

the above findings, the Hearing Officer found that the individual's access authorization should not be restored.

Dismissals

The following submissions were dismissed:

Name	Case No.
Center Equipment Company	RF272-96155
El Toro Express	RF272-77988
James J. Williams Trucking Co	RF272-97883
Johnny Bowen Gulf Station #1	RF300-21710
New York State Electric & Gas	RF300-21566
Redi-Froz Dist. Co	RF272-97821

[FR Doc. 96-25062 Filed 9-30-96; 8:45 am]

BILLING CODE 6450-01-P

Office of Hearings and Appeals Week of April 22 Through April 26, 1996

Notice of Issuance of Decisions and Orders

During the week of April 22 through April 26, 1996, the decisions and orders summarized below were issued with respect to appeals, applications, petitions, or other requests filed with the Office of Hearings and Appeals of the Department of Energy. The following summary also contains a list of submissions that were dismissed by the Office of Hearings and Appeals.

Copies of the full text of these decisions and orders are available in the Public Reference Room of the Office of Hearings and Appeals, Room 1E-234, Forrestal Building, 1000 Independence Avenue, S.W., Washington, D.C. 20585-0107, Monday through Friday, between the hours of 1:00 p.m. and 5:00 p.m., except federal holidays. They are also available in *Energy Management: Federal Energy Guidelines*, a commercially published loose leaf reporter system. Some decisions and orders are available on the Office of Hearings and Appeals World Wide Web site at <http://www.oha.doe.gov>.

Dated: September 19, 1996.

George B. Breznay,
Director, Office of Hearings and Appeals.

Decision List No. 969

Personnel Security Hearings

Oakland Operations Office, 4/25/96, VSO-0078

An OHA Hearing Officer issued an opinion concerning the continued eligibility of an individual for access authorization under 10 CFR Part 710. The Oakland Operations Office (OOA) had suspended the individual's access authorization based on its finding that the individual had turned in a forged

firearms credential in order to avoid disciplinary action for a lost credential. The Hearing Officer found the individual had not demonstrated that someone else had forged the credential. Accordingly, the Hearing Officer found that the individual's access authorization should not be restored.

Rocky Flats Field Office, 4/24/96, VSO-0076

A Hearing Officer from the Office of Hearings and Appeals issued an Opinion regarding the eligibility of an individual for access authorization under the provisions of 10 CFR Part 710. The Hearing Officer found that the individual had been diagnosed by a board-certified psychiatrist as suffering from alcohol abuse, and had not been rehabilitated. Given the above findings, the Hearing Officer found that the individual's access authorization should not be restored.

Pittsburgh Naval Reactor Office, 4/22/96, VSO-0082

A Hearing Officer recommended that access authorization not be restored to an employee whose access was suspended due to mental illness. The Hearing Officer found that the mental illness caused a defect in the employee's judgment and reliability that was not mitigated by the fact that the employee took medication for the illness.

Request for Exception

Pierce Oil Company, 4/26/96, LEE-0163

Pierce Oil Company filed an Application for Exception from the requirement that it file Form EIA-782B, the "Reseller/Retailer's Monthly Petroleum Product Sales Report." The DOE found that the firm was not affected by the reporting requirement in a manner different from other similar firms, and consequently was not experiencing a special hardship, inequity, or unfair distribution of burdens. Accordingly, the firm's Application for Exception was denied.

Refund Applications

Congress Financial Corp., 4/22/96, RK272-03234

Congress Financial Corporation submitted an Application for Supplemental Refund on behalf of Service Control Corporation (SCC), which filed for bankruptcy in 1993. Congress submitted the Application as a creditor of SCC which had been assigned certain assets of SCC per order of the bankruptcy court. Because the right to receive refund monies due to SCC was not specifically transferred by the bankruptcy court to Congress, the DOE determined that it was unable to issue the refund check directly to Congress. However, in consultation with the bankruptcy trustee and the representative at Congress, the DOE determined that the refund check could be issued directly to the trustee to act in accordance with the directives of the bankruptcy court.

Continental Steel, 4/23/96, RF272-77619

The DOE denied a refund to Continental Steel Corporation in the crude oil refund proceeding. The DOE found that the estimation technique used by Continental's representative, LK, Inc., was unreasonable. LK's estimate was based on comparing Continental's total revenues during 1981 with the total revenues of other steel companies that have received refunds in this proceeding. Since Continental failed to effectively support its gallonage estimate, the DOE denied its Application for Refund.

Amerbelle Corporation, 4/26/96, RR272-00237

The DOE granted a Motion for Reconsideration filed by Amerbelle Corporation in the DOE's Subpart V crude oil overcharge refund proceeding. In its Motion, Amerbelle contended that it had never received an April 1989 supplemental refund check, and the firm requested that the DOE reissue the check. The DOE found that the check

had been cancelled when it was not negotiated within the applicable time limit, and at that time, the U.S. Treasury did not recredit the crude oil overcharge refund accounts with the amount of cancelled checks. The DOE determined that it should order issuance of a second check, citing the lack of any evidence

that the firm had received the check or that the firm was negligent in any way, and the de minimis impact on other crude oil overcharge refund recipients.

Refund Applications

The Office of Hearings and Appeals issued the following Decisions and

Orders concerning refund applications, which are not summarized. Copies of the full texts of the Decisions and Orders are available in the Public Reference Room of the Office of Hearings and Appeals.

HATMAKER COAL CO. ET AL	RF272-86581	04/23/96
INTERNATIONAL AVIATION	RF272-98123	04/25/96
MOHASCO CARPET CORP	RR272-208	04/22/96
MOHAWK COMMERCIAL CARPET	RR272-209	
MOHASCO CARPET CORP.	RR272-210	
NORSE MANAGEMENT CO. ET AL	RF272-74950	04/24/96
NORSE MANAGEMENT CO	RD272-74950	
ROCKYDALE STONE SERVICE CORPORATION	RF272-77528	04/24/96
THE VALSPAR CORPORATION	RF272-94295	04/25/96
TONKA PRODUCTS DIVISION OF TONKA CORP	RR272-236	04/22/96
WALLS & COKER, INC. ET AL	RF272-77328	04/26/96

Dismissals

The following submissions were dismissed:

Name	Case No.
A.K. KAUSHAL	VFA-0150
AIR VEGAS, INC.	RF272-98005
AIRMARK CORPORATION	RF272-98724
BRIGGS AND TILLMAN, INC.	VEE-0015
BYNUM BROTHERS, INC.	RF272-89107
CITY OF DE PERE, WISCONSIN	RF272-88970
CITY OF JEFFERSON	RF272-78440
LAKEWOOD OIL COMPANY, INC.	VEE-0012
MILLER CO. BOARD OF EDUCATION	RF272-92678
MOUNT PLEASANT VILLAGE	RF272-67886
ROBERTS OIL COMPANY	RR300-221
RUSSELL FORGEY CONSTRUCTION COMPANY	RF272-68556
UNION CARBIDE CORP	RF345-36
WHOLESALE FUELS, INC.	VEE-0014
WILLIAM H. PAYNE	VFA-0151
WOODBIDGE DEVELOPMENT CENTER	RF272-67052

[FR Doc. 96-25063 Filed 9-30-96; 8:45 am]

BILLING CODE 6450-01-P

FEDERAL COMMUNICATIONS COMMISSION

Notice of Public Information Collections Submitted to OMB for Review and Approval

September 25, 1996.

SUMMARY: The Federal Communications, as part of its continuing effort to reduce paperwork burden invites the general public and other Federal agencies to take this opportunity to comment on the following proposed and/or continuing information collections, as required by the Paperwork Reduction Act of 1995, Public Law 104-13. An agency may not conduct or sponsor a collection of information unless it displays a currently valid control number. No person shall be subject to any penalty for failing to comply with a collection of information subject to the Paperwork Reduction Act (PRA) that does not display a valid control number.

Comments are requested concerning (a) whether the proposed collection of information is necessary for the proper performance of the functions of the Commission, including whether the information shall have practical utility; (b) the accuracy of the Commissions burden estimates; (c) ways to enhance the quality, utility, and clarity of the information collected and (d) ways to minimize the burden of the collection of information on the respondents, including the use of automated collection techniques or other forms of information technology.

DATES: Written comments should be submitted on or before October 31, 1996. If you anticipate that you will be submitting comments, but find it difficult to do so within the period of time allowed by this notice, you should advise the contact listed below as soon as possible.

ADDRESSES: Direct all comments to Dorothy Conway, Federal Communications, Room 234, 1919 M St., N.W., Washington, DC 20554 or via internet to dconway@fcc.gov and Timothy Fain, OMB Desk Officer, 10236 NEOB 725 17th Street, N.W., Washington, DC 20503 or fain_t@a1.eop.gov.

FOR FURTHER INFORMATION CONTACT: For additional information or copies of the information collections contact Dorothy Conway at 202-418-0217 or via internet at dconway@fcc.gov.

SUPPLEMENTARY INFORMATION:

OMB Approval Number: New Collection.

Title: Telephone Number Portability, First Report and Order and Further NPRM CC Docket 95-116.

Form No: N/A.

Type of Review: New Collection.