

Please direct any response, if by messenger or hand delivery, to Marlene H. Dorth, 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, S.W., Room 4-C330, Washington, DC 20554. You shall also transmit a copy of the response via e-mail to diana.lee@fcc.gov and to 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. 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.

Sincerely yours,

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

cc: Kristy Carroll, Esq., Universal Service
Administrative Company (via e-mail).
Anthony E. Kaplan, Esq., Supervisory
Assistant United States Attorney.
Calvin B. Kurimai, Esq., Assistant United
States Attorney.

[FR Doc. E8-13893 Filed 6-18-08; 8:45 am]

BILLING CODE 6712-01-P

FEDERAL COMMUNICATIONS COMMISSION

[DA 08-1177]

Notice of Debarment; Schools and Libraries Universal Service Support Mechanism

AGENCY: Federal Communications
Commission.

ACTION: Notice.

SUMMARY: The Enforcement Bureau debar Mr. Keith J. Madeiros from the schools and libraries universal service support mechanism (or "E-Rate Program") for a period of three years based on your conviction of mail fraud in connection with your participation in

the program. The Bureau takes this action in order to protect the E-Rate Program from waste, fraud and abuse.

DATES: Debarment commences on the date Mr. Keith J. Madeiros receives the debarment letter or August 18, 2008, whichever date come first, for a period of three years.

FOR FURTHER INFORMATION CONTACT: Diana Lee, Federal Communications Commission, Enforcement Bureau, Investigations and Hearings Division, Room 4-C330, 445 12th Street, SW., Washington, DC 20554. Diana Lee may be contacted by phone at (202) 418-0843 or by e-mail at 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.

SUPPLEMENTARY INFORMATION: The Bureau debarred Mr. Keith J. Madeiros from the schools and libraries universal service support mechanism for a period of three years pursuant to 47 CFR 54.8 and 47 CFR 0.111(a). Attached is the debarment letter, DA 08-1177, which was mailed to Mr. Keith J. Madeiros and released on May 16, 2008. The complete text of the notice of debarment is available for public inspection and copying during regular business hours at the FCC Reference Information Center, Portal II, 445 12th Street, SW., Room CY-A257, Washington, DC 20554. In addition, the complete text is available on the FCC's Web site at <http://www.fcc.gov>. The text may also be purchased from the Commission's duplicating inspection and copying during regular business hours at the contractor, Best Copy and Printing, Inc., Portal II, 445 12th Street, SW., Room CY-B420, Washington, DC 20554, telephone (202) 488-5300 or (800) 378-3160, facsimile (202) 488-5563, or via e-mail <http://www.bcpweb.com>.

Federal Communications Commission.

Hillary S. DeNigro,

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

The debarment letter follows:

May 16, 2008.

DA 08-1177

Via Certified Mail; Return Receipt Requested
and Facsimile (404-872-1622).

Mr. Keith J. Madeiros, c/o Richard R. Brown,
Esq., Brown Paindiris & Scott, LLP, 100
Pearl Street, Suite 1100, Hartford, CT
06103. E-Mail: rbrown@bpslawyers.com.

**Re: Notice of Debarment, File No. EB-07-IH-
9550**

Dear Mr. Madeiros: Pursuant to section 54.8 of the rules of the Federal Communications Commission (the

"Commission"), by this Notice of Debarment you are debarred from the schools and libraries universal service support mechanism (or "E-Rate program") for a period of three years.¹

On January 18, 2008, the Enforcement Bureau (the "Bureau") sent you a Notice of Suspension and Initiation of Debarment Proceedings (the "Notice of Suspension").² That Notice of Suspension was published in the **Federal Register** on April 7, 2008.³ The Notice of Suspension suspended you from the schools and libraries universal service support mechanism and described the basis for initiation of debarment proceedings against you, the applicable debarment procedures, and the effect of debarment.⁴

Pursuant to the Commission's rules, any opposition to your suspension or its scope or to your proposed debarment or its scope had to be filed with the Commission no later than thirty (30) calendar days from the earlier date of your receipt of the Notice of Suspension or publication of the Notice of Suspension in the **Federal Register**.⁵ The Commission did not receive any such opposition.

As discussed in the Notice of Suspension, you pled guilty to and were convicted of mail fraud, in violation of 18 U.S.C. 341, for activities in connection with your participation in the E-Rate program.⁶ You admitted to participating in a scheme to defraud the E-Rate program by, among other things, creating a sham company and submitting fictitious invoices totaling \$452,203 that were ultimately submitted to the Universal Service Administrative Company for reimbursement from the E-Rate program.⁷ Such conduct constitutes the basis for your debarment, and your conviction falls within the categories of causes for debarment under section 54.8(c) of the Commission's rules.⁸ For the foregoing reasons, you are hereby debarred for a period of three years from the debarment date, i.e., the earlier date of your receipt of this Notice of Debarment or its publication date in the **Federal Register**.⁹ Debarment excludes you, for the debarment period, from activities "associated with or related to the schools and libraries support mechanism," including "the receipt of funds or discounted services through the schools and libraries support mechanism, or consulting with, assisting, or advising applicants or service providers regarding the schools and libraries support mechanism."¹⁰

¹ See 47 CFR 0.111(a), 54.8.

² Letter from Hillary S. DeNigro, Chief, Investigations and Hearings Division, Enforcement Bureau, Federal Communications Commission, to Mr. Keith J. Madeiros, Notice of Suspension and Initiation of Debarment Proceedings, 23 FCC Rcd 465 (Inv. & Hearings Div., Enf. Bur. 2008) (Attachment 1).

³ 73 FR 18797 (April 7, 2008).

⁴ See Notice of Suspension, 23 FCC Rcd at 466-68.

⁵ See 47 CFR 54.8(e)(3) and (4). That date occurred no later than May 6, 2008. See *supra* note 3.

⁶ See Notice of Suspension, 23 FCC Rcd at 466.

⁷ See *id.*

⁸ *Id.* at 466; 47 CFR 54.8(c).

⁹ See Notice of Suspension, 23 FCC Rcd at 468.

¹⁰ See 47 CFR 54.8(a)(1), 54.8(a)(5), 54.8(d); Notice of Suspension, 23 FCC Rcd at 468.

Sincerely,
 Hillary S. DeNigro,
 Chief, Investigations and Hearings Division,
 Enforcement Bureau.

cc: Kristy Carroll, Esq., Universal Service
 Administrative Company (via e-mail).
 Anthony E. Kaplan, Esq., Supervisory
 Assistant United States Attorney.
 Calvin B. Kurimai, Esq., Assistant United
 States Attorney.

January 18, 2008.

DA 08-129

Via Certified Mail; Return Receipt Requested
 and Facsimile (860-522-2490).

Mr. Keith J. Madeiros, c/o Richard R. Brown,
 Esq., Brown Paindiris & Scott, LLP, 100
 Pearl Street, Suite 1100, Hartford, CT
 06103, E-Mail: rbrown@bplsllaw.com.

**Re: Notice of Suspension and Initiation of
 Debarment Proceedings, File No. EB-07-IH-
 9550**

Dear Mr. Madeiros: The Federal
 Communications Commission ("FCC" or
 "Commission") has received notice of your
 conviction for mail fraud in violation of 18
 U.S.C. 1341 in connection with your
 participation in the schools and libraries
 universal service support mechanism ("E-
 Rate program").¹¹ Consequently, pursuant to
 47 CFR 54.8, this letter constitutes official
 notice of your suspension from the E-Rate
 program. In addition, the Enforcement
 Bureau ("Bureau") hereby notifies you that
 we are commencing debarment proceedings
 against you.¹²

I. Notice of Suspension

The Commission has established
 procedures to prevent persons who have
 "defrauded the government or engaged in
 similar acts through activities associated with

or related to the schools and libraries support
 mechanism" from receiving the benefits
 associated with that program.¹³ You pled
 guilty to mail fraud for activities in
 connection with your participation in the E-
 Rate program involving telecommunications
 upgrade projects in four Connecticut school
 districts.¹⁴ While employed at Southwestern
 Bell Communications ("SBC"), you and
 Richard E. Brown, both SBC account
 managers, recommended subcontractors to
 perform telecommunications upgrades for the
 school districts.¹⁵ In addition, you and Mr.
 Brown reviewed invoices submitted by
 subcontractors to SBC for payment, which
 SBC then submitted to the Universal Service
 Administrative Company ("USAC") for
 reimbursement from the E-Rate fund.¹⁶ You
 admitted to participating in a scheme with
 Brown and Scott A. Federowicz, a manager
 of an SBC first-tier subcontractor, to defraud
 USAC.¹⁷ You and Mr. Brown each created a
 sham company and submitted fictitious
 invoices totaling approximately \$452,203 to
 Mr. Federowicz, who approved those
 invoices for payment on behalf of the SBC
 subcontractor.¹⁸ The SBC subcontractor,
 unaware that no work had been performed,
 in turn billed SBC and SBC ultimately sought
 from USAC reimbursement for those
 fictitious expenses from the E-Rate
 program.¹⁹

Pursuant to section 54.8(a)(4) of the
 Commission's rules,²⁰ your conviction
 requires the Bureau to suspend you from
 participating in any activities associated with
 or related to the schools and libraries fund
 mechanism, including the receipt of funds or
 discounted services through the schools and
 libraries fund mechanism, or consulting
 with, assisting, or advising applicants or
 service providers regarding the schools and
 libraries support mechanism.²¹ Your

suspension becomes effective upon the
 earlier of your receipt of this letter or
 publication of notice in the **Federal
 Register**.²²

Suspension is immediate pending the
 Bureau's final debarment determination. In
 accordance with the Commission's
 debarment rules, you may contest this
 suspension or the scope of this suspension by
 filing arguments in opposition to the
 suspension, with any relevant
 documentation. Your request must be
 received within 30 days after you receive this
 letter or after notice is published in the
Federal Register, whichever comes first.²³
 Such requests, however, will not ordinarily
 be granted.²⁴ The Bureau may reverse or
 limit the scope of suspension only upon a
 finding of extraordinary circumstances.²⁵
 Absent extraordinary circumstances, the
 Bureau will decide any request for reversal
 or modification of suspension within 90 days
 of its receipt of such request.²⁶

II. Initiation of Debarment Proceedings

Your guilty plea to and conviction of
 criminal conduct 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.²⁷
 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**.²⁸
 Absent extraordinary circumstances, the
 Bureau will debar you.²⁹ Within 90 days of
 receipt of any opposition to your suspension
 and proposed debarment, the Bureau, in the
 absence of extraordinary circumstances, will

¹¹ Any further reference in this letter to "your
 conviction" refers to your February 13, 2007 guilty
 plea and subsequent conviction of mail fraud.
United States v. Keith J. Madeiros, Criminal Docket
 No. 3:07-CR-29-RNC-2, Plea Agreement (D. Conn.
 filed Feb. 13, 2007 and entered Feb. 15, 2007)
 ("Madeiros Plea Agreement"); *United States v.*
Keith J. Madeiros, 3:07-CR-29-RNC-2, Judgment
 (D. Conn. filed and entered Dec. 10, 2007)
 ("Madeiros Judgment").

¹² 47 CFR 54.8; 47 CFR 0.111 (delegating to the
 Enforcement Bureau authority to resolve universal
 service suspension and debarment proceedings).
 The Commission adopted debarment rules for the
 schools and libraries universal service support
 mechanism in 2003. *See Schools and Libraries
 Universal Service Support Mechanism*, Second
 Report and Order and Further Notice of Proposed
 Rulemaking, 18 FCC Rcd 9202 (2003) ("Second
 Report and Order") (adopting section 54.521 to
 suspend and debar parties from the E-rate program).
 In 2007, the Commission extended the debarment
 rules to apply to all of the Federal universal service
 support mechanisms. *Comprehensive Review of the
 Universal Service Fund Management,
 Administration, and Oversight; Federal-State Joint
 Board on Universal Service; Schools and Libraries
 Universal Service Support Mechanism; Lifeline and
 Link Up; Changes to the Board of Directors for the
 National Exchange Carrier Association, Inc.*, Report
 and Order, 22 FCC Rcd 16372, 16410-12 (2007)
 (*Program Management Order*) (renumbering section
 54.521 of the universal service debarment rules as
 section 54.8 and amending subsections (a)(1), (5),
 (c), (d), (e)(2)(i), (3), (e)(4), and (g)).

¹³ *See Second Report and Order*, 18 FCC Rcd at
 9225, para. 66; *Program Management Order*, 22 FCC
 Rcd at 16387, para. 32. The Commission's
 debarment rules define a "person" as "[a]ny
 individual, group of individuals, corporation,
 partnership, association, unit of government or legal
 entity, however, organized." 47 CFR 54.8(a)(6).

¹⁴ *See Madeiros Plea Agreement* at 1; *United
 States v. Richard E. Brown and Keith J. Madeiros.*,
 Criminal Docket No. 3:07-CR-29-RNC-2,
 Information, paras. 1-21 (D. Conn. filed Feb. 13,
 2007 and entered Feb. 14, 2007) ("Madeiros/Brown
 Information").

¹⁵ *See Madeiros/Brown Information* at paras. 8-9;
[http://newhaven.fbi.gov/dojpressrel/2007/
 nh120707.htm](http://newhaven.fbi.gov/dojpressrel/2007/nh120707.htm) (last accessed Dec. 11, 2007) ("DOJ
 December 7 Press Release"). The Bureau has
 debarred Richard E. Brown from the E-Rate
 program. *See Letter from Hillary S. DeNigro to
 Richard E. Brown, Notice of Debarment*, DA 07-
 4732 (Enf. Bur., Investigations & Hearings Div., rel.
 Nov. 27, 2007).

¹⁶ *See Madeiros/Brown Information* at para. 9;
 DOJ December 7 Press Release at 1.

¹⁷ *See Madeiros/Brown Information* at paras. 11-
 21. The Bureau also has debarred Scott A.
 Federowicz from the E-Rate program. *See Letter
 from Hillary S. DeNigro to Scott A. Federowicz,*
 Notice of Debarment, 22 FCC Rcd 17258 (Enf. Bur.,
 Investigations & Hearings Div., rel. Sept. 24, 2007).

¹⁸ *See Madeiros/Brown Information* at paras. 11-
 21; DOJ December 7 Press Release at 1.

¹⁹ *See DOJ December 7 Press Release* at 1.

²⁰ 47 CFR 54.8(a)(4). *See Second Report and
 Order*, 18 FCC Rcd at 9225-9227, paras. 67-74.

²¹ 47 CFR 54.8(a)(1), (d).

²² *Second Report and Order*, 18 FCC Rcd at 9226,
 para. 69; 47 CFR 54.8(e)(1).

²³ 47 CFR 54.8(e)(4).

²⁴ *Id.*

²⁵ 47 CFR 54.8(e)(5).

²⁶ *See Second Report and Order*, 18 FCC Rcd at
 9226, para. 70; 47 CFR 54.8(e)(5), 54.8(f).

²⁷ "Causes for suspension and debarment are the
 conviction of 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).

²⁸ *See Second Report and Order*, 18 FCC Rcd at
 9226, para. 70; 47 CFR 54.8(e)(3).

²⁹ *Second Report and Order*, 18 FCC Rcd at 9227,
 para. 74.

provide you with notice of its decision to debar.³⁰ 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**.³¹

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.³² The Bureau may, if necessary to protect the public interest, extend the debarment period.³³

Please direct any response, if by messenger or hand delivery, to Marlene H. Dortch, 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 and to vickie.robinson@fcc.gov.

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Sincerely yours,
Hillary S. DeNigro,

³⁰ See *id.*, 18 FCC Rcd at 9226, para. 70; 47 CFR 54.8(e)(5).

³¹ *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).

³² *Second Report and Order*, 18 FCC Rcd at 9225, para. 67; 47 CFR 54.8(d), 54.8(g).

³³ *Id.*

Chief, Investigations and Hearings Division, Enforcement Bureau.

cc: Kristy Carroll, Esq., Universal Service Administrative Company (via e-mail).
Anthony E. Kaplan, Esq., Supervisory Assistant United States Attorney.
Calvin B. Kurimai, Esq., Assistant United States Attorney.

[FR Doc. E8-13897 Filed 6-18-08; 8:45 am]

BILLING CODE 6712-01-P

FEDERAL DEPOSIT INSURANCE CORPORATION

Agency Information Collection Activities: Submission for OMB Review; Comment Request

AGENCY: Federal Deposit Insurance Corporation (FDIC).

ACTION: Notice of information collections to be submitted to the Office of Management and Budget (OMB) for review and approval under the Paperwork Reduction Act of 1995.

SUMMARY: In accordance with requirements of the Paperwork Reduction Act of 1995 (44 U.S.C. 3501 *et seq.*), the FDIC hereby gives notice that it is submitting to OMB a request for review and approval of the following collections of information: "Flood Insurance," OMB No. 3064-0120, and "Forms Relating to Processing Deposit Insurance Claims," OMB No. 3064-0143.

DATES: Comments must be submitted on or before July 21, 2008.

ADDRESSES: Interested parties are invited to submit written comments to the FDIC. All comments should refer to the name of the collection. Comments may be submitted by any of the following methods:

- <http://www.FDIC.gov/regulations/laws/federal/propose.html>.

- E-mail: comments@fdic.gov.

Include the name and number of the collection in the subject line of the message.

- Mail: Leneta G. Gregorie (202.898.3719), Counsel, Federal Deposit Insurance Corporation, Room F-1064, 550 17th Street, NW., Washington, DC 20429.

- Hand Delivery: Comments may be hand-delivered to the guard station at the rear of the 550 17th Street Building

(located on F Street), on business days between 7 a.m. and 5 p.m.

A copy of the comments should also be submitted to the OMB Desk Officer for the FDIC, Office of Information and Regulatory Affairs, Office of Management and Budget, New Executive Office Building, Room 10235, Washington, DC 20503.

FOR FURTHER INFORMATION CONTACT:

Leneta G. Gregorie at the address identified above.

SUPPLEMENTARY INFORMATION:

Proposal To Renew the Following Currently Approved Collection of Information

1. *Title:* Flood Insurance.

OMB Number: 3064-0120.

Frequency of Response: On occasion.

Affected Public: Any depository institution that makes one or more loans to be secured by a building located on property in a special flood hazard area.

Estimated Number of Respondents/Recordkeepers: 5,272.

Estimated Number of Transactions: 180,000.

Estimated Reporting Hours: .05 hours × 180,000 = 9,000.

Estimated Recordkeeping Hours: 1 hour × 5,272 hours = 5,272 hours.

Estimated Total Annual Reporting and Recordkeeping Burden Hours: 5,272 + 9,000 = 14,272 hours.

General Description of Collection:

Each supervised lending institution is currently required to provide a notice of special flood hazards to each borrower with a loan secured by a building or mobile home located or to be located in an area identified by the Director of the Federal Emergency Management Agency as being subject to special flood hazards. The Riegle Community Development Act requires that each institution must also provide a copy of the notice to the servicer of the loan (if different from the originating lender).

2. *Title:* Forms Relating to Processing Deposit Insurance Claims.

OMB Number: 3064-0143.

Frequency of Response: On occasion.

Affected Public: Deposit brokers and depositors of failed insured institutions.

Estimated Number of Respondents: 5,095 (see chart below).

Total Annual Burden: 2,875 hours (see chart below).