

narcotic or control medications just to meet your client needs” and noted that “[j]ust last week, the DEA confiscated all the narcotics or control medication in another pharmacy and I stand to lose these meds if they should come to my pharmacy.” GX 16, at 20. In short, the Fosus clearly knew that in filling the Coralpines prescriptions, they were violating the CSA.

Under Agency precedent, where, as here, the Government has established its *prima facie* case, the burden shifts to the Respondent to demonstrate why the continuation of its registration is consistent with the public interest. See, e.g., *Medicine Shoppe*, 73 FR at 387. An essential element of this showing is that the registrant and its principals accept responsibility for their misconduct by acknowledging their wrongdoing. *Id.*; see also *Jackson*, 72 FR at 23853; *Kennedy*, 71 FR at 35709.

Here, however, Mr. Fosus did not testify and Mrs. Fosus invoked her Fifth Amendment privilege. I therefore hold that the Fosus (and Respondent) have failed to accept responsibility for their misconduct. Because Respondent has failed to rebut the Government's *prima facie* case, I further conclude that its registration should be revoked and that any pending application should be denied.

#### Order

Pursuant to the authority vested in me by 21 U.S.C. 823(f) and 824(a), as well as by 28 CFR 0.100(b) and 0.104, I order that DEA Certificate of Registration, BS9433828, issued to Sun & Lake Pharmacy, Inc., be, and it hereby is, revoked. I further order that any pending applications of Sun & Lake Pharmacy, Inc., to renew or modify its registration, be, and they hereby are, denied. This Order is effective June 1, 2011.

Dated: April 22, 2011.

**Michele M. Leonhart**,  
Administrator.

[FR Doc. 2011-10506 Filed 4-29-11; 8:45 am]

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## DEPARTMENT OF JUSTICE

### Federal Bureau of Prisons

#### Notice of Availability of the Environmental Assessment for the Short Term Sentences Acquisition Procurement

**AGENCY:** U.S. Department of Justice, Federal Bureau of Prisons.

**ACTION:** Public Comment on Environmental Assessment.

**SUMMARY:** The U.S. Department of Justice, Federal Bureau of Prisons (BOP) announces the availability of the Environmental Assessment (EA) prepared for the proposed contract to secure additional inmate bed space for the BOP's growing inmate population.

As part of this action, known as the Short Term Sentences Acquisition procurement, the BOP has identified a specific requirement to confine an aggregate population of approximately 3,000 low-security adult male inmates (with one year or less remaining to serve) that are primarily criminal aliens. The BOP is seeking to accommodate the growing federal inmate population by requesting additional contract beds.

In accordance with the National Environmental Policy Act (NEPA) of 1969, the Council of Environmental Quality Regulations (40 CFR parts 1500-1508), and the Department of Justice procedures for implementing NEPA (28 CFR 61), the BOP published an EA on January 28, 2011 which described the potential environmental and other impacts associated with the proposed action to award a contract to one or more private correctional contractors to house a population of approximately 3,000 federal, low-security, adult male inmates that are primarily criminal aliens with one year or less to serve on their sentences. Copies of the EA were distributed to federal, state, regional and local officials, agencies, organizations and the public. Publication of the EA initiated a public comment period lasting no less than 30 days and during that comment period, which ended on February 28, 2011, comments were received from several government agencies and a member of the public.

With the passage of time since the EA was first published, and following a thorough review of all public comments and environmental documentation amassed in support of the proposed action, the BOP determined that it was appropriate and in the best interests of the public to prepare a new EA. This new EA incorporates additional information prepared in response to public comments received by the BOP along with the most current information regarding the alternative facilities. The BOP's EA evaluates the potential environmental consequences of three action alternatives and the No Action Alternative. Natural, cultural, and socioeconomic resource impacts associated with the implementation of the proposed action at each of the alternative locations were analyzed to determine how these resources may be affected by the proposed action.

*The alternatives considered in the EA include the use of the following*

*privately-owned and operated facilities:* Diamondback Correctional Center, Watonga, Oklahoma; Great Plains Correctional Facility, Hinton, Oklahoma; and Willacy County Processing Center, Raymondville, Texas. The EA also includes information concerning the BOP's preferred alternative. Inmates housed in one or more of these facilities would be primarily criminal aliens who have less than one year remaining to serve of their sentences.

#### Request for Comments

The BOP invites your participation and is soliciting comments on the EA. The EA will be the subject of a 30-day comment period which begins May 2, 2011 and ends May 31, 2011. Comments concerning the EA and the proposed action must be received during this time to be assured consideration. All written comments received during this review period will be taken into consideration by the BOP. *Copies of the EA are available for public viewing at:* Watonga Public Library, 301 N. Prouty, Watonga, OK; Norman Smith Memorial Library, 115 E. Main Street, Hinton, OK; and Reber Memorial Library, 193 N. 4th Street, Raymondville, TX.

The EA is available upon request. *To request a copy of the EA, please contact:* Richard A. Cohn, Chief, or Issac J. Gaston, Site Selection Specialist, Capacity Planning and Site Selection Branch, Federal Bureau of Prisons, 320 First Street, NW., Washington, DC 20534 *Tel:* 202-514-6470, *Fax:* 202-616-6024/*e-mail:* [racohn@bop.gov](mailto:racohn@bop.gov) or [igaston@bop.gov](mailto:igaston@bop.gov).

**FOR FURTHER INFORMATION CONTACT:** Richard A. Cohn, or Issac J. Gaston, Federal Bureau of Prisons.

Dated: April 26, 2011.

**Richard A. Cohn**,  
Chief, Capacity Planning and Site Selection Branch.

[FR Doc. 2011-10751 Filed 4-29-11; 8:45 am]

BILLING CODE P

## DEPARTMENT OF LABOR

### Office of the Secretary

#### Agency Information Collection Activities; Submission for OMB Review; Comment Request; Notice of Recurrence

**ACTION:** Notice.

**SUMMARY:** The Department of Labor (DOL) is submitting the revised Office of Workers' Compensation Programs sponsored information collection

request (ICR) titled, "Notice of Recurrence," to the Office of Management and Budget (OMB) for review and approval for use in accordance with the Paperwork Reduction Act of 1995 (Pub. L. 104-13, 44 U.S.C. chapter 35).

**DATES:** Submit comments on or before June 1, 2011.

**ADDRESSES:** A copy of this ICR, with applicable supporting documentation; including a description of the likely respondents, proposed frequency of response, and estimated total burden may be obtained from the *RegInfo.gov* Web site, <http://www.reginfo.gov/public/do/PRAMain>, on the day following publication of this notice or by contacting Michel Smyth by telephone at 202-693-4129 (this is not a toll-free number) or sending an e-mail to [DOL\\_PRA\\_PUBLIC@dol.gov](mailto:DOL_PRA_PUBLIC@dol.gov).

Submit comments about this request to the Office of Information and Regulatory Affairs, Attn: OMB Desk Officer for the Department of Labor, Office of Workers' Compensation Programs, Office of Management and Budget, Room 10235, Washington, DC 20503, Telephone: 202-395-6929/Fax: 202-395-6881 (these are not toll-free numbers), e-mail: [OIRA\\_submission@omb.eop.gov](mailto:OIRA_submission@omb.eop.gov).

**FOR FURTHER INFORMATION CONTACT:** Contact Michel Smyth by telephone at 202-693-4129 (this is not a toll-free number) or by e-mail at [DOL\\_PRA\\_PUBLIC@dol.gov](mailto:DOL_PRA_PUBLIC@dol.gov).

**SUPPLEMENTARY INFORMATION:** The Notice of Recurrence, Form CA-2a, is used to claim wage loss or medical treatment resulting from a recurrence of a work-related injury while Federally employed. The information is necessary to ensure the accurate payment of benefits. While the DOL has revised the form to enhance the Privacy Act Statement and make a few formatting changes, requiring the DOL to identify this submission as a revision, those changes are not expected materially to affect the public burden in responding to this information collection.

This information collection is subject to the PRA. A Federal agency generally cannot conduct or sponsor a collection of information, and the public is generally not required to respond to an information collection, unless it is approved by the OMB under the PRA and displays a currently valid OMB Control Number. In addition, notwithstanding any other provisions of law, no person shall generally be subject to penalty for failing to comply with a collection of information if the collection of information does not

display a valid OMB control number. See 5 CFR 1320.5(a) and 1320.6. The DOL obtains OMB approval for this information collection under OMB Control Number 1240-0009. The current OMB approval is scheduled to expire on May 31, 2011; however, it should be noted that information collections submitted to the OMB receive a month-to-month extension while they undergo review. For additional information, see the related notice published in the **Federal Register** on February 23, 2011 (76 FR 10071).

Interested parties are encouraged to send comments to the OMB, Office of Information and Regulatory Affairs at the address shown in the **ADDRESSES** section within 30 days of publication of this notice in the **Federal Register**. In order to ensure appropriate consideration, comments should reference OMB Control Number 1240-0009. The OMB is particularly interested in comments that:

- 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.

*Agency:* Office of Workers' Compensation Programs (OWCP).

*Title of Collection:* Notice of Recurrence.

*OMB Control Number:* 1240-0009.

*Affected Public:* Individuals or Households.

*Total Estimated Number of Respondents:* 314.

*Total Estimated Number of Responses:* 314.

*Total Estimated Annual Burden Hours:* 157.

*Total Estimated Annual Costs Burden:* \$148.

Dated: April 26, 2011.

**Michel Smyth,**  
*Departmental Clearance Officer.*

[FR Doc. 2011-10525 Filed 4-29-11; 8:45 am]

**BILLING CODE 4510-CK-P**

## DEPARTMENT OF LABOR

### Employment and Training Administration

[TA-W-70,110]

#### Columbia Forest Products, Inc., Presque Isle Division, Including On-Site Leased Workers From Tempo, Presque Isle, Maine; Amended Revised Determination on Reconsideration

In accordance with Section 223 of the Trade Act of 1974, as amended ("Act"), 19 U.S.C. 2273, the Department of Labor issued a Notice of Revised Determination on Reconsideration on March 23, 2011, applicable to workers of Columbia Forest Products, Inc., Presque Isle Division, Presque Isle, Maine. The workers produce hardwood veneer. The notice was published in the **Federal Register** on April 7, 2011 (76 FR 19474).

At the request of the State agency, the Department reviewed the certification for workers of the subject firm. The company reports that workers leased from TEMPO were employed on-site at the Presque Isle, Maine location of Columbia Forest Products, Inc., Presque Isle Division. The Department has determined that these workers were sufficiently under the control of Columbia Forest Products, Inc., Presque Isle Division to be considered leased workers.

Based on these findings, the Department is amending this certification to include workers leased from TEMPO working on-site at the Presque Isle, Maine location of Columbia Forest Products, Inc., Presque Isle Division.

The amended notice applicable to TA-W-70,110 is hereby issued as follows:

All workers of Columbia Forest Products, Inc., Presque Isle Division, including on-site leased workers from TEMPO, Presque Isle, Maine, who became totally or partially separated from employment on or after May 18, 2008, through March 23, 2013, and all workers in the group threatened with total or partial separation from employment on the date of certification through two years from the date of certification, are eligible to apply for adjustment assistance under Chapter 2 of Title II of the Trade Act of 1974, as amended.

Signed at Washington, DC this 19th day of April 2011.

**Del Min Amy Chen,**  
*Certifying Officer, Office of Trade Adjustment Assistance.*

[FR Doc. 2011-10527 Filed 4-29-11; 8:45 am]

**BILLING CODE 4510-FN-P**