

date that the Agency issues a final order in this matter.<sup>51</sup>

The Respondent's COR shall be restricted and conditioned in the following manner:

(1) The Respondent will comply with the terms of his criminal sentence and the conditions that are currently in effect, or are subsequently imposed by the criminal sentencing court and/or the Wisconsin Medical Board,<sup>52</sup> and render monthly reports demonstrating such compliance to an official designated by the DEA (designated DEA official) in a manner and format directed by DEA;

(2) The Respondent will provide the DEA designated official with the results of any and all urinalysis and/or toxicology reports related to drug screening tests administered during the period of the suspension and the restricted COR, irrespective of whether such tests have been or are directed by the criminal sentencing court, the Wisconsin Medical Board, and/or any other source, including (but not limited to) tests mandated by liability carriers and/or other regulatory bodies;

(3) The Respondent, at his own expense, will participate in such drug screening tests as may be, from time to time, required by the designated DEA official;

(4) Within a reasonable period, not to exceed thirty (30) days after the issuance of a final Agency decision in this case, the Respondent will execute a document consenting to any and all inspections of the Respondent's home and/or principal place of business conducted by DEA during the period of suspension; and,

(5) Any other reasonable conditions consistent with this decision that may be imposed by the Deputy Administrator in the final Agency decision issued in this case.

Failure to comply with any of the conditions specified above shall be grounds for the further suspension or revocation of the Respondent's registration.

Accordingly, the Respondent's Certificate of Registration should be *suspended* and *restricted* as set forth in this recommended decision.

<sup>51</sup> The Respondent's current COR expires by its own terms on January 31, 2011. In the event that a timely COR renewal application is filed pending final Agency action in this matter in accordance with 21 CFR 1301.36(i) and that application is granted in the final Agency decision, the period of suspension and restricted conditions set forth in this recommended decision may and should be applied to the COR as renewed.

<sup>52</sup> Thus, the conditions fixed by the Order of the Wisconsin Medical Board and the terms of the Respondent's criminal probation are adopted and incorporated herein as conditions of the restricted COR.

Dated: October 4, 2010

**John J. Mulrooney, II**

*U.S. Administrative Law Judge*

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## DEPARTMENT OF LABOR

### Employment and Training Administration

[TA-W-73,420; TA-W-73,420A; TA-W-73,420B]

**Alticor, Inc., Including Access Business Group International LLC and Amway Corporation, Buena Park, CA; Alticor, Inc., Including Access Business Group International LLC and Amway Corporation, Including On-Site Leased Workers From Otterbase, Manpower, KForce and Robert Half, Ada, MI; Alticor, Inc., Including Access Business Group International LLC and Amway Corporation, Including On-Site Leased Workers From Helpmates, Lakeview, CA; Amended Certification Regarding Eligibility To Apply for Worker Adjustment Assistance**

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 Certification of Eligibility to Apply for Worker Adjustment Assistance on April 12, 2010, applicable to workers of Alticor, Inc., including Access Business Group International LLC and Amway Corporation, Buena Park, California. The workers are engaged in activities related to financial and procurement services. The Department's Notice of determination was published in the **Federal Register** on May 20, 2010 (75 FR 28300).

The Notice was amended on April 28, 2010 to include the Ada, Michigan location of the subject firm and on May 24, 2010 to include leased workers on-site at the Ada, Michigan location. The amended Notices were published in the **Federal Register** on May 12, 2010 (75 FR 26794-26795) and June 7, 2010 (75 FR 32221), respectively.

At the request of a State agency, the Department reviewed the certification for workers of the subject firm.

New findings show that the intent of the petitioner was to cover the Buena Park, California, Ada, Michigan, and Lakeview, California locations of the subject firm. The relevant data supplied by the subject firm to the Department during the initial investigation combined the aforementioned locations. Information reveals that workers leased from Helpmates were employed on-site at the Lakeview, California location of

the subject firm. The Department has determined that on-site workers from Helpmates were sufficiently under the control of the subject firm to be covered by this certification.

Accordingly, the Department is amending the certification to include workers of the Lakeview, California location of Alticor, Inc., including Access Business Group International LLC and Amway Corporation and including on-site leased workers from Helpmates.

The intent of the Department's certification is to include all workers of the subject firm who were adversely affected by a shift in financial and procurement services to Costa Rica.

The amended notice applicable to TA-W-73,420, TA-W-73,420A and TA-W-73,420B are hereby issued as follows:

All workers of Alticor, Inc., including Access Business Group International LLC and Amway Corporation, Buena Park, California (TA-W-73,420) and Alticor, Inc., including Access Business Group International LLC and Amway Corporation, including on-site leased workers from Otterbase, Manpower, Kforce and Robert Half, Ada, Michigan, (TA-W-73,420A), and Alticor, Inc., including Access Business Group International LLC and Amway Corporation, including on-site leased workers from Helpmates, Lakeview, California (TA-W-73,420B), who became totally or partially separated from employment on or after February 1, 2009, through April 12, 2012, and all workers in the group threatened with total or partial separation from employment on 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 in Washington, DC, this 18th day of July 2010.

**Del Min Amy Chen,**

*Certifying Officer, Office of Trade Adjustment Assistance.*

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