

Monday, March 5, 2007, from 1 to 5 p.m. (Eastern Time). Additional information regarding availability of meeting materials, procedures for providing public input, and accessibility are provided in the December 27, 2006 **Federal Register**, or from the DFO at the contact information provided above.

Dated: January 29, 2007.

**Anthony F. Maciorowski,**

*Deputy Director, EPA Science Advisory Board Staff Office.*

[FR Doc. E7-1791 Filed 2-2-07; 8:45 am]

**BILLING CODE 6560-50-P**

## FEDERAL COMMUNICATIONS COMMISSION

[FCC 06-177]

### Notice of Debarment

**AGENCY:** Federal Communications Commission.

**ACTION:** Notice.

**SUMMARY:** The Enforcement Bureau (Bureau) debars Premio, Inc. (Premio) from all activities associated with the schools and libraries universal service support mechanism, also known as the E-Rate program. Premio pled guilty to and was convicted of serious fraud-related felonies against the E-Rate program. We find Premio's conduct merits a debarment of at least three years, as contemplated by our debarment rule, but in light of several important factors, we will impose a debarment period of one year.

**DATES:** Debarment commences on the Premio, Inc. receives the debarment letter or whichever date comes first, for a period of one year.

**FOR FURTHER INFORMATION CONTACT:** Diana Lee, Federal Communications Commission, Enforcement Bureau, Investigations and Hearings Division, Room 4-A265, 445 12th Street, SW., Washington, DC 20554. Diana Lee may be contacted by phone at 202-418-1420 or e-mail at [diana.lee@fcc.gov](mailto:diana.lee@fcc.gov).

**SUPPLEMENTARY INFORMATION:** This a summary of the Commission's Notice of Debarment, released January 22, 2007. As an additional precaution to protect the E-Rate program, we put in place two monitoring measures to ensure Premio's compliance upon its re-entry into the E-Rate program, in the event that Premio re-enters the E-Rate program during its three year probation period. First, we order USAC to review with heightened scrutiny Premio's applications submitted during the first two funding

years after re-entry.<sup>1</sup> Second, we order the Administrator to conduct automatic annual audits regarding Premio's compliance with the Act and the Commission's rules governing the E-Rate program, for each of the first two funding periods upon Premio's re-entry. We find these additional precautionary measures are necessary to ensure that E-Rate funds are used only for their intended purpose and that the program is not subject to additional waste, fraud, or abuse. The full text of this Notice is available for inspection and copying during normal business hours in the FCC Reference Center, Room CY-A-257, 445 12th Street, SW., Washington, DC 20554. The complete text may also be purchased from the Commission's duplicating contractor, Best Copy and Printing, Inc. (BCP), Portals II, 445 12th Street, SW., Room CY-B402, Washington, DC 20554. The complete item is also available on the Commission's Web site at <http://www.fcc.gov/eb>.

Federal Communications Commission.

**Hillary S. DeNigro,**

*Chief, Investigations and Hearings Division, Enforcement Bureau.*

[FR Doc. E7-1795 Filed 2-2-07; 8:45 am]

**BILLING CODE 6712-01-P**

## FEDERAL DEPOSIT INSURANCE CORPORATION

### Moratorium on Certain Industrial Bank Applications and Notices

**AGENCY:** Federal Deposit Insurance Corporation (FDIC)

**ACTION:** Notice; Limited Extension of Moratorium.

**SUMMARY:** This notice announces a one-year extension of the termination date of the FDIC's existing moratorium on industrial loan companies and industrial banks<sup>1</sup> (collectively, "industrial banks") for deposit insurance applications and change in control notices with respect to certain industrial banks. The extended moratorium only applies to applications

<sup>1</sup> See *Fifth Report and Order*, 19 FCC Rcd at 15822-23, para. 44. We note that the Commission currently is considering what particular requirements, if any, that it should apply in conducting heightened review of E-Rate program participants. See *Universal Service Fund Oversight NPRM*, 20 FCC Rcd at 11345, para. 91.

<sup>2</sup> For purposes of the extended moratorium, the terms "industrial loan company" and "industrial bank" mean any insured State bank that is an industrial bank, industrial loan company, or other similar institution that is excluded from the definition of "bank" in the Bank Holding Company Act of 1956 (BHCA) pursuant to section 2(c)(2)(H) of the BHCA, 12 U.S.C. 1841(c)(2)(H).

for deposit insurance and change in control notices with respect to industrial banks that will become subsidiaries of companies engaged in non-financial activities<sup>2</sup> ("commercial activities").

Although the FDIC's existing industrial bank moratorium was originally set to expire on January 31, 2007 for all industrial banks, as a result of the extension, the moratorium will now expire on January 31, 2008 for certain industrial banks. The extended moratorium does not apply to any application for deposit insurance or change in control notice with respect to any industrial bank that will not become a subsidiary of a company, or any industrial bank that will become a subsidiary of a company engaged only in financial activities. The FDIC is also publishing elsewhere in the **Federal Register** today a notice of proposed rulemaking that proposes certain requirements on any industrial bank that will become a subsidiary of a company that is engaged only in financial activities and is not subject to consolidated bank supervision by the Federal Reserve Board (FRB) or the Office of Thrift Supervision (OTS) (hereinafter referred to as "Federal Consolidated Bank Supervision").

**DATES:** The extended moratorium is effective through January 31, 2008.

**FOR FURTHER INFORMATION CONTACT:** Robert C. Fick, Counsel, (202) 898-8962 or Thomas P. Bolt, Counsel, (202) 898-6750, Federal Deposit Insurance Corporation, Washington, DC 20429.

### SUPPLEMENTARY INFORMATION:

#### I. Background

Industrial banks were first chartered in the early 1900's as small loan companies for industrial workers. Over time some of the chartering states expanded the powers of their industrial banks to the extent that some industrial banks now have generally the same powers as state commercial banks.

<sup>2</sup> For purposes of the extended moratorium, the term "financial activity" includes: (i) Banking, managing or controlling banks or savings associations; and (ii) any activity permissible for financial holding companies under 12 U.S.C. 1843(k), any specific activity that is listed as permissible for bank holding companies under 12 U.S.C. 1843(c), as well as activities that the Federal Reserve Board (FRB) has permitted for bank holding companies under 12 CFR 225.28 and 225.86, and any activity permissible for all savings and loan holding companies under 12 U.S.C. 1467a(c). The term "non-financial activity" is any other activity. The FDIC intends to follow the written guidance of the FRB and the Office of Thrift Supervision (OTS) regarding permissible holding company activities in its interpretations of the term "financial activity" and to consult with the FRB and/or OTS before making any decisions.