

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF LOUISIANA  
LAKE CHARLES DIVISION

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UNITED STATES OF AMERICA, and		)	
THE LOUISIANA DEPARTMENT OF		)	
ENVIRONMENTAL QUALITY,		)	
Plaintiffs,		)	
		)	
		)	
v.		)	Civil Action No. 21-cv-03464
		)	
FIRESTONE POLYMERS, LLC,		)	
Defendant.		)	
		)	
		)	
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**NOTICE OF LODGING OF CONSENT DECREE PENDING  
SOLICITATION OF PUBLIC COMMENT**

Plaintiffs the United States of America, by and through the authority of the Attorney General of the United States and through the undersigned attorneys and acting at the request of the Administrator of the United States Environmental Protection Agency (“EPA”), and the Louisiana Department of Environmental Quality (“LDEQ”), provide notice that the proposed Consent Decree submitted herewith is hereby lodged with the Court pending solicitation of public comment by Plaintiffs. The proposed Consent Decree would, if entered by the Court, resolve the Plaintiffs’ claims in this case. **As explained below, at this time Plaintiffs respectfully request that the Court not sign the proposed Consent Decree unless and until Plaintiffs file a Motion for Entry.**

Before the proposed Consent Decree can be finalized, the United States must satisfy requirements regarding public comment. Paragraph 125 of the proposed Consent Decree

provides that the United States reserves the right to withdraw or withhold its consent if the comments regarding the Consent Decree disclose facts or considerations indicating that the Consent Decree is inappropriate, improper, or inadequate. The U.S. Department of Justice will publish in the Federal Register a notice that the proposed Consent Decree has been lodged with the Court and soliciting public comment for a period of thirty (30) days. After the close of the comment period, the United States will evaluate any comments received, determine whether any comments disclose facts or considerations which indicate that the proposed Consent Decree is inappropriate, inadequate, or improper, and then advise the Court whether the proposed Consent Decree should be entered.

Paragraph 126 of the proposed Consent Decree provides that the LDEQ reserves the right to withdraw or withhold its consent if the comments regarding the Consent Decree disclose facts or considerations indicating that this Consent Decree is inappropriate, improper, or inadequate. The LDEQ will publish notice of this Consent Decree in the newspaper of general circulation and the official journal of the parish in which the Sulphur, Louisiana Facility is located, in order to provide for public comment for a period of not less than forty-five (45) days. After the close of the comment period, the LDEQ will evaluate any comments received, determine whether any comments disclose facts or considerations which indicate that the proposed Consent Decree is inappropriate, inadequate, or improper, and in concurrence with the United States, advise the Court whether the proposed Consent Decree should be entered.

Until such time that the two public comment periods have lapsed, and any comments received addressed, the Plaintiffs respectfully request that the Court not sign the proposed Consent Decree.

Respectfully submitted,

FOR THE UNITED STATES OF AMERICA

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United States Department of Justice

s/ Thomas P. Carroll  
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**CERTIFICATE OF SERVICE**

I hereby certify that on September 30, 2021, a copy of the foregoing “Notice of Lodging of Consent Decree Pending Solicitation of Public Comment” was filed electronically with the Clerk of Court using the CM/ECF system. I also certify that I have served this filing to counsel for Defendant, by U.S. mail, postage prepaid:

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