

Albuquerque, NM 87109; telephone 505/816-1313.

**SUPPLEMENTARY INFORMATION:** This action notifies the public of a review and comment period for the draft "To-Be" trust business model from the date of publication to March 31, 2004. The draft "To-Be" trust business model is available by accessing <http://www.ost.doi.gov>. If you do not have internet access, a copy of the draft "To-Be" trust business model is available on Compact Disk (CD) format. For a copy of the CD please write to: Office of the Special Trustee for American Indians, Trust Program Management Center, 4400 Masthead NE., Albuquerque, NM 87109, or call 505/816-1313.

Individual respondents may request confidentiality. If you wish us to withhold your name, street address, and other contact information (such as fax or phone number) from public review or from disclosure under the Freedom of Information Act, you must state this prominently at the beginning of your comment. We will honor your request to the extent allowable by law. We will make available for public inspection in their entirety all submissions from organizations or businesses, and from individuals identifying themselves as representatives or officials of organizations or businesses.

This notice is published in accordance with the authority delegated by the Secretary of the Interior to the Special Trustee for American Indians by 209 DM 11.

Dated: January 30, 2004.

**Ross Swimmer,**

*Special Trustee for American Indians, Office of the Special Trustee for American Indians.*

[FR Doc. 04-2407 Filed 2-4-04; 8:45 am]

**BILLING CODE 4310-2W-P**

## INTERNATIONAL TRADE COMMISSION

[Inv. No. 337-TA-494]

### Certain Automotive Measuring Devices, Products Containing Same, and Bezels for Such Devices; Notice of Commission Decision Not To Review an Initial Determination Extending the Target Date for Completion of the Investigation

**AGENCY:** U.S. International Trade Commission.

**ACTION:** Notice.

**SUMMARY:** Notice is hereby given that the U.S. International Trade Commission has determined not to review the initial determination ("ID") issued by the presiding administrative

law judge ("ALJ") on January 7, 2004, extending the target date for completion of the above-captioned investigation to January 20, 2005.

**FOR FURTHER INFORMATION CONTACT:**

Michael Liberman, Esq., Office of the General Counsel, U.S. International Trade Commission, 500 E Street, SW., Washington, DC 20436, telephone (202) 205-3115. Copies of the ALJ's ID and all other nonconfidential documents filed in connection with this investigation are or will be available for inspection during official business hours (8:45 a.m. to 5:15 p.m.) in the Office of the Secretary, U.S. International Trade Commission, 500 E Street, SW., Washington, DC 20436, telephone (202) 205-2000. Hearing-impaired persons are advised that information on this matter can be obtained by contacting the Commission's TDD terminal on (202) 205-1810. General information concerning the Commission may also be obtained by accessing its Internet server (<http://www.usitc.gov>). The public record for this investigation may be viewed on the Commission's electronic docket (EDIS) at <http://edis.usitc.gov>.

**SUPPLEMENTARY INFORMATION:** The Commission issued a notice of investigation dated June 16, 2003, naming Auto Meter Products, Inc. ("Auto Meter") of Sycamore, Illinois, as the complainant and several companies as respondents. On June 20, 2003, the notice of investigation was published in the **Federal Register**. 68 FR 37023. The complaint alleges violations of section 337 of the Tariff Act of 1930 in the importation and sale of certain automotive measuring devices, products containing same, and bezels for such devices, by reason of infringement of U.S. Registered Trademark Nos. 1,732,643 and 1,497,472, and U.S. Supplemental Register No. 1,903908, and infringement of the complainant's trade address. Subsequently, seven more firms were added as respondents based on two separate motions filed by Auto Meter.

On December 16, 2003, Auto Meter filed a motion to extend the target date for completion of the investigation and to modify procedural schedule. On December 23, 2003, respondents American Products, Inc., Equus products, Inc., GR Motorsports, Inc. (d/b/a Matrix GR Motorsports) and Hiper Industries, Inc. (d/b/a R-1 Racing Sports) filed an opposition to Auto Meter's motion. On December 24, 2003, respondent Blitz North America, Inc., filed a joinder to the above opposition. On December 30, 2003, Auto Meter filed a motion for leave to reply, and a reply.

On January 7, 2004, the ALJ issued an ID (Order No. 15) extending the target date for completion of this investigation from August 20, 2004, to January 20, 2005. No party petitioned for review of the ID.

The authority for the Commission's determination is contained in section 337 of the Tariff Act of 1930, as amended (19 U.S.C. 1337), and in section 210.42 of the Commission's Rules of Practice and Procedure (19 CFR 210.42).

Issued: February 2, 2004.

By order of the Commission.

**Marilyn R. Abbott,**

*Secretary.*

[FR Doc. 04-2409 Filed 2-4-04; 8:45 am]

**BILLING CODE 7020-02-P**

## DEPARTMENT OF JUSTICE

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

Notice is hereby given that on January 27, 2004, a proposed Consent Decree in *United States v. A-L Processors, f.k.a. Atlas-Lederer Co., et al.*, Civil Action No. C-3-91-309, was lodged with the United States District Court for the Southern District of Ohio.

In this action United States seeks the reimbursement of response costs in connection with the United Scrap Lead Superfund Site in Troy, Miami County, Ohio ("the Site") pursuant to the Comprehensive Environmental Response, Compensation and Liability Act ("CERCLA"), 42 U.S.C. 9601 *et seq.* The Consent Decree resolves the United States' claims against Defendants Broadway Iron & Metal, Barker Junk Company, Inc., Moyers Auto Wrecking, and U.S. Waste materials, for response costs incurred as a result of the release or threatened release of hazardous substances at the Site. Two of these settlements are "ability-to-pay" settlements based on financial analyses conducted by the Department's Antitrust Corporate Finance Unit. All of the settling Defendants made *de minimis* contributions of waste to the Site. The four settling parties collectively will pay the United States \$137,499.18. The United States' remaining outstanding costs exceed \$9,000,000 and are being sought from the remaining defendants in this case.

The Consent Decree also resolves the United Scrap Lead Respondent Group's ("Respondent Group") CERCLA claims against the same parties for response costs incurred by the Respondent Group

in cleaning up the Site under an earlier Consent Decree. The settling parties will pay the Respondent Group a total of \$38,782.55.

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 of the Environment and Natural Resources Division, Department of Justice, P.O. Box 7611, Washington, DC 20044, and should refer to *United States v. A-L Processors, f.k.a. Atlas-Leaderer Co., et al.*, D.J. Ref. 90-11-3-279B.

The Consent Decree may be examined at the Office of the United States Attorney, Southern District of Ohio, Federal Building Room 602, 200 West Second Street, Dayton, Ohio, or at the Region 5 Office of the Environmental Protection Agency, 77 West Jackson Street, Chicago, Illinois 60604-3590. During the public comment period the proposed Consent Decree may also be examined on the following Department of Justice Web site, <http://www.usdoj.gov/enrd/open.html>. A copy of the proposed 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 \$5.75 (23 pages at 25 cents per page reproduction cost) payable to the U.S. Treasury.

**William Brighton,**

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

[FR Doc. 04-2316 Filed 2-4-04; 8:45 am]

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**DEPARTMENT OF JUSTICE**

**Notice of Lodging of Amended Consent Decree Under the Clean Air Act**

In accordance with 28 CFR 50.7, notice is hereby given that on January 22, 2004, a proposed Consent Decree in *United States v. Ace Ethanol, L.L.C.* ("Ace Ethanol") Civil Action No. 04 C 0034 S, was lodged with the United States District Court for the Western District of Wisconsin.

In a complaint filed simultaneously with the lodging of the proposed Consent Decree, the United States and the State of Wisconsin ("Plaintiffs")

asserted claims on behalf of the U.S. Environmental Protection Agency ("EPA") and the Wisconsin Department of Natural Resources ("WDNR") against the owners and operators of an ethanol mill in Stanley, Wisconsin, pursuant to section 113(b) of the Clean Air Act ("Act"), 42 U.S.C. § 7413(b). Plaintiffs sought injunctive relief and civil penalties for violations of the Prevention of Significant Deterioration ("PSD") provisions of the Act and regulations promulgated thereunder; New Source Performance Standards ("NSPS"), 40 CFR part 60, subparts Db, Dc, Kb, and VV; National Emission Standards for Hazardous Air Pollutants ("NESHAP"), 40 CFR part 63; and the Wisconsin State implementation plan.

In the proposed Consent Decree, Ace Ethanol agrees, among other things, to install a regenerative thermal oxidizer to control volatile organic compound ("VOC"), particulate, and carbon monoxide emissions from its dryer; achieve at least 95 percent removal of VOCs; meet a stringent limit on nitrogen oxide ("NO<sub>x</sub>") emissions from its gas boilers and a new, plant-wide cap on hazardous air pollutant emissions; implement programs to reduce emissions during loading and transport operations and to manage dust on roads at the facility; comply with various monitoring and record-keeping requirements; apply for a PSD permit from the WDNR; and pay a civil penalty of over \$300,000 to the State.

The Department of Justice will receive comments relating to the proposed Consent Decree for a period of thirty (30) days from the date of this publication. 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: *United States v. Ace Ethanol, L.L.C.*, D.J. Ref. 90-5-2-1-08176.

The proposed Consent Decree may be examined at the Office of the United States Attorney for the Western District of Wisconsin, Suite 303, City Station, 660 West Washington Avenue, Madison, Wisconsin 53703, and at U.S. EPA Region 5, 77 West Jackson Blvd., Chicago, IL 60604. During the public comment period the proposed Consent Decree may also be examined on the following Department of Justice Web site, <http://www.usdoj.gov/enrd/open/html>. A copy of the proposed 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 \$10.50 (25 cents per page reproduction cost) payable to the U.S. Treasury.

**William D. Brighton,**

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

[FR Doc. 04-2315 Filed 2-4-04; 8:45 am]

BILLING CODE 4410-15-M

**DEPARTMENT OF JUSTICE**

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

Under 28 CFR 50.7, notice is hereby given that on January 27, 2004, a proposed Amended Consent Decree in *United States v. Central Maine Power Company*, Civil Action No. 90-302B, was lodged with the United States District Court for the District of Maine.

On September 3, 1991, the United States District Court for the District of Maine entered a Consent Decree between the United States and Central Maine Power Company ("CMP"). In the Consent Decree, CMP agreed to perform the remedy selected in a 1989 Record of Decision ("1989 ROD") for the F. O'Connor Superfund Site ("Site"). Subsequently discovered conditions at the Site resulted in a determination by the United States Environmental Protection Agency ("EPA") and the Maine Department of Environmental Protection ("Maine DEP"), that it would be technically impracticable to restore the groundwater at the Site to drinking water standards within a reasonable period of time.

Following issuance of a proposed plan and public comment period, EPA signed a 2002 Record of Decision Amendment ("2002 ROD Amendment") to address the changes to the 1989 ROD. The 2002 ROD Amendment included active and passive oil recovery, long-term groundwater monitoring, a five-year review, and a restrictive covenant between CMP and the Maine DEP which prevents use of the Site groundwater. The 2002 ROD amendment also addressed minor changes and clarifications to the original 1989 remedy for source control. With necessary changes in the remedy, EPA is amending the 1991 Consent Decree and its Appendix II, Remedial Design/Remedial Action Statement of Work to make these documents consistent with the changes, and provide enforcement