

company's background and history. Therefore, pursuant to 21 U.S.C. 823, and in accordance with 21 CFR 1301.33, the above named company is granted registration as a bulk manufacturer of the basic classes of controlled substances listed.

Dated: May 8, 2009.

**Joseph T. Rannazzisi,**

*Deputy Assistant Administrator, Office of Diversion Control, Drug Enforcement Administration.*

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BILLING CODE 4410-09-P

## NATIONAL ARCHIVES AND RECORDS ADMINISTRATION

### Records Schedules; Availability and Request for Comments

**AGENCY:** National Archives and Records Administration (NARA).

**ACTION:** Notice of availability of proposed records schedules; request for comments.

**SUMMARY:** The National Archives and Records Administration (NARA) publishes notice at least once monthly of certain Federal agency requests for records disposition authority (records schedules). Once approved by NARA, records schedules provide mandatory instructions on what happens to records when no longer needed for current Government business. They authorize the preservation of records of continuing value in the National Archives of the United States and the destruction, after a specified period, of records lacking administrative, legal, research, or other value. Notice is published for records schedules in which agencies propose to destroy records not previously authorized for disposal or reduce the retention period of records already authorized for disposal. NARA invites public comments on such records schedules, as required by 44 U.S.C. 3303a(a).

**DATES:** Requests for copies must be received in writing on or before June 18, 2009. Once the appraisal of the records is completed, NARA will send a copy of the schedule. NARA staff usually prepare appraisal memorandums that contain additional information concerning the records covered by a proposed schedule. These, too, may be requested and will be provided once the appraisal is completed. Requesters will be given 30 days to submit comments.

**ADDRESSES:** You may request a copy of any records schedule identified in this notice by contacting the Life Cycle

Management Division (NWML) using one of the following means:

*Mail:* NARA (NWML), 8601 Adelphi Road, College Park, MD 20740-6001.

*E-mail:* request.schedule@nara.gov.

*FAX:* 301-837-3698.

Requesters must cite the control number, which appears in parentheses after the name of the agency which submitted the schedule, and must provide a mailing address. Those who desire appraisal reports should so indicate in their request.

#### FOR FURTHER INFORMATION CONTACT:

Laurence Brewer, Director, Life Cycle Management Division (NWML), National Archives and Records Administration, 8601 Adelphi Road, College Park, MD 20740-6001.

*Telephone:* 301-837-1539. *E-mail:* records.mgt@nara.gov.

**SUPPLEMENTARY INFORMATION:** Each year Federal agencies create billions of records on paper, film, magnetic tape, and other media. To control this accumulation, agency records managers prepare schedules proposing retention periods for records and submit these schedules for NARA's approval, using the Standard Form (SF) 115, Request for Records Disposition Authority. These schedules provide for the timely transfer into the National Archives of historically valuable records and authorize the disposal of all other records after the agency no longer needs them to conduct its business. Some schedules are comprehensive and cover all the records of an agency or one of its major subdivisions. Most schedules, however, cover records of only one office or program or a few series of records. Many of these update previously approved schedules, and some include records proposed as permanent.

The schedules listed in this notice are media neutral unless specified otherwise. An item in a schedule is media neutral when the disposition instructions may be applied to records regardless of the medium in which the records are created and maintained. Items included in schedules submitted to NARA on or after December 17, 2007, are media neutral unless the item is limited to a specific medium. (See 36 CFR 1228.24(b)(3).)

No Federal records are authorized for destruction without the approval of the Archivist of the United States. This approval is granted only after a thorough consideration of their administrative use by the agency of origin, the rights of the Government and of private persons directly affected by the Government's activities, and

whether or not they have historical or other value.

Besides identifying the Federal agencies and any subdivisions requesting disposition authority, this public notice lists the organizational unit(s) accumulating the records or indicates agency-wide applicability in the case of schedules that cover records that may be accumulated throughout an agency. This notice provides the control number assigned to each schedule, the total number of schedule items, and the number of temporary items (the records proposed for destruction). It also includes a brief description of the temporary records. The records schedule itself contains a full description of the records at the file unit level as well as their disposition. If NARA staff has prepared an appraisal memorandum for the schedule, it too includes information about the records. Further information about the disposition process is available on request.

#### *Schedules Pending:*

1. Department of the Army, Agency-wide (N1-AU-09-19, 1 item, 1 temporary item). Master files associated with an electronic information system that supports the development of training plans.

2. Department of the Army, Agency-wide (N1-AU-09-26, 1 item, 1 temporary item). Master files associated with an electronic information system that contains data on simulated battle environments and scenarios and is used to supplement live training exercises.

3. Department of Commerce, National Oceanic and Atmospheric Administration (N1-370-09-1, 2 items, 2 temporary items). Case files on individual divers that include training, certification, and medical records.

4. Department of Health and Human Services, Food and Drug Administration (N1-88-09-2, 19 items, 19 temporary items). Field office work plans and accomplishment reports, records related to commissioning state and local officials to perform regulatory inspections and investigations, copies of state commissioning program contract and grant records, records documenting evaluations of state inspectors, records relating to the Shelf Life Extension and Government-wide Quality Assurance programs, notes taken by inspectors during inspections, and records relating to laboratory proficiency testing.

5. Department of Homeland Security, Agency-wide (N1-563-09-7, 3 items, 3 temporary items). Data relating to lawful permanent residents of the United States which is no longer needed.

6. Department of Homeland Security, Office of the General Counsel (N1-563-

09–6, 4 items, 4 temporary items). Case files on information law and intellectual property issues, such as patent and trademarks, copyright, and trade secrets.

7. Department of Homeland Security, Privacy Office (N1–563–09–5, 3 items, 3 temporary items). Privacy impact assessments, privacy threshold analyses, and system of records notices.

8. Department of the Interior, National Park Service (N1–79–08–6, 4 items, 2 temporary items). Records relating to routine partnership relationships and administration of the partnership program. Proposed for permanent retention are records relating to the planning and development of partnership policies and programs as well as case files and other records that document significant and/or long-term partnerships.

9. Department of Justice, Civil Rights Division (N1–60–08–20, 3 items, 1 temporary item). Land use case files generated under the Religious Land Use and Institutionalized Persons Act of 2000 that do not go beyond the pre-investigative stage. Proposed for permanent retention are land use case files that go further than this stage as well as all appellate files.

10. Department of Justice, Federal Bureau of Investigation (N1–65–09–9, 1 item, 1 temporary item). Information collected under an order of the Foreign Intelligence Surveillance Court that was collected in error.

11. Department of Justice, Federal Bureau of Investigation (N1–65–09–10, 4 items, 4 temporary items). Training and certification records maintained by the Laboratory Division's latent print unit.

12. Department of Transportation, Federal Highway Administration (N1–406–08–4, 17 items, 17 temporary items). Records of the Office of Civil Rights, including such records as administrative files, affirmative action plans, budget files, training materials, complaint files, and records relating to Title VI implementation.

13. Department of Transportation, Federal Highway Administration (N1–406–08–6, 17 items, 13 temporary items). Records of the Office of Research, Development, and Technology, including such records as working files, drafts, correspondence, research files, routine drawings, copies of forensic files, uncaptioned photographs, and technical files. Proposed for permanent retention are such records as record copies of Public Roads Magazine, captioned photographs, and published technical reports.

14. Department of Transportation, Federal Highway Administration (N1–

406–08–10, 30 items, 29 temporary items). Records of the Office of the Chief Financial Officer, including such records as administrative files, budget files, financial management files, and other files relating to appropriations, disbursements, and transactions. Master files of the Fiscal Management Information System, which contains data on Federally funded highway projects, are proposed for permanent retention.

15. Department of the Treasury, Internal Revenue Service (N1–58–09–11, 1 item, 1 temporary item). Master files of an electronic information system used to identify and assess penalties against taxpayers who fail to provide accurate taxpayer identification numbers.

16. Department of the Treasury, Internal Revenue Service (N1–58–09–14, 1 item, 1 temporary item). Master files of an electronic information system used to measure results of the Earned Income Tax Credit (EITC) and non-EITC research initiatives.

17. Department of the Treasury, Internal Revenue Service (N1–58–09–15, 3 items, 3 temporary items). Inputs, outputs, and master files of an electronic information system that contains data concerning certain small businesses in California.

18. Department of the Treasury, Internal Revenue Service (N1–58–09–16, 1 item, 1 temporary item). Electronic records containing taxpayer name, address, social security number, and latest tax year information.

19. Department of the Treasury, Internal Revenue Service (N1–58–09–17, 1 item, 1 temporary item). Lists and extracts containing data on individuals who did not itemize deductions on their Federal income tax return that is used to allow states to identify those to whom they need not issue Form 1099-G.

20. Department of the Treasury, Internal Revenue Service (N1–58–09–18, 1 item, 1 temporary item). Electronic data on taxpayers which is provided to states for child support enforcement purposes.

21. Department of the Treasury, Internal Revenue Service (N1–58–09–19, 1 item, 1 temporary item). Electronic data provided to the Department of Labor to identify employers who misclassify employees as independent contractors.

22. Department of the Treasury, Internal Revenue Service (N1–58–09–20, 1 item, 1 temporary item). Master files of an electronic information system used to match delinquent Federal tax accounts against a database of recipients of state tax refunds.

23. Department of the Treasury, Internal Revenue Service (N1–58–09–21, 2 items, 2 temporary items). Master files and outputs of an electronic information system used to identify individuals who claim Medicare benefits but also are employed and have medical benefits.

24. Department of the Treasury, Internal Revenue Service (N1–58–09–22, 1 item, 1 temporary item). Electronic data concerning taxpayers provided to states for their use for compliance purposes.

25. Department of the Treasury, Internal Revenue Service (N1–58–09–23, 1 item, 1 temporary item). Electronic data containing zip code and social security number information which is provided to states for compliance purposes.

26. Department of the Treasury, Internal Revenue Service (N1–58–09–24, 1 item, 1 temporary item). Electronic data relating to business tax returns, extracted from certain IRS tax forms.

27. Environmental Protection Agency, Agency-wide (N1–412–09–1, 2 items, 1 temporary item). Working data contained in an electronic information system used to manage the agency's budget processes. Final data is proposed for permanent retention, including submissions for the Office of Management and Budget, the President's budget, and congressional budget justifications.

28. Environmental Protection Agency, Office of Water (N1–412–08–5, 2 items, 1 temporary item). Project working papers and administrative correspondence generated or gathered during method development in support of the agency's direct Federal implementation of drinking water programs under the Safe Drinking Water Act. Proposed for permanent retention are Lab Approval Program and Method Development records required under the Safe Drinking Water Act that may be used as a basis for regulatory decisions or the elevation of regulatory priorities related to drinking water programs.

29. Equal Employment Opportunity Commission, Office of Communications and Legislative Affairs (N1–403–09–1, 3 items, 2 temporary items). Biographical information relating to Presidential nominations of members of the Commission and the agency General Counsel as well as briefing books relating to such nominations. Proposed for permanent retention are files relating to pending and proposed legislation.

Dated: May 14, 2009.

**Michael J. Kurtz,**

*Assistant Archivist for Records Services—  
Washington, DC.*

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**BILLING CODE 7515-01-P**

## **NATIONAL FOUNDATION ON THE ARTS AND THE HUMANITIES**

### **National Endowment for the Arts; Arts Advisory Panel**

Pursuant to Section 10(a)(2) of the Federal Advisory Committee Act (Pub. L. 92-463), as amended, notice is hereby given that seven meetings of the Arts Advisory Panel to the National Council on the Arts will be held at the Nancy Hanks Center, 1100 Pennsylvania Avenue, NW., Washington, DC 20506 as follows (ending times are approximate):

*Media Arts (application review):* June 2-3, 2009 in Room 730. This meeting, from 9 a.m. to 6 p.m. on June 2nd, and from 9 a.m. to 3:30 p.m. on June 3rd, will be closed.

*Folk & Traditional Arts (application review):* June 3-5, 2009 in Room 716. A portion of this meeting, from 10:30 a.m. to 11:30 a.m. on June 5th, will be open to the public for policy discussion. The remainder of the meeting, from 9 a.m. to 5:30 p.m. on June 3rd and 4th and from 9 a.m. to 10:30 a.m. and 11:30 a.m. to 12 p.m. on June 5th, will be closed.

*Media Arts (application review):* June 4-5, 2009 in Room 730. This meeting, from 9 a.m. to 6 p.m. on June 4th and from 9 a.m. to 4 p.m. on June 5th, will be closed.

*Design (application review):* June 8-9, 2009 in Room 716. A portion of this meeting, from 1:30 p.m. to 2:30 p.m. on June 9th, will be open to the public for policy discussion. The remainder of the meeting, from 9 a.m. to 6 p.m. on June 8th and from 9 a.m. to 1:30 p.m. and 2:30 p.m. to 4:30 p.m. on June 9th, will be closed.

*Local Arts Agencies (application review):* June 10-11, 2009 in Room 730. This meeting, from 9 a.m. to 5:30 p.m. on June 10th and from 9 a.m. to 2:30 p.m. on June 11th, will be closed.

*Dance (application review):* June 15-19, 2009 in Room 716. This meeting, from 9 a.m. to 6 p.m. on June 15th-18th, and from 9 a.m. to 5 p.m. on June 19th, will be closed.

*Presenting (application review):* June 18-19, 2009 in Room 714. This meeting, from 9 a.m. to 5:30 p.m. on June 18th and from 9 a.m. to 4 p.m. on June 19th, will be closed.

The closed portions of meetings are for the purpose of Panel review, discussion, evaluation, and recommendations on financial assistance under the National Foundation on the Arts and the Humanities Act of 1965, as amended, including information given in confidence to the agency. In accordance with the determination of the Chairman of February 28, 2008, these sessions will be closed to the public pursuant to subsection (c)(6) of section 552b of Title 5, United States Code.

Any person may observe meetings, or portions thereof, of advisory panels that are open to the public, and if time allows, may be permitted to participate in the panel's discussions at the discretion of the panel chairman. If you need special accommodations due to a disability, please contact the Office of AccessAbility, National Endowment for the Arts, 1100 Pennsylvania Avenue, NW., Washington, DC 20506, 202/682-5532, TDY-TDD 202/682-5496, at least seven (7) days prior to the meeting.

Further information with reference to these meetings can be obtained from Ms. Kathy Plowitz-Worden, Office of Guidelines & Panel Operations, National Endowment for the Arts, Washington, DC 20506, or call 202/682-5691.

Dated: May 14, 2009.

**Kathy Plowitz-Worden,**

*Panel Coordinator, Panel Operations,  
National Endowment for the Arts.*

[FR Doc. E9-11621 Filed 5-18-09; 8:45 am]

**BILLING CODE 7537-01-P**

## **NUCLEAR REGULATORY COMMISSION**

**[Docket No.: 040-09079; NRC-2009-0145]**

### **Notice of Opportunity for Hearing, License Application Request of Energy Metals Corporation Antelope and JAB Uranium Project, Sweetwater County, WY, and Order Imposing Procedures for Access to Sensitive Unclassified Non-Safeguards Information (SUNSI) for Contention Preparation**

**AGENCY:** Nuclear Regulatory Commission.

**ACTION:** Notice of license application, and opportunity to request a hearing.

**DATES:** A request for a hearing must be filed by July 20, 2009.

#### **FOR FURTHER INFORMATION CONTACT:**

Myron H. Fliegel, Senior Project Manager, Uranium Recovery Licensing Branch, Division of Waste Management and Environmental Protection, Office of Federal and State Materials and Environmental Management Programs, U.S. Nuclear Regulatory Commission, Washington, DC 20555. *Telephone:* (301) 415-6629; *fax number:* (301) 415-5369; *e-mail:* myron.fliegel@nrc.gov.

#### **SUPPLEMENTARY INFORMATION:**

#### **I. Introduction**

By letter dated July 3, 2008, Energy Metals Corporation (Energy Metals) submitted a Source Materials License application to the U.S. Nuclear Regulatory Commission (NRC) for the Antelope and JAB Uranium Project in Sweetwater County, Wyoming. The Antelope and JAB Uranium Project would involve the recovery of uranium

by in situ leach (ISL) extraction. An NRC Administrative review, documented in a letter to Energy Metals dated March 9, 2009, found the application acceptable to begin a technical and environmental review. Before approving the license application, the NRC will need to make the findings required by the Atomic Energy Act of 1954, as amended, and NRC's regulations. These findings will be documented in a Safety Evaluation Report (SER) and a site-specific environmental review consistent with the provisions of 10 CFR Part 51.

#### **II. Opportunity To Request a Hearing**

The NRC hereby provides notice that this is a proceeding on an application for a Source Materials License regarding Energy Metals' proposal to construct and operate the Antelope and JAB Uranium Project ISL uranium extraction facility in Sweetwater County, Wyoming. Any person whose interest may be affected by this proceeding, and who desires to participate as a party, must file a request for a hearing and a specification of the contentions which the person seeks to have litigated in the hearing, in accordance with the NRC E-Filing rule, which the NRC promulgated in August 28, 2007 (72 FR 49139). The E-Filing rule requires participants to submit and serve documents over the internet or in some cases to mail copies on electronic storage media. Participants may not submit paper copies of their filings unless they seek a waiver in accordance with the procedures described below.

To comply with the procedural requirements of E-Filing, at least ten (10) days prior to the filing deadline, the petitioner/requester must contact the Office of the Secretary by e-mail at [HEARINGDOCKET@NRC.GOV](mailto:HEARINGDOCKET@NRC.GOV), or by calling (301) 415-1677, to request (1) a digital Identification (ID) certificate, which allows the participant (or its counsel or representative) to digitally sign documents and access the E-Submittal server for any proceeding in which it is participating; and/or (2) creation of an electronic docket for the proceeding (even in instances in which the petitioner/requestor (or its counsel or representative) already holds an NRC-issued digital ID certificate). Each petitioner/requester will need to download the Workplace Forms Viewer™ to access the Electronic Information Exchange (EIE), a component of the E-Filing system. The Workplace Forms Viewer™ is free and is available at <http://www.nrc.gov/site-help/e-submittals/install-viewer.html>. Information about applying for a digital ID certificate is available on NRC's