

Dated: December 23, 2004.

**Cynthia K. Dohner,**

*Acting Regional Director, Southeast Region.*

[FR Doc. 05-611 Filed 1-11-05; 8:45 am]

**BILLING CODE 4310-55-P**

## DEPARTMENT OF THE INTERIOR

### Fish and Wildlife Service

#### Receipt of Applications for Permit

**AGENCY:** Fish and Wildlife Service, Interior.

**ACTION:** Notice of receipt of applications for permit.

**SUMMARY:** The public is invited to comment on the following applications to conduct certain activities with endangered marine mammals.

**DATES:** Written data, comments or requests must be received by February 11, 2005.

**ADDRESSES:** Documents and other information submitted with these applications are available for review, subject to the requirements of the Privacy Act and Freedom of Information Act, by any party who submits a written request for a copy of such documents within 30 days of the date of publication of this notice to: U.S. Fish and Wildlife Service, Division of Management Authority, 4401 North Fairfax Drive, Room 700, Arlington, Virginia 22203; fax 703/358-2281.

**FOR FURTHER INFORMATION CONTACT:** Division of Management Authority, telephone 703/358-2104.

#### SUPPLEMENTARY INFORMATION:

##### Endangered Marine Mammals

The public is invited to comment on the following applications for a permit to conduct certain activities with endangered marine mammals. The applications were submitted to satisfy requirements of the Endangered Species Act of 1973, as amended (16 U.S.C. 1531, *et seq.*) and the Marine Mammal Protection Act of 1972, as amended (16 U.S.C. 1361, *et seq.*), and the regulations governing endangered species (50 CFR part 17) and marine mammals (50 CFR part 18). Written data, comments, or requests for copies of the complete applications or requests for a public hearing on these applications should be submitted to the Director (address above). Anyone requesting a hearing should give specific reasons why a hearing would be appropriate. The holding of such a hearing is at the discretion of the Director.

*Applicant:* Smithsonian Marine Station at Fort Pierce, Fort Pierce, FL, PRT-096527.

The applicant requests a permit to acquire blood and tissue samples from captive held Florida manatees (*Trichechus manatus latirostris*) for the purpose of scientific research on dietary isotope fractionation. This notification covers activities to be conducted by the applicant over a one-year period.

Concurrent with the publication of this notice in the **Federal Register**, the Division of Management Authority is forwarding copies of the above applications to the Marine Mammal Commission and the Committee of Scientific Advisors for their review.

Dated: December 31, 2004.

**Michael L. Carpenter,**

*Senior Permit Biologist, Branch of Permits, Division of Management Authority.*

[FR Doc. 05-542 Filed 1-11-05; 8:45 am]

**BILLING CODE 4310-55-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 3, 2005, a proposed Consent Decree in *United States of America v. Weyerhaeuser Company*, Civil Action No. 1:05CV0003, was lodged with the United States District Court for the Western District of Michigan.

In this action the United States sought to recover from Weyerhaeuser environmental response costs in connection with a landfill and paper mill at the Allied Paper/Portage Creek/Kalamazoo River Superfund Site in Kalamazoo and Portage Counties, Michigan (the "Site"). In addition, the United States sought a judgment declaring that the Defendant is liable for any further response costs that the United States may incur as a result of releases or threatened releases of hazardous substances at the landfill and paper mill. The Consent Decree provides that Weyerhaeuser shall, *inter alia*, (1) (1) perform the remedy selected by EPA for the landfill area, and investigate and perform the subsequently-selected remedy for the mill property, using at least in part \$6.2 million obtained from a bankruptcy settlement; (2) pay all of EPA's costs of overseeing the work; (3) pay approximately \$138,000 towards EPA's past costs and \$6.2 million into a special account that will be available to EPA to fund remedial investigations and work in the Kalamazoo River, and (4) withdraw its objections to a bankruptcy settlement and its pending appeals from the approval of that settlement.

The Department of Justice will receive for a period of fifteen (15) 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 *United States of America v. Weyerhaeuser Company*, D.J. Ref. 90-11-2-07912/2.

The Consent Decree may be examined at the Office of the United States Attorney, Western District of Michigan, 5th Floor, The Law Building, 330 Iona Ave., Grand Rapids, MI 49503, and at the offices of the U.S. Environmental Protection Agency, Region 5, 77 W. Jackson Blvd., Chicago, IL 60604.

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](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 check in the amount of \$31.00 (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. 05-642 Filed 1-11-05; 8:45 am]

**BILLING CODE 4410-15-M**

## NATIONAL ARCHIVES AND RECORDS ADMINISTRATION

### Records Schedules; Availability and Request for Comments

**AGENCY:** National Archives and Records Administration (NARA).

**ACTION:** Notice of availability of proposed records schedules; request for comments.

**SUMMARY:** The National Archives and Records Administration (NARA) publishes notice at least once monthly of certain Federal agency requests for records disposition authority (records schedules). Once approved by NARA, records schedules provide mandatory instructions on what happens to records when no longer needed for current Government business. They authorize the preservation of records of

continuing value in the National Archives of the United States and the destruction, after a specified period, of records lacking administrative, legal, research, or other value. Notice is published for records schedules in which agencies propose to destroy records not previously authorized for disposal or reduce the retention period of records already authorized for disposal. NARA invites public comments on such records schedules, as required by 44 U.S.C. 3303a(a).

**DATES:** Requests for copies must be received in writing on or before February 28, 2005. Once the appraisal of the records is completed, NARA will send a copy of the schedule. NARA staff usually prepare appraisal memorandums that contain additional information concerning the records covered by a proposed schedule. These, too, may be requested and will be provided once the appraisal is completed. Requesters will be given 30 days to submit comments.

**ADDRESSES:** You may request a copy of any records schedule identified in this notice by contacting the Life Cycle Management Division (NWML) using one of the following means: Mail: NARA (NWML), 8601 Adelphi Road, College Park, MD 20740-6001. E-mail: [records.mgt@nara.gov](mailto:records.mgt@nara.gov). FAX: 301-837-3698. Requesters must cite the control number, which appears in parentheses after the name of the agency which submitted the schedule, and must provide a mailing address. Those who desire appraisal reports should so indicate in their request.

**FOR FURTHER INFORMATION CONTACT:** Paul M. Wester, Jr., Director, Life Cycle Management Division (NWML), National Archives and Records Administration, 8601 Adelphi Road, College Park, MD 20740-6001. Telephone: 301-837-3120. E-mail: [records.mgt@nara.gov](mailto:records.mgt@nara.gov).

**SUPPLEMENTARY INFORMATION:** Each year Federal agencies create billions of records on paper, film, magnetic tape, and other media. To control this accumulation, agency records managers prepare schedules proposing retention periods for records and submit these schedules for NARA's approval, using the Standard Form (SF) 115, Request for Records Disposition Authority. These schedules provide for the timely transfer into the National Archives of historically valuable records and authorize the disposal of all other records after the agency no longer needs them to conduct its business. Some schedules are comprehensive and cover all the records of an agency or one of its major subdivisions. Most schedules,

however, cover records of only one office or program or a few series of records. Many of these update previously approved schedules, and some include records proposed as permanent.

No Federal records are authorized for destruction without the approval of the Archivist of the United States. This approval is granted only after a thorough consideration of their administrative use by the agency of origin, the rights of the Government and of private persons directly affected by the Government's activities, and whether or not they have historical or other value.

Besides identifying the Federal agencies and any subdivisions requesting disposition authority, this public notice lists the organizational unit(s) accumulating the records or indicates agency-wide applicability in the case of schedules that cover records that may be accumulated throughout an agency. This notice provides the control number assigned to each schedule, the total number of schedule items, and the number of temporary items (the records proposed for destruction). It also includes a brief description of the temporary records. The records schedule itself contains a full description of the records at the file unit level as well as their disposition. If NARA staff has prepared an appraisal memorandum for the schedule, it too includes information about the records. Further information about the disposition process is available on request.

#### Schedules Pending

1. Department of the Army, Agency-wide (N1-AU-03-10, 5 items, 4 temporary items). Records relating to research on the effects of potential chemical agents and/or antidotes on various species, including humans. Included are proposed research plans, studies, reports, and personal data on human volunteer subjects. Also included are electronic copies of documents created using electronic mail and word processing. Proposed for permanent retention are research studies on the effects of LSD on human subjects. This schedule also authorizes the agency to apply the proposed disposition instructions to any recordkeeping medium. Records relating to research studies that require a signed consent form from participants will be retained for 75 years.

2. Department of the Army, Agency-wide (N1-AU-05-1, 2 items, 2 temporary items). Family Advocacy Program records relating to preventive activities. Included are such records as

family background information, screening forms, family service plans, progress notes, assessments, referrals, and evaluations. Also included are electronic copies of documents created using electronic mail and word processing. This schedule authorizes the agency to apply the proposed disposition instructions to any recordkeeping medium.

3. Department of Energy, Bonneville Power Administration (N1-305-04-1, 6 items, 6 temporary items). Records relating to engineering and technical support matters. Included are such records as work orders, project data, and records that relate to the design and construction of static volt-ampere reactive compensation systems. Electronic copies of records created using electronic mail and word processing are also included.

4. Department of Energy, Bonneville Power Administration (N1-305-04-2, 6 items, 6 temporary items). Records relating to personal safety matters, including injuries, fatalities, and safety measures. Included are such records as safety incident investigations and reports as well as audits, studies, tests, and inspection reports pertaining to safety conditions and hazards at agency facilities. Electronic copies of records created using electronic mail and word processing are also included.

5. Department of Transportation, Bureau of Transportation Statistics (N1-398-04-22, 3 items, 3 temporary items.) Office directors' correspondence relating to work accomplishments, personnel needs, and other routine activities. Also included are routine non-controlled Congressional correspondence, other incoming letters, and electronic copies of records created using electronic mail and word processing. This schedule authorizes the agency to apply the proposed disposition instructions to any recordkeeping medium.

6. Department of Transportation, Bureau of Transportation Statistics (N1-398-04-28, 3 items, 3 temporary items). Copies of Congressional correspondence referred to agency program offices for reply. Also included are electronic copies of records created using electronic mail and word processing. This schedule authorizes the agency to apply the proposed disposition instructions to any recordkeeping medium.

7. Department of Transportation, Bureau of Transportation Statistics (N1-398-04-36, 3 items, 3 temporary items). Records of periodic audits of air carriers, including reports, correspondence, and memorandums. Also included are electronic copies of

records created using electronic mail and word processing. This schedule authorizes the agency to apply the proposed disposition instructions to any recordkeeping medium.

8. Environmental Protection Agency, Office of Solid Waste and Emergency Response (N1-412-04-8, 5 items, 2 temporary items). Software and inputs of the National Resource Conservation and Recovery Act Information System, an electronic system used to record and track information provided by the regulated community concerning the generation, shipment, treatment, and disposal of hazardous wastes. Proposed for permanent retention are the system data, system documentation, and biennial reports.

9. Executive Office of the President, Office of the United States Trade Representative (N1-364-00-2, 21 items, 17 temporary items). Electronic records and systems used throughout the agency, including such records as calendars and spreadsheets, a legislative referral tracking system, phone system listings, public reading room logs, the Section 301 Trade Act violations system, and a travel system. Also included are electronic copies created using word processing. Proposed for permanent retention are trade negotiation databases and a correspondence tracking system relating to other permanent records, along with related system documentation.

10. National Skill Standards Board, Agency-wide (N1-220-04-9, 3 items, 1 temporary item). Electronic copies of records created using electronic mail and word processing that relate to the Board's efforts regarding the development of a uniform system of voluntary workplace standards for American industries. Records proposed for permanent retention include recordkeeping copies of committee files, conference and presentation files, the Executive Deputy Director's subject files, hearings records, publications, web page records, organization and budget files, and video recordings of meetings, hearings, and press conferences.

11. U.S. Chemical Safety and Hazard Investigation Board, Office of General Counsel (N1-220-04-8, 19 items, 14 temporary items). Litigation files, records relating to investigations, rulemaking dockets, chronological files, procurement solicitation reviews, inter-agency agreements, annual Freedom of Information Act reports, and other records accumulated by the General Counsel's office. Also included are electronic copies of records created using electronic mail and word processing. Recordkeeping copies of

such records as legal opinions, orders issued by the Board, and voting records of Sunshine Act meetings are proposed for permanent retention. The agency will notify NARA of potentially permanent investigation and litigation files, which will be appraised on a case-by-case basis.

Dated: January 5, 2005.

**Michael J. Kurtz,**

*Assistant Archivist for Records Services—  
Washington, DC.*

[FR Doc. 05-575 Filed 1-11-05; 8:45 am]

**BILLING CODE 7515-01-P**

## **NUCLEAR REGULATORY COMMISSION**

**[Docket Nos. 50-324 and 50-325]**

### **Carolina Power & Light Company; Brunswick Steam Electric Plant, Units 1 and 2; Notice of Intent To Prepare an Environmental Impact Statement and Conduct Scoping Process**

Carolina Power & Light Company (CP&L), now doing business as Progress Energy Carolinas, Inc., has submitted an application for renewal of Facility Operating Licenses, DPR-71 and DPR-62, for an additional 20 years of operation at the Brunswick Steam Electric Plant, Units 1 and 2 (BSEP). BSEP is located in Brunswick County in southeastern North Carolina, near the mouth of the Cape Fear River. The operating licenses for BSEP, Units 1 and 2, expire on September 8, 2016, and December 27, 2014, respectively. The application for renewal was received on October 20, 2004, pursuant to Title 10 of the Code of Federal Regulations Part 54 (10 CFR Part 54). A notice of receipt and availability of the application, which included the environmental report (ER), was published in the **Federal Register** on November 18, 2004 (69 FR 67611). A notice of acceptance for docketing of the application and a notice of opportunity for hearing regarding renewal of the facility operating licenses was published in the **Federal Register** on December 6, 2004 (69 FR 70471-70473). The purpose of this notice is to inform the public that the U.S. Nuclear Regulatory Commission (NRC) will be preparing an environmental impact statement (EIS) in support of the review of the license renewal application and to provide the public an opportunity to participate in the environmental scoping process, as defined in 10 CFR 51.29. In addition, as outlined in 36 CFR 800.8, "Coordination with the National Environmental Policy Act," the NRC plans to coordinate compliance with Section 106 of the

National Historic Preservation Act in meeting the requirements of the National Environmental Policy Act of 1969 (NEPA).

In accordance with 10 CFR 51.53(c) and 10 CFR 54.23, CP&L submitted the ER as part of the application. The ER was prepared pursuant to 10 CFR Part 51 and is available for public inspection at the NRC Public Document Room (PDR), located at One White Flint North, 11555 Rockville Pike (first floor), Rockville, Maryland 20852, or from the Publicly Available Records component of NRC's Agencywide Documents Access and Management System (ADAMS). ADAMS is accessible at <http://www.nrc.gov/reading-rm/adams.html>, which provides access through the NRC's Electronic Reading Room link. Persons who do not have access to ADAMS, or who encounter problems in accessing the documents located in ADAMS, should contact the NRC's PDR Reference staff at 1-800-397-4209, or 301-415-4737, or by e-mail to [pdr@nrc.gov](mailto:pdr@nrc.gov). The application may also be viewed on the Internet at <http://www.nrc.gov/reactors/operating/licensing/renewal/applications.html>. In addition, the William Madison Randall Library, located at 601 S. College Road, Wilmington, North Carolina 28403, has agreed to make the ER available for public inspection.

This notice advises the public that the NRC intends to gather the information necessary to prepare a plant-specific supplement to the Commission's "Generic Environmental Impact Statement (GEIS) for License Renewal of Nuclear Plants," (NUREG-1437) in support of the review of the application for renewal of the BSEP operating licenses for an additional 20 years. Possible alternatives to the proposed action (license renewal) include the no action alternative and reasonable alternative energy sources. The NRC is required by 10 CFR 51.95 to prepare a supplement to the GEIS in connection with the renewal of an operating license. This notice is being published in accordance with the National Environmental Policy Act of 1969 (NEPA) and the NRC's regulations found in 10 CFR Part 51.

The NRC will first conduct a scoping process for the supplement to the GEIS and, as soon as practicable thereafter, will prepare a draft supplement to the GEIS for public comment. Participation in the scoping process by members of the public and local, State, Tribal, and Federal government agencies is encouraged. The scoping process for the supplement to the GEIS will be used to accomplish the following: