

**DEPARTMENT OF THE INTERIOR****Office of Surface Mining Reclamation and Enforcement****Notice of Proposed Information Collection**

**AGENCY:** Office of Surface Mining Reclamation and Enforcement, Interior.

**ACTION:** Notice and request for comments.

**SUMMARY:** In compliance with the Paperwork Reduction Act of 1995, the Office of Surface Mining Reclamation and Enforcement (OSM) is announcing its intention to request approval for the collection of information for OSM's call for nominations for its Excellence in Surface Coal Mining Reclamation Awards and Abandoned Mine Land Reclamation Awards.

**DATES:** OMB has up to 60 days to approve or disapprove the information collections but may respond after 30 days. Therefore, public comments should be submitted to OMB by May 11, 2012, in order to be assured of consideration.

**ADDRESSES:** Please send comments to the Office of Information and Regulatory Affairs, Office of Management and Budget, Attention: Department of the Interior Desk Officer, via email to [OIRA\\_Docket@omb.eop.gov](mailto:OIRA_Docket@omb.eop.gov), or by facsimile to (202) 395-5806. Also, please send a copy of your comments to John Trelease, Office of Surface Mining Reclamation and Enforcement, 1951 Constitution Ave. NW., Room 203—SIB, Washington, DC 20240, by telefax to (202) 219-3276, or by email to [jtrelease@osmre.gov](mailto:jtrelease@osmre.gov).

**FOR FURTHER INFORMATION CONTACT:** To receive a copy of the information collection request, contact John Trelease at (202) 208-2783, or electronically at [jtrelease@osmre.gov](mailto:jtrelease@osmre.gov). You may also review this collection on the Internet by going to <http://www.reginfo.gov> (Information Collection Review, Currently Under Review, Agency is Department of the Interior, DOI—OSMRE).

**SUPPLEMENTARY INFORMATION:** The OMB regulations at 5 CFR 1320, which implement provisions of the Paperwork Reduction Act of 1995 (Pub. L. 104-13), require that interested members of the public and affected agencies have an opportunity to comment on information collection and recordkeeping activities [see 5 CFR 1320.8(d)]. OSM has submitted a request to OMB to approve the collection of information for nominations to OSM's Excellence in Surface Coal Mining Reclamation

Awards and Abandoned Mine Land Reclamation Awards. OSM will request a 3-year term of approval for the information collection activity.

An agency may not conduct or sponsor, and a person is not required to respond to, a collection of information unless it displays a currently valid OMB control number. Since this is a new information collection request, OSM is seeking a new OMB control number. Responses are voluntary.

As required under 5 CFR 1320.8(d), a **Federal Register** notice soliciting comments on this collection of information was published on January 17, 2012 (77 FR 2318). OSM received one comment, but it was not relevant to this information collection activity. Therefore, we have not changed the collection in response to the comment. This notice provides the public with an additional 30 days in which to comment on the following information collection activity:

**Title:** Reclamation Awards — Call for Nominations.

**OMB Control Number:** 1029-xxxx.

**Summary:** This information collection clearance package is being submitted by the Office of Surface Mining Reclamation and Enforcement (OSM) for approval to collect information for our annual call for nominations for our Excellence in Surface Coal Mining Reclamation Awards and Abandoned Mine Land Reclamation Awards. Since 1986, the Office of Surface Mining has presented awards to coal mine operators who completed exemplary active reclamation. A parallel award program for abandoned mine land reclamation began in 1992. The objective was to give public recognition to those responsible for the nation's most outstanding achievement in environmentally sound surface mining and land reclamation and to encourage the exchange and transfer of successful reclamation technology. The call for nominations has been in existence for years but is currently inactive. This collection request seeks a three-year term of approval.

**Bureau Form Number:** None.

**Frequency of Collection:** Once.

**Description of Respondents:** Industry and state/tribal nominees for reclamation awards and state/tribal reviewers and judges.

**Total Annual Responses:** 22 active mine respondents, 12 abandoned mine land respondents, and 48 state and tribal reviewers and judges.

**Total Annual Burden Hours:** 2,406.

**Total Annual Non-Wage Burden:** \$3,400.

Send comments on the need for the collection of information for the

performance of the functions of the agency; the accuracy of the agency's burden estimates; ways to enhance the quality, utility and clarity of the information collection; and ways to minimize the information collection burden on respondents, such as use of automated means of collection of the information, to the addresses listed in **ADDRESSES**.

Before including your address, phone number, email address, or other personal identifying information in your comment, you should be aware that your entire comment—including your personal identifying information—may be made publicly available at any time. While you can ask us in your comment to withhold your personal identifying information from public review, we cannot guarantee that we will be able to do so.

Dated: April 3, 2012.

**Andrew F. DeVito,**

*Chief, Division of Regulatory Support.*

[FR Doc. 2012-8510 Filed 4-10-12; 8:45 am]

**BILLING CODE 4310-05-M**

**DEPARTMENT OF JUSTICE****Notice of Lodging of Consent Decree Under Massachusetts General Laws Chapter 21E**

Notice is hereby given that on April 2, 2012, a proposed Consent Decree in *United States v. NuStar Terminals Services, Inc., et al.*, Civil Action No. 1:12-cv-10585-DJC, was lodged with the United States District Court for the District of Massachusetts.

In this action, the United States of America ("United States"), on behalf of the Secretary of the Army and the Administrator of the United States Environmental Protection Agency, filed a complaint pursuant to Chapter 21E of the Massachusetts General Laws ("Mass. Gen. L. ch. 21E"), seeking reimbursement of costs the United States has incurred and will incur in responding to contamination resulting from past leakage of liquid aviation fuel from a section of pipeline located within the Massachusetts Military Reservation on Cape Cod, Massachusetts. The pipeline was owned and operated by the Standard Transmission Corporation. The complaint alleges that NuStar Terminals Services, Inc. and SGH Enterprises, Inc. (the "Settling Defendants") are successors to Standard Transmission Corporation. SGH Enterprises, Inc. has a claim for indemnification with respect to this matter against W.R. Grace & Co. (the "Other Settling Party").

The proposed Consent Decree requires the Settling Defendants and the Other Settling Party to pay a total of \$21 million, plus interest, to the United States, in reimbursement of response costs incurred by the United States relating to the pipeline leakage. Of this total, NuStar Terminals Services, Inc. is to pay \$11.7 million, plus interest; SGH Enterprises, Inc. is to pay \$1.86 million, plus interest; and W.R. Grace & Co. is to pay \$7.44 million, plus interest. As part of the settlement, the proposed Consent Decree includes a covenant by the United States not to sue under Mass. Gen. L. ch. 21E, under sections 106 and 107 of the Comprehensive Environmental Response, Compensation, and Liability Act, 42 U.S.C. 9606, 9607, and under section 7003 of the Resource Conservation and Recovery Act ("RCRA"), 42 U.S.C. 6973.

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, 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 this case: *United States v. NuStar Terminals Services, Inc., et al.*, Civil Action No. 1:12-cv-10585-DJC, D.J. Ref. No. 90-11-2-975. Commenters may request an opportunity for a public meeting in the affected area, in accordance with section 7003(d) of RCRA, 42 U.S.C. 6973(d).

During the public comment period, the Consent Decree may 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 proposed 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" ([EESDCopy.ENRD@usdoj.gov](mailto:EESDCopy.ENRD@usdoj.gov)), fax no. (202) 514-0097, phone confirmation no. (202) 514-5271. If requesting a copy from the Consent Decree Library, please enclose a check in the amount of \$8.00 (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 address given above.

**Ronald G. Gluck,**

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

[FR Doc. 2012-8640 Filed 4-10-12; 8:45 am]

**BILLING CODE 4410-15-P**

## DEPARTMENT OF JUSTICE

### Notice of Lodging of Consent Decree Under The Clean Air Act, The Comprehensive Environmental Response, Compensation and Liability Act, and The Emergency Planning and Community Right-To-Know Act

Notice is hereby given that on April 5, 2012, a proposed Consent Decree ("Consent Decree") in *United States v. Marathon Petroleum Company LP, et al.*, Civil Action No. 2:12-cv-11544-DML-MJH, was lodged with the United States District Court for the Eastern District of Michigan.

In this action, the United States sought injunctive relief and civil penalties from Marathon Petroleum Company LP and its wholly-owned subsidiary, Catlettsburg Refining, LLC (collectively "MPC"), pursuant to Sections 113(b) and 167 of the Clean Air Act, 42 U.S.C. 7413(b) and 7477; Sections 109 and 113(b) of the Comprehensive Environmental Response, Compensation and Liability Act, 42 U.S.C. 9609(c) and 9613(b); and Section 325(b)(3) of the Emergency Planning and Community Right-To-Know Act, 42 U.S.C. 11045(b)(3). The alleged violations occurred at six petroleum refineries that MPC owns and operates in the following locations: Robinson, Illinois; Catlettsburg, Kentucky; Garyville, Louisiana; Detroit, Michigan; Canton, Ohio; and Texas City, Texas. The alleged violations involve all twenty-two steam-assisted flares at these refineries.

Under the Consent Decree, MPC is required to minimize flaring and to efficiently combust any gases that are flared. Under the flare minimization terms of the settlement, MPC will implement waste gas minimization plans at each refinery; analyze the root causes of flaring events in order to prevent them in the future; and, after several years of these efforts, comply with "flaring caps," which limit the volume of gas that MPC can flare. Under the flare efficiency terms of the settlement, MPC will install numerous monitoring systems on the flares; integrate the data from the monitoring systems into automatic control logic for operation of the flares; comply with several operating limits that are designed to ensure 98% combustion efficiency; and agree to comply with 98% combustion efficiency at each flare. As a mitigation project, MPC will install controls on the sludge-handling facilities at its Detroit Refinery at an estimated cost of \$2.2 million. MPC also will pay a civil penalty of \$460,000.

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 v. Marathon Petroleum Company LP, et al.*, D. J. Ref. No. 90-5-2-1-09915.

During the public comment period, the Consent Decree may 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 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" ([EESDCopy.ENRD@usdoj.gov](mailto:EESDCopy.ENRD@usdoj.gov)), fax number (202) 514-0097; phone confirmation number (202) 514-5271. If requesting a copy from the Consent Decree Library by mail, please enclose a check in the amount of \$ 49.00 (25 cents per page reproduction cost) payable to the U.S. Treasury or, if requesting by email or fax, forward a check in that amount to the Consent Decree Library at the address given above.

**Maureen M. Katz,**

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

[FR Doc. 2012-8607 Filed 4-10-12; 8:45 am]

**BILLING CODE 4410-15-P**

## DEPARTMENT OF JUSTICE

**[CPCLO Order No. 005-2012]**

### Privacy Act of 1974; System of Records

**AGENCY:** Drug Enforcement Administration, United States Department of Justice.

**ACTION:** Modified System of Records.

**SUMMARY:** Pursuant to the provisions of the Privacy Act of 1974 (5 U.S.C. 552a), the United States Department of Justice ("DOJ" or "Department") Drug Enforcement Administration (DEA) proposes to modify JUSTICE/DEA-008, "Investigative Reporting and Filing System" ("IRFS"). IRFS was last published in its entirety in the **Federal Register** at 61 FR 54219, Oct. 17, 1996. The Department proposes to modify