

By order of the Commission.  
Issued: July 27, 2009.

**Marilyn R. Abbott,**

*Secretary to the Commission.*

**William R. Bishop,**

*Acting Secretary to the Commission.*

[FR Doc. E9-18186 Filed 7-31-09; 8:45 am]

**BILLING CODE P**

## DEPARTMENT OF JUSTICE

[OMB Number 1105-0082]

### Civil Division; Agency Information Collection Activities: Revision of a Currently Approved Collection

**ACTION:** 60-Day Notice of Information Collection Under Review: Annuity Broker Declaration Form.

The Department of Justice (DOJ), Civil Division, will be submitting 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 October 2, 2009. This process is conducted in accordance with 5 CFR 1320.10.

If you have comments especially on the estimated public burden or associated response time, suggestions, or need a copy of the proposed information collection instrument with instructions or additional information, please contact Director, Communications Office, Civil Division, U.S. Department of Justice, Washington, DC 20530.

Written comments and suggestions from the public and affected agencies concerning the proposed collection of information are encouraged. Your comments should address one or more of the following four points:

- Evaluate whether the proposed collection of information is necessary for the proper performance of the functions of the agency, including whether the information will have practical utility;
- Evaluate the accuracy of the agencies estimate of the burden of the proposed collection of information, including the validity of the methodology and assumptions used;
- Enhance the quality, utility, and clarity of the information to be collected; and
- Minimize the burden of the collection of information on those who are to 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:* Annuity Broker Qualification Declaration Form.

(3) *Agency form number, if any, and the applicable component of the Department sponsoring the collection:* U.S. Department of Justice, Civil Division.

(4) *Affected public who will be asked or required to respond, as well as a brief abstract: Primary:* Individuals. *Abstract:* This declaration is to be submitted annually to determine whether a broker meets the qualifications to be listed as an annuity broker pursuant to Section 111015(b) of Public Law 107-273.

(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 300 respondents will complete the form annually within approximately 1 hour.

(6) An estimate of the total public burden (in hours) associated with the collection: The total estimated annual burden hours to complete the certification form is 300 hours.

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: July 28, 2009.

**Lynn Bryant,**

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

[FR Doc. E9-18426 Filed 7-31-09; 8:45 am]

**BILLING CODE 4410-12-P**

## DEPARTMENT OF JUSTICE

### Notice of Lodging of Amendment to Consent Decrees Under the Clean Water Act

Under 28 CFR 50.7, notice is hereby given that on July 28, 2009, the Department of Justice lodged with the United States District Court for the Southern District of Ohio a proposed First Amendment to the Interim Partial Consent Decree on Sanitary Sewer Overflows and Consent Decree on

Combined Sewer Overflows, Wastewater Treatment Plants and Implementation of Capacity Assurance Program Plan ("Global Decree"), which were entered by the Court on June 9, 2009 in *United States and State of Ohio v. Board of County Commissioners of Hamilton County and the City of Cincinnati*, Civil Action Nos. C-1-02-107 and C-1-02-108. The proposed First Amendment to the Consent Decrees conforms certain paragraphs of the Consent Decrees to the scheduling approach and certain other requirements set forth in the defendants' Wet Weather Improvement Program (WWIP), which was developed pursuant to the Consent Decrees and conditionally approved by the United States, the State of Ohio, and the Ohio River Valley Water Sanitation Commission on June 5, 2009, subject to the Court's approval of the proposed modifications to the Consent Decrees.

The proposed First Amendment would change Paragraph IX.B of the Global Decree to allow a phased approach to the schedule for implementation of the program, instead of requiring a fixed end date for all projects specified in advance in the WWIP. The first phase of work is estimated to cost \$1.145 billion (in 2006 dollars) and, under the proposed First Amendment, must be completed by December 31, 2018. The WWIP and the First Amendment set forth the projects that must be completed in one or more subsequent stages and the process for establishing the remainder of the schedule, which must be as expeditious as practicable. The proposed First Amendment would also make a few technical and schedule changes to specific capital improvement projects required by the Consent Decrees.

The Department of Justice will receive for a period of thirty (30) days from the date of this publication comments relating to the proposed First Amendment to the Consent Decrees. 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 either e-mailed to [pubcomment-ees.enrd@usdoj.gov](mailto:pubcomment-ees.enrd@usdoj.gov) or mailed to P.O. Box 7611, U.S. Department of Justice, Washington, DC 20044-7611. In either case, the comments should refer to *United States et al. v. Board of County Commissioners of Hamilton County and the City of Cincinnati*, D.J. Ref. 90-5-1-6-341A.

The First Amendment to the Consent Decrees may be examined at the Office of the United States Attorney for the Southern District of Ohio, 221 E. 4th

Street, Atrium II, Suite 400, Cincinnati, Ohio 45202, and at U.S. EPA Region V, 77 West Jackson Blvd., Chicago, IL 60604-3590. A copy of the First Amendment to the Consent Decrees may also be obtained by mail from the Consent Decree Library, P.O. Box 7611, U.S. Department of Justice, Washington, DC 20044-7611. During the public comment period, the First Amendment to the Consent Decrees 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 First Amendment to the Consent Decrees 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 number (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 \$4.75 (25 cents per page reproduction cost) 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.

**Maureen M. Katz,**

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

[FR Doc. E9-18455 Filed 7-31-09; 8:45 am]

**BILLING CODE 4410-15-P**

## DEPARTMENT OF JUSTICE

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

Notice is hereby given that on July 23, 2009, a proposed Consent Decree ("Decree") in *United States v. Colorado Interstate Gas Co.*, Civil Action No. 2:09-CV-0649-TS, was lodged with the United States District Court for the District of Utah, Central Division.

The Consent Decree requires Colorado Interstate Gas Co. to (1) Achieve and maintain compliance with the Clean Air Act ("CAA") and its implementing regulations; (2) pay a civil penalty and emission fees totaling \$1,020,000; and (3) fund for one year the operation of two ambient air monitoring stations on the Uintah and Ouray Indian Reservation.

The United States filed a Complaint with the Consent Decree pursuant to Section 113(b) of the Clean Air Act, 42 U.S.C. 7413(b), alleging Clean Air Act violations at a natural gas compressor station owned and operated by CIG in Uintah County, Utah, within the

exterior boundaries of the Uintah and Ouray Indian Reservation. The Consent Decree would resolve the claims alleged in the Complaint. The ultimate entry of the Consent Decree by the District Court of Utah would end this litigation.

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, and either e-mailed to the [pubcomment-ees.enrd@usdoj.gov](mailto: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 Civil Action No. 2:09-CV-0649-TS, D.J. Ref. No. 90-5-2-1-07660/2.

The Decree may be examined at the Office of the United States Attorney, District of Utah, 185 South State Street, Suite 300, Salt Lake City, Utah 84111. It also may be examined at the offices of U.S. EPA Region 8, 1595 Wynkoop Street, Denver, Colorado 80202. During the public comment period, the Decree may 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 Decree 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](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 \$8.50 (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.

**Maureen Katz,**

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

[FR Doc. E9-18460 Filed 7-31-09; 8:45 am]

**BILLING CODE 4410-15-P**

## DEPARTMENT OF JUSTICE

### Notice of Lodging of Consent Decree Under the Comprehensive Environmental Response, Compensation, and Liability 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 ("Decree") in *United States v. City of New Orleans, et al.*, Civil Action No. 02-3618, Section "E", which was

lodged with the United States District Court for the Eastern District of Louisiana on July 16, 2009.

In this action the United States, on behalf of the United States Environmental Protection Agency ("EPA"), sought to recover response costs from certain parties. EPA incurred such costs in response to releases and threatened releases of hazardous substances from the Agriculture Street Landfill located in New Orleans, Louisiana. The proposed Consent Decree resolves the United States' claims against Delta By-Products, Inc., Edward Levy Metals, Inc., and counter-claims against the United States in this matter.

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, and either e-mailed to [pubcomment-ees.enrd@usdoj.gov](mailto: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. City of New Orleans, et al.*, D.J. Ref. 90-11-3-1638/2.

The Consent Decree may be examined at the Office of the United States Attorney, Eastern District of Louisiana, 500 Poydras Street, Suite 210, New Orleans, Louisiana 70130, and at the offices of EPA, Region 6, 1445 Ross Ave., Dallas, TX 75202-2733. The Decree may 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 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 \$7.00 (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.

**Maureen Katz,**

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

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