

in interest with respect to the Plan; (d) Safeway will be treated no differently than any other pharmacy participating in the PPN; and (e) the transaction is not part of an agreement, arrangement or understanding designed to benefit Safeway or any other party in interest with respect to the Plan.

For a more complete statement of the facts and representations supporting the Department's decision to grant this exemption refer to the notice of proposed exemption published on October 23, 2001 at 66 FR 53637.

**EFFECTIVE DATE:** This exemption is effective as of August 1, 2000.

**FOR FURTHER INFORMATION CONTACT:** Gary H. Lefkowitz of the Department, telephone (202) 693-8540. (This is not a toll-free number.)

### General Information

The attention of interested persons is directed to the following:

(1) The fact that a transaction is the subject of an exemption under section 408(a) of the Act and/or section 4975(c)(2) of the Code does not relieve a fiduciary or other party in interest or disqualified person from certain other provisions to which the exemptions does not apply and the general fiduciary responsibility provisions of section 404 of the Act, which among other things require a fiduciary to discharge his duties respecting the plan solely in the interest of the participants and beneficiaries of the plan and in a prudent fashion in accordance with section 404(a)(1)(B) of the Act; nor does it affect the requirement of section 401(a) of the Code that the plan must operate for the exclusive benefit of the employees of the employer maintaining the plan and their beneficiaries;

(2) These exemptions are supplemental to and not in derogation of, any other provisions of the Act and/or the Code, including statutory or administrative exemptions and transactional rules. Furthermore, the fact that a transaction is subject to an administrative or statutory exemption is not dispositive of whether the transaction is in fact a prohibited transaction; and

(3) The availability of these exemptions is subject to the express condition that the material facts and representations contained in each application accurately describes all material terms of the transaction which is the subject of the exemption.

Signed at Washington, D.C., this 3rd day of January, 2002.

**Ivan Strasfeld,**

*Director of Exemption Determinations,  
Pension and Welfare Benefits Administration,  
U.S. Department of Labor.*

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## LEGAL SERVICES CORPORATION

### Solicitation for Expressions of Interest in Participation in Design of a State Justice Community Evaluation Instrument

**AGENCY:** Legal Services Corporation.

**ACTION:** Solicitation of expressions of interest in participation in design of a State Justice Community Evaluation Instrument

**DATE:** Submit expressions of interest must be received by January 15, 2002.  
**SUMMARY:** LSC is establishing a Design Team to advise its consultant group on the development and testing of a tool that will effectively evaluate state justice community efforts and outcomes. LSC hereby solicits expressions of interest in appointment to the Design Team from individuals with experience in the provision of civil legal services to low income people and in outcome evaluation protocols.

**FOR FURTHER INFORMATION CONTACT:** Patricia M. Hanrahan, Special Assistant to the Vice President for Programs, Legal Services Corporation, 750 First St., NE., Tenth Floor, Washington, DC 20002-4250; (202) 336-8848; [phanrahan@lsc.gov](mailto:phanrahan@lsc.gov).

**SUPPLEMENTARY INFORMATION:** LSC has retained Greacen Associates to develop a state justice community evaluation instrument that allows LSC to make reasonable and comparative judgments about the effectiveness, efficiency and adequacy of state justice communities established through state planning. To assist with this process and ensure the effectiveness of the product, LSC is establishing a Design Team composed of twelve members; up to six will be solicited through the LSC Web site and **Federal Register**. LSC is seeking external members representing national legal services advocacy organizations; individual recipients (preferable reflecting large/small and/or urban/rural diversity); clients; national and local organized bar associations; and other interested stakeholders. While there are no specific "criteria" for membership, it is expected that applicants will have the support of their organizations in participating in the effort and be

knowledgeable about the issues. Interested parties should have experience in evaluating outcomes, particularly in civil legal services organizations. Understanding the goals and purposes of state planning and related issues is also critical.

There will be three meetings: March 13 to 15, 2002 in Washington, DC; April 16 and 17 in Cleveland; May 16 and 17, 2002. Participation in conference calls and other communications such as e-mail is also expected. The project will take nine months.

LSC hereby solicits expressions of interest in appointment to the Design Team from the civil legal services community, clients, advocates, the organized bar and other interested parties. Expressions of interest must be submitted no later than 15 days from the date of publication of this notice. Expressions of interest must be submitted in writing (by regular mail, fax or e-mail) to LSC's Patricia M. Hanrahan at the addresses listed in this notice.

Once LSC has received expressions of interest, the President working in consultation with the Vice President for Programs, will make appointments of individuals and organizations to the Design Team. Groups or organizations asked to participate in the Design Team will be responsible for selecting and designating their own representatives.

**Victor M. Fortuno,**  
*General Counsel and Vice President for Legal Affairs.*

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## NUCLEAR REGULATORY COMMISSION

[Docket No. 40-8681-MLA-11; ASLBP No. 02-795-02-MLA]

### International Uranium (USA) Corporation; Designation of Presiding Officer

Pursuant to delegation by the Commission, *see* 37 FR 28,710 (Dec. 29, 1972), and the Commission's regulations, *see* 10 CFR 2.1201, 2.1207, notice is hereby given that (1) a single member of the Atomic Safety and Licensing Board Panel is designated as Presiding Officer to rule on petitions for leave to intervene and/or requests for hearing; and (2) upon making the requisite findings in accordance with 10 CFR 2.1205(h), the Presiding Officer will conduct an adjudicatory hearing in the following proceeding:

International Uranium (USA) Corporation  
White Mesa Uranium Mill