on the value used to calculate the AWQC for chloroform.

E. What Are the Draft Revised National Recommended Water Quality Criteria for Chloroform?

The draft revised criteria for chloroform are: 68 μg/L for consumption of water + organisms and 2,400 μg/L for consumption of organisms only.

F. What Specific Scientific Issues Does EPA Want Views On?

Though the public is welcome to submit scientific views on any component of the chloroform ambient water quality criteria document, EPA is specifically interested in scientific views on the following scientific issues:

- The determination of Relative Source Contribution and the value as estimated.
- The data from which the bioaccumulation factors (BAFs) were derived and the values as estimated.

G. What Is the Status of Existing Recommended Criteria While They Are Being Revised?

Water quality criteria published by EPA are the Agency's recommended water quality criteria until EPA revises or withdraws the criteria. EPA supports using the current section 304(a) criteria for those chemicals for which criteria are being updated and considers them to be scientifically sound until the Agency publishes final revised 304(a) criteria.

Dated: December 23, 2003.

Geoffrey H. Grubbs,

Director, Office of Science and Technology.

[FR Doc. 04–1107 Filed 1–16–04; 8:45 am]

BILLING CODE 6560–50–P

FEDERAL COMMUNICATIONS COMMISSION

[CC Docket Numbers 96–45 and 97–21; FCC 03–314]

Request for Review of the Decision of the Universal Service Administrator by Winston-Salem/Forsyth County School District and IBM

AGENCY: Federal Communications Commission.

ACTION: Notice.

SUMMARY: In this document, the Commission grants the Requests for Review by Winston-Salem/Forsyth County School District, Winston-Salem, North Carolina and International Business Machines, Inc., and remands the Requests for Review to SLD for consideration.

DATES: The Commission's decisions on the Requests for Review addressed in this order were effective December 8, 2003.

FOR FURTHER INFORMATION CONTACT: Andy Firth, Attorney, Telecommunications Access Policy Division, Wireline Competition Bureau, (202) 418–7400, TTY (202) 418–0484.

SUPPLEMENTARY INFORMATION: This is a summary of the Commission's Order in CC Docket Nos. 96–45 and 97–21 released on December 8, 2003. The full text of this document is available for public inspection during regular business hours in the FCC Reference Center, Room CY–A257, 445 Twelfth Street, SW., Washington, DC 20554.

I. Introduction

1. In this Order, before the Commission are Requests for Review by Winston-Salem/Forsyth County School District, Winston-Salem, North Carolina (Winston-Salem), and International Business Machines, Inc. (IBM). This school and IBM seek review of decisions of the Schools and Libraries Division (SLD) of the Universal Service Administrative Company (Administrator) that denied Winston-Salem $16.7 million in discounts for internal connections from the universal service support mechanisms for schools and libraries for Funding Year 2002. For the reasons set forth below, we grant these Requests for Review, and remand to SLD for consideration in accordance with this Order.

2. The Commission also releases the *Ysleta Order*, December 8, 2003, which addresses request for review by other applicants that also selected IBM as their service provider. In the *Ysleta Order*, the Commission finds that a number of schools in Funding Year 2002 engaged in various practices that violated one or more of our rules regarding competitive bidding, the weighting of price in selecting among bidders, and the submission of bona fide requests for services under this support mechanism. The Commission also concluded, however, that the circumstances of those applicants justified a waiver of our rules governing the Funding Year 2002 filing window, and allowed those applicants to re-bid for their requested services. As set forth below, we conclude that the facts presented in this case, unlike the cases that the Commission addresses in the *Ysleta Order*, do not support a denial of Winston-Salem's request for discounts under the program.

II. Discussion

3. We conclude, based on the record before us that SLD erred in denying the discounts requested by Winston-Salem. The grounds upon which we found rule violations in the Ysleta case are not present here.

4. First, we cannot conclude that Winston-Salem violated our competitive bidding rules. Unlike the *Ysleta Order*, Winston-Salem did not issue any sort of RFP for a systems integrator prior to filing its FCC Form 471. It merely posted a request for bids for eligible services on FCC Form 470. While we are troubled that it utilized an overly broad FCC Form 470, that is not, in itself, a basis for denying its requests for discounts. In the *Ysleta Order*, we clarified that the requirement for a bona fide request for services means that applicants must submit a list of specified services for which they anticipate they are likely to seek discounts, consistent with their technology plans; they may not list every service and product eligible for discounts under the schools and libraries support mechanism. At the same time, we recognized that past practices arguably could be construed as permitting broad FCC Form 470, and therefore clarified this requirement prospectively.

5. Second, we cannot conclude that Winston-Salem failed to properly consider price when selecting its service provider because only one party responded to its posted FCC Form 470. Its decision to enter into a contract with the one bidder is no different than the thousands of other applicants who receive either no bids, or only one bid, in response to a FCC Form 470 posting. Our rules require applicants to seek competitive bids; they do not require an applicant to have competing bidders where none appear. While we find it unusual, given the size of Winston-Salem's proposed project, that no other entity submitted a bid, this alone, without more, cannot be the basis for denying Winston-Salem's request for review. We note, however, that this case demonstrates how an overly broad FCC Form 470 posting may well stifle competition among service providers. In the *Ysleta Order*, we clarify that prospectively such a broad FCC Form 470 is not consistent with our rules.

6. Finally, we note that in its Request for Review, Winston-Salem describes in detail the process it employed to select a Systems Integrator, to demonstrate that Winston-Salem is committed to utilizing a fully competitive selection process for the award of its contracts. We find that Winston-Salem's

procedures for selecting Eperitus as a Systems Integrator are not relevant to our decision here, because it did not seek discounts on any services provided by Eperitus, and the services provided by Eperitus were outside the scope of the E-rate program.

7. Therefore, we grant the above-captioned Requests for Review and remand the Winston-Salem application to SLD. In doing so, we emphasize that we make no determination as to whether the applicant is ultimately entitled to any funding, as SLD must scrutinize all applications for ineligible services and compliance with all program rules, including all prospective clarifications enunciated in the *Ysleta Order*.

III. Ordering Clause

8. Pursuant to § 54.722(a) of the Commission's rules, that the above-captioned Requests for Review are granted to the extent provided herein and remanded to SLD for further processing in accordance with this Order.

Federal Communications Commission.

Marlene H. Dortch,

Secretary.

[FR Doc. 04–1124 Filed 1–16–04; 8:45 am]

BILLING CODE 6712–01–P

FEDERAL RESERVE SYSTEM

Change in Bank Control Notices; Acquisition of Shares of Bank or Bank Holding Companies

The notificants listed below have applied under the Change in Bank Control Act (12 U.S.C. 1817(j)) and § 225.41 of the Board's Regulation Y (12 CFR 225.41) to acquire a bank or bank holding company. The factors that are considered in acting on the notices are set forth in paragraph 7 of the Act (12 U.S.C. 1817(j)(7)).

The notices are available for immediate inspection at the Federal Reserve Bank indicated. The notices also will be available for inspection at the office of the Board of Governors. Interested persons may express their views in writing to the Reserve Bank indicated for that notice or to the offices of the Board of Governors. Comments must be received not later than February 3, 2004.

A. Federal Reserve Bank of Atlanta (Sue Costello, Vice President) 1000 Peachtree Street, N.E., Atlanta, Georgia 30303:

1. Old Post Road, L.P., Madison, Georgia; to acquire voting shares of Madison Bank Corporation, Madison, Georgia, and thereby indirectly acquire voting shares of Bank of Madison, Madison, Georgia.

B. Federal Reserve Bank of St. Louis (Randall C. Sumner, Vice President) 411 Locust Street, St. Louis, Missouri 63166-2034:

1. Samuel Jackson Young, Elizabethtown, Kentucky, individually, and as part of the Young Family control group, which includes Mr. Young and Ginger Young, Spring, Texas; to retain voting shares of Fredonia Valley Bancorp, Inc., Fredonia, Kentucky, and thereby indirectly retain voting shares of Fredonia Valley Bank, Fredonia, Kentucky.

C. Federal Reserve Bank of Kansas City (James Hunter, Assistant Vice President) 925 Grand Avenue, Kansas City, Missouri 64198-0001:

1. Scott Smiley, Avondale, Colorado, as trustee of the Carl W. Smiley Trust Number 1, Carl W. Smiley Trust Number 2, Julia Smiley Trust, Ward B. Smiley Trust A, and Ward B. Smiley Trust B; to acquire voting shares of First Norton Corporation, Norton, Kansas, and thereby indirectly acquire voting shares of First Security Bank & Trust Company, Norton, Kansas.

Board of Governors of the Federal Reserve System, January 13, 2004.

Robert deV. Frierson,

Deputy Secretary of the Board.

[FR Doc. 04–1085 Filed 1–16–04; 8:45 am]

BILLING CODE 6210–01–S

FEDERAL RESERVE SYSTEM

Formations of, Acquisitions by, and Mergers of Bank Holding Companies

The companies listed in this notice have applied to the Board for approval, pursuant to the Bank Holding Company Act of 1956 (12 U.S.C. 1841 *et seq.*) (BHC Act), Regulation Y (12 CFR Part 225), and all other applicable statutes and regulations to become a bank holding company and/or to acquire the assets or the ownership of, control of, or the power to vote shares of a bank or bank holding company and all of the banks and nonbanking companies owned by the bank holding company, including the companies listed below.

The applications listed below, as well as other related filings required by the Board, are available for immediate inspection at the Federal Reserve Bank indicated. The application also will be available for inspection at the offices of the Board of Governors. Interested persons may express their views in writing on the standards enumerated in the BHC Act (12 U.S.C. 1842(c)). If the proposal also involves the acquisition of a nonbanking company, the review also includes whether the acquisition of the nonbanking company complies with the standards in section 4 of the BHC Act (12 U.S.C. 1843). Unless otherwise noted, nonbanking activities will be conducted throughout the United States. Additional information on all bank holding companies may be obtained from the National Information Center website at *www.ffiec.gov/nic/*.

Unless otherwise noted, comments regarding each of these applications must be received at the Reserve Bank indicated or the offices of the Board of Governors not later than February 13, 2004.

A. Federal Reserve Bank of Richmond (A. Linwood Gill, III, Vice President) 701 East Byrd Street, Richmond, Virginia 23261–4528:

1. BB&T Corporation, Winston–Salem, North Carolina; to merge with Republic Bancshares, Inc., Saint Petersburg, Florida, and thereby indirectly acquire Republic Bank, Saint Petersburg, Florida.

2. Shore Bancshares, Inc., Easton, Maryland; to merge with Midstate Bancorp, Inc., Felton, Delaware, and thereby indirectly acquire The Felton Bank, Felton, Delaware.

B. Federal Reserve Bank of St. Louis (Randall C. Sumner, Vice President) 411 Locust Street, St. Louis, Missouri 63166–2034:

1. NBC Capital Corporation, Starkville, Mississippi; to merge with Enterprise Bancshares, Inc., Memphis, Tennessee, and thereby acquire Enterprise National Bank, Memphis, Tennessee.

Board of Governors of the Federal Reserve System, January 13, 2004.

Robert deV. Frierson,

Deputy Secretary of the Board.

[FR Doc. 04–1084 Filed 1–16–04; 8:45 am]

BILLING CODE 6210–01–S

DEPARTMENT OF HEALTH AND HUMAN SERVICES

National Committee on Vital and Health Statistics: Meeting

Pursuant to the Federal Advisory Committee Act, the Department of Health and Human Services (HHS) announces the following advisory committee meeting.

Name: National Committee on Vital and Health Statistics (NCVHS).

Time and Date: January 29, 2004, 9 a.m.–3:30 p.m.

Place: Hubert H. Humphrey Building, 200 Independence Avenue, SW., Room 705A, Washington, DC 20201.

Status: Open.