

Sunoco will pay a civil penalty of \$3 million and will perform Supplemental Environmental Projects valued at more than \$3.9 million.

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. Comments should be addressed to the Assistant Attorney General, Environmental and Natural Resources Division, P.O. Box 7611, U.S. Department of Justice, Washington, DC 20004-7611, and should refer to *United States et al. v. Sunoco*, DOJ Ref. 90-5-2-1-1744/1.

The proposed consent decree may be examined at the office of the United States Attorney, 615 Chestnut Street, Suite 1250, Philadelphia, PA 19106 and at U.S. EPA Region 3, 1650 Arch Street, Philadelphia, PA 19103. During the comment period, the consent decree may be examined on the following Department of Justice Web site, <http://www.usdoj.gov/enrd/open.html>. Copies of the consent decree also may 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, please enclose a check in the amount of \$50.50 (with attachments) or \$42.75 (without attachments) for *United States et al. v. Sunoco*, (25 cents per page reproduction cost) payable to the U.S. Treasury.

Robert Brook,

Assistant Section Chief Environmental Enforcement Section.

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DEPARTMENT OF JUSTICE

Notice of Public Comment Period for Proposed Consent Decree Under the Clean Air Act

Under 28 CFR 50.7, notice is hereby given that, for a period of 30 days, the United States will receive public comments on a proposed Consent Decree in *United States v. Valero Refining Company—California, Valero Refining Company—Louisiana, Valero Refining Company—New Jersey, Valero Refining Company—New Orleans, Valero Refining—Oklahoma, Valero Refining—Texas, L.P., Ultramar, Inc., TPI Petroleum, Inc., Colorado Refining Company and Diamond Shamrock Refining Company, L.P., Colorado Refining Company and Diamond*

Shamrock Refining Company, L.P., and Tesoro Refining and Marketing Corporation, (Civil Action No. SA-05-CA-0569), which was lodged with the United States District Court for the Western District of Texas on June 16, 2005.

This proposed Consent Decree was lodged simultaneously with the Complaint in this national Clean Air Act (“Act”) enforcement action against Valero and Tesoro, pursuant to Sections 113(b) and 211(d) of the Clean Air Act (“CAA”), 42 U.S.C. 7413(b) (1983), amended by, 42 U.S.C. 7413(b) (Supp. 1991), to resolve alleged violations at 14 refineries in six states.

Under the settlement, the companies will implement pollution control technologies to greatly reduce emissions of nitrogen oxides (“No_x” and sulfur dioxide (“SO₂”) from refinery process units and adopt facility-wide enhanced monitoring and fugitive emission control programs. The companies will also adopt measures to eliminate excess flaring of hydrogen sulfide. This settlement will result in emission reductions of approximately 20,400 tons per year.

In addition, Valero will pay a civil penalty of \$5.5 million, and spend \$5.5 million on Supplemental Environmental Projects (“SEPs”). The states of Colorado, Louisiana, New Jersey, Oklahoma, and Texas have joined in this settlement as Plaintiff-Interveners and signatories to the Consent Decree and each will benefit from the companies’ performance of the SEPs in the communities where the refineries are located and share in the civil penalty.

Comments should be addressed to the Acting Assistant Attorney General, Environment and Natural Resources Divisions, P.O. Box 7611, U.S. Department of Justice, Washington, DC 20044-7611, and should refer to *United States v. Valero Refining, et al.*, D.J. Ref. 90-5-2-1-06811/1.

The Consent Decree may be examined at the Office of the United States Attorney, Western District of Texas, 601 NW. Loop 410, Suite 600, San Antonio, TX 78216. During the public comment period the Valero 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 Valero Consent Decree, may also be obtained by mail from the Consent Decree Library, PO Box 7611, U.S. Department of Justice, Washington, DC 20044-7611 or by faxing or e-mailing a request to Tonia Fleetwood (twood@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 \$81.25 (includes attachments), or \$51.25, without attachments (25 cents per page reproduction cost) payable to the U.S. Treasury.

Robert D. Brook,

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

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DEPARTMENT OF LABOR

Occupational Safety and Health Administration

Maritime Advisory Committee for Occupational Safety and Health (MACOSH); Request for Nominations

AGENCY: Occupational Safety and Health Administration, (OSHA), Labor.

ACTION: Request for nominations for persons to serve on MACOSH.

SUMMARY: OSHA intends to re-charter the Maritime Advisory Committee for Occupational Safety and Health (MACOSH), which expires in April 2005. MACOSH advises the Secretary of Labor on matters relating to occupational safety and health programs, new initiatives, and standards for the maritime industries of the United States which include Longshoring, Marine Terminals, and Shipyards. The Committee will consist of 15 members and will be chosen from among a cross-section of individuals who represent the following interests: employers, employees; Federal and State safety and health organizations; professional organizations specializing in occupational safety and health; and national standards setting groups. OSHA invites persons interested in serving on MACOSH to submit their names for consideration for committee membership.

DATES: Nominations for MACOSH membership should be postmarked by August 8, 2005.

ADDRESSES: Nominations for MACOSH membership should be sent to: Dorothy Dougherty, Acting Director, Directorate of Standards and Guidance, Room N 3718, Occupational Safety and Health Administration, U.S. Department of Labor, 200 Constitution Avenue, NW., Washington, DC 20210.

FOR FURTHER INFORMATION CONTACT: Jim Maddux, Director, Office of Maritime, U.S. Department of Labor, Occupational Safety and Health Administration, Room N-3621, 200 Constitution