

against defendants, North American Galvanizing Co. and Boyles Galvanizing Co. (collectively referred to herein as the "NAGC Defendants"), and Gustav Propper and All Real Property Located at and Comprising 2501-2527 East Cumberland Street, Philadelphia County, Pennsylvania (collectively referred to herein as the "Propper Defendants"), pursuant to Section 107 of the Comprehensive Environmental Response, Compensation and Liability Act ("CERCLA"), 42 U.S.C. 9601 *et seq.*

The consent decrees require the NAGC defendants to make a total payment of \$264,161.16 in removal costs in four installments over a three year period plus interest and to relinquish any claims they may have against the United States. The consent decrees also require the Propper Defendants to sell the property which consists of the Boyles Galvanizing Superfund Site for a minimum sales price of \$108,000 within 60 days of the entry of the consent decree and to provide 60% of the sales proceeds (\$64,800) to the United States at the time of closing. The consent decrees also include covenants not to sue by the United States under Sections 106 and 107 of CERCLA, 42 U.S.C. 9601 *et seq.*, and Section 7003 of the Resource Conservation and Recovery Act ("RCRA"), 42 U.S.C. 6973, and provide the defendants with contribution protection.

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 decrees. Comments should be addressed to the Assistant Attorney General for the Environment and Natural Resources Division, Department of Justice, Washington, D.C. 20530 and to the United States Attorney for the Eastern District of Pennsylvania, 615 Chestnut Street, Suite 1250, Philadelphia, Pennsylvania 19106, and should refer to *United States v. North American Galvanizing Co., et al.*, Civil Action No. 98-1200, USAO No. 199V02292, DOJ Ref. #90-11-2-1330. Anyone making comments may request an opportunity for a public meeting in the affected area, in accordance with Section 7003(d) of RCRA.

The proposed consent decrees may be examined at the Office of the United States Attorney, Eastern District of Pennsylvania, 615 Chestnut Street, Suite 1250, Philadelphia, Pennsylvania 19106, the Region III Office of the Environmental Protection Agency, 841 Chestnut Building, Philadelphia, Pennsylvania, 19107, and at the Consent Decree Library, 1120 G Street, N.W., 3rd Floor, Washington, D.C. 20005, (202)

624-0892. A copy of the proposed consent decrees may be obtained in person or by mail from the Consent Decree Library, 1120 G Street, N.W., 3rd Floor, Washington, D.C. 20005. In requesting a copy, please enclose a check in the amount of \$8.25 (25 cents per page reproduction cost) payable to the Consent Decree Library.

**Joel M. Gross,**  
*Chief, Environmental Enforcement Section,  
Environment and Natural Resources Division.*  
[FR Doc. 98-27693 Filed 10-14-98; 8:45 am]  
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## DEPARTMENT OF JUSTICE

### Notice of Lodging of Consent Decree in Comprehensive Environmental Response, Compensation and Liability Act Cost Recovery Action; Occidental Chemical Corp. et al.

In accordance with the Departmental Policy, 28 C.F.R. 50.7, notice is hereby given that a Consent Decree in *United States v. Occidental Chemical Corp. et al.*, Civil Action No. 98-CV-5169 was lodged with the United States District Court for the Eastern District of Pennsylvania on September 29, 1998. This Consent Decree resolves the United States' claims against Occidental Chemical Corp., Clean Harbors of Cleveland, Inc., Congoleum Corp., Esschem, Inc., NRM Investment, Inc., Worthington Steel Corp., Valley Forge Sewer Authority, West Goshen Township, Borough of West Chester, Borough of Downingtown, Unisys Corporation, Westcode, Inc., Whitford Corp., Wyeth Laboratories, USA Waste of Delaware, as a successor to Harvey & Harvey ("Settling Defendants"), under Sections 106 and 107(a) of the Comprehensive Environmental Response, Compensation and Liability Act ("DERCLA"), 42 U.S.C. 9606 and 9607(a), for response costs incurred at the Strasburg Landfill Superfund Site in Newlin Township, PA. The Consent Decree requires the Settling Defendants to pay \$2.5 million in reimbursement of response costs relating to the Strasburg Landfill cleanup.

The Department of Justice will accept written comments on the proposed Consent Decree for thirty (30) days from the date of publication of this notice. Please address comments to the Assistant Attorney General, Environment and Natural Resources Division, Department of Justice, P.O. Box 7611, Ben Franklin Station, Washington, D.C. 20044 and refer to *United States v. Occidental Chemical Corp. et al.*, DOJ No. 90-11-3-962B.

Copies of the proposed Consent Decree may be examined at the Office of the United States Attorney, Eastern District of Pennsylvania, 615 Chestnut Street, Suite 1250, Philadelphia, PA 19106; Region III Office of EPA, 1650 Arch Street, Philadelphia, PA 19103; and at the Consent Decree Library, 1120 G Street, N.W., 3rd 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., 3rd Floor, Washington, D.C. 20005. When requesting a copy of the proposed Consent Decree, please enclose a check to cover the twenty-five cents per page reproduction costs payable to the "Consent Decree Library" in the amount of \$12.00, and please reference *United States v. Occidental Chemical Corp. et al.* DOJ No. 90-11-3-962B.

**Joel M. Gross,**  
*Chief, Environmental Enforcement Section,  
Environment and Natural Resources Division,  
U.S. Department of Justice.*  
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## DEPARTMENT OF JUSTICE

### Immigration and Naturalization Service

#### Agency Information Collection Activities: Comment Request

**ACTION:** Request OMB Emergency Approval; Telephone Verification System (TVS) Phase II Pilot Non-Citizen Employees Employment Status Report.

The Department of Justice, Immigration and Naturalization Service (INS) has submitted an emergency information collection request (ICR) utilizing emergency review procedures, to the Office of Management and Budget (OMB) for review and clearance in accordance with § 1320.13(a)(1) of the Paperwork Reduction Act of 1995. The INS has determined that it cannot reasonably comply with the normal clearance procedures under this part because normal clearance procedures are reasonably likely to prevent or disrupt the collection of information. Therefor, OMB approval has been requested by October 16, 1998. If granted, the emergency approval is only valid for 180 days. ALL comments and/or questions pertaining to this pending request for emergency approval MUST be directed to OMB, Office of Information and Regulatory Affairs, Attention: Mr. Stuart Shapiro, 202-395-7316, Department of Justice Desk Officer, Washington, DC 20503. Comments regarding the emergency

submission of this information collection may also be submitted via facsimile to Mr. Shapiro at 202-395-6974.

During the first 60 days of this same period, a regular review of this information collection is also being undertaken. During the regular review period, the INS requests written comments and suggestions from the public and affected agencies concerning this the information collection. Comments are encouraged and will be accepted until December 14, 1998. During the 60-day regular review, ALL comments and suggestions, or questions regarding additional information, to include obtaining a copy of the information collection instrument with instructions, should be directed to Mr. Richard A. Sloan, 202-514-3291, Director, Policy Directives and Instructions Branch, Immigration and Naturalization Service, U.S. Department of Justice, Room 5307, 425 I Street, NW., Washington, DC 20536. Written comments and suggestions from the public and affected agencies concerning the proposed collection of information should address one or more of the following four points:

(1) 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;

(2) Evaluate the accuracy of the agencies estimate of the burden of the proposed collection of information, including the validity of the methodology and assumptions used;

(3) Enhance the quality, utility, and clarity of the information to be collected; and

(4) 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:* Reinstatement without change of previously approved information collection.

(2) *Title of the Form/Collection:* Telephone Verification System (TVS), Phase II Pilot Non-Citizen Employees Employment Status Report.

(3) *Agency form number, if any, and the applicable component of the Department of Justice sponsoring the collection:* No Agency Form Number

SAVE Branch, Immigration and Naturalization Service.

(4) *Affected public who will be asked or required to respond, as well as a brief abstract:* Primary: Individuals or households. This information will be used by the INS to determine the number of non-citizen employees who are authorized for employment in the United States as a result of the Telephone Verification System Phase II Pilot Project. The users of the Telephone Verification System are various employers throughout the United States.

(5) *An estimate of the total number of respondents and the amount of time estimated for an average respondent to respond:* 276,000 queries at approximately 7 minutes per response; and 1,000 employers responding to MOU at approximately 1.5 hours per response.

(6) *An estimate of the total public burden (in hours) associated with the collection:* 33,516 annual burden hours.

If additional information is required contact: Mr. Robert B. Briggs, Clearance Officer, United States Department of Justice, Information Management and Security Staff, Justice Management Division, Suite 850, Washington Center, 1001 G Street, NW., Washington, DC 20530.

Dated: October 8, 1998.

**Robert B. Briggs,**

*Department Clearance Officer, United States Department of Justice.*

[FR Doc. 98-27588 Filed 10-14-98; 8:45 am]

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## NUCLEAR REGULATORY COMMISSION

[Docket No. 40-8681-MLA-4; ASLBP No. 98-748-03-MLA]

### Atomic Safety and Licensing Board Panel; International Uranium (USA) Corporation (Receipt of Material From Tonawanda, NY); Material License Amendment; Memorandum and Order (Notice of Opportunity for a Hearing)

Before Administrative Judges:  
Peter B. Bloch, Presiding Officer  
Richard F. Cole, Special Assistant

Pursuant to the Presiding Officer's Memorandum and Order of September 1, 1998, the petition for a hearing of the State of Utah has been granted. This proceeding will be conducted pursuant to 10 CFR Part 2, Subpart L, which requires written presentations. The State alleges that the Ashland 2 materials permitted to be shipped to International Uranium (USA) Corporation contain hazardous waste and that its handling and disposal could violate applicable

law and could harm wildlife and natural resources, including ground and surface water. A person whose interest may be affected, including a State, county, municipality or an agency thereof, may file a request to participate within 30 days. See 10 CFR 2.1205(e, j, k).

Dated: October 8, 1998.

**Peter B. Bloch,**

*Administrative Judge, Presiding Officer.*

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## NUCLEAR REGULATORY COMMISSION

[Docket No. 55-32442-SP; ASLBP No. 99-753-01-SP]

### Shaun P. O'Hern; Designation of Presiding Officer

Pursuant to delegation by the Commission dated December 29, 1972, published in the **Federal Register**, 37 F.R. 28710 (1972), and Sections 2.105, 2.700, 2.702, 2.714, 2.714a, 2.717 and 2.1207 of the Commission's Regulations, a single member of the Atomic Safety and Licensing Board Panel is hereby designated to rule on petitions for leave to intervene and/or requests for hearing and, if necessary, to serve as the Presiding Officer to conduct an informal adjudicatory hearing in the following proceeding.

### Shaun P. O'Hern (Denial of Reactor Operator's License Application)

The hearing, if granted, will be conducted pursuant to 10 CFR Subpart L of the Commission's Regulations, "Informal Hearing Procedures for Adjudications in Materials and Operator Licensing Proceedings." This proceeding concerns a denial by NRC Staff of Mr. O'Hern's reactor operator's license application and Mr. O'Hern's request for a hearing pursuant to 10 CFR Section 2.103.

The Presiding Officer in this proceeding is Administrative Judge Peter B. Bloch. Pursuant to the provisions of 10 CFR 2.722, the Presiding Officer has appointed Administrative Judge Richard F. Cole to assist the Presiding Officer in taking evidence and in preparing a suitable record for review.

All correspondence, documents and other materials shall be filed with Judge Bloch and Judge Cole in accordance with CFR § 2.701. Their addresses are: Administrative Judge Peter B. Bloch, Presiding Officer, Atomic Safety and Licensing Board Panel, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555.