

Issued: March 16, 2012.

**James R. Holbein,**

*Secretary to the Commission.*

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## DEPARTMENT OF JUSTICE

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

Notice is hereby given that on February 23, 2012, a proposed Consent Decree in *United States of America v. Blackburg Country Club, Inc.*, Case No. 7:12-cv-00087, D.J. Ref. 90-11-3-09770, was lodged with the United States District Court for the Western District of Virginia.

In this action the United States, acting at the request of the United States Department of the Interior ("DOI"), acting through the Fish and Wildlife Service ("FWS"), alleged claims against the Defendant Blackburg Country Club, Inc. ("BCC"). These claims were for natural resource damages pursuant to the Comprehensive Environmental Response, Compensation, and Liability Act, as amended, 42 U.S.C. 9601 *et seq.*, with respect to a release of hazardous substances allegedly caused by BCC at its golf course in Blackburg, Virginia into the North Fork of the Roanoke River. This release, which occurred on or about July 9, 2007, resulted in injury and/or damage to natural resources under the trusteeship of DOI and FWS: Namely, the death of an estimated 169 Roanoke logperch, a federally endangered species. DOI incurred expenses responding to the release and assessing the injury to natural resources that it caused.

Under the proposed consent decree, BCC has obligated itself to implement a Restoration Plan, described at Appendix A of the Consent Decree, consisting of six (6) separate projects to restore reaches of the North Fork of the Roanoke River in the vicinity of the golf course. It has also agreed to pay FWS' natural resource damage assessment costs of \$18,964.34, and will pay future travel costs incurred by certain FWS personnel in monitoring implementation of the Restoration Plan.

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.

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, and should refer to *United States of America v. Blackburg Country Club, Inc.*, Case No. 7:12-cv-00087, D.J. Ref. 90-11-3-09770.

During the public comment period, the Consent Decree may be examined on the following Web site, <http://www.usdoj.gov/enrd/ConsentDecrees.html>, maintained by the Department of Justice. A copy of the 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 \$18.75 (@ 25 cents per page reproduction cost) payable to the U.S. Treasury or, if by email or fax, forward a check in that amount to the Consent Decree Library at the stated address.

**Robert Brook,**

*Assistant Chief, Environmental Enforcement Section, Environment and Natural Resources Division*

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## DEPARTMENT OF LABOR

### Mine Safety and Health Administration

#### Proposed Information Collection Request; Training, Training Plans, and Records

**AGENCY:** Mine Safety and Health Administration, Labor.

**ACTION:** Request for comments.

**SUMMARY:** The Department of Labor, as part of its continuing effort to reduce paperwork and respondent burden, conducts a pre-clearance consultation program to provide the general public and Federal and state agencies with an opportunity to comment on proposed or continuing collections of information in accordance with the Paperwork Reduction Act of 1995. This program helps ensure that requested information collections are in formats appropriate to the mining community, that reporting is minimal, collection instruments are clearly understood, and that the impact of collection requirements can be properly assessed.

The Mine Safety and Health Administration is soliciting comments concerning the proposed extension of an existing information collection, OMB

Control Number 1219-0131, Part 46—Training, Training Plans, and Records.

OMB last approved this information collection request (ICR) on March 10, 2009.

**DATES:** Submit comments on or before May 21, 2012.

**ADDRESSES:** Comments must be identified with "OMB Control Number 1219-0131" and sent to both the Office of Management and Budget (OMB) and MSHA. Comments to MSHA may be sent by any of the methods listed below.

- *Federal E-Rulemaking Portal:* <http://www.regulations.gov>. Follow the on-line instructions for submitting comments.

- *Facsimile:* 202-693-9441, include "OMB 1219-0131" in the subject line of the message.

- *Regular Mail or Hand Delivery:* MSHA, Office of Standards, Regulations, and Variances, 1100 Wilson Boulevard, Room 2350, Arlington, VA 22209-3939. For hand delivery, sign in at the receptionist's desk on the 21st floor.

Comments to OMB may be sent by mail addressed to the Office of Information and Regulatory Affairs, Office of Management and Budget, New Executive Office Building, 725 17th Street NW., Washington, DC 20503, Attn: Desk Officer for MSHA.

**FOR FURTHER INFORMATION CONTACT:** Greg Moxness, Chief, Economic Analysis Division, Office of Standards, Regulations, and Variances, MSHA, at [moxness.greg@dol.gov](mailto:moxness.greg@dol.gov) (email); 202-693-9440 (voice); or 202-693-9441 (facsimile).

#### SUPPLEMENTARY INFORMATION:

##### I. Background

The requirements related to OMB 1219-0131 apply at shell dredging, sand, gravel, surface stone, surface clay, colloidal phosphate, and surface limestone mines. The requirements are intended to help protect miners by ensuring that they are trained about the hazards to which they can be exposed as a result of their employment at these operations.

##### II. Desired Focus of Comments

The Mine Safety and Health Administration (MSHA) is soliciting comments concerning the proposed extension of the information collection related to training, training plans, and records at these operations. MSHA is particularly interested in comments that:

- Evaluate whether the collection of information is necessary for the proper performance of MSHA's functions,