

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.

Issued: September 30, 2008.

By order of the Commission.

**Marilyn R. Abbott,**

*Secretary to the Commission.*

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## DEPARTMENT OF JUSTICE

### Notice of Lodging of Consent Decree Under the Clean Air Act

Pursuant to 28 CFR 50.7, notice is hereby given that, on September 30, 2008, a proposed Consent Decree in *United States v. Merit Energy Company, LLC and Shell Exploration & Production Co.*, Civil Action No. 1:08-cv-917 (W.D. Mich.) was lodged with the United States District Court for the Western District of Michigan. The Consent Decree addresses alleged violations of the Clean Air Act, 42 U.S.C. 7401-7671q, and its implementing regulations at a natural gas processing facility that is located approximately eight miles northeast of Manistee, Michigan. Shell Exploration & Production Co. ("Shell") constructed the facility in the late 1970s

and Shell owned and operated the facility until it sold it to Merit Energy Company, LLC ("Merit") in December 2003. The facility includes a natural gas sweetening unit that is used to separate sulfur-containing compounds from natural gas extracted from nearby production wells. The facility also has two Claus sulfur recovery units that recover elemental sulfur from the concentrated sulfur-containing gases generated by the sweetening unit.

The proposed Consent Decree would resolve the claims alleged in the Complaint in exchange for the Defendants' commitment to implement appropriate injunctive relief, pay a \$500,000 civil penalty, and perform a \$1 million Supplemental Environmental Project. Among other things, the injunctive relief provisions of the Decree would require Merit to eliminate all routine emission of sulfur dioxide from the facility by September 1, 2009, either by shutting the facility down or by installing and operating a separately-permitted acid gas injection control system. The Decree also would impose strict limits on emissions from the facility in non-routine situations, such as during any control equipment malfunction. Shell and Merit are jointly liable for payment of the \$500,000 civil penalty under the Decree. Finally, the Decree would require Merit to perform a Supplemental Environmental Project, at a cost of at least \$1 million, that would involve reducing air pollutant emissions from gas-fired compressors at several other gas handling facilities near the Manistee natural gas processing facility.

The Department of Justice will receive comments relating to the Consent Decree for a period of thirty (30) days from the date of this publication. Comments should be addressed to the Assistant Attorney General, Environment and Natural Resources Division, and mailed either electronically to [pubcomment-ees.enrd@usdoj.gov](mailto:pubcomment-ees.enrd@usdoj.gov) or in hard copy to P.O. Box 7611, U.S. Department of Justice, Washington, DC 20044-7611. Comments should refer to *United States v. Merit Energy Company, LLC and Shell Exploration & Production Co.*, Civil Action No. 1:08-cv-917 (W.D. Mich.) and D.J. Ref. No. 90-5-2-1-09003.

The Consent Decree may be examined at: (1) The offices of the United States Attorney, 330 Ionia Avenue, NW., Suite 501, Grand Rapids, Michigan; and (2) the offices of the U.S. Environmental Protection Agency, Region 5, 77 West Jackson Boulevard, 14th Floor, Chicago, Illinois. 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/Consent\\_Decrees.html](http://www.usdoj.gov/enrd/Consent_Decrees.html). A copy of the Consent Decree may also be obtained by mail from the Department of Justice Consent Decree Library, P.O. Box 7611, 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 \$14.50 (58 pages at 25 cents per page reproduction cost) payable to the U.S. Treasury.

**Maureen M. Katz,**

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

[FR Doc. E8-23423 Filed 10-3-08; 8:45 am]

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## DEPARTMENT OF JUSTICE

### Office of Justice Programs

[OJP (OJJDP) Docket No. 1490]

### Meeting of the Federal Advisory Committee on Juvenile Justice

**AGENCY:** Office of Juvenile Justice and Delinquency Prevention, Office of Justice Programs, Justice.

**ACTION:** Notice of Meeting.

**SUMMARY:** The Office of Juvenile Justice and Delinquency Prevention (OJJDP) is announcing the fall meeting of the Federal Advisory Committee on Juvenile Justice (FACJJ), which will be held in San Diego, CA October 19-21, 2008.

**Dates and Locations:** The meeting will be held at the Courtyard Marriot San Diego-Old Town, 2345 Jefferson Street, San Diego, CA 92110 at the following times: Sunday, October 19, 2008, 4 to 5:15 p.m.; Monday, October 20, 2008, 8:30 a.m. to 12:15 p.m. and 1:45 to 5:30 p.m.; and Tuesday, October 20, 2008; 8 to 11 a.m.. The meeting is open to the public. On Sunday, October 19th, there will be a meeting of the FACJJ steering sub-committee from 5:30 to 8 p.m. that will be open to the public. However, the FACJJ sub-committee and work group meetings scheduled for Sunday, October 19, 2008 from 3 to 4 p.m. and on Monday, October 20, 2008 from 12:15 p.m. to 1:45 p.m. are closed to the public.

**FOR FURTHER INFORMATION CONTACT:** Robin Delany-Shabazz, Designated Federal Official, OJJDP, [Robin.Delany-Shabazz@usdoj.gov](mailto:Robin.Delany-Shabazz@usdoj.gov), or 202-307-9963. [Note: This is not a toll-free number.]

**SUPPLEMENTARY INFORMATION:** The Federal Advisory Committee on Juvenile Justice (FACJJ), established pursuant to Section 3(2)A of the Federal Advisory Committee Act (5 U.S.C. App.2) will meet to carry out its advisory functions under Section 223(f)(2)(C-E) of the Juvenile Justice and Delinquency Prevention Act of 2002. The FACJJ is composed of one representative from each state and territory. FACJJ duties include: Reviewing Federal policies regarding juvenile justice and delinquency prevention; advising the OJJDP Administrator with respect to particular functions and aspects of OJJDP; and advising the President and Congress with regard to State perspectives on the operation of OJJDP and Federal legislation pertaining to juvenile justice and delinquency prevention. More information, including a member list, may be found at <http://www.facjj.org>.

For security purposes, members of the public who wish to attend open sessions should register online at <http://www.facjj.org>. Should problems arise with web registration, call Daryel Dunston at 240-221-4343. [Note: this is not a toll-free telephone number.] Notification of intent to attend should be sent by October 14, 2008. Note: Photo identification will be required for admission. Additional identification documents may be required.

#### Agenda

1. Sunday, October 19, 2008.
  - 3 p.m.–4 p.m. Meetings of Planning Sub Committee and Annual Report Sub Committee Work Groups (Closed Meetings);
  - 4 p.m.–5:15 p.m. Call to Order of FACJJ, Preview of the Agenda; Remarks of OJJDP Administrator, Overview of the 2009 Report Drafts, Small Group Assignments; and Close. (Open Session);
  - 5:30 p.m.–8 p.m. Meeting of the Steering Sub Committee. (Open Meeting);
2. Monday, October 20, 2008.
  - 8:30 a.m.–12:15 p.m. Call to Order; Steering Sub Committee Report Out; Discussion of the Summary Report of Responses to the FACJJ 2008 Request for Information, Instructions for Review of Report Draft Discussion; Review of Report Draft in Work Groups; and Statements from Nominees for Officers and Elections. (Open Session);
  - 12:15 p.m.–1:45 p.m. Working Lunch/Sub Committee Meetings (Closed Session);
  - 1:45 p.m.–5:30 p.m. Sub Committee Report Outs; Further Review and Discussion of 2009 Annual Report Draft

in Work Groups, Report Outs, Next Steps, and Close. (Open Session);

3. Tuesday, April 8, 2008.
 

- 8 a.m.–11 a.m. Call to Order; Completion of Discussion of Reports; Presentation and Discussion, “Developing DMC Action Plans”; Summary and Adjournment. (Open Session).

For security purposes, members of the FACJJ and of the public who wish to attend, must pre-register online at <http://www.facjj.org> no later than Tuesday, October 14, 2008. Should problems arise with web registration, call Daryel Dunston at 240-221-4343. [Note: these are not toll-free telephone numbers.]

#### Written Comments

Interested parties may submit written comments by Tuesday, October 14, 2008, to Robin Delany-Shabazz, Designated Federal Official, OJJDP, at [Robin.Delany-Shabazz@usdoj.gov](mailto:Robin.Delany-Shabazz@usdoj.gov) or by fax to 202-354-4063. [Note: These are not toll-free numbers.] No oral presentations will be permitted, however, written questions and comments from attending members of the public may be invited.

Dated: September 30, 2008.

**J. Robert Flores,**

*Administrator, Office of Juvenile Justice and Delinquency Prevention.*

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**BILLING CODE 4410-18-P**

## NUCLEAR REGULATORY COMMISSION

### Advisory Committee on Reactor Safeguards; Procedures for Meetings

#### Background

This notice describes procedures to be followed with respect to meetings conducted by the U.S. Nuclear Regulatory Commission’s (NRC’s) Advisory Committee on Reactor Safeguards (ACRS) pursuant to the Federal Advisory Committee Act (FACA). These procedures are set forth so that they may be incorporated by reference in future notices for individual meetings.

The ACRS is a statutory group established by Congress to review and report on nuclear safety matters and applications for the licensing of nuclear facilities. The Committee’s reports become a part of the public record.

The ACRS meetings are conducted in accordance with FACA; they are normally open to the public and provide opportunities for oral or written statements from members of the public

to be considered as part of the Committee’s information gathering process. ACRS reviews do not normally encompass matters pertaining to environmental impacts other than those related to radiological safety.

The ACRS meetings are not adjudicatory hearings such as those conducted by the NRC’s Atomic Safety and Licensing Board Panel as part of the Commission’s licensing process.

#### General Rules Regarding ACRS Full Committee Meetings

An agenda will be published in the **Federal Register** for each full Committee meeting. There may be a need to make changes to the agenda to facilitate the conduct of the meeting. The Chairman of the Committee is empowered to conduct the meeting in a manner that, in his/her judgment, will facilitate the orderly conduct of business, including making provisions to continue the discussion of matters not completed on the scheduled day on another day of the same meeting. Persons planning to attend the meeting may contact the Designated Federal Officer (DFO) specified in the **Federal Register** Notice prior to the meeting to be advised of any changes to the agenda that may have occurred.

The following requirements shall apply to public participation in ACRS full Committee meetings:

(a) Persons who plan to submit written comments at the meeting should provide 35 copies to the DFO at the beginning of the meeting. Persons who cannot attend the meeting, but wish to submit written comments regarding the agenda items may do so by sending a readily reproducible copy addressed to the DFO specified in the **Federal Register** Notice, care of the Advisory Committee on Reactor Safeguards, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001. Comments should be limited to items being considered by the Committee. Comments should be in the possession of the DFO 5 days prior to the meeting to allow time for reproduction and distribution.

(b) Persons desiring to make oral statements at the meeting should make a request to do so to the DFO. If possible, the request should be made 5 days before the meeting, identifying the topic(s) on which oral statements will be made and the amount of time needed for presentation so that orderly arrangements can be made. The Committee will hear oral statements on topics being reviewed at an appropriate time during the meeting as scheduled by the Chairman.