

INTERNATIONAL TRADE COMMISSION

[Investigation Nos. 731-TA-1319, 1326, and 1328 (Final)]

Carbon and Alloy Steel Cut-to-Length Plate From Brazil, South Africa, and Turkey

Determination

On the basis of the record¹ developed in the subject investigations, the United States International Trade Commission (“Commission”) determines, pursuant to the Tariff Act of 1930 (“the Act”), that an industry in the United States is materially injured by reason of imports of carbon and alloy steel cut-to-length plate from Brazil, South Africa, and Turkey, provided for in subheadings 7208.40.30, 7208.51.00, 7208.52.00, 7211.13.00, 7211.14.00, 7225.40.11, 7225.40.30, 7226.20.00, and 7226.91.50 of the Harmonized Tariff Schedule of the United States, that have been found by the Department of Commerce (“Commerce”) to be sold in the United States at less than fair value (“LTFV”). The Commission also finds that imports subject to Commerce’s affirmative critical circumstances determinations are not likely to undermine seriously the remedial effect of the antidumping duty orders on carbon and alloy steel cut-to-length plate from Brazil and Turkey.

Background

The Commission, pursuant to section 735(b) of the Act (19 U.S.C. 1673d(b)), instituted these investigations effective April 8, 2016, following receipt of petitions filed with the Commission and Commerce by ArcelorMittal USA LLC (Chicago, Illinois), Nucor Corporation (Charlotte, North Carolina), and SSAB Enterprises, LLC (Lisle, Illinois). The Commission scheduled the final phase of the investigations following notification of preliminary determinations by Commerce that imports of cut-to-length plate from Brazil, South Africa, and Turkey were being sold at LTFV within the meaning of section 733(b) of the Act (19 U.S.C. 1673b(b)). Notice of the scheduling of the final phase of the Commission’s investigations and of a public hearing to be held in connection therewith was given by posting copies of the notice in the Office of the Secretary, U.S. International Trade Commission, Washington, DC, and by publishing the notice in the **Federal Register** of October 12, 2016 (81 FR 70440). The

hearing was held in Washington, DC, on November 30, 2016, and all persons who requested the opportunity were permitted to appear in person or by counsel.

The Commission made these determinations pursuant to section 735(b) of the Act (19 U.S.C. 1673d(b)). It completed and filed its determinations in these investigations on January 19, 2017. The views of the Commission are contained in USITC Publication 4664 (February 2017), entitled *Carbon and Alloy Steel Cut-to-Length Plate from Brazil, South Africa, and Turkey: Investigation Nos. 731-TA-1319, 1326, and 1328 (Final)*.

By order of the Commission.

Issued: January 19, 2017.

Katherine M. Hiner,

Acting Supervisory Attorney.

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DEPARTMENT OF JUSTICE

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

On January 19, 2017, the Department of Justice lodged a proposed consent decree with the United States District Court for the Northern District of Oklahoma in the lawsuit entitled *United States v. Magellan Pipeline Company, L.P.*, Civil Action No. 17-cv-00031-JED-TLW.

The United States filed this lawsuit under the Clean Water Act, 33 U.S.C. 1251 *et seq.* The complaint seeks civil penalties and injunctive relief for violations related to four unauthorized discharges of petroleum products from Magellan’s liquid petroleum pipeline system. These spills occurred in 2011 and 2015 in Kansas, Nebraska, and Texas. The consent decree requires Magellan to pay a civil penalty of \$2 million. The consent decree also requires Magellan to complete injunctive relief across its 11,000-mile pipeline system, including: (1) Completing an ongoing spill cleanup effort in Nebraska, (2) instituting an enhanced annual training program for its third-party damage prevention staff, (3) updating and enhancing company information resources concerning selective seam corrosion, (4) updating its integrity management plan, and (5) creating a publicly accessible Web page that will report information about certain types of pipeline releases and Magellan’s responses to them.

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 v. Magellan Pipeline Company, L.P.*, D.J. Ref. No. 90-5-1-1-10628. 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:

<i>To submit comments:</i>	<i>Send them to:</i>
By email	<i>pubcomment-ees.enrd@usdoj.gov.</i>
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: <https://www.justice.gov/enrd/consent-decrees>. 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 \$11.25 (25 cents per page reproduction cost) payable to the United States Treasury.

Thomas P. Carroll,

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

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DEPARTMENT OF JUSTICE

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

On December 22, 2016, the Department of Justice lodged a proposed Consent Decree with the United States District Court for the District of Rhode Island in the lawsuit entitled *United States v. ACS Industries, Inc. et al.*, Civil Action No. 1:16-cv-00665-S-LDA.

The proposed Consent Decree (“Decree”) relates to the Second Operable Unit (“OU2”) of the Peterson/Puritan, Inc. Superfund Site located in Lincoln and Cumberland, Rhode Island. There are 91 Settling Defendants. Under the proposed Consent Decree, the 22 Settling Performing Defendants agree to perform the remedy selected by the

¹ The record is defined in sec. 207.2(f) of the Commission’s Rules of Practice and Procedure (19 CFR 207.2(f)).