

Absent extraordinary circumstances, the Bureau will decide any request for reversal or modification of suspension within 90 days of its receipt of such request.<sup>23</sup>

## II. Initiation of Debarment Proceedings

Your conviction in connection with the E-Rate program, in addition to serving as a basis for immediate suspension from the program, also serves as a basis for the initiation of debarment proceedings against you. Your conviction falls within the categories of causes for debarment defined in section 54.8(c) of the Commission's rules.<sup>24</sup> Therefore, pursuant to section 54.8(a)(4) of the Commission's rules, your conviction requires the Bureau to commence debarment proceedings against you.

As with your suspension, you may contest debarment or the scope of the proposed debarment by filing arguments and any relevant documentation within 30 calendar days of the earlier of the receipt of this letter or of publication in the **Federal Register**.<sup>25</sup> Absent extraordinary circumstances, the Bureau will debar you.<sup>26</sup> Within 90 days of receipt of any opposition to your suspension and proposed debarment, the Bureau, in the absence of extraordinary circumstances, will provide you with notice of its decision to debar.<sup>27</sup> If the Bureau decides to debar you, its decision will become effective upon the earlier of your receipt of a debarment notice or publication of the decision in the **Federal Register**.<sup>28</sup>

If and when your debarment becomes effective, you will be prohibited from participating in activities associated with or related to the schools and libraries support mechanism for three years from the date of debarment.<sup>29</sup> The Bureau may, if necessary to protect the public interest, extend the debarment period.<sup>30</sup>

Please direct any response, if by messenger or hand delivery, to Marlene H. Dortch,

<sup>23</sup> See *Second Report and Order*, 18 FCC Rcd at 9226, para. 70; 47 CFR 54.8(e)(5), 54.8(f).

<sup>24</sup> "Causes for suspension and debarment are the conviction or civil judgment for attempt or commission of criminal fraud, theft, embezzlement, forgery, bribery, falsification or destruction of records, making false statements, receiving stolen property, making false claims, obstruction of justice and other fraud or criminal offense arising out of activities associated with or related to the schools and libraries support mechanism, the high-cost support mechanism, the rural healthcare support mechanism, and the low-income support mechanism." 47 CFR 54.8(c). Such activities "include the receipt of funds or discounted services through [the federal universal service] support mechanisms, or consulting with, assisting, or advising applicants or service providers regarding [the federal universal service] support mechanisms." 47 CFR 54.8(a)(1).

<sup>25</sup> See *Second Report and Order*, 18 FCC Rcd at 9226, para. 70; 47 CFR 54.8(e)(3).

<sup>26</sup> *Second Report and Order*, 18 FCC Rcd at 9227, para. 74.

<sup>27</sup> See *id.*, 18 FCC Rcd at 9226, para. 70; 47 CFR 54.8(e)(5).

<sup>28</sup> *Id.* The Commission may reverse a debarment, or may limit the scope or period of debarment upon a finding of extraordinary circumstances, following the filing of a petition by you or an interested party or upon motion by the Commission. 47 CFR 54.8(f).

<sup>29</sup> *Second Report and Order*, 18 FCC Rcd at 9225, para. 67; 47 CFR 54.8(d), 54.8(g).

<sup>30</sup> *Id.*

Secretary, Federal Communications Commission, 236 Massachusetts Avenue, NE., Suite 110, Washington, DC 20002, to the attention of Diana Lee, Attorney Advisor, Investigations and Hearings Division, Enforcement Bureau, Room 4-C330, with a copy to Vickie Robinson, Assistant Chief, Investigations and Hearings Division, Enforcement Bureau, Room 4-C330, Federal Communications Commission. If sent by commercial overnight mail (other than U.S. Postal Service Express Mail and Priority Mail), the response should be sent to the Federal Communications Commission, 9300 East Hampton Drive, Capitol Heights, Maryland 20743. If sent by first-class, Express, or Priority mail, the response should be sent to Diana Lee, Attorney Advisor, Investigations and Hearings Division, Enforcement Bureau, Federal Communications Commission, 445 12th Street, SW., Room 4-C330, Washington, DC 20554, with a copy to Vickie Robinson, Assistant Chief, Investigations and Hearings Division, Enforcement Bureau, Federal Communications Commission, 445 12th Street, SW., Room 4-C330, Washington, DC 20554. You shall also transmit a copy of the response via e-mail to [diana.lee@fcc.gov](mailto:diana.lee@fcc.gov) and to [vickie.robinson@fcc.gov](mailto:vickie.robinson@fcc.gov).

If you have any questions, please contact Ms. Lee via mail, by telephone at (202) 418-1420 or by e-mail at [diana.lee@fcc.gov](mailto:diana.lee@fcc.gov). If Ms. Lee is unavailable, you may contact Ms. Vickie Robinson, Assistant Chief, Investigations and Hearings Division, by telephone at (202) 418-1420 and by e-mail at [vickie.robinson@fcc.gov](mailto:vickie.robinson@fcc.gov).

Sincerely yours,

Trent Harkrader,  
*Deputy Chief, Investigations and Hearings Division, Enforcement Bureau.*

cc: Kristy Carroll, Esq., Universal Service Administrative Company (via e-mail);  
Duncan S. Currie, Esq., Chief, Dallas Field Office, Antitrust Division, Department of Justice.

[FR Doc. E8-15033 Filed 7-1-08; 8:45 am]

**BILLING CODE 6712-01-P**

## FEDERAL MARITIME COMMISSION

### Notice of Agreements Filed

The Commission hereby gives notice of the filing of the following agreements under the Shipping Act of 1984. Interested parties may submit comments on agreements to the Secretary, Federal Maritime Commission, Washington, DC 20573, within ten days of the date this notice appears in the **Federal Register**. Copies of agreements are available through the Commission's Web site (<http://www.fmc.gov>) or contacting the Office of Agreements (202)-523-5793 or [tradeanalysis@fmc.gov](mailto:tradeanalysis@fmc.gov).

*Agreement No.:* 201188.

*Title:* Houston Terminal LLC Cooperative Working Agreement.

*Parties:* Ceres Gulf, Inc.; Container Marine Terminals LLC; Houston

Terminal LLC; and Mediterranean Shipping Company, S.A.

*Filing Party:* Robert T. Basseches, Esq., Goodwin/Procter LLP; 901 New York Avenue; Washington, DC 20001.

*Synopsis:* The agreement would authorize the parties to operate Houston Terminal LLC and discuss and agree on matters relating to the operation of that company at the Port of Houston.

*Agreement No.:* 201189.

*Title:* New Orleans Terminal LLC Cooperative Working Agreement.

*Parties:* Ceres Gulf, Inc.; Container Marine Terminals LLC; New Orleans Terminal LLC; and Mediterranean Shipping Company, S.A.

*Filing Party:* Robert T. Basseches, Esq., Goodwin/Procter LLP; 901 New York Avenue; Washington, DC 20001.

*Synopsis:* The agreement would authorize the parties to operate New Orleans Terminal LLC and discuss and agree on matters relating to the operation of that company at the Port of New Orleans.

By Order of the Federal Maritime Commission.

Dated: June 27, 2008.

**Karen V. Gregory,**

*Assistant Secretary.*

[FR Doc. E8-15039 Filed 7-1-08; 8:45 am]

**BILLING CODE 6730-01-P**

## FEDERAL MARITIME COMMISSION

### Privacy Act of 1974; Proposed New Systems of Records

**AGENCY:** Federal Maritime Commission.

**ACTION:** Notice of Proposed New Systems of Records.

**SUMMARY:** In accordance with the Privacy Act of 1974, the Federal Maritime Commission is issuing notice of the establishment of new systems of records.

**DATES:** Submit an original and 15 copies of comments (paper), or e-mail comments as an attachment in WordPerfect 10, Microsoft Word 2003, or earlier versions of these applications, no later than August 1, 2008. The new systems will be effective August 11, 2008, unless comments are received that would result in a contrary determination.

**ADDRESSES:** Address all comments concerning this notice to: Karen V. Gregory, Assistant Secretary, Federal Maritime Commission, 800 N. Capitol Street, NW., Washington, DC 20573-0001, [Secretary@fmc.gov](mailto:Secretary@fmc.gov).

**FOR FURTHER INFORMATION CONTACT:** Karen V. Gregory, Assistant Secretary, Federal Maritime Commission, 800 N.