

Fish and Wildlife Service's Regional Office, 1875 Century Boulevard, Suite 200, Atlanta, GA 30345. Send your comments to the same address (*Attn: David Dell*); or to Field Supervisor, 1208-B Main Street, Daphne, Alabama 36526.

**FOR FURTHER INFORMATION CONTACT:** Mr. David Dell, Regional HCP Coordinator, (See **ADDRESSES**), telephone: 404/679-7313; or Mr. Darren LeBlanc, Field Office Project Manager, at the Alabama Field Office (See **ADDRESSES**), telephone: 251/441-5859.

**SUPPLEMENTARY INFORMATION:** We announce the availability of the proposed HCPs, 32 accompanying ITP applications, and an EA, which analyzes the take of the Alabama beach mouse incidental to the Projects. This group of similar applications has been collected into what we refer to as "ABM Batch V" for efficiency in their review. The applicants request 50-year ITPs under section 10(a)(1)(B) of the Endangered Species Act of 1973 (Act; 16 U.S.C. 1531 *et seq.*), as amended.

We specifically request information and opinions from the public via this notice on our proposed Federal action, including identification of any other aspects of the human environment not already identified in the EA pursuant to NEPA regulations (40 CFR 1506.6). Further, we specifically solicit information regarding the adequacy of the HCPs per 50 CFR parts 13 and 17.

An assessment of the likely environmental impacts associated with the implementation of the proposed projects, the EA considers the environmental consequences of a no-action alternative, no-minimization, and the proposed action. The proposed action alternative is issuance of 32 ITPs and implementation of the HCPs as submitted by the Applicants. The HCP covers activities associated with the construction and maintenance of residences on 32 discrete lots totaling 16.9 acres on the Fort Morgan Peninsula. Under the preferred alternative, project development would result in the overall loss of 3.58 acres of ABM habitat. Avoidance, minimization and mitigation measures include a reduced design footprint, on-site land management to maintain use of the project sites by Alabama beach mice, and funding off-site habitat acquisition and management.

#### Public Comments

If you wish to comment, you may submit comments by any one of several methods. Please reference "ABM Batch V" in such comments. You may mail comments to the Fish and Wildlife

Service's Regional Office (see **ADDRESSES**). You may also comment via the internet to *david\_dell@fws.gov*. Please include your name and return address in your internet message. If you do not receive a confirmation from us that we have received your internet message, contact us directly at either telephone number listed under **FOR FURTHER INFORMATION CONTACT**.

Finally, you may hand-deliver comments to either of our offices listed under **ADDRESSES**. Before including your address, phone number, e-mail address, or other personal identifying information in your comment, you should be aware that your entire comment—including your personal identifying information—may be made publicly available at any time. While you can ask us in your comment to withhold your personal identifying information from public review, we cannot guarantee that we will be able to do so.

#### Covered Area

The area encompassed under the HCP and ITP applications, the Fort Morgan Peninsula, extends over 30 miles from the Alabama-Florida border. Alabama beach mice historically ranged throughout the peninsula, but are now largely restricted to the western half. The following property owners have applied for ITPs in ABM Batch V:

Donald Dixon TE218224-0  
Hogue Crossley TE218227-0  
William Kenney TE218247-0  
Harry Turpin TE218238-0  
Aubrey Lucas TE218248-0,  
TE218249-0  
Frances Bridges TE218251-0  
Charles Minick TE218274-0  
David Newton TE218275-0  
Robert Fischer TE218276-0,  
TE218277-0  
Boykin Properties TE218280-0  
Becky Harris TE218281-0, TE218283-0  
Spencer Harris TE218284-0,  
TE218285-0  
Clinton Adams TE218288-0  
Zachary Hutchens TE218291-0  
Suzanne Wilcox TE218292-0  
James Kastner TE218295-0  
Timothy Kiely TE218326-0  
Laureen Eick-Benson TE218329-0  
Robert Prescott TE218330-0  
Stuart Starrett TE218333-0  
Christina Petrig TE218336-0,  
TE218354-0, TE218355-0,  
TE218356-0, TE218357-0  
Andrew Marcotte TE218358-0  
Mark Link TE218359-0  
Tom Martin Homebuilders TE218362-0.

#### Next Steps

We will evaluate these ITP applications, including the HCPs and

any comments we receive, to determine whether these applications meet the requirements of section 10(a)(1)(B) of the Act. We will also evaluate whether issuance of section 10(a)(1)(B) ITPs complies with section 7 of the Endangered Species Act by conducting an intra-Service section 7 consultation. We will use the results of this consultation, in combination with the above findings, in our final analysis to determine whether or not to issue the 32 ITPs. If we determine that the requirements are met, we will issue the ITPs for the incidental take of the Alabama beach mouse.

#### Authority

We provide this notice under section 10 of the Act (16 U.S.C. 1531 *et seq.*) and NEPA regulations (40 CFR 1506.6).

Dated: October 5, 2009.

**Mark Musaus,**

*Acting Regional Director.*

[FR Doc. E9-27275 Filed 11-12-09; 8:45 am]

**BILLING CODE 4310-55-P**

## JOINT BOARD FOR THE ENROLLMENT OF ACTUARIES

### Meeting of the Advisory Committee; Meeting

**AGENCY:** Joint Board for the Enrollment of Actuaries.

**ACTION:** Notice of Federal Advisory Committee meeting.

**SUMMARY:** The Executive Director of the Joint Board for the Enrollment of Actuaries gives notice of a meeting of the Advisory Committee on Actuarial Examinations (portions of which will be open to the public) in Washington, DC at the Office of Professional Responsibility on January 7 and January 8, 2010.

**DATES:** Thursday, January 7, 2010, from 9 a.m. to 5 p.m., and Friday, January 8, 2010, from 8:30 a.m. to 5 p.m.

**ADDRESSES:** The meeting will be held in Room 6505IR, 1111 Constitution Avenue, NW., Washington, DC.

**FOR FURTHER INFORMATION CONTACT:** Patrick W. McDonough, Executive Director of the Joint Board for the Enrollment of Actuaries, 202-622-8225.

**SUPPLEMENTARY INFORMATION:** Notice is hereby given that the Advisory Committee on Actuarial Examinations will meet in Room 6505, 1111 Constitution Avenue, NW., Washington, DC on Thursday, January 7, 2010, from 9 a.m. to 5 p.m., and Friday, January 8, 2010, from 8:30 a.m. to 5 p.m.

The purpose of the meeting is to discuss topics and questions that may

be recommended for inclusion on future Joint Board examinations in actuarial mathematics and methodology referred to in 29 U.S.C. 1242(a)(1)(B) and to review the November 2009 Pension (EA-2A) Joint Board Examination in order to make recommendations relative thereto, including the minimum acceptable pass score. Topics for inclusion on the syllabus for the Joint Board's examination program for the May 2010 Basic (EA-1) Examination and the May 2010 Pension (EA-2B) Examination will be discussed.

A determination has been made as required by section 10(d) of the Federal Advisory Committee Act, 5 U.S.C. App., that the portions of the meeting dealing with the discussion of questions that may appear on the Joint Board's examinations and the review of the November 2009 Joint Board examination fall within the exceptions to the open meeting requirement set forth in 5 U.S.C. 552b(c)(9)(B), and that the public interest requires that such portions be closed to public participation.

The portion of the meeting dealing with the discussion of the other topics will commence at 1 p.m. on January 7 and will continue for as long as necessary to complete the discussion, but not beyond 3 p.m. Time permitting, after the close of this discussion by Committee members, interested persons may make statements germane to this subject. Persons wishing to make oral statements should notify the Executive Director in writing prior to the meeting in order to aid in scheduling the time available and should submit the written text, or at a minimum, an outline of comments they propose to make orally. Such comments will be limited to 10 minutes in length. All persons planning to attend the public session should notify the Executive Director in writing to obtain building entry. Notifications of intent to make an oral statement or to attend must be faxed, no later than December 31, 2009, to 202-622-8300, Attn: Executive Director. Any interested person also may file a written statement for consideration by the Joint Board and the Committee by sending it to the; Internal Revenue Service, Joint Board for the Enrollment of Actuaries, Attn: Executive Director, SE:OPR, 1111 Constitution Avenue, NW., Washington, DC 20224.

Dated: November 2, 2009.

**Patrick W. McDonough,**

*Executive Director, Joint Board for the Enrollment of Actuaries.*

[FR Doc. E9-27218 Filed 11-12-09; 8:45 am]

BILLING CODE 4830-01-P

## DEPARTMENT OF JUSTICE

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

Under 28 CFR 50.7, notice is hereby given that on November 6, 2009, two proposed and related Consent Decrees in *United States v. Carlyle Manufacturing Co., Inc., et al.*, No. 3:09-1784, and *United States v. Timothy Fidgeon as Trustee of the WALC Liquidating Trust*, No. 3:09-1780, were lodged with the United States District Court for the District of Connecticut.

The proposed Consent Decrees resolve claims of the United States, on behalf of the Environmental Protection Agency ("EPA"), under the Comprehensive Environmental Response, Compensation, and Liability Act ("CERCLA"), 42 U.S.C. 9601 *et seq.*, in connection with the Solvents Recovery Service of New England, Inc. Superfund Site in Southington, Connecticut ("Site"), against three defendants.

The proposed Consent Decree in *U.S. v. United States v. Carlyle Manufacturing Co., Inc., et al.*, requires Carlyle Manufacturing Co., Inc. to pay the proceeds of an insurance coverage claim which has a value estimated at \$25,000, and for Lukon Inc. to pay \$200,000. The proposed Consent Decree in *U.S. v. Timothy Fidgeon as Trustee of the WALC Liquidating Trust* requires the sole settlor to pay \$907,000.

Both Consent Decrees provide that the settlors are entitled to contribution protection as provided by Section 113(f)(2) of CERCLA, 42 U.S.C. 9613(f)(2), for matters addressed by the settlements.

The Department of Justice will receive for a period of 30 days from the date of this publication comments relating to the proposed Consent Decrees. Comments should be addressed to the Assistant Attorney General of the Environment and Natural Resources Division, Department of Justice, Washington, DC 20530, 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, and should refer to: (1) *United States v. Carlyle Manufacturing Co., Inc., et al.*, No. 3:09-1784, D.J. No. 90-7-1-23/9; or (2) and *United States v. Timothy Fidgeon as Trustee of the WALC Liquidating Trust*, No. 3:09-1780, D.J. No. 90-7-1-23/12. Commenters may request an opportunity for a public meeting in the affected area, in

accordance with Section 7003(d) of RCRA, 42 U.S.C. 6973(d).

The proposed Consent Decrees may be examined at the Office of the United States Attorney, District of Connecticut, Connecticut Financial Center, 157 Church Street, New Haven, CT 06510. During the public comment period, the proposed Consent Decrees may also be examined on the following Department of Justice Web site, <http://www.usdoj.gov/enrd/ConsentDecrees.html>. Copies of the proposed Consent Decrees 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 of either of the proposed Consent Decrees, please enclose a check in the amount of \$10.25 for the *United States v. Carlyle Manufacturing Co., Inc., et al.*, settlement (25 cent per page reproduction cost), and/or \$9.25 for the *United States v. Timothy Fidgeon as Trustee of the WALC Liquidating Trust* settlement, payable to the U.S. Treasury.

**Maureen Katz,**

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

[FR Doc. E9-27232 Filed 11-12-09; 8:45 am]

BILLING CODE 4410-15-P

## DEPARTMENT OF JUSTICE

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

Under 28 CFR 50.7, notice is hereby given that on November 6, 2009, a proposed Consent Decree in *United States and State of Tennessee v. John Wieland Homes and Neighborhoods, Inc. et al.*, Civil Action No. 3:09-cv-01066, was lodged with the United States District Court for the Middle District of Tennessee, Nashville Division.

The Decree resolves the claims of the United States and the State of Tennessee against John Wieland Homes and Neighborhoods, Inc. and John Wieland Homes and Neighborhoods of the Carolinas, Inc. (collectively, "Wieland") for violations of the Federal Clean Water Act and State law at Wieland's residential housing developments in North Carolina, South Carolina, Georgia and Tennessee. Under the proposed Decree, Wieland will undertake a compliance program consisting of, among other things: Inspections, training, and enhanced recordkeeping to