

DEPARTMENT OF THE INTERIOR**National Park Service****National Register of Historic Places;
Notification of Pending Nominations**

Nominations for the following properties being considered for listing in the National Register were received by the National Park Service before June 12, 2004. Pursuant to § 60.13 of 36 CFR part 60 written comments concerning the significance of these properties under the National Register criteria for evaluation may be forwarded by United States Postal Service, to the National Register of Historic Places, National Park Service, 1849 C St., NW., 2280, Washington, DC 20240; by all other carriers, National Register of Historic Places, National Park Service, 1201 Eye St., NW., 8th floor, Washington, DC 20005; or by fax, (202) 371-6447. Written or faxed comments should be submitted by July 21, 2004.

Carol D. Shull,

Keeper of the National Register of Historic Places.

ALASKA**Anchorage Borough—Census Area**

Civil Works Residential Dwellings, 786 and 800 Delaney St., Anchorage, 04000717

Kodiak Island Borough—Census Area

Agricultural Experiment Station Barn, 614 Egan Way, Kodiak, 04000716

ARIZONA**Cochise County**

Our Lady of Victory Catholic Church, Fronting 4th St., bet. Cedar and Spruce Sts., Pearce, 04000718
Smith, J.H., Grocery Store and Filling Station, 1835 Old Ranch Rd., Dragoon, 04000720

Yavapai County

Mayer Red Brick Schoolhouse, Main St., Mayer, 04000719

CONNECTICUT**New London County**

St. James Episcopal Church, 125 Huntington St., New London, 04000731

KANSAS**Douglas County**

Hancock (12th Street) Historic District, (Lawrence, Kansas MPS) Roughly along W. 12th St., from Oread Ave. to Mississippi St., Lawrence, 04000726

Mitchell County

Porter Hotel, 209 E. Main St., Beloit, 04000725

Riley County

McFarlane—Wareham House, 1906 Leavenworth, Manhattan, 04000724

MINNESOTA**Goodhue County**

Carleton Airport, 1235 MN 19, Stanton, 04000722

Olmsted County

Balfour, Dr. Donald C., House, 427 Sixth Ave. SW., Rochester, 04000723

Ramsey County

St. Paul Municipal Grain Terminal, (Grain Elevator Design in Minnesota MPS) 266 Old Shepard Rd., St. Paul, 04000721

NEVADA**Douglas County**

Reese—Johnson—Virgin House, 193 Genoa Ln., Genoa, 04000728

Elko County

Midas Schoolhouse, Second St., two blks east of Main St., Midas, 04000727

OREGON**Marion County**

Delaney—Edwards House, 4292 Delaney Rd. SE, Salem, 04000729

WISCONSIN**Oneida County**

Reay Boathouse, 1260 Honk Hill Rd., Three Lakes, 04000730
A request for REMOVAL has been made for the following resource:

PENNSYLVANIA**Crawford County**

White, Dr. James, House Jct. of U.S. 322 and PA 285, Hartstown, 80003478
[FR Doc. 04-15149 Filed 7-2-04; 8:45 am]

BILLING CODE 4312-51-P

DEPARTMENT OF JUSTICE**Drug Enforcement Administration****Agency Information Collection
Activities: Proposed Collection;
Comments Requested**

ACTION: 30-day notice of information collection under review: Application for Permit to Import Controlled Substances for Domestic and/or Scientific Purposes Pursuant to 21 U.S.C. 952.

The Department of Justice (DOJ), Drug Enforcement Administration (DEA) has submitted the following information collection request to the Office of Management and Budget (OMB) for review and approval in accordance with the Paperwork Reduction Act of 1995. The proposed information collection is published to obtain comments from the public and affected agencies. This proposed information collection was previously published in the **Federal Register** Volume 69, Number 67, on

page 18405 on April 7, 2004, allowing for a 60-day comment period.

The purpose of this notice is to allow for an additional 30 days for public comment until August 5, 2004. This process is conducted in accordance with 5 CFR 1320.10.

Written comments and/or suggestions regarding the items contained in this notice, especially the estimated public burden and associated response time should be directed to the Office of Management and Budget, Office of Information and Regulatory Affairs, Attention Department of Justice Desk Officer, Washington, DC 20503, or facsimile (202) 395-5806.

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

- Evaluate whether the proposed collection of information is necessary for the proper performance of the functions of the agency, including whether the information will have practical utility;
- Evaluate the accuracy of the agency's estimate of the burden of the proposed collection of information, including the validity of the methodology and assumptions used;
- Enhance the quality, utility, and clarity of the information to be collected; and
- Minimize the burden of the collection of information on those who are to respond, including through the use of appropriate automated, electronic, mechanical, or other technological collection techniques or other forms of information technology, e.g., permitting electronic submission of responses.

Overview of this information collection:

(1) *Type of Information Collection:* Extension of a currently approved collection.

(2) *Title of the Form/Collection:* Application for Permit to Import Controlled Substances for Domestic and/or Scientific Purposes pursuant to 21 U.S.C. 952.

(3) *Agency form number, if any, and the applicable component of the Department of Justice sponsoring the collection:* Form Number: DEA Form 357. Applicable component of the Department sponsoring the collection: Office of Diversion Control, Drug Enforcement Administration. U.S. Department of Justice.

(4) *Affected public who will be asked or required to respond, as well as a brief abstract:* Primary: Business or other for-

profit. Other: None. *Abstract:* Title 21, CFR, Section 1312.11 requires any registrant who desires to import certain controlled substances into the United States to have an import permit. In order to obtain the permit, an application must be made to the Drug Enforcement Administration on DEA Form 357.

(5) An estimate of the total number of respondents and the amount of time estimated for an average respondent to respond: There are approximately 49 respondents who will complete the form within approximately 15 minutes per response. A respondent may submit multiple responses.

(6) An estimate of the total public burden (in hours) associated with the collection: There are 88 estimated burden hours associated with this collection.

If additional information is required contact: Brenda E. Dyer, Department Deputy Clearance Officer, Policy and Planning Staff, Justice Management Division, United States Department of Justice, Patrick Henry Building, Suite 1600, 601 D Street NW., Washington, DC 20530.

Dated: June 29, 2004.

Brenda E. Dyer,

*Department Deputy Clearance Officer,
Department of Justice.*

[FR Doc. 04-15169 Filed 7-2-04; 8:45 am]

BILLING CODE 4410-09-P

DEPARTMENT OF JUSTICE

Drug Enforcement Administration

Robert Brehm d/b/a Infinite Pills; Denial of Application

On October 15, 2003, the Deputy Assistant Administrator, Office of Diversion Control, Drug Enforcement Administration (DEA), issued an Order to Show Cause to Robert Brehm (Mr. Brehm), proposing to deny his application for DEA Certificate of Registration as a distributor. The Order to Show Cause alleged that granting Mr. Brehm's application would be inconsistent with the public interest as that term is used in 21 U.S.C. 823(b) and (e). The show cause order also notified Mr. Brehm that should no request for a hearing be filed within 30 days, his hearing right would be deemed waived.

The Order to Show Cause was sent by certified mail to Mr. Brehm at his address of record and DEA received a signed receipt indicating that it was received on October 20, 2003. DEA has not received a request for hearing or any other reply from Mr. Brehm or anyone purporting to represent him in this matter.

Therefore, the Deputy Administrator, finding that (1) 30 days have passed since the receipt of the Order to Show Cause, and (2) no request for a hearing having been received, concludes that Mr. Brehm is deemed to have waived his hearing right. After considering material from the investigative file in this matter, the Deputy Administrator now enters her final order without a hearing pursuant to 21 CFR 1301.43(d) and (e) and 1301.46.

The Deputy Administrator finds that Mr. Brehm submitted a DEA registration application dated May 30, 2000, under the business name "Infinite Pills" at a location in Sellersville, Pennsylvania. Mr. Brehm sought a DEA registration to handle controlled substances in Schedules I through V as a distributor.

On June 21, 2000, a diversion investigator from DEA's Philadelphia Field Division (the Philadelphia Division) conducted an on-site pre-registration inspection of the applicant's proposed business location. The inspection revealed the proposed registered location to be a private, residential townhouse owned by the mother of Mr. Brehm. DEA's investigation further revealed that at the time he submitted an application for DEA registration, Mr. Brehm was a 20-year old male who had never operated a business and had no working experience or knowledge about the pharmaceutical (controlled substance) industry.

DEA's inspection further revealed that at the time of DEA's pre-registration inspection, Mr. Brehm had yet to determine what controlled substance products he would be handling, or from whom he would purchase them. Mr. Brehm was unable to distinguish products that are controlled substances (*i.e.*, narcotics, barbiturates, *etc.*) as opposed to non-controlled drugs. In addition, Mr. Brehm had no potential customers and had not surveyed local pharmacies or practitioners in his area to determine whether or not he could establish a customer base. Finally, DEA's inspection revealed that Mr. Brehm had not developed a recordkeeping/invoicing system for his proposed business.

As a result of its inspection, on July 20, 2000, the Philadelphia Division sent a letter to Mr. Brehm notifying him that DEA would seek the denial of his application, and further requested that Mr. Brehm voluntarily withdraw his application. Mr. Brehm informed the Philadelphia Field Division through a subsequent telephone message of his intention not to withdraw his application.

In late August 2000, the Philadelphia Division received information from the agency's Pittsburgh (Pennsylvania) office that a DEA registration number belonging to a physician from western Pennsylvania had been transferred to an address in Sellersville, Pennsylvania in mid-July 2000. According to the investigative file, someone using this registration number and claiming to be the doctor was attempting to obtain controlled substances from a drug manufacturer located in Aurora, Colorado. DEA's investigation revealed that the physician had not requested a transfer of his DEA registration and was unaware of any such transfer. It was later determined that the Sellersville address from which an attempt was made to obtain controlled substances was the same address that appeared on Mr. Brehm's May 30, 2000, application for DEA registration.

On August 28, 2000, a DEA diversion investigator spoke with a representative of the Colorado drug manufacturer. The company representative stated that on July 28, 2000, she received a call from a man identifying himself as a physician by the name of "Louis Nichamin." Several days later, the company received an order from "Dr. Nichamin" on a Kinko's letterhead fax. When the drug company representative subsequently called the telephone number provided to her by "Dr. Nichamin," she was told by the person answering the call that " * * * he (Dr. Nichamin) doesn't live here anymore." On August 18, 2000, the company representative received another call from a man purportedly on Dr. Nichamin's behalf, who asked the status of an earlier order. The man was described as speaking with an "Indian accent." When the company representative asked the name of the person placing the call, the caller identified himself as "Bob Brehm."

On September 1, 2000, the drug company representative called the Philadelphia Division informing that office that she had just received another call from a person representing himself as "Dr. Nichamin." This time the caller spoke with no discernable accent. When the caller asked about the order placed by "Dr. Nichamin", the drug company representative again asked the caller to identify himself. The caller identified himself as Robert Brehm. When the drug company representative stated her unfamiliarity with the caller, the caller stated he was "Bob Brehm", the same person that she (the drug company representative) had spoken to on an earlier occasion.

The drug company representative then asked the caller for a number