

information; and (4) ways that the burden could be minimized without reducing the quality of the collected information. The Agency will summarize or include your comments in the request for OMB's clearance of this information collection.

Issued on: April 23, 2010.

Terry Shelton,

Associate Administrator for Research and Information Technology.

[FR Doc. 2010-10940 Filed 5-7-10; 8:45 am]

BILLING CODE 4910-EX-P

DEPARTMENT OF TRANSPORTATION

Federal Transit Administration

Alternative Transportation in Parks and Public Lands Program

AGENCY: Federal Transit Administration (FTA), DOT.

ACTION: Paul S. Sarbanes Transit in Parks Program Announcement of Project Selections.

SUMMARY: The U.S. Department of Transportation's (DOT) Federal Transit Administration (FTA) announces the selection of projects funded with Fiscal Year (FY) 2009 appropriations for the Paul S. Sarbanes Transit in Parks program (formally the Alternative Transportation in Parks and Public Lands (ATPPL) program, authorized by Section 3021 of the Safe, Accountable, Flexible, Efficient Transportation Equity Act—A Legacy for Users of 2005 (SAFETEA-LU) and codified in 49 U.S.C. 5320. The Paul S. Sarbanes Transit in Parks program funds capital and planning expenses for alternative transportation systems in parks and public lands. Federal land management agencies and State, tribal and local governments acting with the consent of a Federal land management agency are eligible recipients.

FOR FURTHER INFORMATION CONTACT: Project sponsors who are State, local, or tribal entities may contact the appropriate FTA Regional Administrator (*See* the Appendix to this Notice) for grant-specific issues. Project sponsors who are a Federal land management agency or a specific unit of a Federal land management agency should work with the contact listed below at their headquarters office to coordinate the availability of funds to that unit.

- *National Park Service:* Mark H Hartsoe, Mark_H_Hartsoe@nps.gov; tel: 202-513-7025, fax: 202-371-6675, mail: 1849 C Street, NW., (MS2420); Washington, DC 20240-0001.

- *Fish and Wildlife Service:* Nathan Caldwell, Nathan_Caldwell@fws.gov, tel: 703-358-2205, fax: 703-358-2517, mail: 4401 N. Fairfax Drive, Room 634; Arlington, VA 22203.

- *Forest Service:* Floyd Thompson, Fthompson02@fs.fed.us, tel: 202-205-1423, mail: 1400 Independence Avenue, SW.; Washington, DC 20250-1101.

- *Bureau of Land Management:* Victor F. Montoya, Victor_Montoya@blm.gov, tel: 202-912-7041, mail: 1620 L Street, WO-854, Washington, DC 20036.

For general information about the Paul S. Sarbanes Transit in Parks program, please contact Kimberly Sledge, Office of Program Management, Federal Transit Administration, at kimberly.sledge@dot.gov, 202-366-2053.

SUPPLEMENTARY INFORMATION:

A total of \$26,900,000 was appropriated for FTA's Paul S. Sarbanes Transit in Parks program in Fiscal Year (FY) 2009. Of this amount, a minimum of \$24,801,473 is available for project awards; \$134,500 is reserved for oversight activities; \$1,500,000 is reserved for planning, research, and technical assistance; and \$464,027 will be added to available FY 2010 appropriations for the program. A total of 80 applicants requested \$69.0 million, more than twice the amount available in FY 2009 for projects, indicating high competition for funds. Both the U.S. Department of Interior and DOT review committees evaluated the project proposals based on the criteria defined in 49 U.S.C. 5320(g)(2). Final selections were made through a collaborative process.

The goals of the program are to conserve natural, historical, and cultural resources; reduce congestion and pollution; improve visitor mobility and accessibility; enhance visitor experience; and ensure access to all, including persons with disabilities through alternative transportation projects. The projects selected to use FY 2009 funding represent a diverse set of capital and planning projects across the country, ranging from bus purchases to installation of Intelligent Transportation Systems (ITS) and are listed in Table 1.

Applying For Funds

Recipients who are State or local government entities will be required to apply for Paul S. Sarbanes Transit in Parks program funds electronically through FTA's electronic grant award and management system, TEAM. These entities are assigned discretionary project IDs as shown in Table 1 of this notice. The content of these grant

applications must reflect the approved proposal. (**Note:** Applications for the Paul S. Sarbanes Transit in Parks program do not require Department of Labor Certification.) Upon grant award, payments to grantees will be made by electronic transfer to the grantee's financial institution through FTA's Electronic Clearing House Operation (ECHO) system. Staff in FTA's Regional offices are available to assist applicants.

Recipients who are Federal land management agencies will be required to enter into an interagency agreement with FTA. FTA will administer one interagency agreement with each Federal land management agency receiving funding through the program for all of that agency's projects. Individual units of Federal land management agencies should work with the contact at their headquarters office listed above to coordinate the availability of funds to that unit.

Program Requirements

Section 5320 requires funding recipients to meet certain requirements. Requirements that reflect existing statutory and regulatory provisions can be found in the document "Alternative Transportation in Parks and Public Lands Program: Requirements for Recipients" available at <http://www.fta.dot.gov/atppl>. These requirements are incorporated into the grant agreements and inter-agency agreements used to fund the selected projects.

Pre-Award Authority

Pre-award authority allows an agency that will receive a grant or interagency agreement to incur certain project costs prior to receipt of the grant or interagency agreement and retain eligibility of the costs for subsequent reimbursement after the grant or agreement is approved. The recipient assumes all risk and is responsible for ensuring that all conditions are met to retain eligibility, including compliance with Federal requirements such as the National Environmental Policy Act (NEPA), SAFETEA-LU planning requirements, and provisions established in the grant contract or Interagency Agreement. This automatic pre-award spending authority, when triggered, permits a grantee to incur costs on an eligible transit capital or planning project without prejudice to possible future Federal participation in the cost of the project or projects. Under the authority provided in 49 U.S.C. 5320(h), FTA is extending pre-award authority for FY 2009 ATPPL projects effective April 5, 2010 when the projects were publicly announced.

The conditions under which pre-award authority may be utilized are specified below:

a. Pre-award authority is not a legal or implied commitment that the project(s) will be approved for FTA assistance or that FTA will obligate Federal funds for those projects. Furthermore, it is not a legal or implied commitment that all items undertaken by the applicant will be eligible for inclusion in the project(s).

b. All FTA statutory, procedural, and contractual requirements must be met.

c. No action will be taken by the grantee that prejudices the legal and administrative findings that the Federal Transit Administrator must make in order to approve a project.

d. Local funds expended pursuant to this pre-award authority will be eligible for reimbursement if FTA later makes a grant or interagency agreement for the project(s). Local funds expended by the

grantee prior to the April 5, 2010 public announcement will not be eligible for credit toward local match or reimbursement. Furthermore, the expenditure of local funds on activities such as land acquisition, demolition, or construction, prior to the completion of the NEPA process, would compromise FTA's ability to comply with Federal environmental laws and may render the project ineligible for FTA funding.

e. When a grant for the project is subsequently awarded, the Financial Status Report in TEAM-Web must indicate the use of pre-award authority, and the pre-award item in the project information section of TEAM should be marked "yes."

Reporting Requirements

All recipients must submit quarterly reports to FTA containing the following information:

- (1) Narrative description of project(s); and,
- (2) discussion of all budget and schedule changes.

The headquarters office for each Federal land management agency should collect a quarterly report for each of the projects delineated in the interagency agreement and then send these reports (preferably by e-mail) to Kimberly Sledge, FTA, *kimberly.sledge@dot.gov*; 1200 New Jersey Avenue, Washington, DC 20590. Examples can be found on the program Web site at <http://www.fta.dot.gov/atppl>. State and local governments will send this information to FTA for projects that are funded through grants to State and local governments rather than through the interagency agreement. The quarterly reports are due to FTA on the dates noted below:

Quarter	Covering	Due date
1st Quarter Report	October 1–December 31	January 31
2nd Quarter Report	January 1–March 31	April 30
3rd Quarter Report	April 1–June 30	July 31
4th Quarter Report	July 1–September 31	October 31

In order to allow FTA to compute aggregate program performance measures FTA requests that all recipients of funding for capital projects under the Paul S. Sarbanes Transit in Parks program submit the following information annually:

- Annual visitation to the land unit;
- Annual number of persons who use the alternative transportation system (ridership/usage);
- An estimate of the number of vehicle trips mitigated based on alternative transportation system usage and the typical number of passengers per vehicle;
- Cost per passenger; and,
- A note of any special services offered for those systems with higher costs per passenger but more amenities.

State and local government entities should submit this information as part of their fourth quarter report through FTA's TEAM grants management system.

Federal land management agencies should also send this information as

part of their fourth quarter report (preferably by e-mail), to Kimberly Sledge, FTA, *kimberly.sledge@dot.gov*; 1200 New Jersey Avenue, SE., E46–303, Washington, DC 20590. Examples can be found on the program Web site at <http://www.fta.dot.gov/atppl>.

Oversight

Recipients of FY 2009 Paul S. Sarbanes Transit in Parks program funds will be required to certify that they will comply with all applicable Federal and FTA programmatic requirements. FTA direct grantees will complete this certification as part of the annual Certification and Assurances package, and Federal Land Management Agency recipients will complete the certification by signing the interagency agreement. This certification is the basis for oversight reviews conducted by FTA.

The Secretary of Transportation and FTA have elected not to apply the triennial review requirements of 49 U.S.C. 5307(h)(2) to Paul S. Sarbanes

Transit in Parks program recipients that are other Federal agencies. Instead, working with the existing oversight systems at the Federal Land Management Agencies, FTA will perform periodic reviews of specific projects funded by the Paul S. Sarbanes Transit in Parks program. These reviews will ensure that projects meet the basic statutory, administrative, and regulatory requirements as stipulated by this notice and the certification. To the extent possible, these reviews will be coordinated with other reviews of the project. FTA direct grantees of Paul S. Sarbanes Transit in Parks program funds (State, local and tribal government entities) will be subject to all applicable triennial, State management, civil rights, and other reviews.

Issued in Washington, DC, this 4 day of May 2010.

Peter Rogoff,
Administrator.

Appendix**FTA Regional and Metropolitan Offices**

Richard H. Doyle, Regional Administrator, Region 1—Boston, Kendall Square, 55 Broadway, Suite 920, Cambridge, MA 02142–1093, Tel. 617–494–2055.	Robert C. Patrick, Regional Administrator, Region 6—Ft. Worth, 819 Taylor Street, Room 8A36, Ft. Worth, TX 76102, Tel. 817–978–0550.
States served: Connecticut, Maine, Massachusetts, New Hampshire, Rhode Island, and Vermont.	States served: Arkansas, Louisiana, Oklahoma, New Mexico and Texas.
Brigid Hynes-Cherin, Regional Administrator, Region 2—New York, One Bowling Green, Room 429, New York, NY 10004–1415, Tel. 212–668–2170.	Mokhtee Ahmad, Regional Administrator, Region 7—Kansas City, MO, 901 Locust Street, Room 404, Kansas City, MO 64106, Tel. 816–329–3920.
States served: New Jersey, New York New York Metropolitan Office, Region 2—New York, One Bowling Green, Room 428, New York, NY 10004–1415, Tel. 212–668–2202.	States served: Iowa, Kansas, Missouri, and Nebraska.
Letitia Thompson, Regional Administrator, Region 3—Philadelphia, 1760 Market Street, Suite 500, Philadelphia, PA 19103–4124, Tel. 215–656–7100.	Terry Rosapep, Regional Administrator, Region 8—Denver, 12300 West Dakota Ave., Suite 310, Lakewood, CO 80228–2583, Tel. 720–963–3300.
States served: Delaware, Maryland, Pennsylvania, Virginia, West Virginia, and District of Columbia.	States served: Colorado, Montana, North Dakota, South Dakota, Utah, and Wyoming.
Philadelphia Metropolitan Office, Region 3—Philadelphia, 1760 Market Street, Suite 500, Philadelphia, PA 19103–4124, Tel. 215–656–7070.	
Washington, DC Metropolitan Office, 1990 K Street, NW., Room 510, Washington, DC 20006, Tel. 202–219–3562.	
Yvette Taylor, Regional Administrator, Region 4—Atlanta, 230 Peachtree Street, NW., Suite 800, Atlanta, GA 30303, Tel. 404–865–5600.	Leslie T. Rogers, Regional Administrator, Region 9—San Francisco, 201 Mission Street, Room 1650, San Francisco, CA 94105–1926, Tel. 415–744–3133.
States served: Alabama, Florida, Georgia, Kentucky, Mississippi, North Carolina, Puerto Rico, South Carolina, Tennessee, and Virgin Islands.	States served: American Samoa, Arizona, California, Guam, Hawaii, Nevada, and the Northern Mariana Islands.
	Los Angeles Metropolitan Office, Region 9—Los Angeles, 888 S. Figueroa Street, Suite 1850, Los Angeles, CA 90017–1850, Tel. 213–202–3952.
Marisol Simon, Regional Administrator, Region 5—Chicago, 200 West Adams Street, Suite 320, Chicago, IL 60606, Tel. 312–353–2789.	Rick Krochalis, Regional Administrator, Region 10—Seattle, Jackson Federal Building, 915 Second Avenue, Suite 3142, Seattle, WA 98174–1002, Tel. 206–220–7954.
States served: Illinois, Indiana, Michigan, Minnesota, Ohio, and Wisconsin.	States served: Alaska, Idaho, Oregon, and Washington.
Chicago Metropolitan Office, Region 5—Chicago, 200 West Adams Street, Suite 320, Chicago, IL 60606, Tel. 312–353–2789.	

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TABLE I
Paul S. Sarbanes Transit in Parks Program
FY 2009 Project Selections

State	Agency	Land Unit	Funding Recipient	Earmark ID	Project Name	Allocation
AK	National Park Service	Sitka National Historic Park	Sitka National Historic Park		Pedestrian/Vehicle Traffic Improvements Study	\$80,000
AK	National Park Service	Denali National Park and Preserve	Denali National Park and Preserve		Denali Hybrid Bus Project	435,000
AZ	National Park Service	Grand Canyon National Park	Grand Canyon National Park		Bus Shelters and Amenities at Tusayan Bus stop	495,000
CA	National Park Service	Yurok Reservation/Redwood National Park	Yurok Tribe	D2009-ATPL-001	Park Transit Planning Study	120,000
CA	National Park Service	Golden Gate National Recreation Area	Golden Gate National Recreation Area		Bus Stops and Multi-Use Path to Transit at Muir Beach	460,000
CA	National Park Service	Golden Gate National Recreation Area	Golden Gate National Recreation Area		Pilot Marin Headlands Shuttle	405,000
CA	National Park Service	Golden Gate National Recreation Area	Golden Gate National Recreation Area		Bus Stop Amenities in Marin Headlands and Fort Baker	145,000
CA	National Park Service	Point Reyes National Seashore	Point Reyes National Seashore		Point Reyes Headlands Shuttle Lease Buses	47,000
CA	National Park Service	Point Reyes National Seashore	Point Reyes National Seashore		Stops, Wayfinding and Shelters	296,400
CA	National Park Service	Yosemite National Park	Yosemite National Park	D2009-ATPL-002	Purchase Three Clean Diesel Buses for YARTS	1,605,000
CA	Forest Service	Inyo Devils Postpile Monument	Eastern Sierra Transit Authority (ESTA)	D2009-ATPL-003	Implement Integrated Parkwide Traffic Management System	1,280,000
CO	Forest Service	Arapaho-Roosevelt National Forest	Arapaho-Roosevelt National Forest		Purchase Buses for Transit in Red Meadow and Devils Postpile	1,600,000
FL	National Park Service	Castillo de San Marcos National Monument	City of St. Augustine, FL	D2009-ATPL-004	Alt. Transp. Study in Arapaho-Roosevelt National Forest	580,000
FL	National Park Service	Gulf Island National Seashore	National Park Service		Pedestrian and Transit Study	250,000
FL	National Park Service	Ding Darling National Wildlife Refuge	Lee County Transit	D2009-ATPL-005	Construct Passenger Ferry Dock Facilities at Fort Pickens	2,800,000
FL	National Park Service	Rivers, Trails and Conservation Assistance Program	National Park Service		River of Grass Greenway Feasibility Study	1,000,000
IA	Fish and Wildlife Service	Neal Smith National Wildlife Refuge	Neal Smith National Wildlife Refuge		Complete Plainsman Bicycle/Pedestrian Trail	564,075
MA	National Park Service	Cape Cod National Seashore	Cape Cod Commission		Update 5-Year Cape Cod Public Transportation Plan	200,000
MA	National Park Service	Cape Cod National Seashore	Cape Cod National Seashore		Purchase Passenger Vans and Bicycle Trailers	250,000
MA	National Park Service	Lowell National Historic Park	Lowell National Historic Park		Multi-modal Transportation Infrastructure Improvement	800,000
MA	National Park Service	Lowell National Historic Park	City of Lowell, MA	D2009-ATPL-006	Gallagher Transportation Center ADA Pedestrian Access Improv.	650,000
MA	Fish and Wildlife Service	Parker River National Wildlife Refuge	Parker River National Wildlife Refuge		Alternative Fueled Vehicle Visitor Initiative	122,300
MD	National Park Service	New Bedford Whaling National Historic Park	City of New Bedford/Office of Planning	D2009-ATPL-007	Establish Alternative Transportation Shuttle	440,000
MD	National Park Service	Fort McHenry National Monument	City of Baltimore DOT	D2009-ATPL-008	Extension of Baltimore Circulator Service to Fort McHenry	236,000
ME	National Park Service	Acadia National Park	Acadia National Park		Design and Construct Improvements at Bus Stops	270,000
ME	National Park Service	Acadia National Park	Acadia National Park		Update Island Explorer Electronic Departure Signs	270,000
MT	Forest Service	Gallatin National Forest	Gallatin National Forest		The Highway 86 Alternative transportation Study	279,925
NC	National Park Service	Guilford Courthouse National Military Park	Guilford Courthouse National Military Park		Planning Study to Evaluate a Pilot Partnership Transit System	100,000
ND	National Park Service	Theodore Roosevelt National Park	Town of Medora, North Dakota	D2009-ATPL-009	Theodore Roosevelt National Park and Town of Medora Transit Feasibility Study	100,000
NY	Forest Service	Humboldt-Toiyabe National Forest	US Forest Service		Lee Canyon Shuttle Bus System	327,030
OH	National Park Service	Cuyahoga Valley National Park	Cuyahoga Valley National Park		Rehab/Replace Railway Bridges #454, #437 and #443	970,000
OK	Fish and Wildlife Service	Wichita Mountains National Wildlife Refuge	Wichita Mountains National Wildlife Refuge		Wichita Mountains Wildlife Refuge Bus/Alternative Transportation Replacement Project	292,000
OR	US Army Corps of Engineers	Dalles Lock and Dam	City of the Dalles	D2009-ATPL-010	The Dalles Alternative Energy Park Shuttle and River Front Multi-use Trail Enhancement	340,000
OR	Forest Service	Deschutes National Forest	Deschutes National Forest		Deschutes National Forest Alternative Transportation Feasibility Study	367,000
OR	National Park Service	Lewis and Clark National Historic Park	Sunset Empire Transportation District	D2009-ATPL-011	Bus Lease	33,000
PA	National Park Service	Valley Forge National Historic Park	Valley Forge National Historic Park		Continuation of Partnership Prototype to test Feasibility of an Alternative Transportation System Shuttle Bus Prior to Capital Improvements	237,000
PA	National Park Service	Valley Forge National Historic Park	Valley Forge National Historic Park		Construction of "Missing Link" for Multi-use Trail	966,741
PA	National Park Service	Delaware Water Gap National Recreation Area	Delaware Water Gap National Recreation Area		Regional Visitor Shuttle Alternative Transportation System Study	350,000
TN	National Park Service	Great Smoky Mountain National Park	Cades Cove Heritage Tours		Purchase Fuel Efficient Vehicles and Build Covered Storage	600,000
UT	Forest Service	Wasatch-Cache National Forest	Utah Transit Authority	D2009-ATPL-012	Purchase Buses and Shelters for Big and Little Cottonwood Canyons	1,978,832
UT	Forest Service	Wasatch-Cache National Forest	Salt Lake County	D2009-ATPL-013	Wasatch Canyon Project For Salt Lake County General Plan Update	150,000
VA	Fish and Wildlife Service	Presquille National Wildlife Refuge	Fish and Wildlife Service		Study Transportation Alternatives	200,000
VA	National Park Service	Colonial National Historical Park	Colonial National Historical Park		Jamestown and Yorktown Pilot Bus Service	104,270
WA	National Park Service	Mount Rainier National Park	Mount Rainier National Park		Park Visitor Shuttle Bus Lease	110,900
WA	Forest Service	Wenatchee National Forest	Wenatchee National Forest		Dock Replacement	100,000
Total Projects.....46						\$24,801,473

[FR Doc. 2010-10924 Filed 5-7-10; 8:45 am]

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DEPARTMENT OF TRANSPORTATION

Federal Motor Carrier Safety Administration

[Docket ID FMCSA-2010-0082]

Qualification of Drivers; Exemption Applications; Vision

AGENCY: Federal Motor Carrier Safety Administration (FMCSA), DOT.

ACTION: Notice of applications for exemptions; request for comments.

SUMMARY: FMCSA announces receipt of applications from 22 individuals for exemption from the vision requirement in the Federal Motor Carrier Safety Regulations. If granted, the exemptions would enable these individuals to qualify as drivers of commercial motor vehicles (CMVs) in interstate commerce without meeting the Federal vision standard.

DATES: Comments must be received on or before June 9, 2010.

ADDRESSES: You may submit comments bearing the Federal Docket Management System (FDMS) Docket ID FMCSA-2010-0082 using any of the following methods:

- *Federal eRulemaking Portal:* Go to <http://www.regulations.gov>. Follow the on-line instructions for submitting comments.
- *Mail:* Docket Management Facility; U.S. Department of Transportation, 1200 New Jersey Avenue, SE., West Building Ground Floor, Room W12-140, Washington, DC 20590-0001.
- *Hand Delivery:* West Building Ground Floor, Room W12-140, 1200 New Jersey Avenue, SE., Washington, DC, between 9 a.m. and 5 p.m., Monday through Friday, except Federal holidays.
- *Fax:* 1-202-493-2251.

Each submission must include the Agency name and the docket ID for this Notice. **Note:** that DOT posts all comments received without change to <http://www.regulations.gov>, including any personal information included in a comment. Please see the Privacy Act heading below.

Docket: For access to the docket to read background documents or comments, go to <http://www.regulations.gov> at any time or Room W12-140 on the ground level of the West Building, 1200 New Jersey Avenue, SE., Washington, DC, between 9 a.m. and 5 p.m., Monday through Friday, except Federal holidays. The FDMS is available 24 hours each day,

365 days each year. If you want acknowledgment that we received your comments, please include a self-addressed, stamped envelope or postcard or print the acknowledgement page that appears after submitting comments on-line.

Privacy Act: Anyone may search the electronic form of all comments received into any of our dockets by the name of the individual submitting the comment (or of the person signing the comment, if submitted on behalf of an association, business, labor union, etc.). You may review the DOT's complete Privacy Act Statement in the **Federal Register** published on April 11, 2000 (65 FR 19476). This information is also available at <http://www.regulations.gov>.

FOR FURTHER INFORMATION CONTACT: Dr. Mary D. Gunnels, Director, Medical Programs, (202) 366-4001, fmcsamedical@dot.gov, FMCSA, Department of Transportation, 1200 New Jersey Avenue, SE., Room W64-224, Washington, DC 20590-0001. Office hours are from 8:30 a.m. to 5 p.m., Monday through Friday, except Federal holidays.

SUPPLEMENTARY INFORMATION:

Background

Under 49 U.S.C. 31136(e) and 31315, FMCSA may grant an exemption for a 2-year period if it finds "such exemption would likely achieve a level of safety that is equivalent to, or greater than, the level that would be achieved absent such exemption." FMCSA can renew exemptions at the end of each 2-year period. The 22 individuals listed in this notice have each requested an exemption from the vision requirement in 49 CFR 391.41(b)(10), which applies to drivers of CMVs in interstate commerce. Accordingly, the Agency will evaluate the qualifications of each applicant to determine whether granting an exemption will achieve the required level of safety mandated by statute.

Qualifications of Applicants

Clarke C. Boynton

Mr. Boynton, age 35, has had amblyopia in his left eye since childhood. The best corrected visual acuity in his right eye is 20/20 and in his left eye, 20/70. Following an examination in 2009, his ophthalmologist noted, "In my medical opinion, Mr. Clarke Boynton has sufficient vision to perform the driving tasks required to operate a commercial vehicle." Mr. Boynton reported that he has driven straight trucks for 14 years, accumulating 350,000 miles. He holds a Class B Commercial Driver's License (CDL) from Massachusetts. His driving

record for the last 3 years shows no crashes and no convictions for moving violations in a CMV.

Clare H. Buxton

Mr. Buxton, 63, has had a prosthetic left eye since 1998. The best corrected visual acuity in his right eye is 20/25. Following an examination in 2009, his optometrist noted, "Clare has monocular vision right eye only, but in my opinion, can operate a commercial motor vehicle safely." Mr. Buxton reported that he has driven tractor-trailer combinations for 40 years, accumulating 5.2 million miles. He holds a Class A CDL from Michigan. His driving record for the last 3 years shows one crash, for which he was not cited, and no convictions for moving violations in a CMV.

Raul Charo

Mr. Charo, 50, has had open angle glaucoma in his right eye since 2006. The best corrected visual acuity in his right eye is 20/60 and in his left eye, 20/20. Following an examination in 2009, his ophthalmologist noted, "In my professional opinion, Mr. Charo has sufficient vision to perform the driving tasks required to operate a commercial vehicle." Mr. Charo reported that he has driven straight trucks for 22 years, accumulating 33,000 miles. He holds a Class A CDL from Illinois. His driving record for the last 3 years shows no crashes and no convictions for moving violations in a CMV.

Lester M. Ellingson, Jr.

Mr. Ellingson, 66, has had choroidal melanoma in his left eye since 2000. The best corrected visual acuity in his right eye is 20/20 and in his left eye, 20/400. Following an examination in 2009, his optometrist noted, "In my opinion, Lester has sufficient vision to operate a commercial vehicle." Mr. Ellingson reported that he has driven straight trucks for 47 years, accumulating 235,000 miles, tractor-trailer combinations for 40 years, accumulating 960,000 miles and buses for 40 years, accumulating 20,000 miles. He holds a Class A CDL from North Dakota. His driving record for the last 3 years shows one crash and one conviction. His driving record for the last 3 years shows no crashes and one conviction for a moving violation, speeding in a CMV. He exceeded the speed limit by 10 mph.

Miguel H. Espinoza

Mr. Espinoza, 34, has had amblyopia in his left eye since 1989. The best corrected visual acuity in his right eye is 20/20 and in his left eye, 20/150. Following an examination in 2009, his optometrist noted, "He has more than