



DEPARTMENT OF JUSTICE

Notice of Lodging of Proposed Consent Decree under the Clean Water Act

On July 21, 2020, the Department of Justice lodged a proposed consent decree with the United States District Court for the District of Hawaii in the lawsuit entitled *United States v. Pacific Energy South West Pacific, Ltd.*, Civil Action No. 20-CV-322.

The United States filed this lawsuit under the Clean Water Act. The United States' complaint seeks injunctive relief and civil penalties for violations of a National Pollutant Discharge Elimination System permit, violations of an administrative order issued by the United States Environmental Protection Agency, and unpermitted discharges of pollutants to waters of the United States at the American Samoa Terminal, a fuel terminal that the defendant Pacific Energy South West Pacific, Ltd. operates in Pago Pago, American Samoa. The consent decree requires the defendant to perform injunctive relief and pay a \$300,000 civil penalty.

The publication of this notice opens a period for public comment on the consent decree. Comments should be addressed to the Assistant Attorney General, Environment and Natural Resources Division, and should refer to *United States v. Pacific Energy South West Pacific, Ltd.*, D.J. Ref. No. 90-5-1-1-12086. All comments must be submitted no later than thirty (30) days after the publication date of this notice. Comments may be submitted either by e-mail or by mail:

<i>To submit comments:</i>	<i>Send them to:</i>
By e-mail	pubcomment-ees.enrd@usdoj.gov
By mail	Assistant Attorney General U.S. DOJ – ENRD P.O. Box 7611 Washington, D.C. 20044-7611

During the public comment period, the consent decree may be examined and downloaded at this Justice Department website: <https://www.justice.gov/enrd/consent-decrees>. We will provide a paper copy of the consent decree upon written request and payment of reproduction costs. Please mail your request and payment to:

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Please enclose a check or money order for \$11.50 (25 cents per page reproduction cost) payable to the United States Treasury.

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Environment and Natural Resources Division.

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