

# Notices

Federal Register

Vol. 69, No. 237

Friday, December 10, 2004

This section of the FEDERAL REGISTER contains documents other than rules or proposed rules that are applicable to the public. Notices of hearings and investigations, committee meetings, agency decisions and rulings, delegations of authority, filing of petitions and applications and agency statements of organization and functions are examples of documents appearing in this section.

## DEPARTMENT OF AGRICULTURE

### Forest Service

#### Black-tailed Prairie Dog Conservation and Management on the Nebraska National Forest and Associated Units

**AGENCY:** Forest Service, USDA.

**ACTION:** Correction—to add USDA, Animal Plant Health Inspection Service—Wildlife Services (APHIS—WS), and the State of South Dakota as formal Cooperating Agencies with the Nebraska National Forest and Associated Units in the Notice of Intent to prepare an Environmental Impact Statement (EIS). Add e-mail address for electronic comments.

**SUMMARY:** The Forest Service published a document in the **Federal Register** on November 1, 2004, providing notice that the Nebraska National Forest and Associated Units was intending to prepare an Environmental Impact Statement regarding the conservation and management of the black-tailed prairie dog. The document failed to note that the USDA, APHIS—WS and the State of South Dakota are formally designated Cooperating Agencies with the Forest Service in the preparation of the environmental impact statement.

**FOR FURTHER INFORMATION CONTACT:** William Perry, 605-279-2125.

#### Correction

In the **Federal Register** of November 1, 2004 (Volume 69, Number 210), on page 63351 prior to the subheading “Scoping,” insert a subheading “Cooperating Agencies.” Following the subheading “Cooperating Agencies” insert the following—“USDA, Animal Plant Health Inspection Service—Wildlife Service (APHIS—WS) and the State of South Dakota have been granted cooperating agency status for the purpose of cooperating and coordinating with the Forest Service in providing relevant research and information to be

used in the development of EIS alternatives and implementation of management plan direction” Under the subheading “Responsible Official,” (page 63351) following the address add “E-mail comments to: *comments-rocky-mountain-nebraska@fs.fed.us*”

Dated: November 22, 2004.

**Donald J. Bright,**

*Forest Supervisor, Nebraska National Forest and Associated Units.*

[FR Doc. 04-27079 Filed 12-9-04; 8:45 am]

**BILLING CODE 3410-11-M**

#### COMMITTEE FOR PURCHASE FROM PEOPLE WHO ARE BLIND OR SEVERELY DISABLED

##### Procurement List; Proposed Additions and Deletion

**AGENCY:** Committee for Purchase From People Who Are Blind or Severely Disabled.

**ACTION:** Proposed additions to and deletions from procurement list.

**SUMMARY:** The Committee is proposing to add to the Procurement List products and a service to be furnished by nonprofit agencies employing persons who are blind or have other severe disabilities, and to delete a service previously furnished by such agencies.

*Comments Must be Received on or Before:* January 9, 2005.

**ADDRESSES:** Committee for Purchase From People Who Are Blind or Severely Disabled, Jefferson Plaza 2, Suite 10800, 1421 Jefferson Davis Highway, Arlington, Virginia 22202-3259.

**FOR FURTHER INFORMATION CONTACT:** Sheryl D. Kennerly, (703) 603-7740.

**SUPPLEMENTARY INFORMATION:** This notice is published pursuant to 41 U.S.C. 47(a)(2) and 41 CFR 51-2.3. Its purpose is to provide interested persons an opportunity to submit comments on the proposed actions.

#### Additions

If the Committee approves the proposed additions, the entities of the Federal Government identified in this notice for each product or service will be required to procure the products and services listed below from nonprofit agencies employing persons who are blind or have other severe disabilities.

#### Regulatory Flexibility Act Certification

I certify that the following action will not have a significant impact on a substantial number of small entities. The major factors considered for this certification were:

1. If approved, the action will not result in any additional reporting, recordkeeping or other compliance requirements for small entities other than the small organizations that will furnish the products and service to the Government.

2. If approved, the action will result in authorizing small entities to furnish the products and service to the Government.

3. There are no known regulatory alternatives which would accomplish the objectives of the Javits-Wagner-O'Day Act (41 U.S.C. 46-48c) in connection with the products and service proposed for addition to the Procurement List. Comments on this certification are invited. Commenters should identify the statement(s) underlying the certification on which they are providing additional information.

#### End of Certification

The following products and service are proposed for addition to Procurement List for production by the nonprofit agencies listed:

#### Products

*Product/NSN:* Cap, Baseball, Navy, 8415-01-487-5148.

*NPA:* National Center for Employment of the Disabled, El Paso, Texas.

*Contracting Activity:* Defense Supply Center Philadelphia, Philadelphia, Pennsylvania.

*Product/NSN:* Eraser, Whiteboard, 7510-01-316-6213.

*Product/NSN:* Kit, Dry Erase Marker (12), 7520-01-365-6126.

*Product/NSN:* Kit, Dry Erase Marker (6), 7520-01-352-7321.

*NPA:* Dallas Lighthouse for the Blind, Inc., Dallas, Texas.

*Contracting Activity:* Office Supplies & Paper Products Acquisition Center, New York, NY.

*Product/NSN:* Vegetable Oil (Domestic) 10% of USDA Requirement, 8945-00-NSH-0002.

*NPA:* Advocacy and Resources Corporation, Cookeville, Tennessee.

*Contracting Activity:* USDA, Farm Service Agency, Washington, DC.

#### Service

*Service Type/Location:* Mailroom Operation,

ServiceSource, Alexandria, VA (Prime Contractor) at the following location for the Nonprofit Agencies identified:  
Internal Revenue Service Mailroom,  
4050 Alpha Road, Dallas, Texas.  
NPA: Dallas Lighthouse for the Blind, Inc.,  
Dallas, Texas.  
Contracting Activity: U.S. Treasury, IRS  
Headquarters, Oxon Hill, Maryland.

### Deletion

#### *Regulatory Flexibility Act Certification*

I certify that the following action will not have a significant impact on a substantial number of small entities. The major factors considered for this certification were:

1. If approved, the action may result in additional reporting, recordkeeping or other compliance requirements for small entities.

2. If approved, the action may result in authorizing small entities to furnish the service to the Government.

3. There are no known regulatory alternatives which would accomplish the objectives of the Javits-Wagner-O'Day Act (41 U.S.C. 46-48c) in connection with the service proposed for deletion from the Procurement List.

#### *End of Certification*

The following service is proposed for deletion from the Procurement List:

#### Service

*Service Type/Location:* Food Service  
Attendant, Mississippi Air National  
Guard, Building 129, Dining Facility,  
Jackson, Mississippi.

NPA: Goodwill Industries of Mississippi,  
Inc., Ridgeland, Mississippi.

Contracting Activity: Mississippi Air  
National Guard, Jackson, Mississippi.

**Sheryl D. Kennerly,**

*Director, Information Management.*

[FR Doc. 04-27155 Filed 12-9-04; 8:45 am]

**BILLING CODE 6353-01-P**

### COMMITTEE FOR PURCHASE FROM PEOPLE WHO ARE BLIND OR SEVERELY DISABLED

#### Procurement List; Additions and Deletions

**AGENCY:** Committee for Purchase from People Who Are Blind or Severely Disabled.

**ACTION:** Additions to and deletions from procurement list.

**SUMMARY:** This action adds to the Procurement List products and services to be furnished by nonprofit agencies employing persons who are blind or have other severe disabilities, and deletes from the Procurement List services previously furnished by such agencies.

**EFFECTIVE DATE:** January 9, 2005.

**ADDRESSES:** Committee for Purchase From People Who Are Blind or Severely Disabled, Jefferson Plaza 2, Suite 10800, 1421 Jefferson Davis Highway, Arlington, Virginia, 22202-3259.

**FOR FURTHER INFORMATION CONTACT:**  
Sheryl D. Kennerly, (703) 603-7740.

#### SUPPLEMENTARY INFORMATION:

#### Additions

On October 8, and October 15, 2004, the Committee for Purchase From People Who Are Blind or Severely Disabled published notice (69 FR 60351 and 61202) of proposed additions to the Procurement List.

The following comments pertain to Battery, Nonrechargeable, Lithium.

Comments were received from the current contractor for this lithium battery. The contractor asked that the current contract be allowed to run its term before the Committee's nonprofit agency begins performance. The contractor noted that the lithium battery accounts for nearly all sales under the contract and a sizeable part of the contractor's battery sales to the Government, which is the largest consumer of the battery. The contractor noted that sales of the battery have skyrocketed due to the current hostilities, so losing the contract would cause the contractor to lose its revenue expectations for this battery.

Addition of this battery to the Procurement List will not cause a premature termination of the current contract, as Procurement List additions do not affect contracts awarded prior to the effective date of the addition or options exercised under those contracts. 41 CFR 51-5.3(c). In assessing impact of a Procurement List addition on a current contractor, the Committee looks at the total sales of that contractor, including related corporations, as well as previous impacts on the contractor and the contractor's history of providing the product in question. 41 CFR 51-2.4(a)(4). The current contractor is a very large business, and the loss of the contract for this lithium battery represents a very small part of the contractor's total sales. Because the competitive procurement system does not guarantee that any contractor will receive subsequent contracts for a product, the Committee does not consider a loss of revenue expectations alone to constitute severe adverse impact on a contractor. Because this contractor has provided this battery to the Government for almost a decade, the Committee has given some weight to this sales history, but in light of the very small percentage of the contractor's

sales which this battery and other recent impacts represent, the Committee does not believe this addition to the Procurement List will have a severe adverse impact on the contractor.

The following material pertains to all of the items being added to the Procurement List.

After consideration of the material presented to it concerning capability of qualified nonprofit agencies to provide the products and services and impact of the additions on the current or most recent contractors, the Committee has determined that the products and services listed below are suitable for procurement by the Federal Government under 41 U.S.C. 46-48c and 41 CFR 51-2.4.

#### *Regulatory Flexibility Act Certification*

I certify that the following action will not have a significant impact on a substantial number of small entities. The major factors considered for this certification were:

1. The action will not result in any additional reporting, recordkeeping or other compliance requirements for small entities other than the small organizations that will furnish the products and services to the Government.

2. The action will result in authorizing small entities to furnish the products and services to the Government.

3. There are no known regulatory alternatives which would accomplish the objectives of the Javits-Wagner-O'Day Act (41 U.S.C. 46-48c) in connection with the products and services proposed for addition to the Procurement List.

#### *End of Certification*

Accordingly, the following products and services are added to the Procurement List:

#### Products

*Product/NSN:* Battery Nonrechargeable,  
Lithium,  
6135-01-351-1131.

NPA: Eastern Carolina Vocational Center,  
Inc., Greenville, North Carolina.

Contracting Activity: Defense Supply Center  
Richmond, Richmond, Virginia.

*Product/NSN:* Cups, Hot and Cold Drink,  
7350-00-281-3211 (Cold Drink), 7350-00-  
641-4517 (Hot Drink), 7350-00-641-  
4519 (Hot Drink), 7350-00-641-4523  
(Cold Drink), 7350-00-641-4576 (Hot  
Drink), 7350-00-641-4587 (Cold Drink),  
7350-00-641-4589 (Cold Drink), 7350-  
00-641-4590 (Cold Drink), 7350-00-  
641-4591 (Cold Drink), 7350-00-641-  
4592 (Cold Drink), 7350-00-641-4593  
(Cold Drink).

NPA: The Lighthouse for the Blind in New  
Orleans, New Orleans, Louisiana.