

respond, including through the use of appropriate automated, electronic, mechanical, or other technological collection techniques or other forms of information technology, e.g., permitting electronic submission of responses.

#### Overview of This Information Collection

(1) *Type of Information Collection:* Revision of a currently approved collection.

(2) *Title of the Form/Collection:* Department Annual Progress Report (DAPR).

(3) *Agency form number, if any, and the applicable component of the Department sponsoring the collection:* None. U.S. Department of Justice Office of Community Oriented Policing Services.

(4) *Affected public who will be asked or required to respond, as well as a brief abstract: Primary:* Law enforcement agencies that are recipients of COPS hiring grants and/or COPS grants that have a redeployment requirement. The Department Annual Progress Report was part of a business process reengineering effort aimed at minimizing the reporting burden on COPS hiring grantees by streamlining the collection of progress reports into one annual report.

(5) *An estimate of the total number of respondents and the amount of time estimated for an average respondent to respond/reply:* It is estimated that 3,000 respondents annually will complete the form within 1 hour.

(6) *An estimate of the total public burden (in hours) associated with the collection:* There are an estimated 3,000 total annual burden hours associated with this collection.

*If additional information is required contact:* Lynn Bryant, 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.

Dated: March 7, 2008.

**Lynn Bryant,**

*Department Clearance Officer, PRA,  
Department of Justice.*

[FR Doc. E8-4993 Filed 3-12-08; 8:45 am]

**BILLING CODE 4410-AT-P**

## DEPARTMENT OF JUSTICE

### Notice of Lodging of Settlement Agreement Under the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA)

Notice is hereby given that on March 3, 2008, a proposed Settlement Agreement Regarding the Southeastern Missouri (SEMO) Mining District Sites was filed with the United States Bankruptcy Court for the Southern District of Texas in *In re ASARCO, LLC, et al.*, No. 05-21207 (Bankr. S.D. Tex.). The SEMO Mining District Sites consist of the Big River Mine Tailings Site and the Federal Mine Tailings Site in St. Francois County; the Madison County Mines Site, including the Catherine Mine Subsite and the Little Saint Francis River Subsite, in Madison County; the Glover Smelter Site, in Iron County; and the Sweetwater Mine/Mill Site and the West Fork Mine/Mill Site, in Reynolds County. The proposed settlement provides the United States allowed general unsecured claims totaling \$72.5 million to resolve past and future response cost and natural resource damage claims against ASARCO, LLC, for the SEMO Mining District Sites.

For thirty (30) days after the date of this publication, the Department of Justice will receive comments relating to the Settlement Agreement. Comments should be addressed to the Assistant Attorney General, Environment and Natural Resources Division, and either e-mailed to [pubcommentees.enrd@usdoj.gov](mailto:pubcommentees.enrd@usdoj.gov) or mailed to P.O. Box 7611, U.S. Department of Justice, Washington, DC 20044-7611. In either case, comments should refer to *In re Asarco, LLC*, No. 05-21207 (Bankr. S.D. Tex.), D.J. Ref. No. 90-11-3-08633. In accordance with 42 U.S.C. 6973(d), commenters may request an opportunity for a public meeting in the affected area.

The proposed Settlement Agreement may be examined at the office of the United States Attorney for the Southern District of Texas, 800 North Shoreline Blvd., #500, Corpus Christi, TX 78476-2001; and at the Region 7 office of the United States Environmental Protection Agency, 901 North Fifth Street, Kansas City, KS 66101. During the comment period, the proposed Settlement Agreement may be examined on the following Department of Justice Web site: [http://www.usdoj.gov/enrd/Consent\\_Decree.html](http://www.usdoj.gov/enrd/Consent_Decree.html). A copy of the proposed Settlement Agreement may be obtained by mail from the Department of Justice 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 \$3.75 for the Settlement Agreement (25 cents per page reproduction costs) payable to the United States Treasury or, if by e-mail or fax, forward a check in that amount to the Consent Decree Library at the stated address.

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

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

[FR Doc. E8-4972 Filed 3-12-08; 8:45 am]

**BILLING CODE 4410-15-P**

## DEPARTMENT OF JUSTICE

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

Notice is hereby given that on March 6, 2008, a proposed Supplemental Consent Decree in *United States v. NCR Corp. and Allfirst Financial Center, National Association*, Civil Action No. 01-593-SLR, was lodged with the United States District Court for the District of Delaware.

In a civil action filed on August 31, 2001, under the Comprehensive Environmental Response, Compensation and Liability Act ("CERCLA"), the United States sought recovery of response costs from NCR Corporation and Allfirst Financial Center, National Association (predecessor to Manufacturers and Traders Trust Company), in connection with the NCR Corporation Superfund Site in Millsboro, Delaware ("the Site"). A Consent Decree resolving some of the claims in that civil action was entered by the Court on February 28, 2002. The Consent Decree reserved the right of the United States to seek further response costs from the defendants. Pursuant to that reservation of rights, the United States now seeks to recover response costs incurred since February 14, 2001. The proposed Supplemental Consent Decree lodged on March 6, 2008, resolves the liability of the defendants for response costs incurred by the United States in connection with the Site between February 14, 2001 and August 1, 2006, and requires defendants to pay \$124,765 in reimbursement of response costs incurred through August 1, 2006. The Supplemental Consent

Decree also requires defendants to pay response costs incurred since August 1, 2006 in accordance with the terms of the Supplemental Consent Decree.

The Department of Justice will receive comments relating to the proposed Supplemental Consent Decree for a period of thirty (30) days from the date of this publication. Please address comments to the Assistant Attorney General, Environment and Natural Resources Division, by e-mail to [pubcomment-ees.enrd@usdoj.gov](mailto:pubcomment-ees.enrd@usdoj.gov) or regular mail to P.O. Box 7611, U.S. Department of Justice, Washington, D.C. 20044-7611, and refer to *United States v. NCR Corp. and Allfirst Financial Center, National Association*, D.J. Ref. 90-11-2-749/1.

The Supplemental Consent Decree may be examined at the Office of the United States Attorney for the District of Delaware, Nemours Building, Wilmington, DE 19801 and at U.S. EPA Region III, 1650 Arch Street, Philadelphia, PA 19103. During the public comment period, the Supplemental Consent Decree may also be examined on the following Department of Justice Web site, [http://www.usdoj.gov/enrd/consent\\_decrees.html](http://www.usdoj.gov/enrd/consent_decrees.html). A copy of the Supplemental 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. When requesting a copy from the Consent Decree Library, please enclose a check in the amount of \$6.50 for the Supplemental Consent Decree only, or \$29.50 for the Supplemental Consent Decree and appendices (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 address above.

**Robert Brook,**

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

[FR Doc. E8-4975 Filed 3-12-08; 8:45 am]

BILLING CODE 4410-15-P

**DEPARTMENT OF JUSTICE**

**Antitrust Division**

**Public Comment and Response on Proposed Final Judgment**

Pursuant to the Antitrust Procedures and Penalties Act, 15 U.S.C. § 16(b)-(h),

the United States hereby publishes below the comment received on the proposed Final Judgment in *United States v. AT&T, Inc.* and Dobson Communications Corporation, No. 1:07-CY-01952-ESH, which was filed in the United States District Court for the District of Columbia on March 4, 2008, together with the response of the United States to the comment.

Copies of the comment and the response are available for inspection at the Department of Justice Antitrust Division, 325 Seventh Street, NW., Room 200, Washington, DC 20530, (telephone (202) 514-2481), and at the Office of the Clerk of the United States District Court for the District of Columbia, 333 Constitution Avenue, NW., Washington, DC 20001. Copies of any of these materials may be obtained upon request and payment of a copying fee.

**J. Robert Kramer, II,**

*Director of Operations, Antitrust Division.*

**In the United States District Court for the District of Columbia**

Case No. 1:07-cv-1952 (ESH); United States of America, Plaintiff, v. AT&T Inc. and Dobson Communications Corporation, Defendants; Plaintiff United States's Response to Public Comments

Pursuant to the requirements of the Antitrust Procedures and Penalties Act, 15 U.S.C. 16(b)-(h) ("APPA" or "Tunney Act"), the United States hereby responds to the public comment received regarding the proposed Final Judgment in this case. After careful consideration of the comment, the United States continues to believe that the proposed Final Judgment will provide an effective and appropriate remedy for the antitrust violation alleged in the Complaint. The United States will move the Court for entry of the proposed Final Judgment after the public comments and this Response has been published in the **Federal Register**, pursuant to 15 U.S.C. 16(d).

On October 30, 2007, the United States filed the Complaint in this matter alleging that the proposed merger of two mobile wireless telecommunications service providers, AT&T Inc. ("AT&T") and Dobson Communications Corporation ("Dobson"), would violate Section 7 of the Clayton Act, 15 U.S.C. § 18. Simultaneously with the filing of the Complaint, the plaintiff filed a proposed Final Judgment and a Preservation of Assets Stipulation and Order signed by the United States and defendants consenting to the entry of the proposed Final Judgment after

compliance with the requirements of the Tunney Act. Pursuant to those requirements, the United States filed a Competitive Impact Statement ("CIS") in this Court on October 30, 2007; published the proposed Final Judgment and CIS in the **Federal Register** on November 19, 2007, see 72 FR 65,060 (2007); and published a summary of the terms of the proposed Final Judgment and CIS, together with directions for the submission of written comments relating to the proposed Final Judgment, in the Washington Post for seven days beginning on November 18, 2007 and ending on November 24, 2007. The 60-day period for public comments ended on January 22, 2008, and one comment was received as described below and attached hereto.

**I. Background**

As explained more fully in the Complaint and CIS, the likely effect of this acquisition would be to lessen competition substantially for mobile wireless telecommunications services in seven (7) geographic areas in the states of Kentucky, Missouri, Oklahoma, Pennsylvania and Texas. To restore competition in these markets, the proposed Final Judgment, if entered, would require defendants to divest (a) Dobson's mobile wireless telecommunications services businesses and related assets in three markets; (b) AT&T minority interests in other mobile wireless telecommunications services providers in two markets, and (c) Dobson's Cellular One Assets, which include the Cellular One service mark and related assets. Entry of the proposed Final Judgment would terminate this action, except that the Court would retain jurisdiction to construe, modify, or enforce the provisions of the proposed Final Judgment and punish violations thereof.

**II. Legal Standard Governing the Court's Public Interest Determination**

Upon publication of the public comments and this Response, the United States will have fully complied with the Tunney Act. It will then ask the Court to determine that entry of the proposed Final Judgment would be "in the public interest," and to enter it. 15 U.S.C. § 16(e)(1). In making that determination, the court, in accordance with the statute as amended in 2004,<sup>1</sup> is required to consider:

<sup>1</sup> The 2004 amendments substituted "shall" for "may" in directing relevant factors for court to consider and amended the list of factors to focus on competitive considerations and to address potentially ambiguous judgment terms. Compare 15 U.S.C. 16(e) (2004), with 15 U.S.C. 16(e)(1) (2006); see also *United States v. SBC Commc'ns, Inc.*, 489