

*Wetlands* means those areas that are inundated or saturated by surface or ground water at a frequency and duration sufficient to support, and that under normal circumstances do support, a prevalence of vegetation typically adapted for life in saturated soil conditions. Wetlands generally include swamps, marshes, bogs, and similar areas.

2. Abbreviations when used in this permit are defined below:

cu. M/day or M3/day—cubic meters per day  
 mg/l—milligrams per liter  
 ug/l—micrograms per liter  
 lbs/day—pounds per day  
 kg/day—kilograms per day  
 Temp. °C—temperature in degrees Centigrade  
 Temp. °F—temperature in degrees Fahrenheit  
 Turb.—turbidity measured by the Nephelometric Method (NTU)  
 pH—a measure of the hydrogen ion concentration  
 CFS—cubic feet per second  
 MGD—million gallons per day  
 Oil & Grease—Freon extractable material  
 ml/l—milliliter(s) per liter  
 Cl<sub>2</sub>—total residual chlorine

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## FEDERAL COMMUNICATIONS COMMISSION

[Report No. 2128]

### Petitions for Reconsideration, Clarification and Stay of Actions in Rulemaking Proceedings

April 17, 1996.

Petitions for reconsideration, clarification and stay have been filed in the Commission rulemaking proceedings listed in this Public Notice and published pursuant to 47 CFR Section 1.429(e). The full text of these documents are available for viewing and copying in Room 239, 1919 M Street, N.W., Washington, D.C. or may be purchased from the Commission's copy contractor ITS, Inc. (202) 857-3800. Opposition to this petition must be filed May 7, 1996. See Section 1.4(b)(1) of the Commission's rules (47 CFR 1.4(b)(1)). Replies to an opposition must be filed within 10 days after the time for filing oppositions has expired.

*Subject:* Petition for Declaratory Ruling by the Inmate Calling Services Providers Task Force (RM-8181). Number of Petitions Filed: 2.

*Subject:* Amendment of Section 73.202(b), Table of Allotments, FM

Broadcast Stations. (Farmington, Grass Valley, Jackson Linden, Placerville and Fair Oaks, California and Carson City and Sun Valley, Nevada) (MM Docket No. 90-189, RM-6904, RM-7114, RM-7186, RM-7415, RM-7298). Number of Petitions Filed: 1.

*Subject:* Implementation of Sections of the Cable Television Consumer Protection and Competition Act of 1992—Rate Regulation (MM Docket No. 93-215). Adoption of a Uniform Accounting System for Provision of Regulated Cable Service (CS Docket No. 94-28). Number of Petitions Filed: 2.

*Subject:* Amendment of the Commission's Rules to Establish Rules and Policies Pertaining to a Mobile Satellite Service in the 1610-1626.5/2483.5-2500 MHz Frequency Band (CC Docket No. 92-166). Number of Petitions Filed: 3.

*Subject:* Streamlining the Commission's Antenna Structure Clearance and Revision of Part 17 of the Commission's Rules Concerning Construction, Marking, and Lighting of Antenna Structures (WT Docket No. 95-5). Number of Petitions Filed: 2.

*Subject:* Toll Free Service Access Codes (CC Docket No. 95-155). Number of Petitions Filed: 1.

Federal Communications Commission.

William F. Caton,

*Acting Secretary.*

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## DEPARTMENT OF HEALTH AND HUMAN SERVICES

### Office of the Secretary

#### Findings of Scientific Misconduct

**AGENCY:** Office of the Secretary, HHS.

**ACTION:** Notice.

**SUMMARY:** Notice is hereby given that the Office of Research Integrity (ORI) has made final findings of scientific misconduct in the following case:

Andrew Friedman, M.D., Harvard Medical School

Based on a report from Harvard Medical School and Dr. Friedman's admission, ORI found that Andrew Friedman, M.D., former Harvard Medical School Associate Professor of Obstetrics, Gynecology, and Reproductive Biology at the Brigham and Women's Hospital, committed scientific misconduct by falsifying and fabricating data in research supported in

part by a Public Health Service (PHS) grant to the Brigham and Women's Hospital General Clinical Research Center.

Between 1992 and 1995, Dr. Friedman altered and fabricated information in permanent patient medical records and notes by changing dates, changing and adding text, and fabricating notes for clinical visits that did not occur. Dr. Friedman admitted that he had falsified and fabricated approximately 80 percent of the data in research reports published in *Fertility and Sterility* (Friedman, A.J. and Thomas, P.P. "Gonadotrophin-releasing hormone agonist plus estrogen-progestin 'add-back' therapy for endometriosis-related pelvic pain." *Fertility and Sterility* 30:236-41, 1993.), in *Obstetrics and Gynecology* (Friedman, A.J. and Thomas P.P. "Does low-dose combination oral contraceptive use affect uterine size or menstrual flow in premenopausal women with leiomyomas?" *Obstetrics and Gynecology*, pp. 631-635, 1995.), and in an unpublished manuscript.

Dr. Friedman has entered into a Voluntary Exclusion Agreement with ORI in which he has voluntarily agreed:

(1) To exclude himself from any contracting or subcontracting with any agency of the United States Government and from eligibility for, or involvement in, nonprocurement transactions (e.g., grants and cooperative agreements) of the United States Government, as defined in 45 C.F.R. Part 76 and 48 C.F.R. Subparts 9.4 and 309.4

(Debarment Regulations) for a period of three (3) years beginning April 19, 1996;

(2) That for a period of two (2) years immediately following the three (3) year voluntary exclusion above, any institution that submits an application for PHS support for a research project on which Dr. Friedman's participation is proposed or that uses him in any capacity on PHS supported research must concurrently submit a plan for supervision of his duties; the supervisory plan must be designed to ensure the scientific integrity of Dr. Friedman's research contribution, and the institution must submit a copy of the plan to ORI; and

(3) To exclude himself from serving in any advisory capacity to PHS, including but not limited to service on any PHS advisory committee, board, and/or peer review committee, or as a consultant for a period of three (3) years beginning April 19, 1996.

The voluntary exclusion in (1) above shall not apply to Dr. Friedman's future training or practice of clinical medicine whether as a medical student, resident, fellow, or licensed practitioner, as the