

Historic Preservation Act, FLPMA, and the Clean Water Act, but found the 2010 BiOp and BLM ROD to be inadequate.

In a published opinion, the court vacated the 2010 BiOp and remanded the matter to the FWS. The court held that the FWS' consideration of Ruby's Endangered Species Act (ESA) Conservation Action Plan (CAP) as cumulative effects in the 2010 BiOp was arbitrary and capricious. The court also found that the 2010 BiOp did not adequately consider whether groundwater withdrawals associated with hydrostatic testing and dust abatement would impact listed fish that occur in surface waters. The court vacated the BLM's ROD because it relied on the 2010 BiOp and remanded the matter to the BLM.

In an unpublished opinion, the court found that the Final EIS for the Project did not provide sufficient quantified or detailed data about the cumulative loss of sagebrush steppe vegetation and habitat and did not provide information on how much acreage sagebrush steppe used to occupy, or what percentage has been destroyed. Thus, the court remanded the ROD to the BLM for further analysis of cumulative impacts to sagebrush steppe vegetation and habitat. The court subsequently stayed vacature of the 2010 BiOp until the FWS issued the Revised BiOp and stayed vacature of the ROD until the BLM issues a new ROD.

The 2010 BiOp found that the proposed action was not likely to jeopardize the continuing existence of any of the listed species or result in destruction or adverse modification of designated critical habitats. The findings of the Revised BiOp are consistent with those reached in the 2010 BiOp.

The FWS also affirmed the accuracy of the incidental take statement found in the 2010 BiOp and incorporated it by reference. Those conclusions were drawn without consideration of or reliance on the ESA CAP. The conservation recommendations described in the 2010 BiOp were reviewed by the FWS, were determined to stand as written, and were incorporated by reference. The court did not rule that the discussion of the conservation agreement or groundwater extraction in the Final EIS was deficient or in violation of NEPA, so these topics are not analyzed in the Supplemental EIS.

In the Final EIS, Draft Supplemental EIS, and Final Supplemental EIS, the BLM provided quantified and detailed data regarding the cumulative loss of sagebrush steppe vegetation and habitat, including information on how much

acreage sagebrush steppe used to occupy, and what percentage has been lost. The Ruby Pipeline Project's direct and indirect impacts remain the same as those discussed in the Final EIS. The Final Supplemental EIS thoroughly discusses the cumulative impacts to sagebrush steppe habitat within the cumulative impact area and summarizes the substantial mitigation required by the BLM's July 12, 2010, ROD (and FERC's Certificate). The mitigation measures required by the July 12, 2010, ROD are intended to address the significant long-term impacts to sagebrush steppe habitat related to the Project. All elements of the July 12, 2010, ROD and subsequent BLM decisions remain in full force and effect, including all stipulations, monitoring, and mitigation measures. Those same stipulations, monitoring, and mitigation measures are required by this ROD. The BLM concludes that those mitigation measures are adequate and additional mitigation measures are not required.

The BLM published a *Notice of Availability of the Draft Supplemental Environmental Impact Statement for the Ruby Pipeline Project* on July 5, 2013 (78 FR 40496). The release of the Draft Supplemental EIS initiated a formal 45-day public comment period that ended on August 19, 2013.

The BLM received 31 comment submissions on the Draft Supplemental EIS from the public, agencies, tribes, organizations, and businesses during the comment period. Substantive comments were considered during preparation of this Final Supplemental EIS. Comments resulted in the addition of clarifying text, but did not significantly change the analysis or the proposed decisions.

Filing an Appeal: Instructions for filing an appeal of this Decision are described in the ROD.

Copies of the ROD and Final Supplemental EIS for the Ruby Pipeline Project are available for public inspection at the following BLM offices:

- Kemmerer Field Office, 312 Highway 189 North, Kemmerer, WY
- Salt Lake Field Office, 2370 South 2300 West, Salt Lake City, UT
- Elko District Office, 3900 East Idaho Street, Elko, NV
- Winnemucca District Office, 5100 East Winnemucca Boulevard, Winnemucca, NV
- Lakeview District Office, 1301 South G Street, Lakeview, OR
- Klamath Falls Resource Area Office, 2795 Anderson Avenue, Suite 25, Klamath Falls, OR
- Surprise Field Office, 602 Cressler Street, Cedarville, CA
- Additional locations where printed copies of the ROD/Final

Supplemental EIS can be viewed can be found on the Project Web site ([http://www.blm.gov/nv/st/en/info/nepa/ruby\\_pipeline\\_project.html](http://www.blm.gov/nv/st/en/info/nepa/ruby_pipeline_project.html)) or by contacting the project manager.

**Authority:** 40 CFR 1502.9, 43 CFR 2880.

**Marci L. Todd,**

*Associate State Director, Nevada.*

[FR Doc. 2013-28030 Filed 11-20-13; 8:45 am]

**BILLING CODE 4310-HC-P**

## DEPARTMENT OF THE INTERIOR

### Bureau of Land Management

[LLNMA00000.L12200000.DF0000]

#### Notice of Public Meeting, Albuquerque District Resource Advisory Council Meeting, New Mexico

**AGENCY:** Bureau of Land Management, Interior.

**ACTION:** Notice of Public Meeting.

**SUMMARY:** In accordance with the Federal Land Policy and Management Act and the Federal Advisory Committee Act of 1972, the U.S. Department of the Interior, Bureau of Land Management (BLM), Albuquerque District Resource Advisory Council (RAC), will meet as indicated below.

**DATES:** The meeting date is on December 17, 2013, from 9 a.m.–4 p.m.

**ADDRESSES:** The meeting will be at the BLM Albuquerque District Office, 435 Montano Rd., Albuquerque, NM. The public may send written comments to the RAC, 435 Montano Rd., Albuquerque, NM 87107.

**FOR FURTHER INFORMATION CONTACT:** Chip Kimball, BLM Albuquerque District Office, 435 Montano Rd., Albuquerque, NM 87107, 505-761-8734. Persons who use a telecommunications device for the deaf (TDD) may call the Federal Information Relay Service (FIRS) at 1-800-877-8229 to contact the above individual during normal business hours. The FIRS is available 24 hours a day, 7 days a week, to leave a message or question with the above individual. You will receive a reply during normal business hours.

**SUPPLEMENTARY INFORMATION:** The 10-member RAC advises the Secretary of the Interior, through the BLM, on a variety of planning and management issues associated with public land management in New Mexico.

Planned agenda items include new member introductions and orientation, election of new officers, discussions on and development of subcommittees, Kasha-Katuwe Tent Rocks fee discussions, updates by the Socorro and

Rio Puerco Field Office Managers on planned pipeline and transmission line projects.

A half-hour comment period during which the public may address the RAC will begin at 11:00 a.m. All RAC meetings are open to the public. Depending on the number of individuals wishing to comment and time available, the time for individual oral comments may be limited.

**Edwin Singleton,**  
District Manager.

[FR Doc. 2013-27922 Filed 11-20-13; 8:45 am]

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## DEPARTMENT OF JUSTICE

### Agency Information Collection Activities; Revision of a Previously Approved Collection, With Change; Comments Requested: COPS Progress Report

#### Correction

In notice document 2013-25701, appearing on page 64979 in the issue of Wednesday, October 30, 2013, make the following correction:

On page 64979, in the second column, beginning on the first line, “[insert the date 60 days from the date this notice is published in the **Federal Register**]” should read “December 30, 2013”.

[FR Doc. C1-2013-25701 Filed 11-20-13; 8:45 am]

**BILLING CODE 1505-01-D**

## DEPARTMENT OF JUSTICE

### Notice of Lodging of Proposed Consent Decree Under the Oil Pollution Act

On November 15, 2013, the Department of Justice lodged a proposed consent decree with the United States District Court for the District of Colorado in the lawsuit entitled *United States et al. v. Suncor (U.S.A.) Inc.*, Civil Action No. 1:13-cv-03109.

The United States and the State of Colorado filed this lawsuit against Suncor (U.S.A.) Inc. (“Suncor”) pursuant to the Oil Pollution Act, 33 U.S.C. 2701-2762. The United States’ and Colorado’s complaint seeks to recover damages for injury to, destruction of, loss of, or loss of use of natural resources resulting from the release of oil at or from the refinery Suncor owns and operates in Commerce City, Colorado. The proposed consent decree requires Suncor to pay \$1,764,000 to resolve the United States’ and the State of Colorado’s claim for natural resource damages, in addition to

a partial payment of \$123,000 that Suncor has already made.

The publication of this notice opens a period for public comment on the consent decree. Comments should be addressed to the Assistant Attorney General, Environment and Natural Resources Division, and should refer to *United States et al. v. Suncor (U.S.A.) Inc.*, D.J. Ref. No. 90-5-1-1-10821. All comments must be submitted no later than thirty (30) days after the publication date of this notice. Comments may be submitted either by email or by mail in the following manner:

To submit comments:	Send them to:
By email .....	<a href="mailto:pubcomment-ees.enrd@usdoj.gov">pubcomment-ees.enrd@usdoj.gov</a> .
By mail .....	Assistant Attorney General, U.S. DOJ-ENRD, P.O. Box 7611, Washington, DC 20044-7611.

During the public comment period, the consent decree may be examined and downloaded at this Justice Department Web site: <http://www.usdoj.gov/enrd/ConsentDecrees.html>. We will provide a paper copy of the consent decree upon written request and payment of reproduction costs. Please mail your request and payment to: Consent Decree Library, U.S. DOJ-ENRD, P.O. Box 7611, Washington, DC 20044-7611. Please enclose a check or money order for \$7.00 (25 cents per page reproduction cost) payable to the United States Treasury.

**Robert Brook,**

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

[FR Doc. 2013-27929 Filed 11-20-13; 8:45 am]

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## DEPARTMENT OF JUSTICE

### Office of Justice Programs

[OMB Number 1121-0314]

### Agency Information Collection Activities; Proposed Collection; Comments Requested Revision of a Previous Approved Collection: Firearm Inquiry Statistics Program

**ACTION:** 60-day notice of information collection under review.

The Department of Justice, Office of Justice Programs, Bureau of Justice Statistics, will be submitting the following information collection request to the Office of Management and Budget

for review and approval in accordance with the Paperwork Reduction Act of 1995. The proposed information collected is published to obtain comments from the public and affected agencies. Comments are encouraged and will be accepted for “sixty days” until January 21, 2014. This process is conducted in accordance with 5 CFR 1320.10.

If you have comments especially 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 Allina D. Lee, Justice Statistics Policy Analyst, Bureau of Justice Statistics, Office of Justice Programs, U.S. Department of Justice, 810 Seventh Street NW., Washington, DC 20531 (phone: 202-307-0765).

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 agency’s 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 previously approved collection.

(2) *The title of the Form/Collection:* Firearm Inquiry Statistics (FIST) Program

(3) *Agency form number, if any, and the applicable component of the Department of Justice sponsoring the collection:* Not applicable.

(4) *Affected public who will be asked to respond, as well as a brief abstract:* Primary: State and local agencies. State and local agencies responsible for maintaining records on the number of