

USITC Pub. No. 2843 (December 1994) (Commission Opinion).

If the Commission contemplates some form of remedy, it must consider the effects of that remedy upon the public interest. The factors the Commission will consider include the effect that an exclusion order and/or cease and desist orders would have on (1) the public health and welfare, (2) competitive conditions in the U.S. economy, (3) U.S. production of articles that are like or directly competitive with those that are subject to investigation, and (4) U.S. consumers. The Commission is therefore interested in receiving written submissions that address the aforementioned public interest factors in the context of this investigation.

If the Commission orders some form of remedy, the U.S. Trade Representative, as delegated by the President, has 60 days to approve or disapprove the Commission's action. See Presidential Memorandum of July 21, 2005, 70 FR 43251 (July 26, 2005). During this period, the subject articles would be entitled to enter the United States under bond, in an amount determined by the Commission. The Commission is therefore interested in receiving submissions concerning the amount of the bond that should be imposed if a remedy is ordered.

**Written Submissions:** The parties to the investigation are requested to file written submissions as set forth above. Parties to the investigation, interested government agencies, and any other interested parties are encouraged to file written submissions on the issues of remedy, the public interest, and bonding. Such submissions should address the recommended determination by the ALJ on remedy and bonding. Complainant and the IA are also requested to submit proposed remedial orders for the Commission's consideration. Complainant is also requested to state the dates that the patents expire and the HTSUS numbers under which the accused products are imported. The written submissions and proposed remedial orders must be filed no later than close of business on Friday, May 18, 2012 and responses to the Commission's questions should not exceed 100 pages. Reply submissions must be filed no later than the close of business on Friday, June 1, 2012 and such replies should not exceed 60 pages. No further submissions on these issues will be permitted unless otherwise ordered by the Commission.

Persons filing written submissions must file the original document and 12 true copies thereof on or before the deadlines stated above with the Office of the Secretary. Any person desiring to

submit a document to the Commission in confidence must request confidential treatment unless the information has already been granted such treatment during the proceedings. All such requests should be directed to the Secretary of the Commission and must include a full statement of the reasons why the Commission should grant such treatment. See 19 CFR 210.6. Documents for which confidential treatment by the Commission is sought will be treated accordingly. All nonconfidential written submissions will be available for public inspection at the Office of the Secretary.

The authority for the Commission's determination is contained in section 337 of the Tariff Act of 1930, as amended (19 U.S.C. 1337), and in sections 210.21, 210.42–46 and 210.50 of the Commission's Rules of Practice and Procedure (19 CFR 210.21, 210.42–46 and 210.50).

By order of the Commission.

Issued: May 3, 2012.

**James R. Holbein,**

Secretary to the Commission.

[FR Doc. 2012–11175 Filed 5–8–12; 8:45 am]

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## DEPARTMENT OF JUSTICE

### Notice of Lodging of Amended Consent Decree Under the Clean Water Act Section 309, 33 U.S.C. 1319

Notice is hereby given that on April 26, 2012, a proposed Amended Consent Decree (the "Consent Decree") in *United States of America v. Trident Seafoods Corporation*, Civil Action No. 11–1616, was lodged with the United States District Court for the Western District of Washington. The case is a civil action under Section 309 of the Clean Water Act, 33 U.S.C. 1319 ("CWA"), for violations of CWA Section 301(a), 33 U.S.C. 1311(a), and violations of the permit conditions and limitations of the National Pollutant Discharge Elimination System ("NPDES") permits issued to Trident by the EPA under Section 402(a) of the CWA, 33 U.S.C. 1342(a). To resolve Trident's liability, the Amended Consent Decree requires, and Trident has agreed to pay, a civil penalty of \$2.5 million and to perform specified injunctive measures to reduce its discharge of seafood processing wastes and to address sea floor waste piles created by its discharges.

On September 28, 2011, a Proposed Consent Decree was lodged with this Court and a **Federal Register** notice was published on October 4, 2011 (76 FR 61384–01, 2011 WL 4542583 (F.R.)). For thirty (30) days after that date, the

Department of Justice received comments relating to the Consent Decree. These comments were considered and incorporated into the Amended Consent Decree. This Notice invites public comment on the Amended Consent Decree.

For thirty (30) days after the date of this publication, the Department of Justice will receive comments relating to the Amended Consent Decree. Comments should be addressed to the Assistant Attorney General, Environment and Natural Resources Division, and either emailed to [pubcomment-ees.enrd@usdoj.gov](mailto:pubcomment-ees.enrd@usdoj.gov) or mailed to P.O. Box 7611, U.S. Department of Justice, Washington, DC 20044–7611. In either case, the comments should refer to *United States of America v. Trident Seafoods Corporation*, DJ. Ref. 90–5–1–1–2002/2.

During the comment period, the Amended Consent Decree may also be examined on the following Department of Justice Web site, [http://www.usdoj.gov/enrd/Consent\\_Decrees.html](http://www.usdoj.gov/enrd/Consent_Decrees.html). A copy of the Amended Consent Decree may also be obtained by mail from the Consent Decree Library, P.O. Box 7611, U.S. Department of Justice, Washington, DC 20044–7611 or by faxing or emailing a request to "Consent Decree Copy" ([eescdcopy.enrd@usdoj.gov](mailto:eescdcopy.enrd@usdoj.gov)), fax no. (202) 514–0097, phone confirmation number (202) 514–5271. In requesting a copy from the Consent Decree Library, please enclose a check in the amount of \$12.75 (25 cents per page reproduction cost) payable to the U.S. Treasury.

**Robert E. Maher, Jr.,**

Assistant Section Chief, Environmental Enforcement Section.

[FR Doc. 2012–11108 Filed 5–8–12; 8:45 am]

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## DEPARTMENT OF JUSTICE

### Notice of Lodging of Consent Decree Under the Comprehensive Environmental Response, Compensation and Liability Act and Clean Water Act

Notice is hereby given that on May 3, 2012, a proposed Consent Decree in *United States v. Cabot Corporation, et. al.*, Civil Action No. 1:12–cv–01097 was lodged with the United States District Court for the Northern District of Ohio.

The complaint filed by the United States in this action asserts claims under Section 107(a) of the Comprehensive Environmental Response, Compensation and Liability Act, as amended ("CERCLA"), 42 U.S.C. 9607(a), and Section 311(f) of the Clean Water Act, as