

Overview of this information collection:

(1) *Type of Information Collection:* Reinstatement with Change.

(2) *Title of the Form/Collection:* Request for Recognition of a Non-profit Religious, Charitable, Social Service, or Similar Organization.

(3) *Agency Form Number, if Any, and the Applicable Component of the Department of Justice Sponsoring the Collection:* Form Number: EOIR-31. Executive Office for Immigration Review, United States Department of Justice.

(4) *Affected Public Who Will be Asked or Required to Respond, as Well as a Brief Abstract:* Primary: Non-profit organizations seeking to be recognized as legal service providers by the Board of Immigration Appeals (Board) of the Executive Office for Immigration Review (EOIR). Other: None. Abstract: This information collection is necessary to determine whether the organization meets the regulatory and relevant case law requirements for recognition by the Board as a legal service provider, which then would allow its designated representative or representatives to seek full or partial accreditation to practice before the EOIR and/or the Department of Homeland Security.

(5) *An Estimate of the Total Number of Respondents and the Amount of Time Estimated for an Average Respondent to Respond:* It is estimated that 110 respondents will complete the form annually with an average of 2 hours per response.

(6) *An Estimate of the Total Public Burden (in Hours) Associated With the Collection:* There are an estimated 220 total annual burden hours associated with this collection.

*If additional information is required contact:* Brenda E. Dyer, Department Clearance Officer, United States Department of Justice, Justice Management Division, Policy and Planning Staff, Patrick Henry Building, Suite 1600, 601 D Street, NW., Washington, DC 20530, or by e-mail at [brenda.e.dyer@usdoj.gov](mailto:brenda.e.dyer@usdoj.gov).

Dated: September 9, 2005.

**Brenda E. Dyer,**

*Department Clearance Officer, United States Department of Justice.*

[FR Doc. 05-18306 Filed 9-14-05; 8:45 am]

**BILLING CODE 4410-30-P**

## 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. Cargill, Incorporated*, (Civil Action No. 05-2037 JMR/FLN), which was lodged with the United States District Court for the District of Minnesota on September 1, 2005.

This proposed Consent Decree was lodged simultaneously with the Complaint in this national environmental enforcement action against Cargill, 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).

Under the settlement, Cargill will implement pollution control technologies to greatly reduce emissions of volatile organic compounds ("VOC"), nitrogen oxides ("Nox"), carbon monoxide ("CO"), and sulfur dioxide ("SO<sub>2</sub>") from corn and oilseed processing units across 27 plants in 13 states, which will result in emission reductions of approximately 30,000 tons per year.

In addition, Cargill will pay a civil penalty of \$1.6 million, and spend \$3.5 million on Supplemental Environmental Projects ("SEPs"). This action is the result of a cooperative enforcement effort resulting in 10 states and 4 counties, Alabama, Georgia, Illinois, Indiana, Iowa, Missouri, Nebraska, North Carolina, North Dakota, Ohio, Memphis and Shelby County, Tennessee, the Ohio County of Montgomery, and the Iowa Counties of Linn and Polk, joining in this settlement as Plaintiff-Interveners and signatories to the Consent Decrees. Each will share in the civil penalties assessed and will benefit from Cargill's performance of the SEPs in many of the communities where the plants are located.

Comments should be addressed to the Acting 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. Cargill, Incorporated*, D.J. Ref. 90-5-2-1-07481/1.

The Consent Decree may be examined at the Office of the United States Attorney, District of Minnesota, 600 U.S. Courthouse, 300 South Fourth Street, Minneapolis, MN 55415. During the public comment period the Cargill

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 Cargill 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 \$31.00 (includes attachments), or \$14.00, without attachments (25 cents per page reproduction cost) payable to the U.S. Treasury.

**Robert E. Maher, Jr.,**

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

[FR Doc. 05-18297 Filed 9-14-05; 8:45 am]

**BILLING CODE 4410-15-M**

## DEPARTMENT OF JUSTICE

### Notice of Lodging of Supplemental Consent Decree to First Round De Minimis Consent Decree Under the Comprehensive Environmental Response, Compensation and Liability Act

Notice is hereby given that on August 31, 2005, a proposed Supplemental Consent Decree to the First Round De Minimis Consent Decree in *United States v. Chevy Chase Cars, Inc., et al.*, Civil Action No. 05-1222, was lodged with the United States District Court for the Western District of Pennsylvania. This Supplemental Consent Decree relates to two other matters before the same Court: *United States v. Allegheny Ludlum Corp., et al.*, C.A. No. 97-1863 and *United States v. Aetna, Inc., et al.*, C.A. No. 05-15. All three matters are Superfund cost recovery actions commenced by the United States against potentially responsible parties relating to the Breslube Penn Superfund Site in Coraopolis, Moon Township, Pennsylvania.

In the *Chevy Chase Car, Inc., et al.* action, the United States seeks the recovery of response costs incurred in connection with the Breslube Penn Superfund Site. The complaint alleges that each of the named defendants arranged for the treatment and/or disposal of wastes containing hazardous substances at the Site, within the meaning of 42 U.S.C. 9607(a)(3). The complaint names 22 defendants, each of which have signed the proposed Supplemental Consent Decree to the

First Round De Minimis Consent Decree. Under the Supplemental Consent Decree, each of the named defendants would pay a proportionate share of all past and future response costs incurred and to be incurred at the Site, plus a premium. In return for these payments, each defendant would receive a covenant not to sue by the United States, subject to certain reservations of rights, and contribution protection from suit by other potentially responsible parties. However, because two of the settlers/named defendants chose a lower settlement premium with a "reopener," their liability can be reopened in the event that Site future response costs exceed \$26 million. The other twenty settlers/named defendants selected a higher settlement premium, with no "reopener" provision. The total recovery under this Consent Decree should be approximately \$270,000.

The Department of Justice will receive for a period of thirty (30) days from the date of this publication comments relating to this Supplemental 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 v. Chevy Chase Cars, Inc., et al.*, D.J. Ref. 90-11-3-1762/2.

The *Chevy Chase Cars, Inc., et al.* Consent Decree may be examined at the Office of the United States Attorney for Western District of Pennsylvania, at 700 Grant Street, Suite 400, Pittsburgh, PA 15219 (ask for Jessica Lieber Simolar), and at U.S. EPA Region III's Office, 1650 Arch Street, Philadelphia, PA (ask for Mary Rugala). During the public comment period, the *United States v. Chevy Chase Cars, Inc., et al.* 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 a check in the amount of \$11.00 (25 cents per page reproduction cost) for a full copy of the consent decree, or \$6.50, for a copy without

signature pages, payable to the U.S. Treasury.

**Robert Brook,**

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

[FR Doc. 05-18296 Filed 9-14-05; 8:45 am]

**BILLING CODE 4410-15-M**

**DEPARTMENT OF JUSTICE**

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

In accordance with Departmental policy, 28 CFR 50.7, and Section 122(d)(2) of the Comprehensive Environmental Response, Compensation, and Liability Act ("CERCLA"), 42 U.S.C. 9622(d)(2), notice is hereby given that on September 1, 2005, a proposed Remedial Design/Remedial Action Consent Decree ("Decree") in *United States v. The Oeser Company*, Civil Action No. C05-1491-JCC (W.D. Washington) was lodged with the United States District Court for the Western District of Washington.

The Decree resolves claims of the United States against the Oeser Company ("Oeser") under Sections 106 and 107(a) of CERCLA, 42 U.S.C. 9606 and 9607(a), for injunctive relief, civil penalties, and recovery of response costs incurred and to be incurred by the United States Environmental Protection Agency ("EPA") at the Oeser Company Superfund Site located in Whatcom County, Bellingham, Washington ("Site"). The Decree requires Oeser to implement EPA's selected remedial action for the Site, pay EPA's future oversight costs at the Site, and pay at least \$8.6 million in reimbursement of EPA's past response costs. The remedial action is expected to cost about \$3.8 million, but costs could go as high as \$6 million. To secure the funds for the cleanup, Oeser will deposit approximately \$6 million into two trust accounts that will be used first to pay for the cleanup and secondly, if any funds remain, to provide additional reimbursement of EPA's past costs. In addition, the company agrees to contribute \$500,000 to a trust account held by the City of Bellingham for performance of a cleanup of Little Squaticum Creek.

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

Resources Division, P.O. Box 7611, U.S. Department of Justice, Washington, DC 20044-7611, and should refer to *United States v. The Oeser Company*, Civil Action No. C05-1491-JCC (W.D. Washington), D.J. Ref. 90-11-2-07535.

The Decree may be examined at the Office of the United States Attorney for the Western District of Washington, 700 Stewart Street, Suite 5220, Seattle, Washington 98101-1271, and at U.S. EPA Region X, 1220 Sixth Avenue, Seattle, Washington 98101. During the public comment period, the Decree, may also be examined on the following Department of Justice Web site, <http://www.usdoj.gov/enrd/open.html>. A copy of the 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 \$79.00 (25 cents per page reproduction cost) payable to the U.S. Treasury. In requesting a copy without the appendices, please enclose a check in the amount of \$18.75 (25 cents per page reproduction cost) payable to the U.S. Treasury.

**Robert E. Maher, Jr.,**

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

[FR Doc. 05-18295 Filed 9-14-05; 8:45 am]

**BILLING CODE 4410-15-M**

**DEPARTMENT OF JUSTICE**

**Bureau of Alcohol, Tobacco, Firearms and Explosives**

**Agency Information Collection Activities: Proposed Collection; Comments Requested**

**ACTION:** 60-day notice of information collection under review: Application for National Firearms Examiner Academy.

The Department of Justice (DOJ), Bureau of Alcohol, Tobacco, Firearms and Explosives (ATF), has submitted the following information collection request to the Office of Management and Budget (OMB) for review and approval in accordance with the Paperwork Reduction Act of 1995. The proposed information collection is published to obtain comments from the public and affected agencies. Comments are encouraged and will be accepted for "sixty days" until November 14, 2005.