

noncompliances inconsequential.¹ Potential performance failures of safety-critical equipment, like seat belts or air bags, are rarely deemed inconsequential.

An important issue to consider in determining inconsequentiality based upon NHTSA's prior decisions on noncompliance issues was the safety risk to individuals who experience the type of event against which the recall would otherwise protect.² In general, NHTSA does not consider the absence of complaints or injuries to show that the issue is inconsequential to safety. "Most importantly, the absence of a complaint does not mean there have not been any safety issues, nor does it mean that there will not be safety issues in the future."³ "[T]he fact that in past reported cases good luck and swift reaction have prevented many serious injuries does not mean that good luck will continue to work."⁴

Arguments that only a small number of vehicles or items of motor vehicle equipment are affected have also not justified granting an inconsequentiality petition.⁵ Similarly, NHTSA has rejected petitions based on the assertion that only a small percentage of vehicles

or items of equipment are likely to actually exhibit a noncompliance. The percentage of potential occupants that could be adversely affected by a noncompliance does not determine the question of inconsequentiality. Rather, the issue to consider is the consequence to an occupant who is exposed to the consequence of that noncompliance.⁶ These considerations are also relevant when considering whether a defect is inconsequential to motor vehicle safety.

FCA explains that the noncompliance is that the subject vehicles' tire placard label erroneously states the seating capacity as seven occupants rather than eight occupants, and shows a combined occupant and cargo weight of 1,150 lbs. rather than 1,240 lbs. as required by paragraph S4.3 of FMVSS No. 110.

NHTSA has reviewed and accepts FCA's analyses and supporting documentation that the noncompliance is inconsequential to motor vehicle safety. FCA has provided sufficient documentation that other than the placard/labeling error, the vehicles comply with all other safety performance requirements of FMVSS 110. If owners were to follow the information on the label, there would be no risk of overloading the vehicle's tires. While the tire and loading placards incorrectly indicate the number of seating positions and the calculated weight capacity, the subject labeling error alone poses little if any risk to motor vehicle safety since the number of seating positions is readily apparent in the subject vehicles. The rear seating of the affected vehicles contains six seat belt assemblies and provides adequate space for six people to occupy the rear seats. In addition, all information required for maintaining and/or replacing the front and rear tires is located on the vehicle placard of the affected vehicles.

VIII. NHTSA's Decision

In consideration of the foregoing, NHTSA finds that FCA has met its burden of persuasion that the subject FMVSS No. 110 noncompliance in the affected vehicles is inconsequential to motor vehicle safety. Accordingly, FCA's petition is hereby granted and FCA is consequently exempted from the obligation of providing notification of, and a free remedy for, that noncompliance under 49 U.S.C. 30118 and 30120.

NHTSA notes that the statutory provisions (49 U.S.C. 30118(d) and 30120(h)) that permit manufacturers to file petitions for a determination of inconsequentiality allow NHTSA to exempt manufacturers only from the duties found in sections 30118 and 30120, respectively, to notify owners, purchasers, and dealers of a defect or noncompliance and to remedy the defect or noncompliance. Therefore, this decision only applies to the subject vehicles that FCA no longer controlled at the time it determined that the noncompliance existed. However, the granting of this petition does not relieve equipment distributors and dealers of the prohibitions on the sale, offer for sale, or introduction or delivery for introduction into interstate commerce of the noncompliant vehicles under their control after FCA notified them that the subject noncompliance existed.

(Authority: 49 U.S.C. 30118, 30120; delegations of authority at 49 CFR 1.95 and 501.8.)

Otto G. Matheke III,
Director, Office of Vehicle Safety Compliance.
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DEPARTMENT OF THE TREASURY

Office of Foreign Assets Control

Notice of OFAC Sanctions Actions

AGENCY: Office of Foreign Assets Control, Treasury.

ACTION: Notice.

SUMMARY: The U.S. Department of the Treasury's Office of Foreign Assets Control (OFAC) is publishing the names of one or more persons that have been placed on OFAC's Specially Designated Nationals and Blocked Persons List (SDN List) based on OFAC's determination that one or more applicable legal criteria were satisfied. All property and interests in property subject to U.S. jurisdiction of these persons are blocked, and U.S. persons are generally prohibited from engaging in transactions with them. Additionally, OFAC is publishing updates to the identifying information of one person currently included on the SDN List.

DATES: See Supplementary Information section for effective date(s).

FOR FURTHER INFORMATION CONTACT: OFAC: Bradley T. Smith, Director, tel.: 202-622-2490; Associate Director for Global Targeting, tel.: 202-622-2420; Assistant Director for Licensing, tel.: 202-622-2480; Assistant Director for Regulatory Affairs, tel.: 202-622-4855;

¹ Cf. *Gen. Motors Corporation; Ruling on Petition for Determination of Inconsequential Noncompliance*, 69 FR 19897, 19899 (Apr. 14, 2004) (citing prior cases where noncompliance was expected to be imperceptible, or nearly so, to vehicle occupants or approaching drivers).

² See *Gen. Motors, LLC; Grant of Petition for Decision of Inconsequential Noncompliance*, 78 FR 35355 (June 12, 2013) (finding noncompliance had no effect on occupant safety because it had no effect on the proper operation of the occupant classification system and the correct deployment of an air bag); *Osram Sylvania Prods. Inc.; Grant of Petition for Decision of Inconsequential Noncompliance*, 78 FR 46000 (July 30, 2013) (finding occupant using noncompliant light source would not be exposed to significantly greater risk than occupant using similar compliant light source).

³ *Morgan 3 Wheeler Limited; Denial of Petition for Decision of Inconsequential Noncompliance*, 81 FR 21663, 21666 (Apr. 12, 2016).

⁴ *United States v. Gen. Motors Corp.*, 565 F.2d 754, 759 (D.C. Cir. 1977) (finding defect poses an unreasonable risk when it "results in hazards as potentially dangerous as sudden engine fire, and where there is no dispute that at least some such hazards, in this case fires, can definitely be expected to occur in the future").

⁵ See *Mercedes-Benz, U.S.A., L.L.C.; Denial of Application for Decision of Inconsequential Noncompliance*, 66 FR 38342 (July 23, 2001) (rejecting argument that noncompliance was inconsequential because of the small number of vehicles affected); *Aston Martin Lagonda Ltd.; Denial of Petition for Decision of Inconsequential Noncompliance*, 81 FR 41370 (June 24, 2016) (noting that situations involving individuals trapped in motor vehicles—while infrequent—are consequential to safety); *Morgan 3 Wheeler Ltd.; Denial of Petition for Decision of Inconsequential Noncompliance*, 81 FR 21663, 21664 (Apr. 12, 2016) (rejecting argument that petition should be granted because the vehicle was produced in very low numbers and likely to be operated on a limited basis).

⁶ See *Gen. Motors Corp.; Ruling on Petition for Determination of Inconsequential Noncompliance*, 69 FR 19897, 19900 (Apr. 14, 2004); *Cosco Inc.; Denial of Application for Decision of Inconsequential Noncompliance*, 64 FR 29408, 29409 (June 1, 1999).

or the Assistant Director for Compliance, tel.: 202-622-2490.

SUPPLEMENTARY INFORMATION:

Electronic Availability

The SDN List and additional information concerning OFAC sanctions programs are available on OFAC's website (<https://www.treasury.gov/ofac>).

Notice of OFAC Actions

A. On November 30, 2023, OFAC determined that the property and interests in property subject to U.S. jurisdiction of the following persons are blocked under the relevant sanctions authority listed below.

Individuals

1. ALVARADO RUBIO, Teresa De Jesus, Puerto Vallarta, Jalisco, Mexico; DOB 27 Oct 1972; POB Puerto Vallarta, Jalisco, Mexico; nationality Mexico; Gender Female; C.U.R.P. AART721027MJCLBR09 (Mexico) (individual) [ILLICIT-DRUGS-EO14059].

Designated pursuant to section 1(b)(iii) of Executive Order 14059 of December 15, 2021, "Imposing Sanctions on Foreign Persons Involved in the Global Illicit Drug Trade," 86 FR 71549 (December 17, 2021) (E.O. 14059) for being owned, controlled, or directed by, or having acted or purported to act for or on behalf of, directly or indirectly, Cartel de Jalisco Nueva Generacion (CJNG), a person sanctioned pursuant to E.O. 14059.

2. DEL VILLAR CONTRERAS, Gabriela, Puerto Vallarta, Jalisco, Mexico; DOB 06 Oct 1984; POB Chihuahua, Chihuahua, Mexico; nationality Mexico; Gender Female; R.F.C. VICG841006F31 (Mexico); C.U.R.P. VICG841006MCHLNB04 (Mexico) (individual) [ILLICIT-DRUGS-EO14059].

Designated pursuant to section 1(b)(iii) of E.O. 14059 for being owned, controlled, or directed by, or having acted or purported to act for or on behalf of, directly or indirectly, CJNG, a person sanctioned pursuant to E.O. 14059.

3. FOUBERT CADENA, Manuel Alejandro, Puerto Vallarta, Jalisco, Mexico; Leon, Guanajuato, Mexico; DOB 16 Oct 1982; POB Guadalajara, Jalisco, Mexico; nationality Mexico; Gender Male; C.U.R.P. FOCM821016HJCBND02 (Mexico) (individual) [ILLICIT-DRUGS-EO14059].

Designated pursuant to section 1(b)(iii) of E.O. 14059 for being owned, controlled, or directed by, or having acted or purported to act for or on behalf of, directly or indirectly, CJNG, a person sanctioned pursuant to E.O. 14059.

Entities

1. ASSIS REALTY AND VACATION CLUB, S.A. DE C.V., Puerto Vallarta, Jalisco, Mexico; Organization Established Date 16 Feb 2018; Organization Type: Real estate activities with own or leased property [ILLICIT-DRUGS-EO14059].

Designated pursuant to section 1(b)(iii) of E.O. 14059 for being owned, controlled, or directed by, or having acted or purported to act for or on behalf of, directly or indirectly,

Manuel Alejandro Foubert Cadena, a person sanctioned pursuant to E.O. 14059.

2. AXIS SALE & MAINTENANCE BUILDINGS, S.A. DE C.V. (a.k.a. AXIS SALE AND MAINTENANCE BUILDINGS, S.A. DE C.V.), Puerto Vallarta, Jalisco, Mexico; Organization Established Date 16 Feb 2018; Organization Type: Real estate activities with own or leased property [ILLICIT-DRUGS-EO14059].

Designated pursuant to section 1(b)(iii) of E.O. 14059 for being owned, controlled, or directed by, or having acted or purported to act for or on behalf of, directly or indirectly, Manuel Alejandro Foubert Cadena, a person sanctioned pursuant to E.O. 14059.

3. BANLU COMERCIALIZADORA, S.A. DE C.V. (a.k.a. CEAR GYM; a.k.a. CENTRO DE ENTRENAMIENTO SEAR), Calle Jilguero 171, Fraccionamiento Los Sauces, Puerto Vallarta, Jalisco 48328, Mexico; Calle Volcan Popocatepetl 5250, Col. El Colli Urbano, Zapopan, Jalisco 45070, Mexico; Organization Type: Non-specialized wholesale trade; alt. Organization Type: Activities of sports clubs; R.F.C. BCO150928QF3 (Mexico); Folio Mercantil No. 92027 (Mexico) [ILLICIT-DRUGS-EO14059].

Designated pursuant to section 1(b)(iii) of E.O. 14059 for being owned, controlled, or directed by, or having acted or purported to act for or on behalf of, directly or indirectly, Gabriela Del Villar Contreras, a person sanctioned pursuant to E.O. 14059.

4. COMERCIALIZADORA DE SERVICIOS TURISTICOS DE VALLARTA, S.A. DE C.V., Puerto Vallarta, Jalisco, Mexico; Organization Established Date 09 May 2007; Organization Type: Real estate activities with own or leased property; Folio Mercantil No. 14080 (Mexico) [ILLICIT-DRUGS-EO14059].

Designated pursuant to section 1(b)(iii) of E.O. 14059 for being owned, controlled, or directed by, or having acted or purported to act for or on behalf of, directly or indirectly, Manuel Alejandro Foubert Cadena, a person sanctioned pursuant to E.O. 14059.

5. CONDOS & VACATIONS BUILDINGS SALE & MAINTENANCE, S.A. DE C.V. (a.k.a. CONDOS AND VACATIONS BUILDINGS SALE AND MAINTENANCE, S.A. DE C.V.), Puerto Vallarta, Jalisco, Mexico; Organization Established Date 15 Oct 2016; Organization Type: Real estate activities with own or leased property; Folio Mercantil No. N-2016030167 (Mexico) [ILLICIT-DRUGS-EO14059].

Designated pursuant to section 1(b)(iii) of E.O. 14059 for being owned, controlled, or directed by, or having acted or purported to act for or on behalf of, directly or indirectly, Manuel Alejandro Foubert Cadena, a person sanctioned pursuant to E.O. 14059.

6. CROWLANDS, S.A. DE C.V., Guadalajara, Jalisco, Mexico; Organization Established Date 20 May 2019; Organization Type: Real estate activities with own or leased property; Folio Mercantil No. N-2019039320 (Mexico) [ILLICIT-DRUGS-EO14059].

Designated pursuant to section 1(b)(iii) of E.O. 14059 for being owned, controlled, or directed by, or having acted or purported to act for or on behalf of, directly or indirectly, Gabriela Del Villar Contreras, a person sanctioned pursuant to E.O. 14059.

7. GRUPO EMPRESARIAL EPTA, S.A. DE C.V. (a.k.a. GRUPO EPTA), Puerto Vallarta, Jalisco, Mexico; Leon, Guanajuato, Mexico; website www.grupoapta.com; Organization Established Date 14 Aug 2013; Organization Type: Management consultancy activities; Folio Mercantil No. 16378 (Mexico); alt. Folio Mercantil No. 68520 (Mexico) [ILLICIT-DRUGS-EO14059].

Designated pursuant to section 1(b)(iii) of E.O. 14059 for being owned, controlled, or directed by, or having acted or purported to act for or on behalf of, directly or indirectly, CJNG, a person sanctioned pursuant to E.O. 14059.

8. GRUPO MINERA BARRA PACIFICO, S.A.P.I. DE C.V., Leon, Guanajuato, Mexico; Organization Established Date 08 Feb 2021; Organization Type: Mining and Quarrying; Folio Mercantil No. N-2021024215 (Mexico) [ILLICIT-DRUGS-EO14059].

Designated pursuant to section 1(b)(iii) of E.O. 14059 for being owned, controlled, or directed by, or having acted or purported to act for or on behalf of, directly or indirectly, Manuel Alejandro Foubert Cadena, a person sanctioned pursuant to E.O. 14059.

9. INTERNATIONAL REALTY & MAINTENANCE, S.A. DE C.V. (a.k.a. INTERNATIONAL REALTY AND MAINTENANCE, S.A. DE C.V.), Puerto Vallarta, Jalisco, Mexico; Organization Established Date 15 Oct 2016; Organization Type: Real estate activities with own or leased property; Folio Mercantil No. N-2016030303 (Mexico) [ILLICIT-DRUGS-EO14059].

Designated pursuant to section 1(b)(iii) of E.O. 14059 for being owned, controlled, or directed by, or having acted or purported to act for or on behalf of, directly or indirectly, Manuel Alejandro Foubert Cadena, a person sanctioned pursuant to E.O. 14059.

10. MEGA COMERCIAL FERRELECTRICA, S.A. DE C.V., Guadalajara, Jalisco, Mexico; Organization Type: Non-specialized wholesale trade; Folio Mercantil No. 40660 (Mexico) [ILLICIT-DRUGS-EO14059].

Designated pursuant to section 1(b)(iii) of E.O. 14059 for being owned, controlled, or directed by, or having acted or purported to act for or on behalf of, directly or indirectly, Manuel Alejandro Foubert Cadena, a person sanctioned pursuant to E.O. 14059.

11. REAL ESTATES & HOLIDAY CITIES, S.A. DE C.V. (a.k.a. REAL ESTATES AND HOLIDAY CITIES, S.A. DE C.V.), Puerto Vallarta, Jalisco, Mexico; Organization Established Date 15 Oct 2016; Organization Type: Real estate activities with own or leased property; Folio Mercantil No. N-2016030106 (Mexico) [ILLICIT-DRUGS-EO14059].

Designated pursuant to section 1(b)(iii) of E.O. 14059 for being owned, controlled, or directed by, or having acted or purported to act for or on behalf of, directly or indirectly, Manuel Alejandro Foubert Cadena, a person sanctioned pursuant to E.O. 14059.

12. SKAIRU, S.A. DE C.V., Guadalajara, Jalisco, Mexico; Organization Established Date 20 Jun 2019; Organization Type: Real estate activities with own or leased property; Folio Mercantil No. N-2019049513 (Mexico) [ILLICIT-DRUGS-EO14059].

Designated pursuant to section 1(b)(iii) of E.O. 14059 for being owned, controlled, or

directed by, or having acted or purported to act for or on behalf of, directly or indirectly, Gabriela Del Villar Contreras, a person sanctioned pursuant to E.O. 14059.

13. TERRA MINAS E INVERSIONES DEL PACIFICO, S.A.P.I. DE C.V., Guadalajara, Jalisco, Mexico; Organization Established Date 26 May 2021; Organization Type: Mining and Quarrying; Folio Mercantil No. N-2021047829 (Mexico) [ILLCIT-DRUGS-EO14059].

Designated pursuant to section 1(b)(iii) of E.O. 14059 for being owned, controlled, or directed by, or having acted or purported to act for or on behalf of, directly or indirectly, Manuel Alejandro Foubert Cadena, a person sanctioned pursuant to E.O. 14059.

B. On November 30, 2023, OFAC updated the entry on the SDN List for the following person, whose property and interests in property subject to U.S. jurisdiction continue to be blocked under the relevant sanctions authority listed below.

Individual

1. MONTERO PINZON, Julio Cesar (a.k.a. "EL TARJETAS"), Puerto Vallarta, Jalisco, Mexico; DOB 02 Jun 1982; POB Puerto Vallarta, Jalisco, Mexico; nationality Mexico; Gender Male; C.U.R.P. MOPJ820602HJCNNL05 (Mexico) (individual) [ILLCIT-DRUGS-E.O.].

-to-

MONTERO PINZON, Julio Cesar (a.k.a. HERNANDEZ JIMENEZ, Cesar; a.k.a. VELAZQUEZ BALTAZAR, Luis Armando; a.k.a. "Comandante Tarjetas"; a.k.a. "El Chess"; a.k.a. "El Chino"; a.k.a. "El Tarjetas"; a.k.a. "HERNANDEZ JIMENEZ, Francisco"; a.k.a. "Moreno"), Puerto Vallarta, Jalisco, Mexico; Estero del Cayman, Real Ixtapa, #137-A, Puerto Vallarta, Jalisco, Mexico; DOB 02 Jun 1982; alt. DOB 08 Nov 1982; alt. DOB 25 Aug 1986; alt. DOB 28 Jun 1977; POB Puerto Vallarta, Jalisco, Mexico; alt. POB Amatan, Chiapas, Mexico; nationality Mexico; Gender Male; R.F.C. VEBL860825 (Mexico); C.U.R.P. MOPJ820602HJCNNL05 (Mexico); alt. C.U.R.P. MOPJ821108HJCNNL04 (Mexico); alt. C.U.R.P. VEBL860825HJCLLS05 (Mexico); alt. C.U.R.P. HEJC770628HCSRMS06 (Mexico); Electoral Registry No. GRMRLR82012730M700 (Mexico) (individual) [ILLCIT-DRUGS-EO14059].

Dated: November 30, 2023.

Gregory T. Gatjanis,

Associate Director, Office of Foreign Assets Control, U.S. Department of the Treasury.

[FR Doc. 2023-26651 Filed 12-4-23; 8:45 am]

BILLING CODE 4810-AL-P

DEPARTMENT OF VETERANS AFFAIRS

Funding Opportunity Under Supportive Services for Veteran Families Program

AGENCY: Department of Veterans Affairs.

ACTION: Notice of funding availability.

SUMMARY: The Department of Veterans Affairs (VA) is announcing the availability of funds for supportive services grants under the Supportive Services for Veteran Families (SSVF) Program. This notice of funding availability (NOFA) contains information concerning the SSVF Program, the renewal and new applicant supportive services grant application processes, and the amount of funding available. Awards made for supportive services grants will fund operations beginning October 1, 2024.

DATES: Applications for supportive services grants under the SSVF Program must be received by the SSVF Program Office by 4 p.m. eastern time on February 23, 2024. In the interest of fairness to all competing applicants, this deadline is firm as to date and hour, and VA will treat as ineligible for consideration any application that is received after the deadline. Applicants should take this practice into account and make early submissions of their materials to avoid any risk of loss of eligibility brought about by unanticipated delays, computer service outages or other submission-related problems.

ADDRESSES: Information about the application can be downloaded from the SSVF website at www.va.gov/homeless/ssvf. Questions may be referred to the SSVF Program Office via email at SSVF@va.gov. For detailed SSVF Program information and requirements, see part 62 of title 38, Code of Federal Regulations (38 CFR part 62).

Submission of Application Package: Applicants must submit applications electronically following instructions found at www.va.gov/homeless/ssvf. Applications may not be mailed, hand-carried or sent by facsimile (FAX). Applications must be received in the SSVF Program Office by 4 p.m. eastern time on the application deadline date. Application materials must arrive as a complete package. Materials arriving separately will not be included in the application package for consideration and may result in the application package being rejected. See Section II.B. and II.C. of this NOFA for maximum allowable grant amounts.

Technical Assistance: Information regarding how to obtain technical assistance with the preparation of a renewal supportive services grant application is available on the SSVF Program website at www.va.gov/HOMELESS/SSVF.

SUPPLEMENTARY INFORMATION:

Funding Opportunity Title: Supportive Services for Veteran Families Program.

Announcement Type: Initial.
Funding Opportunity Number: VA-SSVF-103121.

Catalog of Federal Domestic Assistance Number: 64.033, VA Supportive Services for Veteran Families Program.

I. Funding Opportunity Description

A. Purpose: The SSVF Program's purpose is to provide supportive services grants to private non-profit organizations and consumer cooperatives who will coordinate or provide supportive services to very low-income Veteran families who (i) are residing in permanent housing and at risk of becoming homeless, (ii) are homeless and scheduled to become residents of permanent housing within a specified time period or (iii) after exiting permanent housing within a specified time period, are seeking other housing that is responsive to such very low-income Veteran family's needs and preferences.

SSVF delivers services using a housing-first approach that emphasizes permanent housing placement as the primary objective. Housing First is an evidence-based, cost-effective approach to ending homelessness for the most vulnerable and chronically homeless individuals (see *B5 USICH_Housing_First Checklist.pdf* (va.gov)).

SSVF prioritizes the delivery of rapid re-housing services to homeless Veteran households. Rapid re-housing is an intervention designed to help individuals and families quickly exit homelessness, return to housing in the community, and avoid homelessness again in the near term. The core components of a rapid re-housing program are housing identification, move-in and rent financial assistance, and rapid re-housing case management and services. These core components represent the minimum that a program must provide to households to be considered a rapid re-housing program. Applicants should familiarize themselves with the Homelessness Prevention and Rapid Re-housing Best Practice Standards found at www.va.gov/HOMELESS/SSVF.

B. Funding Priorities: The principal goal of this NOFA is to seek entities that have the greatest capacity to end homelessness among Veterans or sustain gains made in ending homelessness among Veterans. Priority will be given to grantees who can demonstrate the adoption of evidence-based practices in their application. Under Priority 1, VA will provide funding to existing grantees who have at least one of the following accreditations: 3-year accreditation from the Commission on Accreditation of