Publications submitted for posting on the NIC website must meet the federal government’s requirement for accessibility (508 PDF or HTML file). All documents developed under this cooperative agreement must be submitted in draft form to NIC for review before the final products are delivered.

Application Requirements:
Applications should be concisely written, typed double spaced and reference the project by the “NIC Opportunity Number” and Title in this announcement. The package must include: a cover letter that identifies the audit agency responsible for the applicant’s financial accounts as well as the audit period or fiscal year that the applicant operates under (e.g., July 1 through June 30); a program narrative in response to the statement of work and a budget narrative explaining projected costs. The following forms must also be included: OMB Standard Form 424, Application for Federal Assistance; OMB Standard Form 424A, Budget Information—Non-Construction Programs; OMB Standard Form 424B, Assurances—Non-Construction Programs (these forms are available at http://www.grants.gov) and DOJ/NIC Certification Regarding Lobbying; Debarment, Suspension and Other Responsibility Matters; and the Drug-Free Workplace Requirements (available at http://www.nicic.gov/Downloads/PDF/certif-frm.pdf).

Applications may be submitted in hard copy, or electronically via http://www.grants.gov. If submitted in hard copy, there needs to be an original and three copies of the full proposal (program and budget narratives, application forms and assurances). The original should have the applicant’s signature in blue ink.

Authority: Public Law 93–415.

Funds Available: NIC is seeking the applicant’s best ideas regarding accomplishment of the scope of work and the related costs for achieving the goals set forth in this solicitation. Funds may only be used for the activities that are linked to the desired outcome of the project.

This project will be completed for the National Institute of Corrections Academy Division.

Eligibility of Applicants: An eligible applicant is any public or private agency, educational institution, organization, individual or team with expertise in the described areas.

Review Considerations: Applications received under this announcement will be subjected to a 3 to 5 person NIC Peer Review Process.

Note: NIC will NOT award a cooperative agreement to an applicant who does not have a Dun and Bradstreet Database Universal Number (DUNS) and is not registered in the Central Contractor Registry (CCR).

A DUNS number can be received at no cost by calling the dedicated toll-free DUNS number request line at 1–800–333–6505 (if you are a sole proprietor, you would dial 1–866–705–5711 and select option 1). Registration in the CCR can be done online at the CCR Web site: http://www.ccr.gov. A CCR Handbook and worksheet can also be reviewed at the Web site.

Number of Awards: One. NIC Opportunity Number: 10A61. This number should appear as a reference line in the cover letter, where indicated on Standard Form 424, and outside of the envelope in which the application is sent.

Catalog of Federal Domestic Assistance Number 16.601.

Executive Order 12372: This project is not subject to the provisions of Executive Order 12372.

Morriss L. Thigpen, Director, National Institute of Corrections.

DEPARTMENT OF JUSTICE

Drug Enforcement Administration

Jovencio L. Raneses, M.D.; Denial of Application

On August 28, 2009, the Deputy Assistant Administrator, Office of Diversion Control, Drug Enforcement Administration, issued an Order to Show Cause to Jovencio L. Raneses, M.D. (Respondent), of San Diego, California. The Show Cause Order proposed the revocation of Respondent’s DEA Certificate of Registration, BR5257907, which authorized him to dispense controlled substances in schedules 2N, 3N, 4 and 5, as a practitioner, at the registered location of 1666 Garnet Avenue, # 708, San Diego, California. GX E. at 1. On May 1, 2003, Respondent last renewed this registration; the registration was assigned an expiration date of April 30, 2006. Id. On September 27, 2006, nearly five months after the registration expired, Respondent submitted an application to renew this registration. Id. Based on the above, I find that Respondent has a current application before the Agency. However, I conclude that because Respondent did not file a timely application to renew the registration, the registration has not remained in effect pending the issuance of the Final Order in this matter. See 5 U.S.C. 558(c) (“When the licensee has made timely and sufficient application for a renewal or a new license in accordance with agency rules, a license with reference to an activity of a continuing nature does not expire until the application has been finally determined by the agency.”) (emphasis added).

Respondent previously held DEA Certificate Registration, BR5257907, which authorized him to dispense controlled substances in schedules 2N, 3N, 4 and 5, as a practitioner, at the registered location of 1666 Garnet Avenue, # 708, San Diego, California. GX B. Since that time, neither Respondent, nor anyone purporting to represent him, has either requested a hearing on the allegations or submitted a written statement in lieu of a hearing. Accordingly, I find that Respondent has waived both his right to a hearing and his right to submit a written statement in lieu of a hearing. See 21 CFR 1301.43(d). I therefore enter this Decision and Final Order without a hearing based on evidence contained in the record submitted by the Government. I make the following findings.

Findings

Respondent previously held DEA Certificate Registration, BR5257907, which authorized him to dispense controlled substances in schedules 2N, 3N, 4 and 5, as a practitioner, at the registered location of 1666 Garnet Avenue, # 708, San Diego, California. GX B. Since that time, neither Respondent, nor anyone purporting to represent him, has either requested a hearing on the allegations or submitted a written statement in lieu of a hearing. Accordingly, I find that Respondent has waived both his right to a hearing and his right to submit a written statement in lieu of a hearing. See 21 CFR 1301.43(d). I therefore enter this Decision and Final Order without a hearing based on evidence contained in the record submitted by the Government. I make the following findings.

Findings

Respondent previously held DEA Certificate Registration, BR5257907, which authorized him to dispense controlled substances in schedules 2N, 3N, 4 and 5, as a practitioner, at the registered location of 1666 Garnet Avenue, # 708, San Diego, California. GX B. Since that time, neither Respondent, nor anyone purporting to represent him, has either requested a hearing on the allegations or submitted a written statement in lieu of a hearing. Accordingly, I find that Respondent has waived both his right to a hearing and his right to submit a written statement in lieu of a hearing. See 21 CFR 1301.43(d). I therefore enter this Decision and Final Order without a hearing based on evidence contained in the record submitted by the Government. I make the following findings.

Findings

Respondent previously held DEA Certificate Registration, BR5257907, which authorized him to dispense controlled substances in schedules 2N, 3N, 4 and 5, as a practitioner, at the registered location of 1666 Garnet Avenue, # 708, San Diego, California. GX B. Since that time, neither Respondent, nor anyone purporting to represent him, has either requested a hearing on the allegations or submitted a written statement in lieu of a hearing. Accordingly, I find that Respondent has waived both his right to a hearing and his right to submit a written statement in lieu of a hearing. See 21 CFR 1301.43(d). I therefore enter this Decision and Final Order without a hearing based on evidence contained in the record submitted by the Government. I make the following findings.

Findings

Respondent previously held DEA Certificate Registration, BR5257907, which authorized him to dispense controlled substances in schedules 2N, 3N, 4 and 5, as a practitioner, at the registered location of 1666 Garnet Avenue, # 708, San Diego, California. GX B. Since that time, neither Respondent, nor anyone purporting to represent him, has either requested a hearing on the allegations or submitted a written statement in lieu of a hearing. Accordingly, I find that Respondent has waived both his right to a hearing and his right to submit a written statement in lieu of a hearing. See 21 CFR 1301.43(d). I therefore enter this Decision and Final Order without a hearing based on evidence contained in the record submitted by the Government. I make the following findings.

Findings

Respondent previously held DEA Certificate Registration, BR5257907, which authorized him to dispense controlled substances in schedules 2N, 3N, 4 and 5, as a practitioner, at the registered location of 1666 Garnet Avenue, # 708, San Diego, California. GX B. Since that time, neither Respondent, nor anyone purporting to represent him, has either requested a hearing on the allegations or submitted a written statement in lieu of a hearing. Accordingly, I find that Respondent has waived both his right to a hearing and his right to submit a written statement in lieu of a hearing. See 21 CFR 1301.43(d). I therefore enter this Decision and Final Order without a hearing based on evidence contained in the record submitted by the Government. I make the following findings.

Findings

Respondent previously held DEA Certificate Registration, BR5257907, which authorized him to dispense controlled substances in schedules 2N, 3N, 4 and 5, as a practitioner, at the registered location of 1666 Garnet Avenue, # 708, San Diego, California. GX B. Since that time, neither Respondent, nor anyone purporting to represent him, has either requested a hearing on the allegations or submitted a written statement in lieu of a hearing. Accordingly, I find that Respondent has waived both his right to a hearing and his right to submit a written statement in lieu of a hearing. See 21 CFR 1301.43(d). I therefore enter this Decision and Final Order without a hearing based on evidence contained in the record submitted by the Government. I make the following findings.

Findings

Respondent previously held DEA Certificate Registration, BR5257907, which authorized him to dispense controlled substances in schedules 2N, 3N, 4 and 5, as a practitioner, at the registered location of 1666 Garnet Avenue, # 708, San Diego, California. GX B. Since that time, neither Respondent, nor anyone purporting to represent him, has either requested a hearing on the allegations or submitted a written statement in lieu of a hearing. Accordingly, I find that Respondent has waived both his right to a hearing and his right to submit a written statement in lieu of a hearing. See 21 CFR 1301.43(d). I therefore enter this Decision and Final Order without a hearing based on evidence contained in the record submitted by the Government. I make the following findings.

Findings

Respondent previously held DEA Certificate Registration, BR5257907, which authorized him to dispense controlled substances in schedules 2N, 3N, 4 and 5, as a practitioner, at the registered location of 1666 Garnet Avenue, # 708, San Diego, California. GX B. Since that time, neither Respondent, nor anyone purporting to represent him, has either requested a hearing on the allegations or submitted a written statement in lieu of a hearing. Accordingly, I find that Respondent has waived both his right to a hearing and his right to submit a written statement in lieu of a hearing. See 21 CFR 1301.43(d). I therefore enter this Decision and Final Order without a hearing based on evidence contained in the record submitted by the Government. I make the following findings.

Findings
Respondent’s failure to file a Notice of Defense to the Accusation within fifteen days as required by California law, the Board found that Respondent was in default and that the allegations of the accusation were true. Default Decision and Order, at 3–4. The Board then ordered that Respondent’s Physician’s and Surgeon’s Certificate be revoked effective on February 26, 2009. Id. at 5. Moreover, according to the online records of the Board, Respondent’s state license remains revoked.

Discussion

Under the Controlled Substances Act (CSA), a practitioner must be currently authorized to handle controlled substances “under the laws of the State in which he practices” in order to obtain and maintain a DEA registration. See 21 U.S.C. 823(f) (“The Attorney General shall register practitioners * * * if the applicant is authorized to dispense * * * controlled substances under the laws of the State in which he practices.”). See also id. § 802(21) (“[t]he term ‘practitioner’ means a physician * * * licensed, registered, or otherwise permitted, by * * * the jurisdiction in which he practices * * * to distribute, dispense, [or] administer * * * a controlled substance in the course of professional practice”). As these provisions make plain, possessing authority under state law to handle controlled substances is an essential condition for holding a DEA registration.

Because Respondent’s California medical license has been revoked, he is without authority under state law to handle controlled substances and thus does not meet a fundamental statutory requirement for obtaining a new registration. See 21 U.S.C. 823(f); see also Richard Carino, M.D., 72 FR 71955, 71956 (2007). Accordingly, his application for a new DEA registration must be denied.

Order

Pursuant to the authority vested in me by 21 U.S.C. 823(f), as well as 28 CFR 0.100(b) & 0.104, I order that the application of Jovencio L. Raneses, M.D., for a DEA Certificate of Registration, be, and it hereby is, denied. This Order is effective April 12, 2010.


Michele M. Leonhart,
Deputy Administrator.

[FR Doc. 2010–5198 Filed 3–10–10; 8:45 am]