

Atlanta, Georgia 30303. During the public comment period, the Consent Decree may also be examined on the following Department of Justice Web site: <http://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, 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 \$6.50 (25 cents per page reproduction cost) payable to the U.S. Treasury.

Ellen Mahan,

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

[FR Doc. 03-10707 Filed 4-30-03; 8:45 am]

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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 April 11, 2003, a proposed consent decree in *United States v. IT Higbie Manufacturing Co. et al.*, Civil Action No. 02-74727 was lodged with the United States District Court for the Eastern District of Michigan.

This Consent Decree resolves specified claims against twelve defendants and thirteen third-party defendants under the Comprehensive Response, Compensation, and Liability Act of 1980, as amended ("CERCLA"), 42 U.S.C. 9601 *et seq.*, relating to the AABCO Road Oiling & Waste Oil Service, Inc. Superfund Site ("Site") in Detroit, Michigan. The consent decree requires the twenty-five (25) settling defendants and third-party defendants to reimburse the Superfund in the amount of \$464,000 for the United States' past costs of response actions relating to the Site.

The Department of Justice will receive for a period of thirty (30) days from the date of this publication comments relating to this settlement. 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. IT Higbie Manufacturing Co. et al.*, Civil Action No. 02-74727, D.J. Ref. 90-11-3-07266.

The consent decree for this settlement may be examined at the Office of the United States Attorney, 211 West Fort Street, Suite 2300, Detroit, Michigan 48226-3211, and at U.S. EPA Region V, 77 West Jackson Boulevard, Chicago, Illinois 60604. During the public comment period, the consent decree for this settlement, may also be examined on the following 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), 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 \$12.25 (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. 03-10709 Filed 4-30-03; 8:45 am]

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DEPARTMENT OF JUSTICE

Notice of Lodging of Consent Decree Pursuant to the Comprehensive Environmental Response, Compensation, and Liability Act of 1980, as Amended

Notice is hereby given that, on March 28, 2003, the United States lodged with the United States District Court for the District of Rhode Island a proposed Consent Decree with Kayser-Roth Corporation ("Kayser-Roth") in *United States v. Kayser-Roth Corp.*, Civil Action No. 98-160ML (D.R.I.). In the action, which was filed in March, 1998, the United States brought a claim against Kayser-Roth, pursuant to section 107(a) of the Comprehensive Environmental Response, Compensation, and Liability Act ("CERCLA"), 42 U.S.C. 9607(a), seeking to recover past unreimbursed costs and prejudgment interest incurred with respect to the Stamina Mills, Inc., Superfund Site located in North Smithfield, Rhode Island (the "Site").

Pursuant to the terms of the proposed Consent Decree, Kayser-Roth has agreed to pay the United States, within 30 days of entry of the Decree, an amount equal to the sum of (a) \$7,169,432, plus interest accruing from September 30, 2002 and (b) \$45,211, plus interest accruing from October 17, 2002. The United States has agreed to provide Kayser-Roth with a covenant not to sue,

pursuant to section 107(a) of CERCLA, 42 U.S.C. 9607(a), for Past Response Costs, which are defined as all costs that the Environmental Protection Agency paid at or in connection with the Site through May 31, 2002 or that the Department of Justice, on behalf of the Environmental Protection Agency, paid at or in connection with the Site through May 31, 2002, plus accrued interest on such costs. The United States has also agreed to extend the covenant to Collins & Aikman Products Co., Inc., which has provided an indemnity to Kayser-Roth in connection with the Site.

The Department of Justice will receive for a period of thirty (30) days from the date of this publication comments relating to the proposed Consent Decree. Comment should be addressed to the Assistant Attorney General, Environment and Natural Resource Division, P.O. Box 7611, U.S. Department of Justice, Washington, DC 20044-7611, and should refer to *United States v. Kayser-Roth Corp.*, Civil Action No. 98-160ML (D.R.I.), DOJ No. 90-11-2-356B. A copy of the comments should also be sent to Donald G. Frankel, Trial Attorney, Environmental Enforcement Section, Environment and Natural Resources Division, U.S. Department of Justice, One Gateway Center, Suite 616, Newton, Massachusetts 02458.

The proposed Consent Decree may be examined at EPA Region 1, One Congress Street, Suite 1100, Boston, MA 02114-2023 (contact Lloyd Selbst at 617-918-1739), and at the Office of the United States Attorney for the District of Rhode Island, 50 Kennedy Plaza, 8th floor, Providence, Rhode Island 02903 (contact Lisa Dinerman at 410-528-5477). 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 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, referencing *United States v. Kayser-Roth Corp.*, Civil No. 98-160ML (D.R.I.), DOJ No. 90-11-2-356B. In requesting a copy, please enclose a check in the amount of

\$6.25 (25 cents per page reproduction cost) payable to the U.S. Treasury.

Ronald G. Gluck,

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

[FR Doc. 03-10708 Filed 4-30-03; 8:45 am]

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DEPARTMENT OF LABOR

Employment and Training Administration

Notice of Determinations Regarding Eligibility To Apply for Worker Adjustment Assistance and NAFTA Transitional Adjustment Assistance

In accordance with Section 223 of the Trade Act of 1974, as amended, the Department of Labor herein presents summaries of determinations regarding eligibility to apply for trade adjustment assistance for workers (TA-W) issued during the period of April 2003.

In order for an affirmative determination to be made and a certification of eligibility to apply for worker adjustment assistance to be issued, each of the group eligibility requirements of Section 222 of the Act must be met.

(1) That a significant number or proportion of the workers in the workers' firm, or an appropriate subdivision thereof, have become totally or partially separated, or are threatened to become totally or partially separated; and

(2) That sales or production, or both, of the firm or sub-division have decreased absolutely, and

(3) That increases of imports of articles like or directly competitive with articles produced by the firm or appropriate subdivision have contributed importantly to the separations, or threat thereof, and to the absolute decline in sales or production of such firm or subdivision.

Negative Determinations for Worker Adjustment Assistance

In each of the following cases the investigation revealed that criterion (3) has not been met. A survey of customers indicated that increased imports did not contribute importantly to worker separations at the firm.

None.

In the following case, the investigation revealed that the criteria for eligibility have not been met for the reasons specified.

The investigation revealed that criterion (a)(2)(A)(I.B) (no sales or production decline and (a)(2)(B)(II.B)

(no shift in production to a foreign country) have not been met.

TA-W-51,256; *Westinghouse Electric Co., Nuclear Fuel Specialty Metals Plant, Blairsville, PA*

The investigation revealed that criterion (a)(2)(A)(I.C.) (increased imports) and (a)(2)(B)(II.B) (no shift in production to a foreign country) have not been met.

TA-W-51,464; *Fishing Vessel (F/V)*

Chasina Bay, Ketchikan, AK

TA-W-51,221; *Colfax Corp., Industrial Clutch Div., Waukesha, WI*

TA-W-51,213; *MKS Instruments, Colorado Facility, Colorado Springs, CO*

TA-W-50,876; *Mechanical Products Co., LLC, Aerospace Div., Jackson, MI*

TA-W-50,899; *Fishing Vessel (F/V)*

Rhonda K, Monosassa, FL

TA-W-50,958; *Rodman Industries, Marinette, WI*

TA-W-51,028; *Pliant Corp., Merced, CA—"Workers engaged in employment related to the production of winwrap-stretch film."*

TA-W-51,136; *Wing-Lynch, Inc., Beaverton, OR*

TA-W-50,856; *Schlumberger Oilfield Services, Webster, TX*

TA-W-50,215; *Greystone, Inc./Phode Island Tool Co., Providence, RI*

TA-W-50,502; *Cable Warehouse, Denver, CO*

TA-W-50,786; *Pure Resources, Inc., Midland, TX*

TA-W-50,073; *Collins & Aikman Automotive Systems, Marshall, MI*

TA-W-50,551; *The Hayes Co., Inc., Wichita, KS*

TA-W-50,586; *Fishing Vessel (F/V) Renaissance, Kodiak, AK*

TA-W-50,758; *Fishing Vessel (F/V) Maryna J. Naknek, AK*

TA-W-51,076; *Key Plastics, LLC, Chesterfield Div., Chesterfield, MI*

TA-W-51,254; *NAPCO, Inc., Butler, PA*

TA-W-51,361; *Sisiutl Fisheries, Kodiak, AK*

The workers firm does not produce an article as required for certification under Section 222 of the Trade Act of 1974.

TA-W-51,467; *Sunshine Traders of El Paso, LLC, El Paso, TX*

TA-W-51,385; *Actiontec Electronics, Inc., Colorado Springs, CO*

TA-W-51,362; *Client Logic, Buffalo, NY*

TA-W-51,139; *Embraer Aircraft Customer Services, Inc., Ft. Worth, TX*

TA-W-51,144; *International Business Machines Corp. (IBM), IBM Global Services Div., Greensboro, NC*

TA-W-51,171; *SAP America, Inc., a wholly-owned subsidiary of SAP*

AG, Customer Interaction Center, Newtown Square, PA

TA-W-51,177; *Kelly Services, Inc., Newtown Square, PA*

TA-W-50,848; *Strategic Distributions, Inc., Lenoir, NC*

TA-W-51,008; *IBM Corp., Server Group Development, Beaverton, OR*

TA-W-51,125; *Symantec Corp., Beaverton, OR*

TA-W-51,173; *Ericsson, Inc., Brea, CA*

TA-W-51,268; *Hamilton Beach/Proctor Silex, Inc., a subsidiary of NACCO Industries, Inc. El Paso Distribution Center, El Paso, TX*

TA-W-51,288; *Kyocera Tycom Corp., Arden Hill, MN*

TA-W-51,368; *Mellon Bank, N.A., Pittsburgh, PA*

TA-W-51,399; *Axis/Salant Corp., Culver City, CA*

TA-W-51,440; *ASML Albuquerque, Albuquerque, NM*

The investigation revealed that criterion (a)(2)(A)(I.A) (no employment declines) have not been met.

TA-W-51,423; *State of Alaska Commercial Fisheries Entry Commission Permit #S) 4K57565P, Kodiak, AK*

TA-W-51,167; *Fishing Vessel Midnight Cove, Kodiak Island, AK*

TA-W-51,425; *Fishing Vessel (F/V) Sunset, Cross Sound, AK*

TA-W-51,238; *Fishing Vessel (F/V) Artic Nomad, Naknek, AK*

TA-W-51,409; *Showcase Glass, Post Falls, ID*

The investigation revealed that criterion (a)(2)(A)(I.B) (sales or production, or both did not decline) and (a)(2)(A)(II.B) (no shift in production to a foreign country) have not been met.

TA-W-50,838; *Fishing Vessel (F/V) Windy Sea, Kodiak, AK*

TA-W-51,234; *HP Pelzer, Thompson, GA*

The investigation revealed that criterion (a)(2)(A)(I.C.) (Increased imports) and (a)(2)(B) (No shift in production to a foreign country) have not been met.

TA-W-50,945; *Chem-Fab Corp., Hot Springs, AR*

The investigation revealed that criteria (2) has not been met. The workers firm (or subdivision) is not a supplier or downstream producer to trade-affected companies.

TA-W-51,230; *Vanguard EMS, Inc., a/k/a Viasystems Portland, Inc., Beaverton, OR*

TA-W-51,153; *Esteves—DWD, LLC, Danville, KY*

Affirmative Determinations for Worker Adjustment Assistance

The following certifications have been issued; the date following the company