PLAINTIFF'S EXHIBIT USM166

paying a local fare to the group departure city.

Pan American has answered the complaint, asserting that these same allegations were considered and dismissed by the Board in recently permitting other carriers to establish similar fares and provisions.

Upon consideration of the tariff filing, the complaint and answer thereto and other relevant matters, the Board finds that the complaint does not set forth sufficient facts to warrant investigation of the proposed tariff and the request therefor, and consequently the request for suspension, will be denied.

The proposed fares and provisions match existing joint fares and provisions recently permitted other carriers,[*] and Northwest's complaint does not set forth any facts not previously considered by the Board in connection with that earlier filing.

Accordingly, pursuant to the Federal Aviation Act of 1958, and particularly sections 204(a) and 1002 thereof,

It is ordered, That:

1. The complaint of Northwest Airlines, Inc., in Docket No. 23172 is hereby dismissed; and

2. A copy of this order be served upon American Airlines, Inc., Northwest Airlines, Inc., Pan American World Airways, Inc., Trans World Airlines, Inc., and Western Air Lines, Inc.

This order shall be published in the FEDERAL REGISTER.

By the Civil Aeronautics Board:

[SEAL] HARRY J. ZINK,
Secretary.

[FR Doc.71-4383 Filed 3-30-71;8:45 am]

ENVIRONMENTAL PROTECTION AGENCY

AIR POLLUTION PREVENTION AND CONTROL

List of Hazardous Air Pollutants

Section 112 of the Clean Air Act, as amended December 31, 1970 (Public Law 91-604), directs the Administrator of the Environmental Protection Agency to publish, no later than March 31, 1971, and from time to time thereafter revise, a list of air pollutants which in his judgment may cause, or contribute to, an increase in mortality or an increase in serious irreversible, or incapacitating reversible, illness and to which no national ambient air quality standard is applicable. Within 180 days from the inclusion of any air pollutant in the list, the Administrator is required to publish proposed regulations establishing emission standards for such pollutant together with a notice of public hearing to be held within 30 days after publication of the notice.

The Administrator, after evaluating available information, has concluded that asbestos, beryllium, and mercury are air pollutants which meet the above requirements. Evaluation of other air pollutants is being conducted and the list will be revised from time to time as the Administrator deems appropriate. Accordingly, pursuant to section 112(b)(1)(A) of the Act, notice is given that the Administrator, after consultation with appropriate advisory committees, experts, and Federal departments and agencies in accordance with section 117(f) of the Act, hereby establishes a list of hazardous air pollutants as follows.

LIST OF HAZARDOUS AIR POLLUTANTS

1. Asbestos.
2. Beryllium.
3. Mercury.

Dated: March 29, 1971.

WILLIAM D. RUCKELSHAUS,
Administrator.

[FR Doc.71-4529 Filed 3-30-71;9:04 am]

AIR POLLUTION PREVENTION AND CONTROL

List of Categories of Stationary Sources

Section 111(b)(1)(A) of the Clean Air Act as amended December 31, 1970 (Public Law 91-604), directs the Administrator of the Environmental Protection Agency to publish no later than March 31, 1971, and from time to time thereafter revise, a list of categories of stationary sources which he determines may contribute significantly to air pollution which causes or contributes to the endangerment of public health or welfare. Within one hundred and twenty (120) days after the inclusion of a category of stationary sources in such list, the Administrator is required to propose regulations establishing Federal standards of performance for new sources within such category.

The Administrator, after evaluating available information, has determined that the following are categories of stationary sources which meet the above requirements: Contact sulfuric acid plants; fossil fuel-fired steam generators of more than 250 million B.t.u. per hour heat input; municipal incinerators of more than 2000 lbs. per hour refuse charging rate; nitric acid plants; and portland cement plants. Evaluation of other stationary source categories is being conducted, and the list will be revised from time to time as the Administrator deems appropriate. Accordingly, pursuant to section 111(b)(1)(A) of the Act, notice is given that the Administrator, after consultation with appropriate advisory committees, experts, and Federal departments and agencies in accordance with section 117(f) of the Act, establishes a list of categories of stationary sources as follows:

LIST OF CATEGORIES OF STATIONARY SOURCES

1. Contact sulfuric acid plants.
2. Fossil fuel-fired steam generators of more than 250 million B.t.u. per hour heat input.
3. Incinerators of more than 2000 pounds per hour charging rate (municipal-type refuse).
4. Nitric acid plants.
5. Portland cement plants.

Dated: March 29, 1971.

WILLIAM D. RUCKELSHAUS,
Administrator.

[FR Doc.71-4530 Filed 3-30-71;9:04 am]

FEDERAL MARITIME COMMISSION

GREAT LAKES/JAPAN RATE AGREEMENT

Notice of Agreement Filed

Notice is hereby given that the following agreement has been filed with the Commission for approval pursuant to section 15 of the Shipping Act, 1916, as amended (39 Stat. 732, 75 Stat. 763, 46 U.S.C. 814).

Interested parties may inspect and obtain a copy of the agreement at the Washington office of the Federal Maritime Commission, 1406 I Street NW., Room 1202; or may inspect the agreement at the Field Offices located at New York, N.Y., New Orleans, La., and San Francisco, Calif. Comments on such agreements, including requests for hearing, may be submitted to the Secretary, Federal Maritime Commission, Washington, D.C. 20573, within 20 days after publication of this notice in the FEDERAL REGISTER. Any person desiring a hearing on the proposed agreement shall provide a clear and concise statement of the matters upon which they desire to adduce evidence. An allegation of discrimination or unfairness shall be accompanied by a statement describing the discrimination or unfairness with particularity. If a violation of the Act or detriment to the commerce of the United States is alleged, the statement shall set forth with particularity the acts and circumstances said to constitute such violation or detriment to commerce.

A copy of any such statement should also be forwarded to the party filing the agreement (as indicated hereinafter) and the statement should indicate that this has been done.

Notice of agreement filed by:

Mr. F. B. Dowling, Vice President, "K" Line New York, Inc., 29 Broadway, New York, NY 10006.

Agreement No. 8595-5 is a modification of the Great Lakes/Japan's basic agreement which has been filed in an effort to comply with the Federal Maritime Commission's requirements concerning Self-Policing Systems, General Order 7 (Revised) as published in the FEDERAL REGISTER of October 28, 1970 (35 F.R. 16679).

Dated: March 26, 1971.

By order of the Federal Maritime Commission.

FRANCIS C. HURNEY,
Secretary.

[FR Doc.71-4422 Filed 3-30-71;8:49 am]

[*] Order 71-3-6.