

and filed a notice of lodging of the same decree in *United States of America v. Dravo Corp., et al.*, Civil Action No. 8:01-cv-00500 (D. Neb.).

The proposed consent decree resolves claims against Dravo, LLC, formerly known as Dravo Corp., pursuant to the section 107(a) CERCLA for response costs incurred and to be incurred by EPA for Operable Units 01 and 19 of the Hastings Groundwater Contamination Superfund Site. The settlement requires Defendant to make a payment of \$1,439,336 to EPA, based on analysis of Defendant's financial inability to pay.

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. City of Hastings, et al.* and *United States v. Dravo Corp., et al.*, D.J. Ref. No. 90-11-2-1260/9. 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:

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 website: <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 \$7.00 (25 cents per page reproduction cost) payable to the United States Treasury.

**Susan M. Akers,**

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

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## LIBRARY OF CONGRESS

### Copyright Royalty Board

[Docket No. 16-CRB-0010-SD (2014-17)]

#### Distribution of Satellite Royalty Funds

**AGENCY:** Copyright Royalty Board, Library of Congress.

**ACTION:** Notice requesting comments.

**SUMMARY:** The Copyright Royalty Judges solicit comments on a motion of the Allocation Parties for further partial distribution of 2015–2017 satellite royalty funds.

**DATES:** Comments are due on or before January 12, 2023.

**ADDRESSES:** Interested claimants must submit timely comments using eCRB, the Copyright Royalty Board's online electronic filing application, at <https://app.crb.gov/>.

**Instructions:** All submissions must include a reference to the CRB and docket number 16-CRB-0010-SD (2014-17). All submissions will be posted without change to eCRB at <https://app.crb.gov> including any personal information provided.

**Docket:** For access to the docket to read submitted background documents or comments, go to eCRB, the Copyright Royalty Board's online electronic filing and case management system, at <https://app.crb.gov> and search for docket No. 16-CRB-0010-SD (2014-17).

**FOR FURTHER INFORMATION CONTACT:** Anita Brown, Program Specialist, 202-707-7658, [crb@loc.gov](mailto:crb@loc.gov).

**SUPPLEMENTARY INFORMATION:** Each year satellite television providers must submit royalty payments to the Register of Copyrights as required by the statutory license set forth in section 119 of the Copyright Act for the retransmission to satellite service subscribers of over-the-air television broadcast signals. See 17 U.S.C. 119(b). The Copyright Royalty Judges (Judges) oversee distribution of royalties to copyright owners whose works were included in a qualifying retransmission and who timely filed a claim for royalties.

Allocation of the royalties collected occurs in one of two ways. In the first instance, the Judges may authorize distribution in accordance with a negotiated settlement among all claiming parties. See *id.* at 119(b)(5)(B), (C). If all claimants do not reach agreement with respect to the royalties, the Judges must conduct a proceeding to determine the distribution of any royalties that remain in controversy. *Id.* at 119(b)(5)(B). Alternatively, the Judges may, on motion of claimants and on

notice to all interested parties, authorize a partial distribution of royalties, reserving on deposit sufficient funds to resolve identified disputes. *Id.*; 17 U.S.C. 801(b)(3)(C).<sup>1</sup>

On August 17, 2022, representatives of all the Allocation Phase claimant categories<sup>2</sup> filed with the Judges a motion requesting a partial distribution amounting to 90% of the 2015, 2016, and 2017 satellite royalty funds pursuant to section 801(b)(3)(C) of the Copyright Act. 17 U.S.C. 801(b)(3)(C). Joint Motion for Further Distribution of 2015–17 Satellite Royalties (Motion) (eCRB No. 27154). That section requires that, before ruling on the motion, the Judges publish a notice in the **Federal Register** seeking responses to the motion for partial distribution to ascertain whether any claimant entitled to receive the subject royalties has a reasonable objection to the requested distribution. Accordingly, this notice seeks comments from interested claimants on whether any reasonable objection exists that would preclude the distribution of 90% of the 2015, 2016, and 2017 satellite royalty funds to the Allocation Phase Claimants.

Parties objecting to the proposed partial distribution must advise the Judges of the existence and extent of all their objections by the end of the comment period. The Judges will not consider any objections with respect to the partial distribution motion that come to their attention after the close of the comment period.

The Motion is available for review in eCRB, the CRB'S electronic filing site, at <https://app.crb.gov>.

Dated: December 7, 2022.

**David P. Shaw,**

*Chief Copyright Royalty Judge.*

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**BILLING CODE 1410-72-P**

<sup>1</sup> In authorizing a partial distribution under Section 801(b)(3)(C), the Judges must conclude that no claimant entitled to receive the requested funds has stated a reasonable objection to the partial distribution and all such claimants must (1) agree to the partial distribution, (2) sign an agreement obligating them to return any excess amounts to the extent necessary to comply with the final determination on the distribution of the fees under section 801(b)(3)(B); file the agreement with the Judges; and agree that such funds are available for distribution. 17 U.S.C. 801(b)(3)(C).

<sup>2</sup> The parties to the Motion, are participants self-identifying as "Allocation Phase Parties" in the 2014–17 satellite royalty distribution: Commercial Television Claimants; Settling Devotional Claimants; Joint Sports Claimants; Music Claimants comprising American Society of Composers, Authors and Publishers, Broadcast Music, Inc., and SESAC Performing Rights, LLC; and Program Suppliers.