

**DEPARTMENT OF THE TREASURY****Office of Foreign Assets Control****Additional Designation of Individuals Pursuant to Executive Order 13224**

**AGENCY:** Office of Foreign Assets Control, Treasury.

**ACTION:** Notice.

**SUMMARY:** The Treasury Department's Office of Foreign Assets Control ("OFAC") is publishing the names of three newly-designated individuals whose property and interests in property are blocked pursuant to Executive Order 13224 of September 23, 2001, "Blocking Property and Prohibiting Transactions With Persons Who Commit, Threaten To Commit, or Support Terrorism."

**DATES:** The designation by the Director of OFAC of the three individuals identified in this notice, pursuant to Executive Order 13224, is effective on October 30, 2008.

**FOR FURTHER INFORMATION CONTACT:** Assistant Director, Compliance Outreach & Implementation, Office of Foreign Assets Control, Department of the Treasury, Washington, DC 20220, tel.: 202-622-2490.

**SUPPLEMENTARY INFORMATION:****Electronic and Facsimile Availability**

This document and additional information concerning OFAC are available from OFAC's Web site (<http://www.treas.gov/ofac>) or via facsimile through a 24-hour fax-on-demand service, tel.: 202-622-0077.

**Background**

On September 23, 2001, the President issued Executive Order 13224 (the "Order") pursuant to the International Emergency Economic Powers Act, 50 U.S.C. 1701-1706, and the United Nations Participation Act of 1945, 22 U.S.C. 287c. In the Order, the President declared a national emergency to address grave acts of terrorism and threats of terrorism committed by foreign terrorists, including the September 11, 2001, terrorist attacks in New York, Pennsylvania, and at the Pentagon. The Order imposes economic sanctions on persons who have committed, pose a significant risk of committing, or support acts of terrorism. The President identified in the Annex to the Order, as amended by Executive Order 13268 of July 2, 2002, 13 individuals and 16 entities as subject to the economic sanctions. The Order was further amended by Executive Order 13284 of January 23, 2003, to reflect the

creation of the Department of Homeland Security.

Section 1 of the Order blocks, with certain exceptions, all property and interests in property that are in or hereafter come within the United States or the possession or control of United States persons, of: (1) Foreign persons listed in the Annex to the Order; (2) foreign persons determined by the Secretary of State, in consultation with the Secretary of the Treasury, the Secretary of the Department of Homeland Security and the Attorney General, to have committed, or to pose a significant risk of committing, acts of terrorism that threaten the security of U.S. nationals or the national security, foreign policy, or economy of the United States; (3) persons determined by the Director of OFAC, in consultation with the Departments of State, Homeland Security and Justice, to be owned or controlled by, or to act for or on behalf of those persons listed in the Annex to the Order or those persons determined to be subject to subsection 1(b), 1(c), or 1(d)(i) of the Order; and (4) except as provided in section 5 of the Order and after such consultation, if any, with foreign authorities as the Secretary of State, in consultation with the Secretary of the Treasury, the Secretary of the Department of Homeland Security and the Attorney General, deems appropriate in the exercise of his discretion, persons determined by the Director of OFAC, in consultation with the Departments of State, Homeland Security and Justice, to assist in, sponsor, or provide financial, material, or technological support for, or financial or other services to or in support of, such acts of terrorism or those persons listed in the Annex to the Order or determined to be subject to the Order or to be otherwise associated with those persons listed in the Annex to the Order or those persons determined to be subject to subsection 1(b), 1(c), or 1(d)(i) of the Order.

On October 30, 2008, the Director of OFAC, in consultation with the Departments of State, Homeland Security, Justice and other relevant agencies, designated, pursuant to one or more of the criteria set forth in subsections 1(b), 1(c) or 1(d) of the Order, three individuals whose property and interests in property are blocked pursuant to Executive Order 13224.

The list of designees is as follows:

1. ABDULRAHIM, Abdulbasit (a.k.a. ABDELRAHIM, Abdelbasit; a.k.a. ABDUL RAHIM, Abdul Basit Fadil; a.k.a. ABOU BASSIR; a.k.a. ABU BASIR; a.k.a. ADBULRAHIM MAHOUD, Abdulbasit Fadil; a.k.a. AL ZAWY, Abdel Bassit Fadil; a.k.a. AL-ZAWI,

'Abd Al-Basit Fadhil; a.k.a. AL-ZWAY, 'Abd Al-Basit Fadil; a.k.a. MANSOUR, Abdallah; a.k.a. MANSOUR, Abdallah; a.k.a. MANSUR, 'Abdallah), undetermined; DOB 2 Jul 1968; POB GDABIA, LIBYA; alt. POB Ajdabiyah, Libya; nationality United Kingdom (individual) [SDGT]

2. ELMABRUK, Maftah Mohamed (a.k.a. AL MABROOK, Muftah; a.k.a. AL-FATHALI, Al-Mabruk; a.k.a. AL-FATHALI, Al-Mabruk Muftah Muhammad; a.k.a. EL MABRUK, Muftah; a.k.a. EL MOBRUK, Maftah; a.k.a. ELMABRUK, Mustah; a.k.a. MAFTAH, Elmobruk; a.k.a. "AL HAK, Al Haj Abd"; a.k.a. "AL HAQQ, Al Hajj Abd"; a.k.a. "AL-HAQ, Haj 'Abd"; a.k.a. "AL-HAQQ, Al-Hajj 'Abd"), undetermined; DOB 1 May 1950; POB Libya; nationality Libya (individual) [SDGT]

3. ELOSTA, Abdelrazag Elsharif (a.k.a. ABU MU'AWIYA; a.k.a. AL USTA, Abdelrazag Elsharif; a.k.a. AL-MULAY, 'Abd; a.k.a. AL-USTA, 'Abd Al-Razzaq Al-Sharif; a.k.a. SHARIF, 'Abd al-Razzaq), undetermined; DOB 20 Jun 1963; POB SOGUMA, LIBYA; nationality United Kingdom (individual) [SDGT]

Dated: October 30, 2008.

**Adam J. Szubin,**

*Director, Office of Foreign Assets Control.*

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**BILLING CODE 4811-45-P**

**DEPARTMENT OF VETERANS AFFAIRS****Increase in Mileage Reimbursement Rate and Deductible Amounts in the Beneficiary Travel Program**

**AGENCY:** Department of Veterans Affairs.  
**ACTION:** Notice.

**SUMMARY:** This Notice is to inform the public of the Secretary's decision to increase the Department of Veterans Affairs (VA) Beneficiary Travel program mileage reimbursement rate under 38 U.S.C. 111 for travel of eligible beneficiaries in connection with VA health care and for other purposes. Effective November 17, 2008, the beneficiary travel mileage reimbursement rate is increased from 28.5 cents to 41.5 cents based upon mileage traveled to or from a Department facility or other place in connection with vocational rehabilitation, counseling required by the Secretary pursuant to 38 U.S.C. Chapter 34, "Educational Assistance" or Chapter 35, "Survivors and Dependents' Education Assistance" or for the

purpose of examination, treatment or care. The deductible requirements for purposes of beneficiary travel of mileage reimbursement will remain at \$7.77 one-way; \$15.54 round trip; with a monthly cap of \$46.62.

**FOR FURTHER INFORMATION CONTACT:**

Tony A. Guagliardo, Director, Business Policy, Chief Business Office (16), VA Central Office, 810 Vermont, NW., Washington, DC 20420, (202) 461-1591. (This is not a toll-free number.)

**SUPPLEMENTARY INFORMATION:**

In accordance with 38 U.S.C. 111, "Payments or Allowances for Beneficiary Travel" the Secretary has authority to establish rates for payment of mileage reimbursement for certain eligible beneficiaries. Funding for beneficiary travel mileage reimbursement comes directly from the annual health care appropriation and General Operating Expenses cover the Chapter 34 and Chapter 35 reimbursement. The 2009 Appropriations Act provided funding in VA's health care appropriation to increase the beneficiary travel mileage reimbursement rate to 41.5 cents per mile and provided instructions to freeze

the deductible (currently \$7.77 for each one way trip; \$15.54 per round trip; with a calendar month cap of \$46.62).

Public Law 110-387, "Veterans' Mental Health and Other Care Improvements Act of 2008" signed October 10, 2008, revises 38 U.S.C. 111 to establish a mileage reimbursement rate equal to that for Federal employees when a Government vehicle is available, but the individual chooses to use their own vehicle (currently this rate is \$.285 per mile). However, this law also provides that, subject to available appropriations, the Secretary may prescribe a rate higher than the mandated Federal employee rate. Further, Public Law 110-387 changes the VA Beneficiary Travel Program (BT) mileage deductible to \$3 for each one-way trip; \$6 per round trip; with a calendar month cap of \$18 as specified in 38 U.S.C. 111 (c)(1) and (2). These provisions apply to travel expenses incurred on or after January 9, 2009. Note: Deductibles may be waived in accordance with 38 CFR 70.31(c) when their imposition would cause severe financial hardship.

The Secretary has thus made the decision to increase VA's beneficiary

travel mileage reimbursement rate to 41.5 cents per mile while freezing the current deductible thresholds (\$7.77 for each one way trip; \$15.54 per round trip; with a calendar month cap of \$46.62) effective November 17, 2008, until January 9, 2009, at which time the mileage reimbursement rate will remain at 41.5 cents per mile while the deductibles will revert to \$3 for each one-way trip; \$6 per round trip; with a calendar month cap of \$18, for travel expenses incurred on or after January 9, 2009.

In making this decision, the Secretary also reviewed and analyzed other factors including the increase in the cost of depreciation of vehicles, gasoline and oil, maintenance, accessories, parts, and tires, insurances and taxes; the availability of and time required for public transportation; and the other mileage allowances authorized for Federal employees.

Approved: November 13, 2008.

**James B. Peake,**

*Secretary of Veterans Affairs.*

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