

order, consent decree, or settlement agreement required EPA to take action on a list in 2000 (65 FR 17170).

Consistent with EPA's regulations, Louisiana submitted to EPA its listing decisions under Section 303(d) on January 13, 2011. On November 17, 2011, EPA approved Louisiana's listing of 410 water body-pollutant combinations and associated priority rankings. EPA proposed to disapprove Louisiana's decisions not to list three waterbodies. These three waterbodies were proposed for addition by EPA because the applicable numeric water quality standards marine criterion for dissolved oxygen was not attained in these segments. EPA solicits public comment on its identification of three additional waters for inclusion on Louisiana's 2010 Section 303(d) List.

Dated: November 17, 2011.

**William K. (Bill) Honker,**

*Acting Director, Water Quality Protection Division.*

[FR Doc. 2011-30848 Filed 11-29-11; 8:45 am]

**BILLING CODE 6560-50-P**

## EXPORT-IMPORT BANK OF THE UNITED STATES

### Notice of Open Meeting of the Advisory Committee of the Export-Import Bank of the United States (Ex-Im Bank)

**SUMMARY:** The Advisory Committee was established by Public Law 98-181, November 30, 1983, to advise the Export-Import Bank on its programs and to provide comments for inclusion in the reports of the Export-Import Bank of the United States to Congress.

**Time and Place:** Tuesday, December 13, 2011 from 11 a.m. to 3 p.m. A break for lunch will be at the expense of the attendee. Security processing will be necessary for reentry into the building. The meeting will be held at Ex-Im Bank in the Main Conference Room 1143, 811 Vermont Avenue NW, Washington, DC 20571.

**Agenda:** Agenda items include a briefing of the Advisory Committee members on challenges for 2012, their roles and responsibilities and an ethics briefing.

**Public Participation:** The meeting will be open to public participation, and the last 10 minutes will be set aside for oral questions or comments. Members of the public may also file written statement(s) before or after the meeting. If you plan to attend, a photo ID must be presented at the guard's desk as part of the clearance process into the building, and you may contact Susan Houser to be

placed on an attendee list. If any person wishes auxiliary aids (such as a sign language interpreter) or other special accommodations, please contact, prior to December 6, 2011, Susan Houser, Room 1273, 811 Vermont Avenue NW, Washington, DC 20571, Voice: (202) 565-3232.

**FOR FURTHER INFORMATION CONTACT:** For further information, contact Susan Houser, Room 1273, 811 Vermont Ave., NW., Washington, DC 20571, (202) 565-3232.

**Lisa Terry,**

*Assistant General Counsel for Administration (Acting).*

[FR Doc. 2011-30669 Filed 11-29-11; 8:45 am]

**BILLING CODE 6690-01-M**

## FEDERAL COMMUNICATIONS COMMISSION

[DA 11-1912]

### Notice of Suspension and Initiation of Debarment Proceedings

**AGENCY:** Federal Communications Commission.

**ACTION:** Notice.

**SUMMARY:** In this document, the Commission gives notice of Dr. Dennis L. Bruno'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. Dr. Bruno, 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.

**DATES:** Opposition requests must be received by December 30, 2011. However, an opposition request by the party to be suspended must be received 30 days from the receipt of the suspension letter or December 30, 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.

**ADDRESS:** Federal Communications Commission, Enforcement Bureau, Investigations and Hearings Division, Room 4-A236, 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 December 30, 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 email 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 email at [Theresa.Cavanaugh@fcc.gov](mailto:Theresa.Cavanaugh@fcc.gov).

**SUPPLEMENTARY INFORMATION:** The Bureau has suspension and debarment authority pursuant to 47 CFR 54.8. 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 11-1912, which was mailed to Dr. Bruno and released on November 18, 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 email <http://www.bcpweb.com>.

Federal Communications Commission.

**Theresa Z. Cavanaugh,**

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

The suspension letter follows:

November 18, 2011

**DA 11-1912**

**SENT VIA CERTIFIED MAIL, RETURN RECEIPT REQUESTED AND EMAIL**

Dr. Dennis L. Bruno  
c/o Mr. Arthur T. McQuillan  
McQuillan Law Offices  
206 Main Street  
Johnstown, PA 15901

**Re:** Notice of Suspension and Initiation of Debarment Proceedings FCC File No. EB-11-IH-1582

Dear Dr. Bruno:

The Federal Communications Commission ("Commission") has received notice of your conviction of misappropriating federal education funds in violation of 18 U.S.C § 666(a)(1)(A), as well as your admission to committing an offense related to the federal schools and libraries universal service support mechanism ("E-Rate program").<sup>1</sup> Consequently, pursuant to 47 C.F.R. § 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>

### I. Notice of Suspension

The Commission 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 May 9, 2011, you pled guilty to intentionally misappropriating \$49,600 from the Department of Education's Fund for the Improvement of Education program from October 2005 to July 2006 in your

capacity as Superintendent of the Glendale School District.<sup>4</sup> In connection with your guilty plea, you admitted and stipulated in a plea agreement that you were involved in a conspiracy to commit an offense against the United States related to the E-Rate program.<sup>5</sup> Specifically, you conspired with others to obtain \$414,421.92 from the E-Rate program.<sup>6</sup> Your stipulation to conspiring to commit an offense related to the E-Rate program constitutes the conduct or transaction upon which this suspension notice and debarment proceeding are based.<sup>7</sup>

Pursuant to section 54.8(b) of the Commission's rules,<sup>8</sup> 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 support mechanism, or consulting with, assisting, or advising applicants or service providers regarding the schools and libraries support mechanism.<sup>9</sup> Your suspension becomes effective upon either the date of your receipt of this notice or of its publication in the **Federal Register**, whichever date occurs first.<sup>10</sup>

In accordance with the Commission's debarment rules, you may contest this suspension or the scope of this suspension by filing arguments, with any relevant documents, within 30 calendar days after receipt of this letter or after a notice is published in the **Federal Register**, whichever comes first.<sup>11</sup> Such requests, however, will not ordinarily be granted.<sup>12</sup> The Bureau may reverse or limit the scope of suspension only upon a finding of extraordinary circumstances.<sup>13</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>14</sup>

### II. Initiation of Debarment Proceedings

As discussed above, your guilty plea and stipulation to participating in a conspiracy 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. Your stipulation to conspiracy is cause for debarment as defined in section 54.8(c) of the Commission's rules.<sup>15</sup> Therefore, pursuant to section 54.8(b) of the rules, the Bureau is required to commence debarment proceedings against you.<sup>16</sup>

As with the suspension process, you may contest the proposed 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>17</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>18</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>19</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>20</sup> The Bureau may set a longer debarment period or extend an existing debarment

<sup>1</sup> Any further reference in this letter to "your conviction" refers to your conviction in *United States v. Dennis L. Bruno*, Criminal Docket No. 11-15 J, Information (W.D. Pa. 2011).

<sup>2</sup> 47 C.F.R. 54.8; 47 C.F.R. § 0.111 (delegating to the Enforcement Bureau authority to resolve universal 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 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 App. C at 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, ¶ 66; Program Management Order, 22 FCC Rcd at 16387, ¶ 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 C.F.R. 54.8(a)(6).

<sup>4</sup> *United States v. Dennis L. Bruno*, Criminal Docket No. 11-15 J, Arraignment Plea. See also United States Attorney's Office, Western District of Pennsylvania, News, Former Superintendent Pleads Guilty to Federal Program Theft, May 9, 2011, at [http://www.justice.gov/usao/paw/news/2011/2011\\_may/2011\\_05\\_09\\_05.html](http://www.justice.gov/usao/paw/news/2011/2011_may/2011_05_09_05.html) ("Press Release").

<sup>5</sup> Press Release at 1.

<sup>6</sup> Id.

<sup>7</sup> Second Report and Order, 18 FCC Rcd at 9226, ¶ 70; 47 C.F.R. 54.8(e)(2)(i).

<sup>8</sup> 47 C.F.R. 54.8(a)(4). See Second Report and Order, 18 FCC Rcd at 9225-9227, ¶¶ 67-74.

<sup>9</sup> 47 C.F.R. 54.8(a)(1), (d).

<sup>10</sup> Second Report and Order, 18 FCC Rcd at 9226, ¶ 69; 47 C.F.R. 54.8(e)(1).

<sup>11</sup> 47 C.F.R. 54.8(e)(4).

<sup>12</sup> Id.

<sup>13</sup> 47 C.F.R. 54.8(f).

<sup>14</sup> Second Report and Order, 18 FCC Rcd at 9226, ¶ 70; 47 C.F.R. 54.8(e)(5), (f).

<sup>15</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 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 C.F.R. 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 C.F.R. 54.8(a)(1).

<sup>16</sup> 47 C.F.R. 54.8(b).

<sup>17</sup> Second Report and Order, 18 FCC Rcd at 9226, ¶ 70; 47 C.F.R. 54.8(e)(3).

<sup>18</sup> Id., 18 FCC Rcd at 9226, ¶ 70; 47 C.F.R. 54.8(e)(5).

<sup>19</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 C.F.R. 54.8(f).

<sup>20</sup> Second Report and Order, 18 FCC Rcd at 9225, ¶ 67; 47 C.F.R. 54.8(d), (g).

period if necessary to protect the public interest.<sup>21</sup>

Please direct any response, if sent by messenger or hand delivery, to Marlene H. Dortch, Secretary, Federal Communications Commission, 445 12th Street SW., Room TW-A325, Washington, DC 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>22</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 and Hearings Division, Enforcement Bureau, Federal Communications Commission, 445 12th Street SW., Room 4-A236, Washington, DC 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, DC 20554. You shall also transmit a copy of your 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, email, or by telephone at (202) 418-1697. You may contact me at (202) 418-1553 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 email)  
Rashann Duvall, Universal Service Administrative Company (via email)  
Stephanie L. Haines, United States Attorney's Office, Western Pennsylvania (via email)

[FR Doc. 2011-30784 Filed 11-29-11; 8:45 am]

**BILLING CODE 6712-01-P**

## FEDERAL MARITIME COMMISSION

### Notice of Agreements Filed

The Commission hereby gives notice of the filing of the following agreements under the Shipping Act of 1984. Interested parties may submit comments on the agreements to the Secretary, Federal Maritime Commission, Washington, DC 20573, within ten days of the date this notice appears in the **Federal Register**. Copies of the agreements are available through the Commission's Web site (<http://www.fmc.gov>) or by contacting the Office of Agreements at (202) 523-5793 or [tradeanalysis@fmc.gov](mailto:tradeanalysis@fmc.gov).

*Agreement No.:* 010099-054.

*Title:* International Council of Containership Operators.

*Parties:* APL Co. Pte Ltd.; American President Lines, Ltd.; A.P. Moller-Maersk A/S; ANL Singapore Pte Ltd.; China Shipping Container Lines Co., Ltd.; CMA CGM, S.A.; Companhia Libra de Navegacao; Compania Chilena de Navegación Interocéánica S.A.; Compania Libra de Navegacion Uruguay S.A.; Compania Sud Americana de Vapores S.A.; COSCO Container Lines Co. Ltd; Crowley Maritime Corporation; Delmas SAS; Evergreen Marine Corporation (Taiwan), Ltd.; Hamburg-Süd KG; Hapag-Lloyd USA LLC; Hanjin Shipping Co., Ltd.; Hapag-Lloyd AG; Hyundai Merchant Marine Co., Ltd.; Kawasaki Kisen Kaisha, Ltd.; MISC Berhad; MSC Mediterranean Shipping Co. S.A.; Mitsui O.S.K. Lines, Ltd.; Nippon Yusen Kaisha; Norasia Container Lines Limited; Orient Overseas Container Line, Ltd.; Pacific International Lines (Pte) Ltd.; Regional Container Lines Public Company Ltd.; Safmarine Container Lines NV; United Arab Shipping Company (S.A.G.); Wan Hai Lines Ltd.; Yang Ming Transport Marine Corp.; and Zim Integrated Shipping Services Ltd.

*Filing Party:* John Longstreth, Esq.; K & L Gates LLP; 1601 K Street NW.; Washington, DC 20006-1600.

*Synopsis:* The amendment would remove Neptune Orient Lines, Ltd. and APL Limited as parties to the agreement.

*Agreement No.:* 012057-006.

*Title:* CMA CGM/Maersk Line Space Charter, Sailing and Cooperative Working Agreement Asia to USEC and PNW-Suez/PNW & Panama Loops.

*Parties:* A.P. Moller-Maersk A/S and CMA CGM S.A.

*Filing Party:* Wayne R. Rohde, Esq.; Cozen O'Connor; 1627 I Street, NW., Suite 1100; Washington, DC 20006.

*Synopsis:* The amendment increases the operational capacities of the vessels deployed under the agreement,

authorizes an additional vessel, revises space allocations, and extends the duration of the agreement.

*Agreement No.:* 012092-002.

*Title:* MOL/"K" Line Space Charter and Sailing Agreement.

*Parties:* Kawasaki Kisen Kaisha, Ltd. and Mitsui O.S.K. Lines, Ltd.

*Filing Parties:* Robert B. Yoshitomi, Esq.; Nixon Peabody LLP; 444 West Fifth Street, 46th Floor; Los Angeles, CA 90013.

*Synopsis:* The amendment expands the geographic scope to include Sri Lanka, the United Arab Emirates, Indonesia, Korea, and Australia.

*Agreement No.:* 012147.

*Title:* GWF/AGRIEX Space Charter Agreement.

*Parties:* Great White Fleet (US) Ltd. and Agriculture Investment Export, Inc.

*Filing Party:* Wade S. Hooker, Esquire, 21 Central Park W.; New York, NY 10024.

*Synopsis:* The agreement authorizes Great White Fleet to charter space to Agriculture Investment in the trade between U.S. Atlantic and Gulf ports and ports in Guatemala and Honduras.

By Order of the Federal Maritime Commission.

Dated: November 23, 2011.

**Karen V. Gregory,**  
Secretary.

[FR Doc. 2011-30804 Filed 11-29-11; 8:45 am]

**BILLING CODE 6730-01-P**

## FEDERAL MARITIME COMMISSION

### Ocean Transportation Intermediary License Applicants

Notice is hereby given that the following applicants have filed with the Federal Maritime Commission an application for a license as a Non-Vessel-Operating Common Carrier (NVO) and/or Ocean Freight Forwarder (OFF)—Ocean Transportation Intermediary (OTI) pursuant to section 19 of the Shipping Act of 1984 as amended (46 U.S.C. Chapter 409 and 46 CFR 515). Notice is also hereby given of the filing of applications to amend an existing OTI license or the Qualifying Individual (QI) for a license.

Interested persons may contact the Office of Transportation Intermediaries, Federal Maritime Commission, Washington, DC 20573, by telephone at (202) 523-5843 or by email at [OTI@fmc.gov](mailto:OTI@fmc.gov).

Ameri Ocean Worldwide Lines, Limited Liability Company (NVO), 1040 North Avenue, Elizabeth, NJ 07201; Officer: Fahmi Eriba, Sole Member; (Qualifying Individual), Application Type: New NVO License.

<sup>21</sup> Id.

<sup>22</sup> See FCC Public Notice, DA 09-2529 for further filing instructions (rel. Dec. 3, 2009).