV02546; *United States v. Detroit Diesel Corporation*, Case No. 1:98CV02548; *United States v. Volvo Truck Corporation*, Case No. 1:98CV02547; *United States v. Mack Trucks, Inc.*, Case No. 1:98CV01495; and *United States v. Renault Vehicles Industries, S.A.*, Case No. 1:98CV02543). In supporting entry by the court of the decrees, the United States committed to meet periodically with states, industry groups, environmental groups, and concerned citizens to discuss consent decree implementation issues. Future meeting will be announced here and on EPA's Diesel Engine Settlement Web site at: <http://www.epa.gov/compliance/resources/cases/civil/caa/diesel/index.html>. Interested parties should contact the Environmental Protection Agency at the address listed below prior to the meeting to reserve a telephone line and receive instructions for the call.

#### Agenda

1. Panel Remarks—10 a.m.  
Remarks by DOJ and EPA regarding implementation of the provisions of the diesel engine consent decrees.

2. Public comments and questions.

#### FOR FURTHER INFORMATION CONTACT:

Anne Wick, EPA Diesel Engine Consent Decree Coordinator, U.S. Environmental Protection Agency (Mail Code 2242A), 1200 Pennsylvania Avenue NW., Washington, DC 20460, e-mail: [wick.anne@epa.gov](mailto:wick.anne@epa.gov).

#### Karen S. Dworkin,

Assistant Chief, Environment & Natural Resources Division, Environmental Enforcement Section.

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## DEPARTMENT OF JUSTICE

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

In accordance with CERCLA Section 122(d)(2), 42 U.S.C. 9622(d)(2), and Departmental policy in 28 CFR 50.7, notice is hereby given that on June 14, 2005, a proposed Consent Decree in

*United States v. National Railroad Passenger Corporation*, et al., Consolidated Civil Action Nos. 86-1094, 92-6119, 99-4835, was lodged with the United States District Court for the Eastern District of Pennsylvania.

In this action, the United States sought: recovery of environmental response costs incurred and to be incurred by the United States, all in connection with the Paoli Railyard Superfund Site, located in Paoli, PA ("Site"). The Consent Decree requires settling defendant Penn Central Corporation, now known as American Premier Underwriters, Inc., to: (1) Pay the United States the sum of \$5.9 million for response costs incurred, (2) pay the U.S. Environmental Protection Agency future costs in an amount not to exceed \$37,500 annually, and (3) pay the U.S. Department of Interior the sum of \$500,000 in settlement of natural resource damages claims.

The Department of Justice will receive for a period of thirty (30) days from the date of this publication comments relating to the Consent Decree. Comments should be addressed to the Assistant Attorney General, Environment and Natural Resources Division, P.O. Box 7611, U.S. Department of Justice, Washington, DC 20044-7611, and should refer to *U.S. v. APU*, et al., D.J. Ref. #90-11-2-152C. The Consent Decree may also be examined at the Office of the United States Attorney, Eastern District of Pennsylvania, c/o Richard Metzinger, Jr., Assistant United States Attorney, 615 Chestnut Street, Philadelphia, PA 19106; and at U.S. EPA Region III, c/o Thomas Cinti, Senior Regional Counsel, 1650 Arch Street, Philadelphia, PA 19103. During the public comment period, the Consent Decree may be examined on the Department of Justice Web site: <http://www.usdoj.gov/enrd/open.html>. A copy of the Consent Decree may also be obtained by mail from the Consent Decree Library, P.O. Box 7611, U.S. Department of Justice, Washington, DC 20044-7611, or by faxing or e-mailing a request to Tonia Fleetwood ([tonia.fleetwood@usdoj.gov](mailto:tonia.fleetwood@usdoj.gov)), fax no. (202) 514-0097, phone confirmation number (202) 514-1547. In requesting a copy from the Consent Decree Library, please enclose a check in the amount of \$4.50 for the Consent Decree (25 cents per page reproduction cost) payable to the U.S. Treasury.

#### Robert Brook,

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

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## DEPARTMENT OF JUSTICE

### Notice of Lodging of Consent Decree Under the Comprehensive Environmental Response, Compensation and Liability Act

Notice is hereby given that on May 25, 2005, a proposed Consent Decree in *United States v. The Newark Group, Inc.*, Civil Action No. 05-02144-JW, was lodged with the United States District Court for the Northern District of California.

In this action, the United States sought the performance of certain response actions, pursuant to Section 106 of the Comprehensive Environmental Response, Compensation and Liability Act ("CERCLA"), 42 U.S.C. 9606, and the reimbursement of response costs incurred, pursuant to Section 107(a) CERCLA, 42 U.S.C. 9607(a), in connection with the cleanup of the Lorentz Barrel and Drum Site ("Site") in San Jose, CA. Under the proposed Consent Decree, The Newark Group, Inc. ("Newark") will perform long-term maintenance of the asphalt and concrete caps on its 1.47-acre property, which is part of the Site. In addition, Newark will establish institutional controls limiting future uses of its property. Finally, Newark will reimburse the United States \$15,000 in response costs.

The Department of Justice will receive for a period of thirty (30) days from the date of this publication comments relating to the Consent Decree. Comments should be addressed to the Assistant Attorney General, Environment and Natural Resources Division, P.O. Box 7611, U.S. Department of Justice, Washington, DC 20044-7611, with a copy to Matthew A. Fogelson, Trial Attorney, U.S. Department of Justice, Environment and Natural Resources Division, Environmental Enforcement Section, 301 Howard Street, Suite 1050, San Francisco, CA 94105, and should refer to *United States v. The Newark Group, Inc.*, D.J. Ref. 90-11-2-467/5. Commenters may request an opportunity for a public meeting in the affected area, in accordance with Section 7003(d) of RCRA, 42 U.S.C. 6973(d).

The Consent Decree may be examined at the Office of the United States Attorney, 150 Almaden Blvd. Suite, 900., San Jose, CA, and at U.S. EPA Region IX, 75 Hawthorne Street, San Francisco, CA. During the public comment period, the Consent Decree may also be examined on the following Department of Justice Web site, <http://www.usdoj.gov/enrd/open.html>. A copy