

of 1977 (CRA), 12 U.S.C. 2901, *et seq.*, and record of lending to first-time homebuyers. 12 U.S.C. 1430(g)(2). 12 CFR part 944 implements section 10(g) of the Bank Act. See 12 CFR part 944. The rule provides uniform community support standards all Bank members must meet and review criteria FHFA staff must apply to determine compliance with section 10(g). More specifically, § 944.2 of the rule (12 CFR 944.2) implements the statutory community support requirement and requires each member selected for review to submit a completed Community Support Statement Form to the FHFA. The community support standards for the two statutory factors are found in § 944.3 (12 CFR 944.3)—CRA and first-time homebuyer performance—this provision also provides guidance to a respondent on how it may satisfy the standards. The procedures and criteria FHFA uses in determining whether Bank members satisfy the statutory and regulatory community support requirements are found in §§ 944.4 and 944.5 (12 CFR 944.4 through 944.5).

The information collection contained in the Community Support Statement Form and §§ 944.2 through 944.5 of the rule are necessary to enable and are used by the FHFA to determine whether Bank members satisfy the statutory and regulatory community support requirements. Only Bank members that meet these requirements may maintain continued access to long-term Bank advances. See 12 U.S.C. 1430(g).

The OMB number for the information collection is 2590-0005. The OMB clearance for the information collection expires on September 30, 2009. The likely respondents are institutions that are Bank members.

#### B. Burden Estimate

The FHFA estimates the total annual average number of respondents at 4100 Bank members, with 1 response per member. The estimate for the average hours per response is one hour. The estimate for the total annual hour burden is 4100 hours (4100 members × 1 response per member × 1 hour).

#### C. Comment Request

The FHFA requests written comments on the following: (1) Whether the collection of information is necessary for the proper performance of FHFA functions, including whether the information has practical utility; (2) The accuracy of the FHFA estimates of the burdens of the collection of information; (3) Ways to enhance the quality, utility and clarity of the information collected; and (4) Ways to minimize the burden of

the collection of information, including through the use of automated collection techniques or other forms of information technology.

Dated: August 13, 2009.

**James B. Lockhart III,**

*Director, Federal Housing Finance Agency.*

[FR Doc. E9-19776 Filed 8-17-09; 8:45 am]

**BILLING CODE 8070-01-P**

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### FEDERAL RESERVE SYSTEM

#### Change in Bank Control Notices; Acquisition of Shares of Bank or Bank Holding Companies

The notificants listed below have applied under the Change in Bank Control Act (12 U.S.C. 1817(j)) and § 225.41 of the Board's Regulation Y (12 CFR 225.41) to acquire a bank or bank holding company. The factors that are considered in acting on the notices are set forth in paragraph 7 of the Act (12 U.S.C. 1817(j)(7)).

The notices are available for immediate inspection at the Federal Reserve Bank indicated. The notices also will be available for inspection at the office of the Board of Governors. Interested persons may express their views in writing to the Reserve Bank indicated for that notice or to the offices of the Board of Governors. Comments must be received not later than September 2, 2009.

**A. Federal Reserve Bank of San Francisco** (Kenneth Binning, Vice President, Applications and Enforcement) 101 Market Street, San Francisco, California 94105-1579:

1. *Alan Isaac Rothenberg*, Beverly Hills, California; to acquire at least 10 percent of the voting shares of 1st Century Bancshares, Inc., and thereby indirectly acquire voting shares of 1st Century Bank, N.A., both of Los Angeles, California.

Board of Governors of the Federal Reserve System, August 13, 2009.

**Robert deV. Frierson,**

*Deputy Secretary of the Board.*

[FR Doc. E9-19743 Filed 8-17-09; 8:45 am]

**BILLING CODE 6210-01-S**

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### FEDERAL RESERVE SYSTEM

#### Formations of, Acquisitions by, and Mergers of Bank Holding Companies

The companies listed in this notice have applied to the Board for approval, pursuant to the Bank Holding Company Act of 1956 (12 U.S.C. 1841 *et seq.*) (BHC Act), Regulation Y (12 CFR Part 225), and all other applicable statutes and regulations to become a bank

holding company and/or to acquire the assets or the ownership of, control of, or the power to vote shares of a bank or bank holding company and all of the banks and nonbanking companies owned by the bank holding company, including the companies listed below.

The applications listed below, as well as other related filings required by the Board, are available for immediate inspection at the Federal Reserve Bank indicated. The applications also will be available for inspection at the offices of the Board of Governors. Interested persons may express their views in writing on the standards enumerated in the BHC Act (12 U.S.C. 1842(c)). If the proposal also involves the acquisition of a nonbanking company, the review also includes whether the acquisition of the nonbanking company complies with the standards in section 4 of the BHC Act (12 U.S.C. 1843). Unless otherwise noted, nonbanking activities will be conducted throughout the United States. Additional information on all bank holding companies may be obtained from the National Information Center website at [www.ffiec.gov/nic/](http://www.ffiec.gov/nic/).

Unless otherwise noted, comments regarding each of these applications must be received at the Reserve Bank indicated or the offices of the Board of Governors not later than September 11, 2009.

**A. Federal Reserve Bank of Chicago** (Colette A. Fried, Assistant Vice President) 230 South LaSalle Street, Chicago, Illinois 60690-1414:

1. *Artisan Financial Corporation*, Barrington, Illinois; to become a bank holding company by acquiring 100 percent of the voting shares of Valley Community Bancorp, Inc., and thereby indirectly acquire voting shares of Valley Community Bank, both of St. Charles, Illinois.

Board of Governors of the Federal Reserve System, August 13, 2009.

**Robert deV. Frierson,**

*Deputy Secretary of the Board.*

[FR Doc. E9-19742 Filed 8-17-09; 8:45 am]

**BILLING CODE 6210-01-S**

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### DEPARTMENT OF HEALTH AND HUMAN SERVICES

#### Office of the Secretary

#### Delegations of Authority

Notice is hereby given that I have delegated to the National Coordinator for Health Information Technology (National Coordinator) the authority vested in the Secretary under Title XXX of the Public Health Service Act (42 U.S.C. 201 *et seq.*), as amended, to

administer Subtitle B, "Incentives for the Use of Health Information Technology," sections 3011 through 3017, with the exception of 3012(c)(5), the Financial Support subsection.

These authorities may be redelegated. The delegations authorize the National Coordinator to administer the Incentives for the Use of Health Information Technology as provided in Subtitle B.

I hereby affirm and ratify any actions taken by the National Coordinator or by any other officials of the Office of the National Coordinator for Health Information Technology, which, in effect, involved the exercise of this authority prior to the effective date of this delegation.

This delegation is effective upon date of signature.

Dated: August 7, 2009.

**Kathleen Sebelius,**

*Secretary.*

[FR Doc. E9-19709 Filed 8-17-09; 8:45 am]

BILLING CODE 4150-24-P

## DEPARTMENT OF HEALTH AND HUMAN SERVICES

### Office of the Secretary

#### Findings of Research Misconduct

**AGENCY:** Office of the Secretary, HHS.

**ACTION:** Notice.

**SUMMARY:** Notice is hereby given that the Office of Research Integrity (ORI) and the Assistant Secretary for Health have taken final action in the following case:

*Ryan M. Wolfort, M.D., Ph.D., Louisiana State University Health Sciences Center—Shreveport:* Based on the report of an investigation conducted by Louisiana State University Health Sciences Center—Shreveport (LSUHSC-S) and additional analysis conducted by ORI in its oversight review, the U.S. Public Health Service (PHS) found that Dr. Ryan M. Wolfort, who was a House Officer in the Department of Surgery, and a former graduate student, Department of Molecular and Cellular Physiology, LSUHSC-S, engaged in research misconduct in the reporting of research supported by National Heart, Lung, and Blood Institute (NHLBI), National Institutes of Health (NIH), grants R01 HL26441 and P01 HL55552.

Respondent's research misconduct related to his dissertation research as a graduate student, which he undertook at the same time that he also was serving as a House Officer at LSUHSC-S. ORI acknowledges Dr. Wolfort's cooperation with the LSUHSC-S misconduct proceedings.

PHS found that Dr. Wolfort engaged in research misconduct by falsifying and fabricating data reported in three publications<sup>1</sup> and one manuscript<sup>2</sup> that had been submitted for publication, reviewed, and returned for revision. Specifically, Dr. Wolfort falsified and fabricated data reported in research examining the contribution of immune mechanisms to early oxidative stress and endothelial dysfunction in mice with induced dietary hypercholesterolemia by:

1. Admittedly fabricating tabulations and the associated statistical analyses of RT-PCR data on Nox-2 mRNA expression in the three publications and the manuscript;

2. Falsifying data and the associated statistical claims, specifically by (a) Admittedly falsifying the measurements of endothelial function by myographic recordings of aortic ring dilation in reaction to vasoactive substances in the three papers and manuscript, (b) admittedly falsifying the measurement of cytokine by cytometric bead assay in paper 3, and (c) falsifying the measurement of superoxide production by cytochrome c reduction in papers 1 and 2, for which the underlying spreadsheet data the Respondent claims were unintentionally misrepresented, massaged, and improperly collated, but for which Respondent acknowledges that the raw data were missing for all three papers, admittedly because he intentionally erased files and discarded notebooks.

Dr. Wolfort has entered into a Voluntary Exclusion Agreement in which he has voluntarily agreed, for a period of two (2) years, beginning on July 13, 2009:

<sup>1</sup> Wolfort, R.M., Stokes, K.Y., & Granger, D.N. "CN4+ T lymphocytes mediate hypercholesterolemia-induced endothelial dysfunction via a NAD(P)H oxidase-dependent mechanism." *Am J Physiol Heart Circ Physiol* 294:H2619-H2626, 2008; hereafter referred to as "paper 1." Identified for retraction.

Wolfort, R.M., Manriquez, R., Stokes, K.Y., & Granger, D.N. "Platelet-derived RANTES mediates hypercholesterolemia-induced superoxide production and endothelial dysfunction." *Arterioscler. Thromb. Vasc. Biol.* Vol. 28 (pages unavailable), as Epub 2008, July 17; hereafter referred to as "paper 2." Identified for retraction.

Wolfort, R.M., Stokes, K.Y., & Granger, D.N. "Immune cell-mediated endothelial cell dysfunction during hypercholesterolemia involves interferon-γ dependent signaling." *Am J Physiol Heart Circ Physiol*, as Epub 2008, September 5; hereafter referred to as "paper 3." Retracted in *Am J Physiol Heart Circ Physiol* 295(5):H2219, 2008 November.

<sup>2</sup> Manuscript submitted to the journal *Free Radicals in Biology and Medicine*, by Ryan M. Wolfort, Katherine C. Wood, Robert P. Hebbel, and Neil Granger, "Mechanisms underlying the vasomotor dysfunction in sickle transgenic mice," Ms Number FRBM-D-08-00454; hereafter referred to as the "FRBM" manuscript.

(1) To exclude himself from any contracting or subcontracting with any agency of the United States Government and from eligibility or involvement in nonprocurement programs of the United States pursuant to HHS' Implementation (2 CFR part 276 *et seq.*) of OMB Guidelines to Agencies on Government wide Debarment and Suspension (2 CFR, part 180); and

(2) To exclude himself from serving in any advisory capacity to PHS, including but not limited to service on any PHS advisory committee, board, and/or peer review committee, or as a consultant.

#### FOR FURTHER INFORMATION CONTACT:

Director, Division of Investigative Oversight, Office of Research Integrity, 1101 Wootton Parkway, Suite 750, Rockville, MD 20852. (240) 453-8800.

**John Dahlberg,**

*Director, Division of Investigative Oversight, Office of Research Integrity.*

[FR Doc. E9-19795 Filed 8-17-09; 8:45 am]

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## DEPARTMENT OF HEALTH AND HUMAN SERVICES

### Office of the Secretary

#### Notice of Interest Rate on Overdue Debts

Section 30.18 of the Department of Health and Human Services' claims collection regulations (45 CFR Part 30) provides that the Secretary shall charge an annual rate of interest as fixed by the Secretary of the Treasury after taking into consideration private consumer rates of interest prevailing on the date that HHS becomes entitled to recovery. The rate generally cannot be lower than the Department of Treasury's current value of funds rate or the applicable rate determined from the "Schedule of Certified Interest Rates with Range of Maturities." This rate may be revised quarterly by the Secretary of the Treasury and shall be published quarterly by the Department of Health and Human Services in the **Federal Register**.

The Secretary of the Treasury has certified a rate of 11¼% for the quarter ended June 30, 2009. This interest rate will remain in effect until such time as the Secretary of the Treasury notifies HHS of any change.

Dated: August 6, 2009.

**Molly P. Dawson,**

*Director, Office of Financial Policy and Reporting.*

[FR Doc. E9-19707 Filed 8-17-09; 8:45 am]

BILLING CODE 4150-04-P