

inward. Below the disc are two bands of painted hide, each of which is bordered with red and black lines. In between these borders are diamond shaped cut-outs exposing red cotton cloth. Below the second border is another painted design that appears to be a jagged line with alternating yellow and white chevrons. Attached to the line are green crescents. Just below this is another border of red/yellow triangles encasing green/yellow diamonds.

The one bow consists of a piece of wood, and a bow string made of sinew. Three quarters of the bow's interior has been painted red. At the end of the bow, there is a secondary piece of hide.

The 20 arrows are made of reed. The fletching of each consists of portions of what appear to be three different types of feathers. Each arrow has the same three feather types and each feather is attached by sinew; this sinew also attaches a piece of down. Three quarters down the shaft is inserted a solid piece of wood that is attached with sinew. That sinew has a black or blue painted band. At the end are attached arrow points of quartz. The wood appears to have been treated with a substance – perhaps pitch or sap. Eight arrows are painted on the shaft end with a band of black/brown followed by an unpainted band and then a band of red; four arrows exhibit the same pattern described above except the black/brown is green; and six arrows are painted at the shaft end with a wide swath of red with four narrow black bands.

In 1910, the cultural items were acquired by Dr. Pliny E. Goddard on a museum-funded expedition and the museum accessioned the items later that same year. The cultural affiliation of the cultural items is White Mountain Apache, as indicated by museum records and by consultation evidence presented by the Western Apache Working Group, which consists of the authorized NAGPRA representatives from the San Carlos Apache Tribe of the San Carlos Reservation, Arizona; Tonto Apache Tribe of Arizona; White Mountain Apache Tribe of the Fort Apache Reservation, Arizona; and Yavapai-Apache Nation of the Camp Verde Indian Reservation, Arizona.

Officials of the American Museum of Natural History have determined that, pursuant to 25 U.S.C. 3001, the 37 cultural items meet the definition of cultural items and are subject to repatriation under NAGPRA. Officials of the American Museum of Natural History also have determined that, pursuant to 25 U.S.C. 3001 (2), there is a relationship of shared group identity that can be reasonably traced between the cultural items and the White

Mountain Apache Tribe of the Fort Apache Reservation, Arizona.

Representatives of any other Indian tribe that believes itself to be culturally affiliated with the cultural items should contact Nell Murphy, Director of Cultural Resources, American Museum of Natural History, Central Park West at 79th Street, New York, NY 10024, telephone (212) 769-5837, before April 8, 2009. Repatriation of the cultural items to the White Mountain Apache Tribe of the Fort Apache Reservation, Arizona may proceed after that date if no additional claimants come forward.

The American Museum of Natural History is responsible for notifying the San Carlos Apache Tribe of the San Carlos Reservation, Arizona; Tonto Apache Tribe of Arizona; White Mountain Apache Tribe of the Fort Apache Reservation, Arizona; and Yavapai-Apache Nation of the Camp Verde Indian Reservation, Arizona that this notice has been published.

Dated: January 26, 2009

Sherry Hutt,

Manager, National NAGPRA Program.

[FR Doc. E9-4843 Filed 3-6-09; 8:45 am]

BILLING CODE 4312-50-S

DEPARTMENT OF THE INTERIOR

National Park Service

National Register of Historic Places; Notification of Pending Nominations and Related Actions

Nominations for the following properties being considered for listing or related actions in the National Register were received by the National Park Service before February 21, 2009. Pursuant to section 60.13 of 36 CFR Part 60 written comments concerning the significance of these properties under the National Register criteria for evaluation may be forwarded by United States Postal Service, to the National Register of Historic Places, National Park Service, 1849 C St., NW., 2280, Washington, DC 20240; by all other carriers, National Register of Historic Places, National Park Service, 1201 Eye St., NW., 8th floor, Washington, DC 20005; or by fax, 202-371-6447. Written or faxed comments should be submitted by March 24, 2009.

J. Paul Loether,

Chief, National Register of Historic Places/ National Historic Landmarks Program.

FLORIDA

Sarasota County

Armistead, William Martin, House, 1510 Hyde Park St., Sarasota, 09000165

ILLINOIS

Cook County

IBM Building, 330 N. Wabash, Chicago, 09000166
Ramsey, Charles N., and Herry E. Weese House, 141 Kenilworth Ave., Kenilworth, 09000167

OHIO

Belmont County

Friends Boarding School and Ohio Yearly Meetinghouse Historic District, 61830 Sandy Ridge Rd., Barnesville, 09000168
Rock Hill Presbyterian Church, 56244 High Ridge Rd., Bellaire, 09000169

Hamilton County

Cheviot Fieldhouse, 3729 Robb Ave., Cheviot, 09000170

Knox County

Loveridge, Richard and Ann, House, 12526 Lower Green Valley Rd., Mount Vernon, 09000171

Stark County

Town Pump of East Sparta, The, Jct. of Walnut St. and Main Ave., East Sparta, 09000172

VIRGINIA

Pittsylvania County

Yeatts, John and Nancy, House, VA 795, Chatham, 09000173

Request for REMOVAL has been made for the following resources:

NORTH DAKOTA

Sheridan County

Winter House, NE Sheridan County, Goodrich, 79001775

PENNSYLVANIA

Philadelphia County

Stokely, William J., School, 1844-1860 N. 32nd St., Philadelphia, 86003336

[FR Doc. E9-4832 Filed 3-6-09; 8:45 am]

BILLING CODE 4310-70-P

DEPARTMENT OF THE INTERIOR

National Park Service

National Register of Historic Places; Weekly Listing of Historic Properties

Pursuant to (36 CFR 60.13(b,c)) and (36 CFR 63.5), this notice, through publication of the information included herein, is to apprise the public as well as governmental agencies, associations and all other organizations and individuals interested in historic preservation, of the properties added to, or determined eligible for listing in, the National Register of Historic Places from January 19 to January 23, 2009.

For further information, please contact Edson Beall via: United States Postal Service mail, at the National

Register of Historic Places, 2280, National Park Service, 1849 C St., NW., Washington, DC 20240; in person (by appointment), 1201 Eye St., NW., 8th floor, Washington DC 20005; by fax, 202-371-2229; by phone, 202-354-2255; or by e-mail, Edson_Beall@nps.gov.

Dated: March 3, 2009.

J. Paul Loether,

*Chief, National Register of Historic Places/
National Historic Landmarks Program.*

Key: State, County, Property Name, Address/
Boundary, City, Vicinity, Reference
Number, Action, Date, Multiple Name.

ALABAMA

Montgomery County

Tankersley Rosenwald School, 10 mi. S. on Montgomery on US 31 to Pettus Rd. to School Spur on W. side, Hope Hull vicinity, 08001332, Listed, 1/22/09 (The Rosenwald School Building Fund and Associated Buildings MPS).

ARIZONA

Maricopa County

Myrtle Avenue Residential Historic District, 6305-6423 W. Myrtle Ave., Glendale, 08001345, Listed, 1/22/09.

Pinal County

Evergreen Addition Historic District, Generally bounded by McMurray Blvd., Gilbert Ave., Florence Blvd., and Casa Grande Ave., Casa Grande, 08001346, Listed, 1/22/09.

ARKANSAS

Cleburne County

Disfarmer, Mike Meyer, Gravesite, In the Heber Springs Cemetery at the NR corner of Oak St., and S. 4th St., Heber Springs, 08001335, Listed, 1/21/09.

Conway County,

Earl Building, 201 N. St. Joseph St., Morrilton, 08001336, Listed, 1/22/09 (Arkansas Highway History and Architecture MPS).

Drew County

Ridgeway Hotel Historic District, 200-206 East Gaines St., Monticello, 08000952, Listed, 1/22/09.

Fulton County

AR 289 Bridge Over English Creek, AR289 over English Creek, Mammoth Spring vicinity, 08001338, Listed, 1/22/09 (Historic Bridges of Arkansas MPS).

Hempstead County

Southwestern Proving Ground Building No. 4, 259 Hempstead Co. Rd. 279, Hope vicinity, 08001339, Listed, 1/22/09 (World War II Home Front Efforts in Arkansas, MPS).

Nevada County

Ephesus Cemetery, ¼ mi. N. of Emmet on US 67, Emmet vicinity, 08001340, Listed, 1/22/09.

Pope County

Little Rock to Cantonment Gibson Rd—Fourth Street Segment, 4th St., between Union Grove and Blackland Sts., Atkins vicinity, 08001342, Listed, 1/22/09 (Cherokee Trail of Tears MPS).

Pulaski County

Block 35 Cobblestone Alley, W. of the N. end of Rock St., Little Rock, 08001343, Listed, 1/22/09.

Pulaski County

West 7th Street Historic District, Portions of 800-1100 blocks of W. 7th St., Little Rock, 08001341, Listed, 1/21/09.

Washington County

Illinois River Bridge at Phillips Ford, Co. Rd. 848 over the Illinois River, Savoy vicinity, 08001344, Listed, 1/22/09 (Historic Bridges of Arkansas MPS).

CALIFORNIA

Amador County

Kennedy Mine Historic District, 12594 Kennedy Mine Rd., Jackson vicinity, 08001347, Listed, 1/22/09.

KANSAS

Cloud County

Clyde School, 620 Broadway St., Clyde, 08001348, Listed, 1/22/09 (Public Schools of Kansas MPS).

Dickinson County

Wilson Pratt Truss Bridge, 2.9 m. W. of Rain Rd. on 3200 Ave., Chapman vicinity, 08001349, Listed, 1/22/09 (Metal Truss Bridges in Kansas 1861-1939 MPS).

Riley County

Persons Barn and Granary, 2103 Hwy. 18, Manhattan, 08001351, Listed, 1/22/09 (Agriculture-Related Resources of Kansas).

Rush County

Lone Star School, District 64, RR, 1¼ m. W. of Bison Ave., M., Bison vicinity, 08001352, Listed, 1/22/09 (Public Schools of Kansas MPS).

Shawnee County

Shoemaker, J.A., House, 1434 SW. Pass Ave., Topeka, 08001354, Listed, 1/22/09.

MAINE

Aroostook County

Lagassey Farm, 786 Main St., Saint Agatha, 08001356, Listed, 1/21/09.

Androscoggin County

Main Street-Frye Street Historic District, Frye St., and portions of Main St. and College St., Lewiston, 08001355, Listed, 1/23/09.

Somerset County

Kromberg Barn, E. side of E. Pond Rd., across from number 462, Smithfield, 08001357, Listed, 1/22/09.

Washington County

Plummer, Capt. John, House, 23 Pleasant St., Addison, 08001358, Listed, 1/21/09.

MISSOURI

Jackson County

1901 McGee Street Automotive Service Building, 1901-1907 McGee St., Kansas City, 08001359, Listed, 1/22/09.

NORTH CAROLINA

Buncombe County

Smith, Richard Sharp, House, 655 Chunns Cove Rd., Asheville, 08001361, Listed, 1/22/09.

Forsyth County

Old Richmond Schoolhouse and Gymnasium, 6315 and 6375 Tobaccoville Rd., Tobaccoville vicinity, 08001362, Listed, 1/21/09.

Harnett County

Harrington-Dewar House, 994 Fred Burns Rd., Holly Springs vicinity, 08001363, Listed, 1/23/09.

Mecklenburg County

Kilgo, Bishop John C., House, 2100 The Plaza, Charlotte, 08001364, Listed, 1/22/09.

Mecklenburg County

Robinson Rock House Ruin and Plantation Site, Reedy Creek Park-2900 Rocky River Rd., Charlotte, 08001365, Listed, 1/22/09.

Polk County

Mill Farm Inn, 701 Harmon Field Rd., Tryon vicinity, 08001366, Listed, 1/22/09.

NORTH DAKOTA

Richland County

Fort Abercrombie, Richland Co. Rte. 4, Abercrombie vicinity, 08001367, Listed, 1/22/09.

OHIO

Fairfield County

Fairfield County Children's Home, 1743 E. Main St., Lancaster, 08001196, Listed, 12/22/08.

OREGON

Lane County

Willakenzie Grange Hall, 3055 Willakenzie Rd., Eugene, 08001368, Listed, 1/22/09.

SOUTH CAROLINA

Newberry County

Hannah Rosenwald School, 61 Deadfall Rd., Newberry vicinity, 08001369, Listed, 1/22/09 (Rosenwald School Building Program in South Carolina, 1917-1932).

WASHINGTON

King County

Messenger of Peace Chapel Car, 38625 SE. King St., Snoqualmie, 08000998, Listed, 1/21/09.

WISCONSIN

Columbia County

Robertson, John A. and Martha, House, 456
Seminary St., Lodi, 08001370, Listed,
1/22/09.

[FR Doc. E9-4831 Filed 3-6-09; 8:45 am]

BILLING CODE 4310-70-P

DEPARTMENT OF JUSTICE

Drug Enforcement Administration

Meetinghouse Community Pharmacy,
Inc.; Affirmance of Suspension Order

On October 31, 2008, I, the Deputy Administrator of the Drug Enforcement Administration, issued an Order to Show Cause and Immediate Suspension of Registration to Meetinghouse Community Pharmacy, Inc. (Respondent), of Dorchester, Massachusetts. The Order proposed the revocation of Respondent's DEA Certificate of Registration, BM3972747, which authorized it to dispense controlled substances in schedules II through IV as a retail pharmacy, and the denial of any pending application to renew or modify the registration on the ground that its "continued registration is inconsistent with the public interest." Show Cause Order at 1 (citing 21 U.S.C. 823(f) & 824(a)(4)).

The Show Cause Order alleged that Respondent was distributing "a large volume of controlled substances pursuant to * * * prescriptions that it knows, or should know, [were] issued by practitioners not acting in the usual course of professional practice or that [were] issued for other than a legitimate medical purpose in violation of 21 CFR 1306.04(a)." *Id.* The Order specifically alleged that Respondent was filling controlled-substance prescriptions issued by physicians who were not licensed in the States where Respondent's customers were located and thus lacked authority to prescribe to them and violated both State and Federal law. *Id.* at 1-2. (citing *United Prescription Servs., Inc.*, 72 FR 50397 (2007)).

Based on the above, I further concluded that Respondent's continued registration during the pendency of this proceeding would "constitute an imminent danger to the public health and safety." *Id.* at 2 (citing 21 U.S.C. 824(d)). I therefore ordered the immediate suspension of Respondent's registration.¹ *Id.* at 2 (citing 21 U.S.C. 824(d)).

¹ I further ordered that the controlled substances in Respondent's possession be either placed under seal or removed for safekeeping. The Order further

On November 1, 2008, the Order was served on Respondent. Since then, neither Respondent's owner, nor anyone else purporting to represent it, has requested a hearing on its behalf. Because more than thirty days have passed since service of the Order, and the Agency has not received a request for a hearing, I conclude that Respondent has waived its right to a hearing. 21 CFR 1301.43(d). I therefore enter this Decision and Final Order based on relevant material contained in the investigative file and make the following findings.

Findings

In 1994, Respondent was first registered with the Agency. Respondent held DEA Certificate of Registration, BM3972747, which authorized it to dispense controlled substances in schedules II through IV as a retail pharmacy at the registered location of 248 Bowdoin St., Dorchester, Massachusetts. Respondent's registration expired, however, on January 31, 2009, and it has not filed a renewal application.

Respondent is owned and managed by Baldwin Ihenacho. Mr. Ihenacho held a Massachusetts pharmacist license, which was suspended on November 1, 2008, and which expired on December 31, 2008. Respondent holds both a Massachusetts Retail Drug Store Permit and a Massachusetts Controlled Substances License, both of which do not expire until December 31, 2009. These licenses were, however, suspended on November 1 and 6, 2008, respectively.

On November 1, 2008, law enforcement authorities executed a search warrant and served the Immediate Suspension Order on Respondent. During the search, the authorities also arrested Mr. Ihenacho. Mr. Ihenacho was taken to a unit of the Boston Police Department. After being given the Miranda warnings, Mr. Ihenacho agreed to an interview.

During the interview, Mr. Ihenacho stated that several years earlier he had received a fax from Jack, an individual in the Dominican Republic who solicited him to fill prescriptions which were being issued through Web sites. Ihenacho called Jack and entered into an oral agreement with him under which he was paid a dispensing fee of \$5.75 for

informed Respondent of its right to request a hearing on the allegations; gave the date, time and place of the hearing; explained the procedure for requesting a hearing or to submit a written statement of position in lieu of a hearing; and explained the consequences if Respondent failed to request a hearing. Show Cause Order at 2-3.

each prescription Respondent filled.² Mr. Ihenacho stated that at one point he was receiving approximately 100 prescriptions a day from Jack and had to tell him that he could not fill that many scripts because it was interfering with his local business. According to Mr. Ihenacho, he received approximately \$100,000 for filling the prescriptions from Jack and was owed an additional \$145,000.

According to Mr. Ihenacho, the customers would either go to a Web site or call the company to order a drug and provide their medical history. The company would then provide the customer's purported medical history to a physician, who would decide whether to issue a prescription. The approved prescriptions would then be entered into a zip file and sent electronically to his pharmacy. Most of the controlled-substance prescriptions were for phentermine and alprazolam, which are schedule IV controlled substances. *See* 21 CFR 1308.14.

Mr. Ihenacho stated that he did not fill Internet prescriptions for customers who lived in Massachusetts. Mr. Ihenacho asserted that there were some States he did not ship to, and that an employee with the Massachusetts Board of Pharmacy had told him that some States prohibited the shipments.

When asked if he was concerned about the prescriptions being issued by doctors to patients who lived in different States, Mr. Ihenacho answered that he was concerned, but maintained that he had asked the doctors about the prescriptions and they were convincing. According to Mr. Ihenacho, when he would call a doctor, the doctor would tell him that he had been talking to the patient for years so he filled the prescriptions.

Mr. Ihenacho further stated that he had visited Jack at his office in the Dominican Republic, and had been introduced to Jack's cousin. The cousin told Mr. Ihenacho that he wanted to start his own Internet pharmacy business; Mr. Ihenacho started filling prescriptions for the cousin as well. According to Mr. Ihenacho, the cousin had paid him approximately \$100,000 for a one-year period and owed him another \$40,000. Mr. Ihenacho also told investigators that he had filled prescriptions for the owners of several other Internet schemes, two of whom paid him a fee of \$10,000 a week. Moreover, at the time of his arrest, Mr. Ihenacho stated that he was currently filling approximately 150 Internet prescriptions per day; he also claimed

² The Web site operator also reimbursed Respondent for the cost of the drugs.