

564–1399 or <http://www.epa.gov/compliance/nepa/>.

Weekly receipt of Environmental Impact Statements

Filed 11/14/2011 through 11/18/2011 Pursuant to 40 CFR 1506.9.

#### Notice

Section 309(a) of the Clean Air Act requires that EPA make public its comments on EISs issued by other Federal agencies. EPA's comment letters on EIS are available at: <http://www.epa.gov/compliance/nepa/eisdata.html>.

*EIS No. 20110402, Draft EIS, USAF, OH, Wright-Patterson Air Force Base (WPAFB) Project, Reconfigure and Relocate Facilities and Base Perimeter Fence Relocation Area, OH, Comment Period Ends: 01/17/2012, Contact: Karen Beason (937) 257-5899.*

*EIS No. 20110403, Draft EIS, USFS, CA, Creeks II Forest Restoration Project, Proposal to Protect Rural Communities from Fire Hazards by Constructing Fuel Breaks Known as Defensible Fuel Profile Zones (DFPZs), Lassen National Forest, Almanor Ranger District, Plumas County, CA, Comment Period Ends: 01/17/2012, Contact: Blair Halbrooks (530) 258-5160.*

*EIS No. 20110404, Draft EIS, BLM, NV, Mount Hope Project, Molybdenum Mining and Processing Operation in Eureka County, NV, Comment Period Ends: 03/07/2012, Contact: Angelica Rose (775) 635-4000.*

*EIS No. 20110405, Third Final Supplement, USFS, MT, Bozeman Municipal Watershed Project, Minor Changes to FSEIS of May 2011, to Address New Additions to the Sensitive Species List, to Implement Fuel Reduction Activities, Bozeman Ranger District, Gallatin National Forest, City of Bozeman Municipal Watershed, Gallatin County, MT, Review Period Ends: 01/03/2012, Contact: Teri Seth (406) 522-2539.*

*EIS No. 20110406, Draft EIS, USN, CA, Marine Corps Base Camp Pendleton Project, Basewide Water Infrastructure and Stuart Mesa Bridge Replacement, Implementation, San Diego County, CA, Comment Period Ends: 01/17/2012, Contact: Jesse Martinez (619) 532-3844.*

*EIS No. 20110407, Draft Supplement, USFS, ID, Lakeview-Reeder Fuels Reduction Project, Proposed Fuels Reduction and Road Treatment Activities, Updated and New Information, Idaho Panhandle National Forests, Priest Lake Ranger District, Bonner County, ID, Comment Period Ends: 01/17/2012, Contact: Albert Helgenberg (208) 265-6643.*

*EIS No. 20110408, Final EIS, USFS, ID, Lower Orogrande Project, Proposes Watershed Improvement Timber Harvest and Wildlife Habitat Enhancement Activities, North Fork Ranger District, Clearwater National Forest, Clearwater County, ID, Review Period Ends: 01/03/2012, Contact: Kathy Rodriguez (208) 476-4541.*

#### Amended Notices

*EIS No. 20110327, Draft EIS, BR, 00, Klamath Facilities Removal Project, Advance Restoration of the Salmonid Fisheries Klamath Basin, Siskiyou County, CA and Klamath County, OR, Comment Period Ends: 12/30/2011, Contact: Elizabeth Vasquez (916) 978-5055. Revision to FR Notice 09/30/2011: Extending Comment Period from 11/29/2011 to 12/30/2011.*

Dated: November 29, 2011.

#### Cliff Rader,

Acting Director, NEPA Compliance Division, Office of Federal Activities.

[FR Doc. 2011-31032 Filed 12-1-11; 8:45 am]

BILLING CODE 6560-50-P

### ENVIRONMENTAL PROTECTION AGENCY

[FRL-9497-4]

#### Proposed Consent Decree, Clean Air Act Citizen Suit

**AGENCY:** Environmental Protection Agency (EPA).

**ACTION:** Notice of Proposed Consent Decree; Request for Public Comment.

**SUMMARY:** In accordance with section 113(g) of the Clean Air Act, as amended ("CAA" or the "Act"), 42 U.S.C. 7413(g), notice is hereby given of a proposed consent decree to address a lawsuit filed by National Parks Conservation Association, Montana Environmental Information Center, Grand Canyon Trust, San Juan Citizens Alliance, Our Children's Earth Foundation, Plains Justice, Powder River Basin Resource Council, Sierra Club, and Environmental Defense Fund (collectively "Plaintiffs") in the United States District Court for the District of Columbia: *National Parks Conservation Association, et al. v. Jackson*, No. 1:11-cv-1548 (D.D.C.). Plaintiffs filed a complaint alleging that EPA failed to promulgate regional haze federal implementation plans (FIPs) or approve regional haze state implementation plans (SIPs) for 34 states, as required by section 110(c) of the CAA. The complaint further alleges that EPA has also failed to act on ten regional haze SIPs submissions, as required by section

110(k) of the CAA. The proposed consent decree establishes proposed and final promulgation deadlines for EPA for meeting these obligations.

**DATES:** Written comments on the proposed consent decree must be received by *January 3, 2012*.

**ADDRESSES:** Submit your comments, identified by Docket ID number EPA-HQ-OGC-2011-0929, online at <http://www.regulations.gov> (EPA's preferred method); by email to [oei.docket@epa.gov](mailto:oei.docket@epa.gov); by mail to EPA Docket Center, Environmental Protection Agency, Mailcode: 2822T, 1200 Pennsylvania Ave. NW., Washington, DC 20460-0001; or by hand delivery or courier to EPA Docket Center, EPA West, Room 3334, 1301 Constitution Ave. NW., Washington, DC, between 8:30 a.m. and 4:30 p.m. Monday through Friday, excluding legal holidays. Comments on a disk or CD-ROM should be formatted in Word or ASCII file, avoiding the use of special characters and any form of encryption, and may be mailed to the mailing address above.

**FOR FURTHER INFORMATION CONTACT:** Lea Anderson, Air and Radiation Law Office (2344A), Office of General Counsel, U.S. Environmental Protection Agency, 1200 Pennsylvania Ave. NW., Washington, DC 20460; *telephone:* (202) 564-5571; *fax number:* (202) 564-5603; *email address:* [anderson.lea@epa.gov](mailto:anderson.lea@epa.gov).

#### SUPPLEMENTARY INFORMATION:

##### I. Additional Information About the Proposed Consent Decree

Under section 110(c) of the CAA, EPA has a mandatory duty to promulgate a federal implementation plan ("FIP") within two years of a finding that a state has failed to make a required state implementation plan ("SIP") submittal. EPA is not required to promulgate a FIP, however, if the state submits the required SIP and EPA approves the plan within the two years of EPA's finding. On January 15, 2009, EPA found that 37 states, the District of Columbia, and the U.S. Virgin Islands had failed to submit CAA SIPs for improving visibility in mandatory Federal Class I areas.

Where a state has submitted a SIP and the SIP has been deemed complete, section 110(k)(2) of the CAA requires EPA to act on the SIP within twelve months. EPA has received regional haze SIP submissions from a number of states but has not yet taken action on these SIPs.

The proposed consent decree would resolve a deadline suit filed by Plaintiffs for EPA to take action on a number of regional haze SIPs. The proposed consent decree would address EPA's failure to promulgate regional haze FIPs

or approve regional haze SIPs for 34 of the states that the Agency found on January 15, 2009 had failed to submit SIPs addressing the requirements of the regional haze program. These 34 states are Alaska, California, Connecticut, District of Columbia, Florida, Georgia, Hawaii, Idaho, Illinois, Indiana, Kansas, Maine, Maryland, Massachusetts, Minnesota, Montana, Nebraska, Nevada, New Hampshire, New Jersey, New York, North Dakota, Ohio, Oklahoma, Oregon, Pennsylvania, Rhode Island, South Dakota, Texas, Vermont, U.S. Virgin Islands, Virginia, Washington, and Wisconsin. The proposed consent decree would also address EPA's failure to act on ten regional haze SIPs that have been submitted to EPA and deemed complete. These SIPs were submitted by Alabama, Albuquerque, NM, Iowa, Louisiana, Mississippi, Missouri, North Carolina, South Carolina, Tennessee, and West Virginia.

The proposed consent decree establishes proposed and final promulgation deadlines for EPA for meeting these obligations. It further requires that, within ten (10) business days of signing a proposed or final rulemaking, EPA shall deliver a notice of such rulemaking to the Office of the Federal Register for prompt publication and shall provide a copy of the notice to Plaintiffs within five (5) days. After EPA fulfills its obligations under the proposed consent decree, EPA may move to have this decree terminated.

For a period of thirty (30) days following the date of publication of this notice, the Agency will accept written comments relating to the proposed consent decree from persons who were not named as parties or intervenors to the litigation in question. EPA or the Department of Justice may withdraw or withhold consent to the proposed consent decree if the comments disclose facts or considerations that indicate that such consent is inappropriate, improper, inadequate, or inconsistent with the requirements of the Act. Unless EPA or the Department of Justice determines that consent to this consent decree should be withdrawn, the terms of the proposed consent decree will be affirmed.

## II. Additional Information About Commenting on the Proposed Consent Decree

### A. How can I get a copy of the consent decree?

The official public docket for this action (identified by Docket ID No. EPA-HQ-OGC-2011-0929) contains a copy of the proposed consent decree. The official public docket is available

for public viewing at the Office of Environmental Information (OEI) Docket in the EPA Docket Center, EPA West, Room 3334, 1301 Constitution Ave. NW., Washington, DC. The EPA Docket Center Public Reading Room is open from 8:30 a.m. to 4:30 p.m., Monday through Friday, excluding legal holidays. The telephone number for the Public Reading Room is (202) 566-1744, and the telephone number for the OEI Docket is (202) 566-1752.

An electronic version of the public docket is available through <http://www.regulations.gov>. You may use <http://www.regulations.gov> to submit or view public comments, access the index listing of the contents of the official public docket, and to access those documents in the public docket that are available electronically. Once in the system, key in the appropriate docket identification number then select "search".

It is important to note that EPA's policy is that public comments, whether submitted electronically or in paper, will be made available for public viewing online at <http://www.regulations.gov> without change, unless the comment contains copyrighted material, CBI, or other information whose disclosure is restricted by statute. Information claimed as CBI and other information whose disclosure is restricted by statute is not included in the official public docket or in the electronic public docket. EPA's policy is that copyrighted material, including copyrighted material contained in a public comment, will not be placed in EPA's electronic public docket but will be available only in printed, paper form in the official public docket. Although not all docket materials may be available electronically, you may still access any of the publicly available docket materials through the EPA Docket Center.

### B. How and to whom do I submit comments?

You may submit comments as provided in the **ADDRESSES** section. Please ensure that your comments are submitted within the specified comment period. Comments received after the close of the comment period will be marked "late." EPA is not required to consider these late comments.

If you submit an electronic comment, EPA recommends that you include your name, mailing address, and an email address or other contact information in the body of your comment and with any disk or CD ROM you submit. This ensures that you can be identified as the submitter of the comment and allows EPA to contact you in case EPA cannot

read your comment due to technical difficulties or needs further information on the substance of your comment. Any identifying or contact information provided in the body of a comment will be included as part of the comment that is placed in the official public docket, and made available in EPA's electronic public docket. If EPA cannot read your comment due to technical difficulties and cannot contact you for clarification, EPA may not be able to consider your comment.

Use of the <http://www.regulations.gov> Web site to submit comments to EPA electronically is EPA's preferred method for receiving comments. The electronic public docket system is an "anonymous access" system, which means EPA will not know your identity, email address, or other contact information unless you provide it in the body of your comment. In contrast to EPA's electronic public docket, EPA's electronic mail (email) system is not an "anonymous access" system. If you send an email comment directly to the Docket without going through <http://www.regulations.gov>, your email address is automatically captured and included as part of the comment that is placed in the official public docket, and made available in EPA's electronic public docket.

Dated: November 22, 2011.

**Kevin McLean,**

*Acting Associate General Counsel.*

[FR Doc. 2011-31019 Filed 12-1-11; 8:45 am]

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## ENVIRONMENTAL PROTECTION AGENCY

[FRL-9497-3]

### Proposed Consent Decree, Clean Air Act Citizen Suit

**AGENCY:** Environmental Protection Agency (EPA).

**ACTION:** Notice of proposed consent decree; request for public comment.

**SUMMARY:** In accordance with section 113(g) of the Clean Air Act, as amended ("CAA" or the "Act"), 42 U.S.C. 7413(g), notice is hereby given of a proposed consent decree to address a lawsuit filed by El Comité para el Bienestar de Earlimart and Association of Irrigated Residents (collectively "Plaintiffs") in the United States District Court for the Northern District of California: *El Comité para el Bienestar de Earlimart, et al. v. Jackson*, No. 11-cv-3779 (N.D. Cal). On August 1, 2011, Plaintiffs filed a complaint alleging that EPA failed to perform a mandatory duty under section 110(k)(2) of the CAA, 42