

THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

UNITED STATES OF AMERICA,
COMMONWEALTH OF
PENNSYLVANIA, DEPARTMENT OF
ENVIRONMENTAL PROTECTION, and
ALLEGHENY COUNTY HEALTH
DEPARTMENT,

Plaintiffs,

v.

ALLEGHENY COUNTY SANITARY
AUTHORITY,

Defendant.

Civ. No. 2:07-cv-00737

NOTICE OF LODGING OF AMENDED CONSENT DECREE

The United States respectfully gives notice of lodging of an amended consent decree in the above-captioned action. This proposed amended consent decree is subject to a period of public comment for at least sixty days after notice of the lodging of the amended consent decree is published in the Federal Register.

The proposed amended consent decree would replace the consent decree entered by this Court on January 24, 2008 (ECF No. 26), although many of the terms of the 2008 consent decree are carried forward into the proposed amended consent decree. The terms of the modification are set forth in the proposed amended consent decree.

The United States respectfully requests that the Court refrain from signing the proposed amended consent decree at this time. Instead, the proposed amended consent decree should remain lodged with the Court while the United States publishes notice of the consent decree in

the Federal Register and accepts public comment for a period of sixty days, in accordance with regulations found at 28 C.F.R. § 50.7.

After the close of the public comment period, the United States will inform the Court whether any comments were received and, if so, the United States' view on whether entry of the amended consent decree remains appropriate in light of the comments received.

Respectfully Submitted,

JEFFREY BOSSERT CLARK
Assistant Attorney General
Environment and Natural Resources Division
U.S. Department of Justice

Dated: September 19, 2019

/s/ Daniel S. Smith

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