

Registration

To register for a scheduled Protected Species Safe Handling, Release, and Identification Workshop, please contact Angler Conservation Education at (877) 411-4272, 1640 Mason Ave., Daytona Beach, FL 32117.

Registration Materials

To ensure that workshop certificates are linked to the correct permits, participants will need to bring the following items with them to the workshop:

Individual vessel owners must bring a copy of the appropriate permit(s), a copy of the vessel registration or documentation, and proof of identification.

Representatives of a business owned or co-owned vessel must bring proof that the individual is an agent of the business (such as articles of incorporation), a copy of the applicable permit(s), and proof of identification.

Vessel operators must bring proof of identification.

Workshop Objectives

The protected species safe handling, release, and identification workshops are designed to teach longline and gillnet fishermen the required techniques for the safe handling and release of entangled and/or hooked protected species, such as sea turtles, marine mammals, and smalltooth sawfish. Identification of protected species will also be taught at these workshops in an effort to improve reporting. Additionally, individuals attending these workshops will gain a better understanding of the requirements for participating in these fisheries. The overall goal for these workshops is to provide participants the skills needed to reduce the mortality of protected species, which may prevent additional regulations on these fisheries in the future.

Grandfathered Permit Holders

Participants in the industry-sponsored workshops on safe handling and release of sea turtles that were held in Orlando, FL (April 8, 2005) and in New Orleans, LA (June 27, 2005) were issued a NOAA workshop certificate in December 2006 that is valid for three years. These workshop certificates may be expiring in 2009. Vessel owners and operators whose certificates expire prior to permit renewal in 2009 must attend a workshop, successfully complete the course, and obtain a new certificate to renew their limited access shark and limited access swordfish permits. Failure to provide a valid NOAA

workshop certificate may result in a permit denial.

Dated: November 21, 2008.

Alan D. Risenhoover

Director, Office of Sustainable Fisheries,
National Marine Fisheries Service.

[FR Doc. E8-28471 Filed 11-28-08; 8:45 am]

BILLING CODE 3510-22-S

CONSUMER PRODUCT SAFETY COMMISSION

[CPSC Docket No. 09-C0001]

IKEA North American Services, LLC, a Corporation, Provisional Acceptance of a Settlement Agreement and Order

AGENCY: Consumer Product Safety Commission.

ACTION: Notice.

SUMMARY: It is the policy of the Commission to publish settlements which it provisionally accepts under the Federal Hazardous Substances Act in the **Federal Register** in accordance with the terms of 16 CFR 1118.20(e). Published below is a provisionally accepted Settlement Agreement with IKEA North American Services, LLC, a corporation, containing a civil penalty of \$500,000.00.

DATES: Any interested person may ask the Commission not to accept this agreement or otherwise comment on its contents by filing a written request with the Office of the Secretary by December 16, 2008.

ADDRESSES: Persons wishing to comment on this Settlement Agreement should send written comments to the Comment 09-C0001, Office of the Secretary, Consumer Product Safety Commission, 4330 East West Highway, Room 502, Bethesda, Maryland 20814-4408.

FOR FURTHER INFORMATION CONTACT: Belinda V. Bell, Trial Attorney, Office of Compliance and Field Operations, Consumer Product Safety Commission, 4330 East West Highway, Bethesda, Maryland 20814-4408; telephone (301) 504-7592.

SUPPLEMENTARY INFORMATION: The text of the Agreement and Order appears below.

Dated: November 21, 2008.

Todd A. Stevenson,
Secretary.

United States of America Consumer Product Safety Commission

[CPSC Docket No. 09-C0001]

In the Matter of IKEA North America Services, LLC, a Corporation

Settlement Agreement

1. This Settlement Agreement (“Agreement”) is made by and between the staff (“staff”) of the U.S. Consumer Product Safety Commission (“Commission”) and IKEA North America Services, LLC (“IKEA”), a corporation, in accordance with 16 CFR 1118.20 of the Commission’s Procedures for Investigations, Inspections, and Inquiries under the Consumer Product Safety Act (“CPSA”). This Agreement and the incorporated attached Order (“Order”) resolve the staffs allegations set forth below.

The Parties

2. The Commission is an independent federal regulatory agency established pursuant to, and responsible for the enforcement of the CPSA, 15 U.S.C. 2051-2089.

3. IKEA is a corporation organized and existing under the laws of the State of Delaware, with its principal corporate office located in Conshohocken, PA.

4. At all times relevant herein, IKEA designed, manufactured and sold outdoor candles, including those that are the subject of the Agreement and Order.

Staff Allegations

5. Between February 2001 and July 2005, IKEA manufactured and sold approximately 133,000 sets of outdoor candles (6 candles per set), under the style names of Angar and Samlas, at IKEA stores in the United States for about \$4.00 per set (“candles” or “products”). The firm also sold 1.3 million candle sets internationally.

6. The candles are “consumer product(s)” and, at all times relevant herein, IKEA was a “manufacturer,” and “retailer” of “consumer product(s),” which were “distributed in commerce” as those terms are defined or used in sections 3(a)(5), (8), (11) and (13) of the CPSA, 15 U.S.C. 2052(a)(5), (8), (11) and (13).

7. The candles are defective because: (1) The candle’s flame can unexpectedly flare up, causing the entire top surface of the candle to ignite and spread flames beyond the container; (2) even in non-flare up situations, if a consumer attempts to extinguish a burning candle by blowing or dousing it with water, the candle’s wax can spatter and burn the consumer’s face; and (3) the product fails to provide adequate warning notice regarding the above mentioned hazards. These defects pose fire and burn hazards to consumers.

8. Between July 2001 and March 2006, IKEA received approximately 32 worldwide reports of incidents in which the candles unexpectedly flared up and/or consumers were spattered with hot candle wax. The firm is aware of 13 reports of property damage and at least 12 injuries to consumers.

9. Despite being aware of the information set forth in paragraphs 7 and 8 above, IKEA did not report to the Commission until March 2006, after the Commission had opened its own investigation and requested IKEA to report.

10. Although IKEA had obtained sufficient information to reasonably support the conclusion that the candles contained a defect which could create a substantial product hazard, or created an unreasonable risk of serious injury or death, it failed to immediately inform the Commission of such defect or risk as required by sections 15(b)(3) and (4) of the CPSA, 15 U.S.C. 2064(b)(3) and (4). In failing to do so, IKEA "knowingly" violated section 19(a)(4) of the CPSA, 15 U.S.C. 2068(a)(4), as the term "knowingly" is defined in section 20(d) of the CPSA, 15 U.S.C. 2069(d).

11. Pursuant to section 20 of the CPSA, 15 U.S.C. 2069, IKEA is subject to civil penalties for its failure to report as required under section 15(b) of the CPSA, 15 U.S.C. 2064(b).

Response of IKEA

12. IKEA denies the allegations of the staff that the candles contain a defect which could create a substantial product hazard, or create an unreasonable risk of serious injury or death, and denies that it violated the reporting requirements of Section 15(b) of the CPSA, 15 U.S.C. 2064(b).

Agreement of the Parties

13. Under the CPSA, the Commission has jurisdiction over this matter and over IKEA.

14. In settlement of the staff's allegations, IKEA agrees to pay a civil penalty of five hundred thousand dollars (\$500,000.00), within twenty (20) calendar days of receiving service of the Commission's Final Order accepting the Agreement. This payment shall be made by check to the order of the United States Treasury.

15. The parties enter the Agreement for settlement purposes only. The Agreement does not constitute an admission by IKEA or a determination by the Commission that IKEA violated the CPSA's reporting requirements.

16. Upon provisional acceptance of the Agreement by the Commission, the Agreement shall be placed on the public record and published in the **Federal**

Register in accordance with the procedures set forth in 16 CFR 1118.20(e). If the Commission does not receive any written requests not to accept the Agreement within 15 calendar days, the Agreement shall be deemed finally accepted on the 16th calendar day after the date it is published in the **Federal Register**, in accordance with 16 CFR 1118.20(1).

17. Upon the Commission's final acceptance of the Agreement and issuance of the final Order, IKEA knowingly, voluntarily and completely waives any rights it may have in this matter to the following: (i) An administrative or judicial hearing; (ii) judicial review or other challenge or contest of the Commission's actions; (iii) a determination by the Commission as to whether IKEA failed to comply with the CPSA and the underlying regulations; (iv) a statement of findings of fact and conclusions of law; and (v) any claims under the Equal Access to Justice Act.

18. The Commission may publicize the terms of the Agreement and Order.

19. The Agreement and Order shall apply to, and be binding upon IKEA and each of its successors and assigns.

20. The Commission's Order in this matter is issued under the provisions of the CPSA, and a violation of the Order may subject those referenced in paragraph 19 above to appropriate legal action.

21. This Agreement may be used in interpreting the Order. Agreements, understandings, representations, or interpretations apart from those contained in the Agreement and Order may not be used to vary or to contradict their terms.

22. The Agreement shall not be waived, amended, modified, or otherwise altered, without written agreement thereto executed by the party against whom such amendment, modification, alteration, or waiver is sought to be enforced.

23. If, after the effective date hereof, any provision of the Agreement and the order is held to be illegal, invalid, or unenforceable under present or future laws effective during the terms of the Agreement and Order, such provision shall be fully severable. The balance of the Agreement and Order shall remain in full force and effect, unless the Commission and IKEA agree that severing the provision materially affects the purpose of the Agreement and Order.

IKEA North America Services, LLC

Sept. 19, 2008.

By: Krister Hard af Segerstad,

Manager, Product Safety & Compliance, IKEA North America Services, LLC, 420 Alan Wood Road, Conshohocken, PA 19428.

Sept. 19, 2008.

By: Rob Olson,

Chief Financial Officer, IKEA North America Services, LLC, 420 Alan Wood Road, Conshohocken, PA 19428.

U.S. Consumer Product Safety Commission

Cheryl Falvey,

General Counsel.

Ronald G. Yelenik,

Assistant General Counsel, Division of Compliance, Office of the General Counsel.

Nov. 21, 2008.

By: Belinda V. Bell,

Trial Attorney, Division of Compliance, Office of the General Counsel.

United States of America, Consumer Product Safety Commission.

[CPSA Docket No. 09-C0001]

In the Matter of Ikea North America Services, LLC

Order

Upon consideration of the Settlement Agreement entered into between IKEA North America Services, LLC ("IKEA") and the U.S. Consumer Product Safety Commission ("Commission") staff, and the Commission having jurisdiction over the subject matter and over IKEA, and it appearing that the Settlement Agreement and order are in the public interest, it is

Ordered that the Settlement Agreement be, and hereby is, accepted and it is

Further Ordered that IKEA shall pay a civil penalty in the amount of five hundred thousand dollars (\$500,000.00), within twenty (20) calendar days of service of the Commission's final Order accepting the Settlement Agreement. The payment shall be made by check payable to the order of the United States Treasury. Upon the failure of IKEA to make the foregoing payment when due, interest on the unpaid amount shall accrue and be paid by IKEA at the Federal legal rate of interest set forth at 28 U.S.C. 1961(a) and (b).

Provisionally accepted and Provisional Order issued on the 21st day of November, 2008.

By Order of the Commission.

Todd A. Stevenson,

Secretary, Consumer Product Safety
Commission.

[FR Doc. E8-28166 Filed 11-28-08; 8:45 am]

BILLING CODE 6355-01-M

DEPARTMENT OF EDUCATION

The Historically Black Colleges and Universities Capital Financing Advisory Board

AGENCY: Department of Education. The Historically Black Colleges and Universities Capital Financing Advisory Board.

ACTION: Notice of an open meeting.

SUMMARY: This notice sets forth the schedule and proposed agenda of an upcoming open meeting of the Historically Black Colleges and Universities Capital Financing Advisory Board (Board). The notice also describes the functions of the Board. Notice of this meeting is required by Section 10(a)(2) of the Federal Advisory Committee Act and is intended to notify the public of their opportunity to attend.

DATES: Friday, December 12, 2008.
Time: 9 a.m.–3 p.m.

ADDRESSES: U.S. Department of Education, Board Room, 555 New Jersey Avenue, NW., Washington, DC 20001.

FOR FURTHER INFORMATION CONTACT: Donald E. Watson, Executive Director, Historically Black College and University Capital Financing (HBCU Capital Financing) Program, 1990 K Street, NW., Room 6130, Washington, DC 20006; telephone: (202) 219-7037; fax: (202) 502-7852; e-mail: donald.watson@ed.gov.

Individuals who use a telecommunications device for the deaf (TDD) may call the Federal Information Relay Service (FRS) at 1-800-877-8339, Monday through Friday between the hours of 8 a.m. and 8 p.m., Eastern Standard Time.

SUPPLEMENTARY INFORMATION: The Board is authorized by Title III, Part D, Section 347, of the Higher Education Act of 1965, as amended in 1998 (20 U.S.C. 1066f). The Board is established within the Department of Education to provide advice and counsel to the Secretary and the designated bonding authority as to the most effective and efficient means of implementing construction financing on HBCU campuses and to advise Congress regarding the progress made in implementing the program. Specifically, the Board will provide advice as to the capital needs of HBCUs, how those needs can be met through the program,

and what additional steps might be taken to improve the operation and implementation of the construction-financing program.

The purpose of this meeting is to review current program activities, to make administrative and legislative recommendations to the Secretary and the U.S. Congress that address the current capital needs of HBCUs and capital financing issues of HBCUs, and to share additional steps in which the HBCU Capital Financing Program might improve its operation.

Individuals who will need accommodations for a disability in order to attend the meeting (e.g., interpreting services, assistance listening devices, or materials in alternative format) should notify Donald Watson at 202-219-7037, no later than December 1, 2008. We will attempt to meet requests for accommodations after this date but cannot guarantee their availability. The meeting site is accessible to individuals with disabilities.

An opportunity for public comment is available on Friday, December 12, 2008, between 2:30 p.m.–3:00 p.m. Those members of the public interested in submitting written comments may do so by submitting them to the attention of Donald Watson, 1990 K Street, NW., Room 6130, Washington DC, by Monday, December 1, 2008.

Records are kept of all Board proceedings and are available for public inspection at the Office of the Historically Black College and University Capital Financing Advisory Board, 1990 K Street, NW., Room 6130, Washington, DC 20006, from the hours of 9 a.m. to 5 p.m., Eastern Standard Time (EST), Monday through Friday.

Electronic Access to This Document: You may view this document, as well as all other documents of this Department published in the **Federal Register**, in text or Adobe Portable Document Format (PDF), on the Internet at the following site: <http://www.ed.gov/news/federegister>.

To use PDF, you must have Adobe Acrobat Reader, which is available free at this site. If you have questions about using PDF, call the U.S. Government Printing Office (GPO), toll free at 1-888-293-6498; or in the Washington, DC, area at (202) 512-1530.

Note: The official version of this document is the document published in the **Federal Register**. Free Internet access to the official edition of the **Federal Register** and the Code of Federal Regulations is available on GPO

Access at: <http://www.gpoaccess.gov/nara/index.html>.

Cheryl A. Oldham,

Acting Assistant Secretary for Postsecondary
Education.

[FR Doc. E8-28444 Filed 11-28-08; 8:45 am]

BILLING CODE 4000-01-P

DEPARTMENT OF EDUCATION

Notice Inviting Proposals for Ownership and Operation of the Online English Literacy Portal, "U.S.A. Learns Web Portal"

AGENCY: Office of Vocational and Adult Education, Department of Education.

ACTION: Notice inviting proposals for ownership and operation of the Online English Literacy Portal, "U.S.A. Learns Web Portal."

SUMMARY: The President announced, as one of his initiatives to address border security and immigration challenges in the United States, a plan to have the U.S. Department of Education (Department) develop and launch a free, web-based portal to help immigrants learn English to help them expand their opportunities and make effective contributions to American society. To implement the President's plan, the Department's Office of Vocational and Adult Education (OVAE), as authorized by the Adult Education and Family Literacy Act and through a contract, has developed and created the U.S.A. Learns Web Portal, an online learning environment designed for limited English proficient (LEP) adults whose level of English proficiency is at a low level. The portal was launched on November 7, 2008, on the Internet and is available for use by the public at no cost. The portal is available at the following Web address: <http://www.usalearns.org>.

The Department plans to turn over ownership and operation of the portal to one or more entities outside of the Federal Government that would, with its or their own resources, continue the maintenance and upkeep of the portal, make improvements to it, and continue to make the portal available at no cost to the public. Through this notice, we are inviting proposals from entities interested in owning and operating the portal.

DATES: To ensure that your proposal receives consideration, it must be submitted to the Department no later than December 31, 2008. The Department would like to turn over ownership and operation of the portal by or about January 15, 2009.