

licensing agency (SLA) regarding complainant's termination as manager at Facility #348 at the United States Postal Service's (USPS) Atlanta Bulk Mail Center.

### Summary

Complainant has been a licensed blind vendor in the Georgia Business Enterprise Program (BEP) for 16 years. In 1999, complainant was assigned as the vending facility manager at the USPS Atlanta Bulk Mail Center, Facility #348. Facility #348 is a vending machine route.

In the termination letter dated September 24, 2004, the SLA informed the complainant that the USPS was dissatisfied with his performance for the following reasons: (1) Lack of inventory in the vending machines, (2) expired food items, (3) failure to maintain vending machines, (4) complainant's absence from the facility, (5) limited food selection, and (6) failure to resolve customer service complaints. The letter further indicated that the USPS threatened to terminate the permit agreement with the SLA unless there was improvement regarding the level of service customers received and the complainant was replaced.

Shortly thereafter, complainant requested an administrative review concerning his license termination. On November 29, 2004, the SLA issued a decision denying his petition. In December 2004, complainant filed for a state fair hearing on this matter, which was held on April 15, 2005. On June 29, 2005, the Administrative Law Judge (ALJ) issued a decision affirming the SLA's termination of complainant's operator license.

Subsequently, the SLA informed complainant it had adopted the ALJ's decision as final agency action. Complainant sought review by a Federal arbitration panel of that decision.

### Arbitration Panel Decision

The issue heard by the panel was whether the actions taken by the Georgia Department of Labor, Division of Rehabilitation Services violated the Act, 20 U.S.C. 107 *et seq.*, the implementing regulations in 34 CFR part 395, and its own rules and regulations concerning the alleged improper termination of complainant's vending operating license to manage Facility #348 at the USPS Atlanta Bulk Mail Center.

After reviewing the entire case file and hearing testimony of witnesses, the majority of the panel ruled that the SLA acted properly and in full and fair compliance with the Act, implementing regulations, and State rules and

regulations. Therefore, the panel denied complainant's grievance. One panel member dissented.

The views and opinions expressed by the panel do not necessarily represent the views and opinions of the U.S. Department of Education.

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Dated: June 28, 2007.

**John H. Hager,**

*Assistant Secretary for Special Education and Rehabilitative Services.*

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## DEPARTMENT OF ENERGY

### Office of Science; DOE/NSF Nuclear Science Advisory Committee

**AGENCY:** Department of Energy.

**ACTION:** Notice of open meeting.

**SUMMARY:** This notice announces a meeting of the DOE/NSF Nuclear Science Advisory Committee (NSAC). Federal Advisory Committee Act (Pub. L. 92-463, 86 Stat. 770) requires that public notice of these meetings be announced in the **Federal Register**.

**DATES:** Thursday, July 26, 2007; 8 a.m. to 5 p.m.

**ADDRESSES:** Radisson Hotel Reagan National Airport, 2020 Jefferson Davis Highway, Arlington, VA 22202.

**FOR FURTHER INFORMATION CONTACT:** Brenda L. May, U.S. Department of Energy; SC-26/Germantown Building, 1000 Independence Avenue, SW., Washington, DC 20585-1290; Telephone: 301-903-0536.

### SUPPLEMENTARY INFORMATION:

*Purpose of Meeting:* To provide advice and guidance on a continuing basis to the Department of Energy and

the National Science Foundation on scientific priorities within the field of basic nuclear science research.

*Tentative Agenda:* Agenda will include discussions of the following:

**Thursday, July 26, 2007**

- Perspectives from Department of Energy and National Science Foundation

- Presentation of the Neutrino Scientific Assessment Group Subcommittee Report

- Discussion of Rare Isotope Beam (RIB) Task Force Report

- Update from the Performance Measures Subcommittee

- Reports on the Long Range Plan Writing Progress

- Public Comment (10-minute rule)

*Public Participation:* The meeting is open to the public. If you would like to file a written statement with the Committee, you may do so either before or after the meeting. If you would like to make oral statements regarding any of these items on the agenda, you should contact Brenda L. May, 301-903-0536 or [Brenda.May@science.doe.gov](mailto:Brenda.May@science.doe.gov) (e-mail). You must make your request for an oral statement at least 5 business days before the meeting. Reasonable provision will be made to include the scheduled oral statements on the agenda. The Chairperson of the Committee will conduct the meeting to facilitate the orderly conduct of business. Public comment will follow the 10-minute rule.

*Minutes:* The NSAC will prepare meeting minutes within 45 days of the meeting. The minutes will be posted on the NSAC Web site at <http://www.sc.doe.gov/np/nsac/nsac.html>.

Issued at Washington, DC on June 27, 2007.

**Rachel Samuel,**

*Deputy Advisory Committee Management Officer.*

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## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[Docket No. ID-5355-000]

### Edwards, Jeffrey S.; Notice of Filing

June 26, 2007.

Take notice that on June 14, 2007, Jeffrey S. Edwards filed an application for authorization to hold interlocking directorate positions, pursuant to section 305(b) of the Federal Power Act, 16 U.S.C. 825d(b), Part 45 of the Federal Energy Regulatory Commission's Rules