

with the publication of this Amended Notice.

Under 28 CFR 50.7 and 42 U.S.C. 9622(i), notice is hereby given that on October 5, 1999, a proposed Consent Decree in *United States v. ASARCO, Inc., et al.*, Civil Action No. 99-1399, was lodged with the United States District Court for the District of Kansas.

This Consent Decree settles claims against ASARCO, Incorporated, Cyprus Amax Minerals Company, Gold Fields Mining Corporation, Blue Tee Corp., NL Industries, Inc., The Doe Run Resources Corporation and Sun Company, Inc. In this action, brought pursuant to Sections 106 and 107 of Comprehensive Environmental Response, Compensation and Liability Act (CERCLA), 42 U.S.C. 9696 and 9607 and Section 7003 of the Resource Conservation and Recovery Act (RCRA), 42 U.S.C. 6973, on behalf of the United States Environmental Protection Agency (EPA), the United States sought the performance of response work by the defendants at the Baxter Springs and Treece Subsites (the Subsites) of the Cherokee County Superfund Site in Cherokee County, Kansas pursuant to the Record of Decision, dated August 20, 1997 (ROD). Additionally, the United States sought reimbursement of pass response costs as well as future oversight costs. Under the Consent Decree, defendants will perform response work in accordance with the ROD, will provide a cash payment for EPA to perform institutional controls, and will reimburse the United States for one half of future EPA oversight costs. In exchange, defendants will receive a covenant not to sue pursuant to Sections 106 and 107(a) of CERCLA, and Section 7003 of RCRA relating to the Subsites, subject to all standard reservations and reopeners. In addition, defendants will receive contribution protection under Section 113(f)(2) of CERCLA, 42 U.S.C. § 9613(f)(2), and will receive forgiveness of EPA's past costs at the Subsites.

The Department of Justice will receive for a period of thirty (30) days from the date of this publication comments relating to the Consent Decree. In addition, the United States will provide for a public meeting pursuant to Section 7003(d) of RCRA if requested within thirty days from the date of publication of this notice. Comments or requests for a public meeting 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. ASARCO, Inc. et al.*, D.J. Ref. 90-11-2-06017.

The Consent Decree may be examined at U.S. EPA—Region VII 901 N. 5th

Street, Kansas City, Kansas 66101. A copy of the Consent Decree may be obtained by mail from Consent Decree Library, Department of Justice, P.O. Box 7611, Washington, D.C. 20044. In requesting a complete copy with all Attachments, please enclose a check in the amount of \$87.00 (25 cents per page reproduction cost) payable to the Consent Decree Library. In requesting a copy of the Consent Decree without Attachments, please enclose a check in the amount of \$24.75 (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. 99-29510 Filed 11-10-99; 8:45 am]

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## DEPARTMENT OF JUSTICE

### Notice of Lodging of Consent Decree Under the Clean Air Act

Notice of hereby given that on October 29, 1999, the United States filed a proposed Consent Decree in *United States v. USX Corporation*, Civ. Action No. 99-1783, in the United States District Court for the Western District of Pennsylvania.

The United States' claims resolved by the Decree with USX Corporation ("USX") are described in a Complaint filed contemporaneously with the Decree. The claims arise out of USX's alleged violations of Section 113(b) of the Clean Air Act, 42 U.S.C. 7413(b), occurring at USX's Edgar Thomson Steel Mill in Braddock, Pennsylvania (the "Edgar Thomson Plant"). The Complaint seeks injunctive relief and civil penalties for USX's alleged violations of the federally-enforceable Pennsylvania State Implementation Plan (SIP). Specifically, the Complaint alleges that, in 1996 and 1997, visible emissions from the scrubber stack at the Edgar Thomson Plant exceeded the opacity limits established in the Allegheny County portion of the Pennsylvania SIP. Allegheny County is a co-signatory to the Consent Decree, and a plaintiff-intervenor in the Complaint.

Under the terms of the settlement, USX will pay a civil penalty of \$550,000 and will undertake implementation of five Supplemental Environmental Projects ("SEPs") worth over \$1.6 million. These SEPs include: (1) The installation of a continuous caster flux baghouse to capture fluoride in USX's wastewater stream; (2) the injection of natural gas into the liquid steel vessels to reduce the amount of airborne

emissions; (3) pavement of plant roadways and upgrade of its scrap metal storage area to reduce emissions; (4) enhancements to its gas cleaning equipment; and (5) replacement of numerous electrical transformers containing a dielectric fluid with polychlorinated biphenyl (PCB) concentration in excess of 50 parts per million.

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 of the Environment and Natural Resources Division, Department of Justice, Washington, DC 20530, and should refer to *United States v. USX Corporation*, DOJ Ref. 90-5-2-1-2175.

The proposed consent decree may be examined at either U.S. EPA Region III, 1650 Arch Street, Philadelphia, Pennsylvania 19103-2029. A copy of the proposed consent decree may be obtained in person or by mail from the Consent Decree Library, Department of Justice, Environmental Enforcement Section, P.O. Box 7611, Ben Franklin Station, Washington, DC 20044. In requesting a copy of the Consent Decree, please enclose a check in the amount of \$12.25 (25 cents per page reproduction cost) for the Consent Decree alone, and \$75.50 for the Consent Decree with all exhibits attached. Checks must be payable to the Consent Decree Library.

**Joel M. Gross,**

*Chief, Environmental Enforcement Section,  
Environment and Natural Resources Division.*  
[FR Doc. 99-29511 Filed 11-10-99; 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 ATM Forum

Notice is hereby given that, on April 15, 1999, 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 ATM Forum has filed written notifications simultaneously with the Attorney General and the Federal Trade Commission disclosing changes in its membership status. 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, Oresis Communications, Inc., Portland, OR; Covad

Communications, Santa Clara, CA; 2Wire, Inc., Milpitas, CA; Matra Marconi Space, Toulouse, FRANCE; and Jetstream Communications, Inc., Los Gatos, CA have been added as parties to this venture. The following member of the ATM Form have changed their names: ADC Kentrox to ADC Telecommunications, Inc., Portland, OR; Bellcore to Telcordia Technologies, Red Bank, NJ; Telecommunications Labs, Chunghwa Telecom Co., Ltd. To Chunghwa Telecom Labs, Yang-mei, Taoyuan, TAIWAN; Telia Network Services to Telia Research AB, Farsta, SWEDEN; and Lockheed Martin Telecommunications—Interactive Technology Center to Lockheed Martin Mission Systems, Sunnyvale, CA. Com21, Milpitas, CA; Compaq Computer, Norwood, MA; CSELT, Torino, ITALY; Kent Ridge Digital Labs, Singapore, SINGAPORE; Netro Corporation, San Jose, CA; RAD Data Communications, Tel Aviv, ISRAEL; Tektronix, Beaverton, OR; TTC, Germantown, MD; Diamond Lane Communications, Petaluma, CA; Audiocodes Ltd, Yehuda, ISRAEL; NDS Limited, Hampshire, UNITED KINGDOM; Sonoma Systems, Marina Del Rey, CA; Ficon Technology, Inc., Woodbridge, NJ; and RADCOM Ltd., Tel-Aviv, ISRAEL have downgraded to auditing members. SALIX Technologies, Inc., Rockville, MD; StratumOne, Santa Clara, CA; and Cimaron Communications Corp., Andover, MA have upgraded to principal members. Also, 3M, Austin, TX; AdvanceNet Systems Incorporated, Research Triangle Park, NC; AMCC, San Diego, CA; AMP-MA/COM, Inc., Harrisburg, PA; Anixter Inc., Skokie, IL; Cornell University, Ithaca, NY; Fondazione Ugo Bordoni, Roma, ITALY; Fujikura Technology Amer, Santa Clara, CA; Intel, Santa Clara, CA; Interphase Corporation, Dallas, TX; IPC Information Systems, Fairfield, CT; Korea Telecom, Seoul, KOREA; Matsushita Electric Works Ltd, Minato-ku Tokyo, JAPAN; Microsoft corporation, Redmond, WA; NASA Lewis Research Ctr, Moffett Field, CA; NIST, Gaithersburg, MD; Olivetti Research, Cambridge, UNITED KINGDOM; Optical Data Systems, Richardson, TX; Pairgain Technologies, Tustin, CA; Phillips Research Labs, Aachen, GERMANY; STMicroelectronics, St. Genis Pouilly, FRANCE; Telco Systems, Norwood, MA; Telecom Italia, Rome, ITALY; Thomson-CSF, 92704 COLOMBES Cedex, FRANCE; Transwitch Corporation, Shelton, CT; TriQuint Semiconductor, Hillsboro, OR; Westell, Aurora, IL;

Xerox, Palo Alto, CA; Hubbell Premise Wiring, Stonington, CT; ASCII Laboratories Inc., Tokyo, JAPAN; Certicom Corp, San Mateo, CA; Raytheon, Marlborough, MA; MEGAXESS/ATAnet, Inc., Germantown MD; and DGT,MOTC,Taiwan, Taipei, TAIWAN have been dropped as parties to this venture.

No other changes have been made in either the membership or planned activity of the group research project. Membership in this group research project remains open, and The ATM Forum intends to file additional written notification disclosing all changes in membership.

On April 19, 1993, The ATM Forum 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 June 2, 1993 (58 FR 31415).

The last notification was filed with the Department on January 15, 1999. A notice has not yet been published in the **Federal Register**.

**Constance K. Robinson,**

*Director of Operations Antitrust Division.*

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## DEPARTMENT OF JUSTICE

### Antitrust Division

#### Notice Pursuant to the National Cooperative Research and Production Act of 1993—Bell Communications Research, Inc.

Notice is hereby given that, on February 13, 1998, pursuant to Section 6(a) of the National Cooperative Research and Production Act of 1993, 15 U.S.C. 4301 *et seq.* ("the Act"), Bell Communications Research, Inc. ("Bellcore") has filed written notifications simultaneously with the Attorney General and the Federal Trade Commission disclosing: (1) A change in the ownership of Bellcore, (2) its present intention to continue to engage jointly, on a contractual basis, with a variety of other entities, including its former shareholders, in applied research, new service development, generic requirements, testing and standards support, and software systems work, and (3) the nature and objectives of such engagements. 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. Pursuant to Section 6(b) of the Act, the identities of the parties to various joint research

projects and the general area of planned activities are described below.

Bellcore is a coropation with its principal place of business and facilities located in the United States. Bellcore's shares were previously held by Ameritech Services, Inc., Bell Atlantic Newwork Services, Inc., BellSouth Telecommunications, Inc., Pacific Bell, Southwestern Bell Telephone Company, Telesector Resources, Group, Inc., and U S WEST Communications, Inc. All of Bellcore's shares were acquired on November 14, 1997 by Science Applications International Corporation, San Diego, CA. Although under new ownership, Bellcore presently intends to continue to engage jointly, on a contractual basis, with a variety of other entities, including its former shareholders, in applied research, new service development, generic requirements, testing and standards support, and software systems work.

In particular, Bellcore continues to engage in a variety of joint research and related projects with its former shareholders to enable these companies and their affiliates to maintain high quality and technologically up-to-date network capabilities to support their provision of exchange and exchange access telecommunications services and such other telecommunications service as these companies authorize by contract with Bellcore. In doing so, Bellcore seeks to create and develop innovative and improved technologies, processes, software systems and service ideas that support its former shareholders and their affiliates as enablers or providers of telecommunications services that allow people and their machines to cost-effectively access information and communicate with each other easily, reliably and securely, anywhere, any time, in any medium or combination of media. Bellcore's work for its former shareholders and others encompasses applied research, new service development and related network planning, engineering, training, innovative development and production of software systems and associated economic research.

Bellcore's general areas of ongoing and planned activities include work focused on enterprise efficiency, robust (dependable, flexible, secure) networks and operations, advanced voice and messaging capabilities, personal nomadic communications and information access, public data networking, video dialtone and related services, and network-related support for new information service capabilities.

Bellcore's technical support includes its undertaking of applied research in such fields as physical science,