

units two and six of the Riverfront Superfund Site.

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, and either emailed to pubcomment-ees.enrd@usdoj.gov or mailed to P.O. Box 7611, U.S. Department of Justice, Washington, DC 20044-7611, and should refer to *United States v. the City of New Haven, Missouri*, Civil Action No. 4:06CV01429-ERW, D.J. Ref. 90-11-2-08795.

The Consent Decree may be examined at the Office of the United States Attorney, Eastern District of Missouri, 111 South Tenth Street, 20th floor, St. Louis, Missouri 63102, and at the Environmental Protection Agency, Region VII, 901 N. 5th Street, Kansas City, Kansas 66101. During the public comment period, the Consent Decree may be examined on the following Department of Justice Web site: http://www.usdoj.gov/enrd/Consent_Decrees.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), 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 \$29.50 (25 cents per page reproduction cost) payable to the United States Treasury for payment. In requesting a copy exclusive of exhibits and signature pages, please enclose a check in the amount of \$10.00 (25 cents per page reproduction cost) payable to the United States Treasury for payment.

Robert E. Maher, Jr.,

Assistant Section Chief, Environmental Enforcement Section, Environment and Natural Resources Division, United States Department of Justice.

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DEPARTMENT OF JUSTICE

Notice of Lodging of Consent Decree Under the Comprehensive Environment Response, Compensation and Liability Act ("CERCLA")

Notice is hereby given that on June 12, 2007, a proposed consent decree in *United States v. NCH Corporation, et al.*, Civil Action No. 98-5268 (SDW) and

United States v. FMC Corporation, et al., Civil Action No. 01-0476 (JCL), was lodged with the United States District Court for the District of New Jersey.

In these actions the United States sought recovery of response costs pursuant to Section 107(a) of CERCLA, for costs incurred related to the Higgins Farm Superfund Site in Franklin Township, New Jersey and the Higgins Disposal Superfund Site in Kingston, New Jersey. The consent decree requires Lisbeth Higgins to pay \$1,323,831.80 in reimbursement of the United States' past and future response costs at the Higgins Farm and Higgins Disposal Sites and place agricultural easements on the Higgins Farm and Higgins Disposal properties to preserve the properties exclusively for agricultural or conservation use.

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, and either e-mailed to pubcomment-ees.enrd@usdoj.gov or mailed to P.O. Box 7611, U.S. Department of Justice, Washington, DC 2044-7611, and should refer to *United States v. NCH Corporation, et al.*, D.J. Ref. #90-11-3-1486/1 or *United States v. FMC Corporation, et al.*, D.J. Ref. #90-11-3-1486/2.

The consent decree may be examined at the Office of the United States Attorney, 970 Broad Street, Suite 700, Newark, NJ 07102 (contact Susan Steele) and at U.S. EPA Region II, 290 Broadway, New York, New York 10007-1866 (contact Deborah Schwenk). 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/Consent_Decree.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), 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 \$14.25 (25 cents per page reproduction cost) payable to the U.S. Treasury or, if by e-mail or fax, forward a check in that amount to the

Consent Decree Library at the stated address.

Ronald G. Gluck,

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 Clean Air Act

Under 28 CFR 50.7, notice is hereby given that on June 13, 2007, a proposed Consent Decree ("Decree") in *United States v. Nevada Power Company*, Civil Action No. 2:07-cv-00771, was lodged with the United States District Court for the District of Nevada.

The Complaint filed simultaneously with the Consent Decree was brought by the United States against Nevada Power Company ("Nevada Power") pursuant to Sections 113(b) and 167 of the Clean Air Act (the "Act"), 42 U.S.C. 7413(b) and 7477, seeking injunctive relief and civil penalties for violations of the pre-construction permitting program required by the Prevention of Significant Deterioration ("PSD") provisions of the Act, 42 U.S.C. 7470-92, and the federally enforceable State Implementation Plan ("SIP") of Clark County, Nevada. The Complaint alleges that, in 1992, Nevada Power modified, and thereafter operated, two combustion turbines designated as Units 5 and 6 at its Clark Generating Station ("Clark Station") in Las Vegas, Nevada without first obtaining a PSD pre-construction permit and a Title V Operating Permit authorizing the modification and the subsequent operation of these units, and without installing and operating the "Best Available Control Technology" to control emissions of oxides of nitrogen ("NO_x").

The proposed Consent Decree would require Nevada Power to reduce NO_x emissions through, among other things, the installation of pollution control technologies on Units 5 and 6 and on two additional combustion turbines at Clark Station, designated as Units 7 and 8. In addition, the proposed Consent Decree would require Nevada Power to fund \$400,000 of solar arrays in Las Vegas. Finally, the proposed Consent Decree would require Nevada Power to pay a \$300,000 civil penalty.

The Department of Justice will receive for a period of thirty (30) days from the date of this publication comments relating to the Decree. Comments should be addressed to the Assistant Attorney General, Environment and Natural