

9607(a), concerning response actions at the Davis Liquid Waste Superfund Site located in Smithfield, Providence County, Rhode Island (the "Davis Site").

Under the terms of the Consent Decree, the Settling Defendants are required to pay \$1,767,375 to the United States in partial reimbursement of the United States' past and future costs. In addition, the Settling Defendants are jointly and severally responsible along with United Technologies Corp. ("UTC") and 53 other previous settlers for the source control portion of the remedy at the Site.

The Department of Justice will receive, for a period of thirty (30) days from the date of this publication, written comments relating to the proposed Consent Decree. Comments should be addressed to the Assistant Attorney General for the Environment and Natural Resources Division, Department of Justice, Washington, D.C. 20530, and should refer to *United States v. William Davis, et al.*, Civ. Action No. 90-0484-T, DOJ #90-11-2-137B.

The proposed Consent Decree may be examined at the Office of the United States Attorney, District of Rhode Island, Westminster Square Building, 10 Dorrance Street, 10th Floor, Providence, Rhode Island 02903; at the Region I Office of the U.S. Environmental Protection Agency, 90 Canal Street, Boston, Massachusetts 02203; and at the Consent Decree Library, 1120 G Street, N.W., 4th Floor, Washington, D.C. 20005, (202) 624-0892. Copies of the Consent Decree may be obtained in person or by mail by the Consent Decree Library, 1120 G Street, N.W., 4th Floor, Washington, D.C. 20005. In requesting a copy, please enclose a check in the amount of \$16.75 (25 cents per page reproduction costs) payable to the Consent Decree Library.

**Bruce S. Gelber,**

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

[FR Doc. 98-9136 Filed 4-7-98; 8:45 am]

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## DEPARTMENT OF JUSTICE

### Notice of Lodging of Consent Decree and Stipulated Amendment Pursuant to the Comprehensive Environmental Response, Compensation and Liability Act

In accordance with Departmental policy, 28 CFR 50.7, and in accordance with Section 122(d) of the Comprehensive Environmental Response, Compensation and Liability Act ("CERCLA"), notice is hereby given

that on March 17, 1998, a proposed Second Consent Decree in *United States v. Lockheed Martin Corporation, et al.*, Case No. CV 91-4527 MRP (Tx) was lodged with the United States District Court for the Central District of California.

In this action the United States and State allege that the defendants are liable under CERCLA for costs incurred by the United States and State in conducting response actions at the Burbank Operable Unit Site, which is a part of the San Fernando Valley Superfund Site. In addition, the United States seeks injunctive relief for a portion of the remedy specified in the Record of Decision.

This consent decree represents a settlement for a partial remedy for the Burbank Operable Unit, San Fernando Valley Area 1 Superfund Site ("Site"), and the recovery of a substantial portion of costs. This is the second consent decree pertaining to the Burbank Operable Unit. This settlement between the United States and the Settling Defendants is for past and future costs, and the operation and maintenance of the remedy which was designed and constructed pursuant to the first consent decree which was entered in this action on March 25, 1992, as well as that part of the remedy which was designed and constructed pursuant to a unilateral order ("UAO") issued under Section 106 of CERCLA. The decree also provides for the recovery of over \$11 million in response costs and the recovery of all future site specific costs.

The Second Consent Decree changes some of the terms and conditions of the first consent decree. Therefore, a Stipulated Amendment to Consent Decree is also being lodged with the Court. The Stipulated Amendment ensures consistency between the first and second consent decrees.

The Department of Justice will receive for a period of thirty (30) days from the date of this publication comments relating to the proposed Second Consent Decree. Comments should be addressed to the Assistant Attorney General of the Environment and Natural Resources Division, Department of Justice, Washington, D.C. 20530, and should refer to *United States v. Lockheed Martin Corporation, et al.* San Fernando Valley (Burbank Operable Unit Superfund Site), D.J. Ref. 90-11-2-442. Commenters may request an opportunity for a public meeting in the affected area, in accordance with Section 7003(d) of the Resource Conservation and Recovery Act ("RCRA"), 42 U.S.C. 6973(d).

The proposed Second Consent Decree and Stipulated Amendment to Consent

Decree may be examined at the Office of the United States Attorney, Central District of California, 300 North Los Angeles Street, Los Angeles, California 90012, and at the Region IX, Office of the Environmental Protection Agency, 75 Hawthorne Street, San Francisco, California 94105. The proposed Second Consent Decree may be examined at the Environmental Enforcement Section Document Center, 601 Pennsylvania Avenue Building, N.W., Washington, D.C. 20004 (202-347-2072). A copy of the proposed Second Consent Decree may be obtained in person or by mail from the Environmental Enforcement Section Document Center, 601 Pennsylvania Avenue, N.W., Box 1097, Washington, D.C. 20004. In requesting a copy, please enclose a check in the amount of \$56.25 (without exhibits), \$125.75 (with exhibits) (25 cents per page reproduction cost) payable to the Treasurer of the United States. A copy of the Stipulated Amendment to Consent Decree may be obtained in person or by mail from the Environmental Enforcement Section Document Center, 601 Pennsylvania Avenue, N.W., Box 1097, Washington, D.C. 20004. In requesting a copy, please enclose a check in the amount of \$5.00 (25 cents per page reproduction cost) payable to the Treasurer of the United States.

**Walker Smith,**

*Deputy Chief, Environment and Natural Resources Division.*

[FR Doc. 98-9152 Filed 4-7-98; 8:45 am]

BILLING CODE 4410-15-M

## DEPARTMENT OF JUSTICE

### Notice of Lodging of Consent Decree Pursuant to Comprehensive Environmental Responses, Compensation, and Liability Act (CERCLA)

In accordance with Departmental policy, 28 CFR 50.7, and 42 U.S.C. 9622(d)(2), notice is hereby given that on April 1, 1998, a proposed Consent Decree was lodged by the United States in *United States v. Marvin E. Prochnow, et al.*, Civil No. 95-C-0962, with the United States District Court for the Eastern District of Wisconsin. The proposed Consent Decree resolves the United States' pending cost-recovery claims under Section 107(a) of the Comprehensive Environmental Response, Compensation, and Liability Act ("CERCLA"), 42 U.S.C. 9607, relating to the Marvin Prochnow Landfill Site (the "Site") located in Cedarburg, Wisconsin. The Consent Decree also resolves the Defendants'

crossclaims against each other and the Defendants' counterclaims against the United States Postal Service, for contribution under CERCLA Section 113(f), 42 U.S.C. 9613(f).

In 1992, the United States Environmental Protection Agency ("EPA") conducted a removal action to address the threat from the presence of vinyl chloride, a carcinogen, in drinking-water wells near the Site. The removal action included the delivery of bottled water and air strippers, and the installation of a water line to connect residences and businesses to municipal water, at a cost of approximately \$500,000. The United States' current unrecovered costs, including prejudgment interest, enforcement costs and other costs associated with EPA's removal, total approximately \$700,000.

At a Court-ordered mediation proceeding in August 1997, the five Defendants agreed to pay \$545,000 into an interest-bearing Court repository account by October 15, 1997, with \$5,000 to be paid by the United States Postal Service after entry of a consent decree to EPA, for a total payment of \$550,000 for the costs of the removal. The proposed Consent Decree memorializes this agreement, and also provides for Mr. Prochnow's land that is adjacent to the landfill to be sold at the direction of the Defendants, which will be Mr. Prochnow's share of the costs to be paid by the Defendants. The Defendants plan to use any proceeds from the sale of that realty to defray costs associated with the proper closure of the Site.

The Department of Justice will receive comments concerning the proposed Consent Decree for a period of thirty (30) days from the date of this publication. Comments should be addressed to the Assistant Attorney General, Environment and Natural Resources Division, U.S. Department of Justice, P.O. Box 7611, Ben Franklin Station, Washington, D.C. 20044, and should refer to *United States v. Marvin E. Prochnow, et al.*, DOJ Number 90-11-2-1118.

The proposed Consent Decree may be examined at any of the following offices: (1) the Office of the United States Attorney, Eastern District of Wisconsin, Federal Building, Room 530, 517 East Wisconsin Avenue, Milwaukee, Wisconsin (414) 297-1700; (2) the U.S. Environmental Protection Agency, Region 5, 77 W. Jackson Blvd. Chicago, Illinois 60604, (312) 886-6842; and (3) the Consent Decree Library, 1120 G Street, NW, 4th Floor, Washington, D.C. 20005, (202) 624-0892. Copies of the proposed Decree may be obtained by mail from the Consent Decree Library,

1120 G Street, NW, 4th Floor, Washington, D.C. 20005. for a copy of the Consent Decree please enclose a check for \$8.25 (\$25 per page reproduction charge) payable to "Consent Decree Library."

**Bruce S. Gelber,**

*Deputy Chief, Environmental Enforcement Section, Environment & Natural Resources.*  
[FR Doc. 98-9140 Filed 4-7-98; 8:45 am]

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## DEPARTMENT OF JUSTICE

### Antitrust Division

#### Notice Pursuant to the National Cooperative Research and Production Act of 1993—The Asymmetrical Digital Subscriber Line Forum

Notice is hereby given that, on December 16, 1997, pursuant to Section 6(a) of the National Cooperative Research and Production Act of 1993, 15 U.S.C. 4301 *et seq.* ("the Act"), The Asymmetrical Digital Subscriber Line Forum ("ADSL") has filed written notifications simultaneously with the Attorney General and the Federal Trade Commission disclosing changes in its membership. The notifications were filed for the purpose of extending the Act's provisions limiting the recovery of antitrust plaintiffs to actual damages under specified circumstances. Specifically, the following companies have joined ADSL: Diamond Lane Communications, Petaluma, CA; and Sun Microsystems, Mountain View, CA.

Siemens Stromberg-Carlson has changed its name to Siemens AG. US Robotics merged with 3Com. Nynex merged with Bell Atlantic; and Performance Telecom has merged with Digital Link.

No other changes have been made in the membership, nature or objectives of ADSL. Membership remains open, and ADSL intends to file additional written notifications disclosing all changes in membership.

On May 15, 1995, ADSL filed its original notification pursuant to Section 6(a) of the Act. The Department of Justice published a notice in the **Federal Register** pursuant to Section 6(b) of the Act on July 25, 1995 (60 FR 38058).

The last notification was filed with the Department on August 12, 1997. A notice has not yet been published in the **Federal Register** for this filing.

**Constance K. Robinson,**

*Director of Operations, Antitrust Division.*  
[FR Doc. 98-9150 Filed 4-7-98; 8:45 am]

BILLING CODE 4410-11-M

## DEPARTMENT OF JUSTICE

### Antitrust Division

#### Notice Pursuant to the National Cooperative Research and Production Act of 1993—Microelectronics and Computer Technology Corporation

Notice is hereby given that, on October 8, 1997, pursuant to § 6(a) of the National Cooperative Research and Production Act of 1993, 15 U.S.C. 4301 *et seq.* ("the Act"), microelectronics and Computer Technology Corporation ("MCC") has filed written notifications simultaneously with the Attorney General and the Federal Trade Commission disclosing changes in its membership. The notifications were filed for the purpose of extending the Act's provisions limiting the recovery of antitrust plaintiffs to actual damages under specified circumstances.

Specifically, the changes are as follows: The Central Intelligence Agency, McLean, VA and Intel Corporation, Santa Clara, CA; have joined MCC as Associate members. George Mason University, TradeWave Corporation, and US West Advanced Technologies have withdrawn their membership from MCC. Other changes in the membership are as follows: At&T has transferred its share to NCR. Nortel has signed up for the Quest project. NCR, Ceridian, and Texas Instruments have signed up for the InfoSleuth II Projects. Intel Corporation and 3M have agreed to participate in the Low Cost Portables project. Motorola has signed up for the Object Infrastructure Project. Ceridian has agreed to participate in the SNT and Quest Projects. Hewlett Packard has signed up for the SNT project. Bellcore and Texas Instruments have agreed to participate in the Collaboration Management Infrastructure Project. Southwestern Bell has withdrawn from the Quest Project. TRW has agreed to participate in the HRM project.

No other changes have been made in either the membership or planned activity of MCC. Membership remains open and MCC intends to file additional written notifications disclosing all membership changes.

On December 21, 1984, MCC filed its original notification pursuant to § 6(b) of the Act. The Department of Justice published a notice in the **Federal Register** pursuant to § 6(b) of the Act on January 17, 1985 (50 FR 2633). The last notification was filed with the Department on April 10, 1997 and