

form of such relief, whether the public interest precludes issuance of such relief, complainant's bond, and respondents' bond during the period such relief is in effect.

The Commission determined that a temporary limited exclusion order and a temporary cease and desist order directed to respondent Mentor are the appropriate form of temporary relief. The Commission further determined that the statutory public interest factors do not preclude the issuance of such relief, and that respondents' bond under the temporary limited exclusion order and the temporary cease and desist orders shall be in the amount of forty-three (43) percent of the entered value of the imported articles.

Commission rule 210.68 requires that all bonds posted by a complainant must be approved by the Commission Secretary before the temporary relief which the bond will secure will be issued. Consequently, the issuance of temporary relief described in the preceding paragraph is subject to the posting and approval of complainant's bond in the amount of \$200,000. Complainant is to file its bond with the Commission Secretary within seven (7) business days of publication of this notice in the Federal Register.

Copies of all nonconfidential documents filed in connection with this investigation are available for inspection during official business hours (8:45 a.m. to 5:15 p.m.) in the Office of the Secretary, U.S. International Trade Commission, 500 E Street SW., Washington, DC 20436, telephone 202-205-2000. Hearing-impaired persons are advised that information on this matter can be obtained by contacting the Commission's TDD terminal on 202-205-1810.

Issued: August 5, 1996.

By order of the Commission.

Donna R. Koehnke,
Secretary.

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DEPARTMENT OF JUSTICE

Drug Enforcement Administration

Donald E. Stoops, D.O.; Revocation of Registration

On January 31, 1996, the Deputy Assistant Administrator, Office of Diversion Control, Drug Enforcement Administration (DEA), issued an Order to Show Cause to Donald E. Stoops, D.O., (Respondent) of Truth or Consequences, New Mexico, notifying

him of an opportunity to show cause as to why DEA should not revoke his DEA Certificate of Registration, AS3251814, under 21 U.S.C. 824(a), and deny any pending applications for renewal of such registration as a practitioner under 21 U.S.C. 823(f), for the reason that, on or about November 19, 1994, the New Mexico Board of Osteopathic Medical Examiners had ordered the revocation of his state license to practice osteopathic medicine. The order also notified the Respondent that, should no request for a hearing be filed within 30 days, the hearing right would be deemed waived. The order was mailed by certified mail, and a signed return receipt dated February 7, 1996, was received by the DEA. However, no request for a hearing or any other reply was received by the DEA from the Respondent or anyone purporting to represent him in this matter. Subsequently, on March 28, 1996, the investigative file was transmitted to the Deputy Administrator for final agency action.

Therefore, the Deputy Administrator, finding that (1) more than thirty days have passed since the issuance of the Order to Show Cause, and (2) no request for a hearing has been received, concludes that the Respondent is deemed to have waived his hearing right. After considering relevant material from the investigative file in this matter, the Deputy Administrator now enters his final order without a hearing pursuant to 21 CFR 1301.54(e) and 1301.57.

The Deputy Administrator finds that on November 19, 1994, the Board of Osteopathic Medical Examiners ordered the revocation of the Respondent's license to practice osteopathic medicine in the State of New Mexico. Further, on December 14, 1995, the New Mexico Board of Pharmacy notified the DEA that the Respondent did not have a controlled substance registration number. The Respondent has not submitted a statement or any evidence to dispute this information.

The Drug Enforcement Administration cannot register or maintain the registration of a practitioner who is not duly authorized to handle controlled substances in the state in which he conduct his business. See 21 U.S.C. 823(f) (authorizing the Attorney General to register a practitioner to dispense controlled substances only if the applicant is authorized to dispense controlled substances under the laws of the state in which he or she practices); 802(21) (defining "practitioner" as one authorized by the United States or the state in which he or she practices to handle controlled substances in the

course of professional practice or research); and 21 U.S.C. 824(a)(3) (authorizing the Attorney General to revoke a registration upon a finding that the registrant "has had his State license or registration suspended, revoked, or denied by competent State authority and is no longer authorized by State law to engage in . . . dispensing of controlled substances. . ."). This prerequisite has been consistently upheld. See *Dominick A. Ricci, M.D.*, 58 FR 51,104 (1993); *James H. Nickens, M.D.*, 57 FR 59,847 (1992); *Roy E. Hardman, M.D.*, 57 FR 49,195 (1992); *Myong S. Yi, M.D.*, 54 FR 30,618 (1989); *Bobby Watts, M.D.*, 53 FR 11,919 (1988).

Here, it is clear and undisputed that the Respondent currently is not authorized to handle controlled substances in New Mexico. Likewise, since the Respondent lacks state authority to handle controlled substances, DEA lacks authority to continue his registration.

Accordingly, the Deputy Administrator of the Drug Enforcement Administration, pursuant to the authority vested in him by 21 U.S.C. 823 and 824, and 28 C.F.R. 0.100(b) and 0.104, hereby orders that DEA Certificate of Registration, AS3251814, previously issued to Donald E. Stoops, D.O., be, and it hereby is, revoked, and any pending application for renewal of such registration is hereby denied. This order is effective September 9, 1996.

Dated: August 2, 1996.

Stephen H. Greene,

Deputy Administrator.

[FR Doc. 96-20360 Filed 8-8-96; 8:45 am]

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Immigration and Naturalization Service

Agency Information Collection Activities: Extension of Existing Collection; Comment Request

ACTION: Notice of information collection under review; petition for nonimmigrant worker.

The proposed information collection is published to obtain comments from the public and affected agencies. Comments are encouraged and will be accepted for "sixty days" from the date listed at the top of this page in the Federal Register.

Request written comments and suggestions from the public and affected agencies concerning the proposed collection of information. Your comments should address one or more of the following four points:

(1) Evaluate whether the proposed collection of information is necessary