

discuss the recommendations and their implementation. The Rocky Mountain Regional NEPA Roundtable will be held at the Copper Mountain Conference Center, Copper Mountain, Colorado. Information about the location is at <http://www.whitehouse.gov/ceg> or the NEPA Task Force Web site at [http://www.coppercolorado.com/meetings/site/virtual\\_tours](http://www.coppercolorado.com/meetings/site/virtual_tours) The Rocky Mountain NEPA Roundtable is co-hosted by the Greater Yellowstone Coalition and the National Ski Area Association. Representatives from important constituent groups that have worked on NEPA issues have been invited to participate in a discussion of the recommendations.

**DATES:** The Rocky Mountain regional public roundtable will be held on January 8 and 9, 2004. The January 8 session will begin at 9 a.m. and interested members of the public will have an opportunity to present their views at 3:30 p.m. following the roundtable discussion. That session will end in the evening after public views have been presented. The session on January 9 will begin at 9 a.m. and interested members of the public will have an opportunity to present their views at 11 a.m. following the roundtable discussion.

**ADDRESSES:** Interested parties can review the Task Force report via the CEQ Web site at <http://www.whitehouse.gov/ceg/> or the NEPA Task Force Web site at <http://ceq.eh.doe.gov/ntf/>. If you would like a printed copy, please mail a request to The NEPA Task Force, 722 Jackson Place, NW., Washington, DC 20585, or contact Bill Perhach at (202) 395-0826 to request a copy.

Dated: December 10, 2003.

**James L. Connaughton,**

*Chairman, Council on Environmental Quality.*

[FR Doc. 03-30946 Filed 12-15-03; 8:45 am]

**BILLING CODE 3125-01-M**

## FEDERAL COMMUNICATIONS COMMISSION

[EB Docket No. 03-241; DA 03-3783]

### In the Matter of Roger Thomas Scaggs Advanced Class Amateur Radio Operator and Licensee of Amateur Radio Station W5EBC

**AGENCY:** Federal Communications Commission.

**ACTION:** Notice; Order to show cause.

**SUMMARY:** This document is an order in which the Enforcement Bureau of the

Federal Communications Commission requests a hearing proceeding before a Commission administrative law judge to determine whether Roger Thomas Scaggs, the licensee of W5EBC Amateur Radio Station and Advanced Class Operator license, is qualified to remain a Commission licensee in light of his 1998 felony conviction for murder and whether his authorization should be revoked.

**DATES:** Effective December 22, 2003.

**FOR FURTHER INFORMATION CONTACT:** Gary Oshinsky, (202) 418-7167 or e-mail [goshinsky@fcc.gov](mailto:goshinsky@fcc.gov).

**SUPPLEMENTARY INFORMATION:** This is a summary of the *Order to Show Cause regarding Roger Thomas Scaggs*, EB Docket No. 03-241, DA 03-3738, released November 21, 2003. The complete text of this document is available for public inspection and copying during regular business hours at the FCC Reference Information Center, Portals II, 445 12th Street, SW., Room CY-A257, Washington, DC, 20554. In addition, the complete text may be retrieved from the FCC's Web site at <http://www.fcc.gov>. The *Order to Show Cause regarding Roger Thomas Scaggs* may also be purchased from the Commission's duplicating contractor, Qualex International, Portals II, 445 12th Street, SW., Room CY-B402, Washington, DC, 20554, telephone 202-863-2893, facsimile 202-863-2898, or via e-mail [qualexint@aol.com](mailto:qualexint@aol.com).

#### A. Background

1. Approximately six months after the Commission granted Mr. Scaggs' subject amateur radio license, on November 16, 1998, he was convicted for the March 6, 1996, murder of Penny Scaggs, his wife of thirty-five years. The record in that case showed that Mr. Scaggs beat to death his wife with a galvanized lead pipe and then stabbed her several times in their home. Mr. Scaggs was convicted and sentenced by the jury to a prison term of thirty-two (32) years, and he was fined Ten Thousand Dollars (\$10,000.00). His conviction was affirmed and his request for rehearing overruled on June 22, 2000.

#### B. Discussion

2. Accordingly, section 312(a) (2) of the Communications Act of 1934, as amended (the "Act"), provides that the Commission may revoke any license on the basis of "conditions coming to the attention of the Commission which would warrant it in refusing to grant a license or permit on the original application." Among the factors that the Commission considers in its review of applications to determine whether the

applicant has the requisite qualifications to operate the station for which authority is sought is the character of the applicant. Before revoking a license, the Commission must serve the licensee with an order to show cause why revocation should not issue and must provide the licensee with an opportunity for hearing.

3. In assessing character qualifications in broadcast licensing matters, the Commission considers, as relevant, "evidence of any conviction for misconduct constituting a felony." The Commission believes that "[b]ecause all felonies are serious crimes, any conviction provides an indication of an applicant's or licensee's propensity to obey the law" and to conform to provisions of both the Act and the agency's rules and policies. The Commission has consistently applied these broadcast character standards to applicants and licensees in the Amateur Radio Service. Thus, very serious felonies raise potential questions regarding an amateur licensee's qualifications.

4. Here, Mr. Scaggs' murder conviction raises very serious questions as to whether he possesses the requisite character qualifications to be and to remain a Commission licensee and whether his captioned license should be revoked. For this reason, we are designating the matter for hearing before a Commission administrative law judge.

#### C. Ordering Clauses

5. Pursuant to sections 312(a) and (c) of the Act, and authority delegated pursuant to §§ 0.111, 0.311, and 1.91(a) of the Commission's rules, Roger Thomas Scaggs is hereby Ordered to Show Cause why his authorization for Amateur Radio Advanced Class License W5EBC should not be revoked. Roger Thomas Scaggs shall appear before an administrative law judge at a time and place to be specified in a subsequent order and provide evidence upon the following issues:

i. To determine the effect of Roger Thomas Scaggs' felony conviction on his qualifications to be and to remain a Commission licensee; and

ii. To determine, in light of the evidence adduced pursuant to the foregoing issue, whether Roger Thomas Scaggs is qualified to be and to remain a Commission licensee and whether his Amateur Radio Advanced Class License W5EBC should be revoked.

6. Pursuant to section 312(c) of the Act and 1.91(c) of the Commission's rules, to avail himself of the opportunity to be heard and the right to present evidence in the hearing in this proceeding, Roger Thomas Scaggs, in

person or by his attorney, shall file with the Commission, within thirty (30) days of the release of this Order to Show Cause, a written appearance stating that he will appear on the date fixed for hearing and present evidence on the issues specified herein.

7. Pursuant to 1.92(c) of the Commission's rules, if Roger Thomas Scaggs fails to timely file a written appearance within the thirty (30)-day period, or has not filed a petition to accept, for good cause shown, a written appearance beyond the expiration of the thirty (30)-day period, the right to a hearing shall be deemed to be waived. Where a hearing is waived, the presiding administrative law judge shall, at the earliest practicable date, issue an order terminating the hearing proceeding and certifying the case to the Commission.

8. Pursuant to section 312(d) of the Act and § 1.91(d) of the Commission's rules, the burden of proceeding with the introduction of evidence and the burden of proof with respect to both of the issues specified above shall be on the Enforcement Bureau.

9. The *Order to Show Cause regarding Roger Thomas Scaggs*, be sent, by Certified Mail, Return Receipt Requested, to Roger Thomas Scaggs, RR 2 Box 4400, Gatesville, Texas 76597, and to his counsel, Charles R. Burton, Esq., Minton, Burton, Foster & Collins, 1100 Guadalupe Street, Austin, Texas 78701.

10. The Secretary of the Commission shall cause to have this *Order to Show Cause regarding Roger Thomas Scaggs* or a summary thereof published in the **Federal Register**.

Federal Communications Commission.

**David Solomon**,

*Chief, Enforcement Bureau.*

[FR Doc. 03-31022 Filed 12-15-03; 8:45 am]

BILLING CODE 6712-01-P

---

## FEDERAL ELECTION COMMISSION

### Meeting; Sunshine Act

**DATE & TIME:** Thursday, December 18, 2003 at 10 a.m.

**PLACE:** 999 E Street, NW., Washington, DC (Ninth Floor).

**STATUS:** This meeting will be open to the public.

The following item has been added to the agenda: Enforcement Treasurer Policy—Official and Personal Capacities.

**FOR FURTHER INFORMATION CONTACT:** Ron Harris, Press Officer, Telephone (202) 694-1220.

**Mary W. Dove**,

*Secretary of the Commission.*

[FR Doc. 03-31156 Filed 12-12-03; 3:09 pm]

BILLING CODE 6715-01-M

---

## FEDERAL RESERVE SYSTEM

### Change in Bank Control Notices; Acquisition of Shares of Bank or Bank Holding Companies

The notificants listed below have applied under the Change in Bank Control Act (12 U.S.C. 1817(j)) and § 225.41 of the Board's Regulation Y (12 CFR 225.41) to acquire a bank or bank holding company. The factors that are considered in acting on the notices are set forth in paragraph 7 of the Act (12 U.S.C. 1817(j)(7)).

The notices are available for immediate inspection at the Federal Reserve Bank indicated. The notices also will be available for inspection at the office of the Board of Governors. Interested persons may express their views in writing to the Reserve Bank indicated for that notice or to the offices of the Board of Governors. Comments must be received not later than December 30, 2003.

**A. Federal Reserve Bank of New York** (Jay Bernstein, Bank Supervision Officer) 33 Liberty Street, New York, New York 10045-0001:

1. *Barry M. Snyder and Lindrew Properties, LLC*, Buffalo, New York; to acquire additional voting shares of Great Lakes Bancorp, Inc., Buffalo, New York, and indirectly acquire additional voting shares of Greater Buffalo Savings Bank, Buffalo, New York.

Board of Governors of the Federal Reserve System, December 10, 2003.

**Robert deV. Frierson**,

*Deputy Secretary of the Board.*

[FR Doc. 03-30952 Filed 12-15-03; 8:45 am]

BILLING CODE 6210-01-S

---

## FEDERAL RESERVE SYSTEM

### Notice of Proposals to Engage in Permissible Nonbanking Activities or to Acquire Companies that are Engaged in Permissible Nonbanking Activities

The companies listed in this notice have given notice under section 4 of the Bank Holding Company Act (12 U.S.C. 1843) (BHC Act) and Regulation Y (12 CFR Part 225) to engage *de novo*, or to acquire or control voting securities or

assets of a company, including the companies listed below, that engages either directly or through a subsidiary or other company, in a nonbanking activity that is listed in § 225.28 of Regulation Y (12 CFR 225.28) or that the Board has determined by Order to be closely related to banking and permissible for bank holding companies. Unless otherwise noted, these activities will be conducted throughout the United States.

Each notice is available for inspection at the Federal Reserve Bank indicated.

The notice also will be available for inspection at the offices of the Board of Governors. Interested persons may express their views in writing on the question whether the proposal complies with the standards of section 4 of the BHC Act. Additional information on all bank holding companies may be obtained from the National Information Center website at [www.ffiec.gov/nic/](http://www.ffiec.gov/nic/).

Unless otherwise noted, comments regarding the applications must be received at the Reserve Bank indicated or the offices of the Board of Governors not later than December 30, 2003.

**A. Federal Reserve Bank of Richmond** (A. Linwood Gill, III, Vice President) 701 East Byrd Street, Richmond, Virginia 23261-4528:

1. *Southern Financial Bancorp., Inc.*, Warrenton, Virginia; to acquire 100 percent of the voting shares of Essex Bancorp, Inc., Norfolk, Virginia, and thereby indirectly acquire Essex Savings Bank, F.S.B., Norfolk, Virginia, and thereby engage in operating a savings association, pursuant to section 225.28(b)(4)(ii) of Regulation Y. Comments on this application must be received by January 9, 2004.

**B. Federal Reserve Bank of St. Louis** (Randall C. Sumner, Vice President) 411 Locust Street, St. Louis, Missouri 63166-2034:

1. *City Bancorp*, Springfield, Missouri; to engage *de novo* in extending credit and servicing activities pursuant to section 225.28(b)(1) of Regulation Y.

Board of Governors of the Federal Reserve System, December 10, 2003.

**Robert deV. Frierson**,

*Deputy Secretary of the Board.*

[FR Doc. 03-30951 Filed 12-15-03; 8:45 am]

BILLING CODE 6210-01-S

---

## DEPARTMENT OF HEALTH AND HUMAN SERVICES

### Notice of Meeting of the Advisory Committee on Blood Safety and Availability

**AGENCY:** Office of the Secretary.