

2008, but such final comments must not contain new factual information and must otherwise comply with section 207.30 of the Commission's rules. All written submissions must conform with the provisions of section 201.8 of the Commission's rules; any submissions that contain BPI must also conform with the requirements of sections 201.6, 207.3, and 207.7 of the Commission's rules. The Commission's rules do not authorize filing of submissions with the Secretary by facsimile or electronic means, except to the extent permitted by section 201.8 of the Commission's rules, as amended, 67 FR 68036 (November 8, 2002). Even where electronic filing of a document is permitted, certain documents must also be filed in paper form, as specified in II (C) of the Commission's Handbook on Electronic Filing Procedures, 67 FR 68168, 68173 (November 8, 2002).

Additional written submissions to the Commission, including requests pursuant to section 201.12 of the Commission's rules, shall not be accepted unless good cause is shown for accepting such submissions, or unless the submission is pursuant to a specific request by a Commissioner or Commission staff.

In accordance with sections 201.16(c) and 207.3 of the Commission's rules, each document filed by a party to the investigations must be served on all other parties to the investigations (as identified by either the public or BPI service list), and a certificate of service must be timely filed. The Secretary will not accept a document for filing without a certificate of service.

Authority: These investigations are being conducted under authority of title VII of the Tariff Act of 1930; this notice is published pursuant to section 207.21 of the Commission's rules.

By order of the Commission.

Issued: August 15, 2008.

William R. Bishop,

Acting Secretary to the Commission.

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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 August 15, 2008, two proposed Consent Decrees in *United States of America v. Camille J. Amato, et al.*, Civil Action No. 08-CV-6366 were lodged with the United

States District Court for the Western District of New York.

In this action the United States sought to recover from the defendants response costs incurred by the United States Environmental Protection Agency ("EPA") in responding to releases or threatened releases of hazardous substances at or from the Penn Yan Superfund Site, located at 15 Waddell Avenue in the Village of Penn Yan, Yates County, New York (the "Site"). The two Consent Decrees memorialize two separate settlements and require the settling parties to reimburse EPA's past response costs related to the Site.

The first Consent Decree, between the United States and the County of Yates ("Yates County") in the State of New York, requires that Yates County pay to the EPA Hazardous Substance Superfund the principal sum of \$275,000, plus interest, in two installments of \$137,500. The first payment is due within 60 days of entry of the Consent Decree, and the second payment is due by the first anniversary of that date.

The second Consent Decree, between the United States and Camille J. Amato, Thomas Amato, Penn Yan Boat Company LLC, Penn Yan Marine Manufacturing Corp., and Camille Properties, Inc., requires the settling parties to pay to the EPA Hazardous Substance Superfund the principal sum of \$140,000, plus interest, in three installments. The first payment of \$50,000 is due within 30 days of entry of the Consent Decree, with the second and third payments of \$45,000 plus interest due on the first and second anniversary of that date, respectively.

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, Environmental and Natural Resources Division, and either e-mailed to pubcomment-ees.enrd@usdoj.gov or mailed to P.O. Box 7611, U.S. Department of Justice, Washington, DC 20044-7611, and should refer to *United States v. Camille J. Amato, et al.*, Civil Action No. 08-CV-6366 (W.D.NY), D.J. Ref. 90-11-3-09115.

The Decree may be examined at the Office of the United States Attorney, Western District of New York, 100 State Street, Rochester, NY 14614, and at U.S. EPA Region II, 290 Broadway, New York, New York 10007. During the public comment period, the Decree, may also be examined on the following Department of Justice Web site, http://www.usdoj.gov/enrd/Consent_Decrees.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), 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 \$23.25 (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 stated address.

Ronald G. Gluck,

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

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DEPARTMENT OF LABOR

Employee Benefits Security Administration

Advisory Council on Employee Welfare and Pension Benefit Plans; Notice of Meeting

Pursuant to the authority contained in Section 512 of the Employee Retirement Income Security Act of 1974 (ERISA), 29 U.S.C. 1142, the 143rd open meeting of the full Advisory Council on Employee Welfare and Pension Benefit Plans will be held on September 10, 2008. In addition, the Working Groups assigned by the Advisory Council to study the issues of (1) Phased retirement, (2) spend-down of retirement assets, and (3) hard to value assets/target date funds, will hold public meetings on September 9, 10, and 11. All of the meetings will take place in Room S3215 A-B, U.S. Department of Labor, 200 Constitution Avenue NW., Washington, DC 20210.

The purpose of the open meeting of the full Council, which will run from 8:30 a.m. to approximately 9 a.m., is for members to be updated on activities of the Employee Benefits Security Administration and for chairs of this year's Working Groups to provide progress reports on their individual study topics.

The purpose of the open Working Group meetings, which each day will run from 9 a.m. to approximately 5 p.m., with a one hour break for lunch, is for Working Group members to hear testimony from invited witnesses and for discussions of possible recommendations based on the testimony. The focus of the Working Group meeting on September 9 will be on phased retirement, including issues