

time permits. It is EPA's policy to include all comments it receives in the public docket without change and to make the comments available online at <http://www.regulations.gov>, including any personal information provided, unless a comment includes information claimed to be Confidential Business Information (CBI) or other information whose disclosure is restricted by statute. Do not submit information that you consider to be CBI or otherwise protected through <http://www.regulations.gov> or e-mail. The <http://www.regulations.gov> Web site is an "anonymous access" system, which means EPA will not know your identity or contact information unless you provide it in the body of your comment. If you send an e-mail comment directly to EPA without going through <http://www.regulations.gov>, your e-mail address will be automatically captured and included as part of the comment that is placed in the public docket and made available on the Internet. If you submit an electronic comment, EPA recommends that you include your name and other contact information in the body of your comment and with any disk or CD-ROM you submit. If EPA cannot read your comment due to technical difficulties and cannot contact you for clarification, EPA may not be able to consider your comment. Electronic files should avoid the use of special characters, any form of encryption, and be free of any defects or viruses. For additional information about EPA's public docket visit the EPA Docket Center homepage at <http://www.epa.gov/epahome/dockets.htm>.

**Docket:** All documents in the docket are listed in the <http://www.regulations.gov> index. Although listed in the index, some information is not publicly available, e.g., CBI or other information whose disclosure is restricted by statute. Certain other material, such as copyrighted material, will be publicly available only in hard copy. Publicly available docket materials are available either electronically in <http://www.regulations.gov> or in hard copy at the OEI Docket in the EPA Headquarters Docket Center.

Dated: August 3, 2011.

**Darrell A. Winner,**

*Acting Director, National Center for Environmental Assessment.*

[FR Doc. 2011-21722 Filed 8-24-11; 8:45 am]

**BILLING CODE 6560-50-P**

## FEDERAL COMMUNICATIONS COMMISSION

[DA 11-1270]

### Notice of Suspension and Commencement of Proposed Debarment Proceedings; Schools and Libraries Universal Service Support Mechanism

**AGENCY:** Federal Communications Commission.

**ACTION:** Notice.

**SUMMARY:** The Enforcement Bureau (the "Bureau") gives notice of Mr. Barrett C. White's suspension from the schools and libraries universal service support mechanism (or "E-Rate Program"). Additionally, the Bureau gives notice that debarment proceedings are commencing against him. Mr. White, or any person who has an existing contract with or intends to contract with him to provide or receive services in matters arising out of activities associated with or related to the schools and libraries support, may respond by filing an opposition request, supported by documentation to Joy Ragsdale, Federal Communications Commission, Enforcement Bureau, Investigations and Hearings Division, Room 4-C330, 445 12th Street, SW., Washington, DC 20554.

**DATES:** Opposition requests must be received by September 26, 2011.

**ADDRESSES:** Federal Communications Commission, Enforcement Bureau, Investigations and Hearings Division, Room 4-C330, 445 12th Street, SW., Washington, DC 20554.

However, an opposition request by the party to be suspended must be received 30 days from the receipt of the suspension letter or September 26, 2011, whichever comes first. The Bureau will decide any opposition request for reversal or modification of suspension or debarment within 90 days of its receipt of such requests.

**FOR FURTHER INFORMATION CONTACT:** Joy Ragsdale, Federal Communications Commission, Enforcement Bureau, Investigations and Hearings Division, Room 4-C330, 445 12th Street, SW., Washington, DC 20554. Joy Ragsdale may be contacted by phone at (202) 418-1697 or e-mail at [Joy.Ragsdale@fcc.gov](mailto:Joy.Ragsdale@fcc.gov). If Ms. Ragsdale is unavailable, you may contact Ms. Terry Cavanaugh, Acting Chief, Investigations and Hearings Division, by telephone at (202) 418-1420 and by e-mail at [Terry.Cavanaugh@fcc.gov](mailto:Terry.Cavanaugh@fcc.gov).

**SUPPLEMENTARY INFORMATION:** The Bureau has suspension and debarment

authority pursuant to 47 CFR 54.8 and 47 CFR 0.111(a)(14). Suspension will help to ensure that the party to be suspended cannot continue to benefit from the schools and libraries mechanism pending resolution of the debarment process. Attached is the suspension letter, DA 11-1070, which was mailed to Mr. White and released on July 27, 2011. The complete text of the notice of suspension and initiation of debarment proceedings is available for public inspection and copying during regular business hours at the FCC Reference Information Center, Portal II, 445 12th Street, SW., Room CY-A257, Washington, DC 20554. In addition, the complete text is available on the FCC's Web site at <http://www.fcc.gov>. The text may also be purchased from the Commission's duplicating inspection and copying during regular business hours at the contractor, Best Copy and Printing, Inc., Portal II, 445 12th Street, SW., Room CY-B420, Washington, DC 20554, telephone (202) 488-5300 or (800) 378-3160, facsimile (202) 488-5563, or via e-mail <http://www.bcpweb.com>.

Federal Communications Commission.

**Theresa Z. Cavanaugh,**

*Acting Chief, Investigations and Hearings Division, Enforcement Bureau.*

The suspension letter follows:

July 27, 2011

**DA 11-1270**

**VIA CERTIFIED MAIL, RETURN RECEIPT REQUESTED AND FACSIMILE**

Mr. Barrett C. White  
c/o Mr. H. Thomas Murphy III  
H. Thomas Murphy, LLC  
1029 Milan Street  
New Orleans, LA 70115

**Re: Notice of Suspension and Initiation of Debarment Proceedings, File No. EB-11-IH-1075**

Dear Mr. White:

The Federal Communications Commission ("FCC" or "Commission") has received notice of your conviction of conspiracy to defraud the United States in violation of 18 U.S.C § 371 in connection with your participation in the federal schools and libraries universal service support mechanism ("E-Rate program").<sup>1</sup> Consequently, pursuant to 47 CFR 54.8, this letter constitutes official notice of your suspension from the E-Rate program. In addition, the Enforcement Bureau ("Bureau") hereby notifies you that the Bureau will commence debarment proceedings against you.<sup>2</sup>

<sup>1</sup> Any further reference in this letter to "your conviction" refers to your conviction of count one in Case No. 10-324-L. *United States v. Barrett C. White*, Criminal Docket No. 10-324-L, Judgment (E.D.L.A. filed June 9, 2011) ("Judgment").

<sup>2</sup> 47 CFR 54.8; 47 CFR 0.111 (delegating to the Enforcement Bureau authority to resolve universal

## I. Notice of Suspension

The Commission has established procedures to prevent persons who have “defrauded the government or engaged in similar acts through activities associated with or related to the schools and libraries support mechanism” from receiving the benefits associated with that program.<sup>3</sup> On March 3, 2011, you entered a plea agreement and pleaded guilty to intentionally conspiring with others to defraud and obtain money from the federal E-Rate Program.<sup>4</sup> Specifically, on behalf of your co-conspirators’<sup>5</sup> company, Global Network Technologies, Inc. (“GNT”), beginning approximately February 2004 through August 2005 you offered and delivered \$28,500 in bribes and kickbacks to various school officials in exchange for ceding control of the schools’ E-Rate program to GNT and CTA.<sup>6</sup> You also accepted fraudulent billing invoices from a school employee for services never provided by the employee,<sup>7</sup> and concealed

service suspension and debarment proceedings). The Commission adopted debarment rules for the schools and libraries universal service support mechanism in 2003. See *Schools and Libraries Universal Service Support Mechanism*, Second Report and Order and Further Notice of Proposed Rulemaking, 18 FCC Rcd 9202 (2003) (“*Second Report and Order*”) (adopting section 54.521 to suspend and debar parties from the E-rate program). In 2007, the Commission extended the debarment rules to apply to all of the Federal universal service support mechanisms. *Comprehensive Review of the Universal Service Fund Management, Administration, and Oversight; Federal-State Joint Board on Universal Service; Schools and Libraries Universal Service Support Mechanism; Rural Health Care Support Mechanism; Lifeline and Link Up; Changes to the Board of Directors for the National Exchange Carrier Association, Inc.*, Report and Order, 22 FCC Rcd 16372, 16410–12 (2007) (“*Program Management Order*”) (section 54.521 of the universal service debarment rules was renumbered as section 54.8 and subsections (a)(1), (5), (c), (d), (e)(2)(i), (3), (e)(4), and (g) were amended.)

<sup>3</sup> *Second Report and Order*, 18 FCC Rcd at 9225, paragraph 66; *Program Management Order*, 22 FCC Rcd at 16387, paragraph 32. The Commission’s debarment rules define a “person” as “[a]ny individual, group of individuals, corporation, partnership, association, unit of government or legal entity, however organized.” 47 CFR 54.8(a)(6).

<sup>4</sup> *United States v. Barrett C. White*, Criminal Case No. 10–324–L, Judgment at 2 (E.D.L.A. filed June 9, 2011).

<sup>5</sup> By letter, the Bureau will serve notice of suspension and initiation of debarment proceedings to Tyrone D. Pipkin, a partner in CTA, who pleaded guilty and was convicted on June 21, 2011 for his role in the conspiracy. The Bureau will also serve notice of suspension and initiation of debarment proceedings to Gloria F. Harper, who pleaded guilty to conspiracy on June 2, 2011, and awaits sentencing. See Justice News, **Dep’t of Justice, Owner of Illinois Technology Company Sentenced to Serve 12 Months and a Day in Prison for Role in Conspiracy to Defraud the Federal E-Rate Program**, June 9, 2011, at <http://www.justice.gov/opa/pr/2011/June/11-at-755.html> (“*Press Release*”).

<sup>6</sup> *United States v. Barrett C. White*, Criminal Case No. 10–324–L, Factual Basis at 2 (E.D.L.A. filed Mar. 3, 2011) (“*Factual Basis*”). CTA and GNT marketed and provided E-Rate services to schools in Arkansas and Louisiana. *Id.*; *United States v. Barrett C. White*, Criminal Case No. 10–324–L, Information at 2 (E.D.L.A. filed Nov. 18, 2011) (“*Information*”).

<sup>7</sup> Information at 4.

the source of your payments to school officials by paying them from a bank account not readily associated with your co-conspirators or their companies.<sup>8</sup> These actions constitute the conduct or transactions upon which this suspension notice and proposed debarment proceeding is based.<sup>9</sup>

On June 9, 2011, you were sentenced to serve one year and one day in prison, followed by a two year period of supervised release, for conspiring to defraud the federal E-Rate program in multiple states.<sup>10</sup> You also were ordered to pay a \$4,000 fine for your role in the conspiracy scheme.<sup>11</sup>

Pursuant to § 54.8(b) of the Commission’s rules,<sup>12</sup> upon your conviction, the Bureau is required to suspend you from participating in any activities associated with or related to the schools and libraries support mechanism, including the receipt of funds or discounted services through the schools and libraries fund mechanism, or consulting with, assisting, or advising applicants or service providers regarding the schools and libraries support mechanism.<sup>13</sup> Your suspension becomes effective upon receipt of this letter, or publication of the notice in the **Federal Register**, whichever comes first.<sup>14</sup>

In accordance with the Commission’s debarment rules, you may contest this suspension or the scope of this suspension by filing arguments, along with any relevant documents, within 30 calendar days after receipt of this letter, or after notice is published in the **Federal Register**, whichever comes first.<sup>15</sup> Such requests, however, will not ordinarily be granted.<sup>16</sup> The Bureau may reverse or limit the scope of suspension only upon a finding of extraordinary circumstances.<sup>17</sup> Absent extraordinary circumstances, the Bureau will decide any request to reverse or modify a suspension within 90 calendar days of its receipt of such request.<sup>18</sup>

## II. Initiation of Debarment Proceedings

As discussed above, your guilty plea and conviction of criminal conduct in connection with the E-Rate program serves as a basis for immediate suspension from the program, as well as a basis to commence debarment proceedings against you. Conviction of criminal fraud is a cause for debarment as defined in § 54.8(c) of the Commission’s rules.<sup>19</sup> Therefore, pursuant to § 54.8(b) of

the rules, your conviction requires the Bureau to commence debarment proceedings against you.

As with the suspension process, you may contest the debarment or the scope of the proposed debarment by filing arguments and any relevant documentation within 30 calendar days of receipt of this letter or publication in the **Federal Register**, whichever comes first.<sup>20</sup> The Bureau, in the absence of extraordinary circumstances, will notify you of its decision to debar within 90 calendar days of receiving any information you may have filed.<sup>21</sup> If the Bureau decides to debar you, its decision will become effective upon either your receipt of a debarment notice or publication of the decision in the **Federal Register**, whichever comes first.<sup>22</sup>

If and when your debarment becomes effective, you will be prohibited from participating in activities associated with or related to the schools and libraries support mechanism for three years from the date of debarment.<sup>23</sup> The Bureau may set a longer debarment period if necessary to protect the public interest.<sup>24</sup>

Please direct any response, if by messenger or hand delivery, to Marlene H. Dortch, Secretary, Federal Communications Commission, 445 12th Street, S.W., Room TW–A325, Washington, D.C. 20554, to the attention of Joy M. Ragsdale, Attorney Advisor, Investigations and Hearings Division, Enforcement Bureau, Room 4–A236, with a copy to Theresa Z. Cavanaugh, Acting Division Chief, Investigations and Hearings Division, Enforcement Bureau, Room 4–C322, Federal Communications Commission. All messenger or hand-delivery filings must be submitted without envelopes.<sup>25</sup> If sent by commercial overnight mail (other than U.S. Postal Service (USPS) Express Mail and Priority Mail), the response must be sent to the Federal Communications Commission, 9300 East Hampton Drive, Capitol Heights, Maryland 20743. If sent by USPS First Class, Express Mail, or Priority Mail, the response should be addressed to Joy Ragsdale, Attorney Advisor, Investigations

property, making false claims, obstruction of justice and other fraud or criminal offense arising out of activities associated with or related to the schools and libraries support mechanism, the high-cost support mechanism, the rural healthcare support mechanism, and the low-income support mechanism.” 47 CFR 54.8(c). Associated activities “include the receipt of funds or discounted services through [the Federal universal service] support mechanisms, or consulting with, assisting, or advising applicants or service providers regarding [the Federal universal service] support mechanisms.” 47 CFR 54.8(a)(1).

<sup>20</sup> *Second Report and Order*, 18 FCC Rcd at 9226, paragraph 70; 47 CFR 54.8(e)(3).

<sup>21</sup> *Id.*, 18 FCC Rcd at 9226, paragraph 70; 47 CFR 54.8(e)(5).

<sup>22</sup> *Id.* The Commission may reverse a debarment, or may limit the scope or period of debarment upon a finding of extraordinary circumstances, following the filing of a petition by you or an interested party or upon motion by the Commission. 47 CFR 54.8(f).

<sup>23</sup> *Second Report and Order*, 18 FCC Rcd at 9225, paragraph 67; 47 CFR 54.8(d), (g).

<sup>24</sup> *Id.*

<sup>25</sup> See FCC *Public Notice*, DA 09–2529 for further filing instructions (rel. Dec. 3, 2009).

<sup>8</sup> Factual Basis at 2–3.

<sup>9</sup> *Second Report and Order*, 18 FCC Rcd at 9226, paragraph 70; 47 CFR 54.8(e)(2)(i).

<sup>10</sup> *Press Release* at 1; *Judgment* at 3.

<sup>11</sup> *Judgment* at 5. You were also ordered to immediately pay a Special Assessment of \$100. *Id.* 47 CFR 54.8(b). See *Second Report and Order*, 18 FCC Rcd at 9225–9227, paragraphs 67–74.

<sup>12</sup> 47 CFR 54.8(a)(1), (d).

<sup>13</sup> *Second Report and Order*, 18 FCC Rcd at 9226, paragraph 69; 47 CFR 54.8(e)(1).

<sup>14</sup> 47 CFR 54.8(e)(4).

<sup>15</sup> *Id.*

<sup>16</sup> 47 CFR 54.8(f).

<sup>17</sup> *Second Report and Order*, 18 FCC Rcd at 9226, paragraph 70; 47 CFR 54.8(e)(5), (f).

<sup>18</sup> “Causes for suspension and debarment are conviction of or civil judgment for attempt or commission of criminal fraud, theft, embezzlement, forgery, bribery, falsification or destruction of records, making false statements, receiving stolen

and Hearings Division, Enforcement Bureau, Federal Communications Commission, 445 12th Street, S.W., Room 4–A236, Washington, D.C. 20554, with a copy to Theresa Z. Cavanaugh, Acting Division Chief, Investigations and Hearings Division, Enforcement Bureau, Federal Communications Commission, 445 12th Street, SW., Room 4–C322, Washington, D.C. 20554. You shall also, to the extent practicable, transmit a copy of the response via email to Joy M. Ragsdale, [joy.ragsdale@fcc.gov](mailto:joy.ragsdale@fcc.gov) and to Theresa Z. Cavanaugh, [Terry.Cavanaugh@fcc.gov](mailto:Terry.Cavanaugh@fcc.gov).

If you have any questions, please contact Ms. Ragsdale via U.S. postal mail, e-mail, or telephone at (202) 418–7931. You may contact me at (202) 418–1420 or at the email address noted above if Ms. Ragsdale is unavailable.

Sincerely yours,  
Theresa Z. Cavanaugh,  
*Acting Chief, Investigations and Hearings  
Division Enforcement Bureau.*

cc: Johnnay Schrieber, Universal Service Administrative Company (via e-mail)  
Rashann Duvall, Universal Service Administrative Company (via email)  
Juan Rodriguez, Antitrust Division, United States Department of Justice (via e-mail)  
Stephanie Toussaint, Antitrust Division, United States Department of Justice (via e-mail)

[FR Doc. 2011–21733 Filed 8–24–11; 8:45 am]

**BILLING CODE 6712–01–P**

## FEDERAL DEPOSIT INSURANCE CORPORATION

### Agency Information Collection Activities: Submission for OMB Review; Comment Request (3064–0162)

**AGENCY:** Federal Deposit Insurance Corporation (FDIC).

**ACTION:** Notice of information collection to be submitted to OMB for review and approval under the Paperwork Reduction Act.

**SUMMARY:** In accordance with requirements of the Paperwork Reduction Act of 1995 (“PRA”), 44 U.S.C. 3501 *et seq.*, the FDIC may not conduct or sponsor, and the respondent is not required to respond to, an information collection unless it displays a currently valid Office of Management and Budget (OMB) control number. The FDIC, as part of its continuing effort to reduce paperwork and respondent burden, invites the general public and other Federal agencies to take this opportunity to comment on the renewal of an existing information collection, as required by the PRA. On June 8, 2011 (76 FR 33284), the FDIC solicited public comment for a 60-day period on renewal of the following information collection: Large Bank Deposit Insurance Programs

(3064–0162). No comments were received. Therefore, the FDIC hereby gives notice of submission of its request for renewal to OMB for review.

**DATES:** Comments must be submitted on or before September 26, 2011.

**ADDRESSES:** Interested parties are invited to submit written comments to the FDIC by any of the following methods:

- *http://www.FDIC.gov/regulations/laws/federal/notices.html*
- *E-mail: comments@fdic.gov* Include the name of the collection in the subject line of the message.
- *Mail: Gary A. Kuiper*

(202.898.3877), Counsel, Room F–1086, Federal Deposit Insurance Corporation, 550 17th Street, NW., Washington, DC 20429.

- *Hand Delivery:* Comments may be hand-delivered to the guard station at the rear of the 17th Street Building (located on F Street), on business days between 7 a.m. and 5 p.m.

All comments should refer to the relevant OMB control number. A copy of the comments may also be submitted to the OMB desk officer for the FDIC: Office of Information and Regulatory Affairs, Office of Management and Budget, New Executive Office Building, Washington, DC 20503.

**FOR FURTHER INFORMATION CONTACT:** Gary A. Kuiper, at the address above.

#### SUPPLEMENTARY INFORMATION:

Proposal to renew the following currently-approved collection of information:

*Title:* Large Bank Deposit Insurance Programs.

*OMB Number:* 3064–0162.

*Frequency of Response:* On occasion.

*Affected Public:* Insured depository institutions having at least \$2 billion in domestic deposits and either at least (i) 250,000 deposit accounts; or (ii) \$20 million in total assets.

*Estimated Number of Respondents:* 159.

*Estimated Time per Response:* 80 hours to 75,000 hours.

*Total Annual Burden:* 312,500 hours to 625,000 hours.

*General Description of Collection:* The Federal Deposit Insurance Act requires proposed financial institutions to apply to the FDIC to obtain deposit insurance. This collection provides the FDIC with the information needed to evaluate the applications.

#### *Request for Comment:*

Comments are invited on: (a) Whether the collection of information is necessary for the proper performance of the FDIC’s functions, including whether the information has practical utility; (b) the accuracy of the estimates of the

burden of the information collection, including the validity of the methodology and assumptions used; (c) ways to enhance the quality, utility, and clarity of the information to be collected; and (d) ways to minimize the burden of the information collection on respondents, including through the use of automated collection techniques or other forms of information technology. All comments will become a matter of public record.

Dated at Washington, DC, this 22nd day of August, 2011.

Federal Deposit Insurance Corporation.

**Valerie J. Best,**

*Assistant Executive Secretary.*

[FR Doc. 2011–21730 Filed 8–24–11; 8:45 am]

**BILLING CODE 6714–01–P**

## FEDERAL RESERVE SYSTEM

### Proposed Agency Information Collection Activities; Comment Request

**AGENCY:** Board of Governors of the Federal Reserve System.

**SUMMARY:** Pursuant to the Paperwork Reduction Act of 1995 and 5 CFR 1320.16, the Board of Governors of the Federal Reserve System (“Board”) is proposing new information collections for savings and loan holding companies (“SLHCs”). On July 21, 2011, the responsibility for supervision and regulation of SLHCs transferred from the Office of Thrift Supervision (“OTS”) to the Board pursuant to section 312 of the Dodd-Frank Wall Street Reform and Consumer Protection Act (“Dodd-Frank Act”).

**DATES:** Comments must be submitted on or before November 1, 2011.

**ADDRESSES:** You may submit comments, identified by FR Y–6, FR Y–7, FR Y–9 reports, FR Y–11/11S, FR 2314/2314S, FR Y–8, FR Y–12/12A, FR Y–7Q, or FR Y–7N/NS, by any of the following methods:

- *Agency Web Site:* <http://www.federalreserve.gov>. Follow the instructions for submitting comments at <http://www.federalreserve.gov/generalinfo/foia/ProposedRegs.cfm>.
- *Federal eRulemaking Portal:* <http://www.regulations.gov>. Follow the instructions for submitting comments.
- *E-mail:*

[regs.comments@federalreserve.gov](mailto:regs.comments@federalreserve.gov). Include docket number in the subject line of the message.

- *FAX:* 202/452–3819 or 202/452–3102.
- *Mail:* Jennifer J. Johnson, Secretary,

Board of Governors of the Federal Reserve System, 20th Street and