

Dated: January 10, 1997.  
Jimmie Buxton,  
Branch Chief, Lands and Minerals.  
[FR Doc. 97-1323 Filed 1-17-97; 8:45 am]  
BILLING CODE 4310-GG-M

## DEPARTMENT OF INTERIOR

### National Park Service

#### Indian Memorial Advisory Committee; Meeting

**AGENCY:** National Park Service, Interior.  
**ACTION:** Notice of meeting.

**SUMMARY:** This notice announces a scheduled meeting of the Little Bighorn Battlefield National Monument Advisory Committee (a.k.a. Indian Memorial Advisory Committee.) Notice of this meeting is required under the Federal Advisory Committee Act (Public Law 92-463).

**MEETING DATE AND TIME:** February 15-16, 1997, 9:00 a.m.-5:00 p.m. on 02/15/97, 1:00 p.m.-5:45 p.m. on 02/16/97.

**ADDRESSES:** Radisson Northern Hotel, Broadway & 1st Avenue North, Billings, Montana 59101. (406) 252-7400.

**THE AGENDA OF THIS MEETING WILL BE:** Introductions and agenda changes, approve minutes of last meeting, symposium results, budget report, fundraising strategy, future role of NPS support team, jury sub-committee report on design competition, recommendation to Secretary of Interior, development of winning design, plans for traveling exhibit, set schedule and agenda for next meeting.

The meeting will be open to the public. However, facilities and space for accommodating members of the public are limited, and persons will be accommodated on a first-come-first-served basis. Any member of the public may file a written statement concerning the matters to be discussed with: Superintendent, Little Bighorn Battlefield National Monument, P.O. Box 39, Crow Agency, Montana 59022, telephone (406) 638-2621. Minutes of the meeting will be available for public inspection four weeks after the meeting at the Office of the Superintendent of Little Bighorn Battlefield National Monument.

**SUPPLEMENTARY INFORMATION:** The Advisory Committee was established under Title II of the Act of December 10, 1991, for the purpose of advising the Secretary on the site selection for a memorial in honor and recognition of the Indians who fought to preserve their land and culture at the Battle of Little Bighorn, on the conduct of a national

design competition for the memorial, and “\* \* \* to ensure that the memorial designed and constructed as provided in section 203 shall be appropriate to the monument, its resources and landscape, sensitive to the history being portrayed and artistically commendable.”

**FOR FURTHER INFORMATION CONTACT:** Ms. Barbara A. Sutteer, Chief, Office of American Indian Trust Responsibilities, Intermountain Field Area Office, National Park Service, 12795 W. Alameda Parkway, P.O. Box 25287, Denver, Colorado 80225-0287, (303) 969-2511.

Dated: January 10, 1997.  
Gerard A. Baker,  
Designated Federal Officer, Little Bighorn Battlefield National Monument, National Park Service.  
[FR Doc. 97-1356 Filed 1-17-97; 8:45 am]  
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## DEPARTMENT OF JUSTICE

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

Notice is hereby given that a proposed consent decree in *United States v. Air Products and Chemicals, et al.*, Civil Action No. 92-3860 (JBS) (consolidated with Civil Action No. 84-0152 (JBS)), was lodged on January 2, 1997 with the United States District Court for the District of New Jersey. The Settlers are 273 defendants in the pending litigation related to the Gloucester Environmental Management Services (“GEMS”) Landfill Superfund Site (“Site”) in Gloucester Township, Camden County, New Jersey.

Under the terms of the proposed decree, 21 Reopener Settling Defendants will perform certain remedial activities involving the construction and operation of a groundwater extraction system and an on-site groundwater pre-treatment system. In addition, the Reopener Settling Defendants and the 252 *De Minimis* Settling Defendants will pay the United States and the State of New Jersey \$9.6 million in settlement of past costs, of which the United States receives \$3.275 million, and for natural resource damages.

The Department of Justice will receive, for a period of thirty (30) days from the date of this publication, 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. Air Products and Chemicals, et al.* D.J. reference #90-11-2-292A.

The proposed consent decree may be examined at the Office of the United States Attorney for the District of New Jersey, 970 Broad Street, Room 502, Newark, New Jersey; the Region II Office of the Environmental Protection Agency, 290 Broadway, New York, New York; and at the Consent Decree Library, 1120 G Street, N.W., 4th Floor, Washington, D.C. 20005, (202) 624-0892. A copy of the proposed consent decree may be obtained in person or by mail from 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 \$17.50 for solely the consent decree text and an additional \$241.25 if copies of the appendices are also requested, or a total of \$258.75 for both the text and the appendices (25 cents per page reproduction costs), payable to the Consent Decree Library.

Joel M. Gross,  
Chief, Environmental Enforcement Section,  
Environment and Natural Resources Division.  
[FR Doc. 97-1320 Filed 1-17-97; 8:45 am]  
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### Notice of Lodging of Consent Decree Pursuant to Federal Water Pollution Control Act as Amended by the Oil Pollution Control Act

In accordance with Departmental policy, notice is hereby given that a proposed consent decree in *United States v. Conoco Pipe Line Company*, Civil Action No. 96-1482-WEB, was lodged on December 31, 1996 with the United States District Court for the District of Kansas. In a complaint filed contemporaneously with the lodging of the proposed consent decree, the United States alleges that Defendant Conoco Pipe Line Company (“CPL”), pursuant to Sections 301, 309 and 311 of the Clean Water Act (“CWA”), as amended by the Oil Pollution Act of 1990 (OPA), 33 U.S.C. §§ 1311, 1319 and 1321, spilled 594 barrels of oil on five separate occasions into navigable waters in Kansas and Missouri between March 1991 and August 1994.

The proposed consent decree provides that the Defendant will conduct pipe-to-soil surveys, inspect its pipelines, and replace and bury approximately 960 feet of existing pipeline at three water crossings as measures to prevent future oil spills into navigable waters. CPL will also pay a civil penalty of \$112,500.

The Department of Justice will receive, for a period of thirty (30) days

from the date of this publication, 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. Conoco Pipe Line Company*, DOJ Ref #90-5-1-1-4208.

The proposed consent decree may be examined at the Office of the United States Attorney, 1200 Epic Center, 301 North Main, Wichita, Kansas 67202; the Region VII Office of the Environmental Protection Agency, Office of Regional Counsel, Air, Water, Toxics and General Law Branch, 726 Minnesota Avenue, Kansas City, Kansas 66101; and the Consent Decree Library, 1120 G Street, N.W., 4th Floor, Washington, D.C. 20005, (202) 624-0892. A copy of the proposed consent decree may be obtained in person or by mail from the Consent Decree Library, 1120 G Street, N.W., 4th Floor, Washington, D.C. 20005. In requesting a copy, please refer to the referenced case and enclose a check in the amount of \$6.00 (25 cents per page reproduction costs), for a copy of the consent decree, payable to the Consent Decree Library.

Joel M. Gross,

Chief, Environmental Enforcement Section.

[FR Doc. 97-1318 Filed 1-17-97; 8:45 am]

BILLING CODE 4410-15-M

### Notice of Consent Decree Pursuant to the Clean Water Act

In accordance with Departmental policy, 28 CFR 50.7, notice is hereby given that a proposed consent decree in *United States v. Yaffe Iron and Metal Company, Inc.*, Civil Action No. 95-308-B, was lodged on December 30, 1996 with the United States District Court for the Eastern District of Oklahoma.

The proposed consent decree relates to Yaffe's twenty-acre metal reclamation facility located in Muskogee, Oklahoma. This facility is used to recover aluminum and copper from scrap metal. The complaint in this civil action alleges that Yaffe discharges process waste water to an unnamed, intermittent creek, ("UI Creek") which is connected to Coody Creek, a tributary of the Arkansas River.

The proposed consent decree requires Yaffe to pay a civil penalty of \$150,000.00, complete its application for a NPDES permit, and have performed, by an independent company, an environmental audit and correct all violations of environmental statutes disclosed by such audit.

The Department of Justice will receive, for a period of thirty (30) days from the date of this publication, 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. Yaffe Iron and Metal Company, Inc.*, DOJ Ref. #90-5-1-1-5019.

The proposed consent decree may be examined at the office of the United States Attorney, 33 U.S. Courthouse, 5th & Okmulgee Streets, Muskogee, Oklahoma 74401; the Region VI Office of the Environmental Protection Agency, 1445 Ross Avenue, Suite 1200, Dallas, Texas 75202-2733; and at the Consent Decree Library, 1120 G Street, N.W., 4th Floor, Washington, D.C. 20005, (202) 624-0892. A copy of the proposed consent decree may be obtained in person or by mail from the Consent Decree Library, 1120 G Street, N.W., 4th Floor, Washington, D.C. 20005. In requesting a copy please refer to the referenced case and DOJ Reference Number and enclose a check in the amount of \$26.75 (25 cents per page reproduction costs), payable to the Consent Decree Library.

Joel M. Gross,

Environmental Enforcement Section,  
Environment and Natural Resources Division.

[FR Doc. 97-1319 Filed 1-17-97; 8:45 am]

BILLING CODE 4410-01-M

### Drug Enforcement Administration

[Docket No. 94-54]

#### Rocco's Pharmacy; Revocation of Registration

On May 23, 1994, the then-Director, Office of Diversion Control, Drug Enforcement Administration (DEA), issued an Order to Show Cause to Rocco's Pharmacy (Respondent) of Bristol, Pennsylvania, notifying the pharmacy of an opportunity to show cause as to why DEA should not revoke its DEA Certificate of Registration, AR8587125, and deny any pending applications for registration as a retail pharmacy under 21 U.S.C. 823(f), for reason that the pharmacy's continued registration would be inconsistent with the public interest pursuant to 21 U.S.C. 824(a)(4).

On July 5, 1994, the Respondent, through counsel, filed a timely request for a hearing, and following prehearing procedures, a hearing was held in Philadelphia, Pennsylvania on March 22, 1995, before Administrative Law Judge Mary Ellen Bittner. At the

hearing, both parties called witnesses to testify, and introduced documentary evidence.

Following the hearing, but before post-hearing briefs were filed, on April 10, 1995, Respondent filed a Motion to Reopen the Record to Permit Testimony Regarding the Accuracy of the Pill Count (Motion to Reopen the Record), a Motion to Permit Oral Argument at the Conclusion of the Briefing Schedule (Motion for Oral Argument), and a Motion to Admit Character Reference Testimony into the Record. On April 19, 1995, the Government filed a Motion in Opposition to Respondent's Motion to Reopen the Record to Permit Testimony Regarding the Accuracy of the Pill Count, and on April 24, 1995, the Government filed a Motion in Opposition to Respondent's Motion to Permit Oral Argument. On May 10, 1995, the Administrative Law Judge issued a Memorandum to Counsel and Ruling on Motions granting Respondent's Motion to Admit Character Reference Testimony into the Record, and denying Respondent's Motion to Reopen the Record and Motion for Oral Argument.

Subsequently, both parties filed proposed findings of fact, conclusions of law and argument. Then on June 20, 1995, Respondent filed a Motion for Disqualification of Chief Administrative Law Judge Mary Ellen Bittner and Memorandum of Law in Support of Motion (Motion for Disqualification). On March 26, 1996, Judge Bittner issued her Opinion and Recommended Ruling, Findings of Fact, Conclusions of Law and Decision, denying Respondent's Motion for Disqualification and recommending that Respondent's DEA Certificate of Registration be revoked. Thereafter, on April 18, 1996, Respondent filed its Exceptions to Opinion and Recommended Ruling, Findings of Fact, Conclusions of Law and Decision of the Administrative Law Judge, and on April 30, 1996, the record of these proceedings was transmitted to the Deputy Administrator.

Subsequently, on May 9, 1996, Respondent submitted a Motion for Leave to File Supplemental Exceptions as well as Supplemental Exceptions to Opinion and Recommended Rulings, Findings of Fact, Conclusions of Law and Decision of the Administrative Law Judge. Judge Bittner forwarded these filings to the Deputy Administrator on May 9, 1996. By letter dated May 10, 1996, the then-Deputy Administrator accepted for consideration Respondent's Supplemental Exceptions and provided the Government an opportunity to file a response to these exceptions. The Government filed its Response to