

Statutory debarment is based solely upon conviction in a criminal proceeding, conducted by a United States Court, and as such the administrative debarment procedures outlined in Part 128 of the ITAR are not applicable.

The period for debarment will be determined by the Assistant Secretary for Political-Military Affairs based on the underlying nature of the violations, but will generally be for three years from the date of conviction. At the end of the debarment period, export privileges may be reinstated only at the request of the debarred person followed by the necessary interagency consultations, after a thorough review of the circumstances surrounding the conviction, and a finding that appropriate steps have been taken to mitigate any law enforcement concerns, as required by Section 38(g)(4) of the AECA. Unless export privileges are reinstated, however, the person remains debarred.

Department of State policy permits debarred persons to apply to the Director, Office of Defense Trade Controls Compliance, for reinstatement beginning one year after the date of the debarment. Any decision to grant reinstatement can be made only after the statutory requirements under Section 38(g)(4) of the AECA have been satisfied.

Exceptions, also known as transaction exceptions, may be made to this debarment determination on a case-by-case basis at the discretion of the Assistant Secretary of State for Political-Military Affairs, after consulting with the appropriate U.S. agencies. However, such an exception would be granted only after a full review of all circumstances, paying particular attention to the following factors: whether an exception is warranted by overriding U.S. foreign policy or national security interests; whether an exception would further law enforcement concerns that are consistent with the foreign policy or national security interests of the United States; or whether other compelling circumstances exist that are consistent with the foreign policy or national security interests of the United States, and that do not conflict with law enforcement concerns. Even if exceptions are granted, the debarment continues until subsequent reinstatement.

Pursuant to Section 38(g)(4) of the AECA and Section 127.7(c) of the ITAR, the following persons are statutorily debarred as of the date of their AECA conviction:

(1) Reinhard Rusli, April 27, 2007, U.S. District Court, District of Maryland, Case #CCB-06-0439.

(2) Helmi Soedirdja, April 27, 2007, U.S. District Court, District of Maryland, Case #CCB-06-0439.

(3) Ibrahim Amran, May 3, 2007, U.S. District Court, Eastern District of Michigan, Case #06CR20183-2.

(4) David Beecroft, December 20, 2006, U.S. District Court, Eastern District of Michigan, Case #06CR20183-4.

(5) Ignatius Soeharli, April 27, 2007, U.S. District Court, Eastern District of Michigan, Case #06CR20183-3.

(6) Hadianto Djuliarso, May 11, 2007, U.S. District Court, Eastern District of Michigan, Case #06CR20183-1.

(7) Ronald W. Wiseman, October 27, 2006, U.S. District Court, District of Columbia, Case #05-0152-01(JR).

(8) Phong Hoang, July 27, 2006, U.S. District Court, District of Montana, Case #CR 05-170-GF-SEH-02.

(9) State Metals Industries, Inc., October 27, 2006, U.S. District Court, District of New Jersey, Case #2:06-CR-442-JLL.

(10) Romeo Dibattista (a.k.a. Romero Dibattista), January 10, 2006, U.S. District Court, Southern District of Florida, Case #05-20764-CR-KING.

(11) Luciano Dibattista, January 10, 2006, U.S. District Court, Southern District of Florida, Case #05-20764-CR-KING.

As noted above, at the end of the three-year period following the date of conviction, the above named persons/entities remain debarred unless export privileges are reinstated.

Debarred persons are generally ineligible to participate in activity regulated under the ITAR (see e.g., §§ 120.1(c) and (d), and 127.11(a)). Also, under § 127.1(c) of the ITAR, any person who has knowledge that another person is subject to debarment or is otherwise ineligible may not, without disclosure to and written approval from the Directorate of Defense Trade Controls, participate, directly or indirectly, in any export in which such ineligible person may benefit therefrom or has a direct or indirect interest therein.

This notice is provided for purposes of making the public aware that the persons listed above are prohibited from participating directly or indirectly in activities regulated by the ITAR, including any brokering activities and in any export from or temporary import into the United States of defense articles, related technical data, or defense services in all situations covered by the ITAR. Specific case information may be obtained from the Office of the Clerk for the U.S. District

Courts mentioned above and by citing the court case number where provided.

Dated: June 7, 2007.

**Michael W. Coulter,**

*Acting Assistant Secretary for Political-Military Affairs, Department of State.*

[FR Doc. E7-11991 Filed 6-19-07; 8:45 am]

**BILLING CODE 4710-25-P**

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## DEPARTMENT OF TRANSPORTATION

### Federal Motor Carrier Safety Administration

[Docket No. FMCSA-2007-27357]

#### Commercial Driver's License Advisory Committee

**AGENCY:** Federal Motor Carrier Safety Administration, DOT.

**ACTION:** Notice of meeting.

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**SUMMARY:** This notice sets forth the schedule for an additional meeting of the Commercial Driver's License (CDL) Advisory Committee. Pursuant to section 4135 of the Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users (SAFETEA-LU), the Secretary of Transportation established this advisory committee to study and address current impediments and foreseeable challenges to the commercial driver's license program's effectiveness and measures needed to realize the full safety potential of the commercial driver's license program. Members of the advisory committee include State motor vehicle administrators, organizations representing government agencies or officials, members of the Judicial Conference, representatives of the trucking industry, representatives of labor organizations, and safety advocates.

**DATES:** The meeting will be held on July 11-12, 2007.

**Time:** The meeting is scheduled to be conducted from 8:30 a.m. until 5 p.m. The meeting may end early or be extended based on the length of the discussions.

**ADDRESSES:** The committee's meetings are held at the Hilton Arlington, 950 North Stafford Street, Arlington, Virginia 22203. You may submit comments, identified by DOT DMS Docket Number FMCSA-2007-27357, by any of the following methods:

- *Federal eRulemaking Portal:* <http://www.regulations.gov>. Follow the instructions for submitting comments.
- *Agency Web Site:* <http://dms.dot.gov>. Follow the instructions for submitting comments on the DOT

electronic docket site. NOTE: Due to the relocation of the U.S. Department of Transportation, the DOT electronic docket site will not be available between June 13 and June 17, 2007. During this time you may submit comments by one of the alternate methods listed.

- *Fax:* 1-202-493-2251.

- *Mail:* U.S. Department of Transportation, Docket Operations, M-30, West Building Ground Floor, Room W12-140, 1200 New Jersey Ave., SE., Washington, DC 20590.

- *Hand Delivery:* U.S. Department of Transportation, West Building Ground Floor, Room W12-140, 1200 New Jersey Ave., SE., Washington, DC 20590, between 9 a.m. and 5 p.m., Monday through Friday, except Federal holidays.

*Instructions:* All submissions must include the agency name and docket number (FMCSA-2007-27357). Note that all comments received will be posted without change to <http://dms.dot.gov>, including any personal information provided. Please see the Privacy Act heading for further information.

*Docket:* For access to the docket to read background documents or comments received, go to <http://dms.dot.gov> at any time or to U.S. Department of Transportation, West Building Ground Floor, Room W12-140, 1200 New Jersey Ave., SE., Washington, DC 20590, between 9 a.m. and 5 p.m., Monday through Friday, except Federal holidays.

*Privacy Act:* Anyone is able to search the electronic form for all comments received into any of our dockets by the name of the individual submitting the comment (or signing the comment, if submitted on behalf of an association, business, labor union, etc.). You may review DOT's complete Privacy Act Statement in the **Federal Register** published on April 11, 2000 (65 FR 19477) or you may visit <http://dms.dot.gov>.

**FOR FURTHER INFORMATION CONTACT:**

Lloyd E. Goldsmith, Transportation Specialist, CDL Division, at (202) 366-2964 ([lloyd.goldsmith@dot.gov](mailto:lloyd.goldsmith@dot.gov)), Federal Motor Carrier Safety Administration, 1200 New Jersey Avenue, SE., Washington, DC 20590.

**SUPPLEMENTARY INFORMATION:** On August 10, 2005, the President signed into law the Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users (Title VI, Pub. L. 109-59). Section 4135 mandates the establishment of a Commercial Driver's License (CDL) Task Force to study and address current impediments and foreseeable challenges to the commercial driver's license program's

effectiveness and measures needed to realize the full safety potential of the commercial driver's license program. The CDL program was established by the Commercial Motor Vehicle Safety Act (CMVSA) of 1986 (Title XII, Pub. L. 99-570).

To carry out this requirement, FMCSA formed an advisory committee, consistent with the standards of the Federal Advisory Committee Act (FACA). See 71 FR 69605, December 1, 2006. The notice requested applications from persons interested in serving as members of the CDL Advisory Committee and requested applications not later than January 2, 2007. After evaluating all applications received by due date, the Secretary of Transportation appointed the members of the committee.

The statutory timetable for this effort is short. Section 4132 of the SAFETEA-LU specifies that not later than 2 years after the date of enactment of this Act (e.g., by August 10, 2007), the Secretary, on behalf of the task force, shall complete a report of findings and recommendations for legislative, regulatory, and enforcement changes to improve the commercial drivers license program and submit the report to the Committee on Commerce, Science, and Transportation of the Senate and the Committee on Transportation and Infrastructure of the House of Representatives. To meet this deadline, FMCSA conducted a very compressed schedule of Committee meetings. The FMCSA held three meetings with public comment periods on March 20-22, 2007, April 17-19, 2007, and May 15-17, 2007.

The meetings of the committee were open to the public. As a general matter, the committee made one hour available for public comments on the Thursday of each meeting (March 22, April 19, and May 17) from 1-2 p.m.

This fourth meeting is being scheduled to provide the committee time to adequately consider the information presented at the first three meetings and to review a draft of the report being prepared on behalf of the committee. No new topics will be introduced at this fourth meeting. This meeting is open to the public but there will be no public comment period at this meeting. However, any person may submit written comments identified by FMCSA Docket number FMCSA-2007-27357 as listed under the **ADDRESSES** section of this notice. FMCSA will consider all comments received to the extent practicable.

Issued on: June 12, 2007.

**William A. Quade,**

*Acting Associate Administrator, Enforcement and Program Delivery.*

[FR Doc. E7-11864 Filed 6-19-07; 8:45 am]

**BILLING CODE 4910-EX-P**

**DEPARTMENT OF TRANSPORTATION**

**Federal Motor Carrier Safety Administration**

[Docket No. FMCSA-2007-28013]

**Medical Review Board Public Meeting**

**AGENCY:** Federal Motor Carrier Safety Administration (FMCSA) United States Department of Transportation (DOT).  
**ACTION:** Notice of Medical Review Board (MRB) public meeting.

**SUMMARY:** FMCSA announces that the MRB will hold its next meeting on July 26, 2007. The meeting will provide the public an opportunity to observe and participate in MRB deliberations about the revision and development of Federal Motor Carrier Safety Regulation (FMCSR) medical standards, in accordance with the Federal Advisory Committee Act (FACA).

**DATES:** The MRB meeting will be held from 9 a.m.-12:30 p.m. on July 26, 2007. Please note the preliminary agenda for this meeting in the **SUPPLEMENTARY INFORMATION** section of this notice for specific information.

**ADDRESSES:** The meeting will take place at the Sheraton Crystal City Hotel, 1800 Jefferson Davis Highway, Rooms Crystal V & VI, Crystal City, VA 22202. You may submit comments identified by DOT Docket Management System (DMS) Docket Number FMCSA-2007-28013 using any of the following methods:

- *Web Site:* <http://dmses.dot.gov/submit>. Follow the instructions for submitting comments on the DOT electronic docket site.

- *Fax:* 1-202-493-2251.

- *Mail:* Docket Management Facility; U.S. Department of Transportation, 1200 New Jersey Avenue, SE., West Building, Ground Floor, Room W12-140, Washington, DC 20590-0001.

- *Hand Delivery:* Room W12-140 on the ground level of the West Building, 1200 New Jersey Avenue, SE., Washington, DC, between 9 a.m. and 5 p.m., Monday through Friday, except Federal holidays.

- *Federal eRulemaking Portal:* Go to <http://www.regulations.gov>. Follow the online instructions for submitting comments.

*Instructions:* All submissions must include the Agency name and docket number for this notice. Note that all