

of this public interest factor because: (1) The witnesses did not specifically mention controlled substances; (2) they were not asked follow-up questions that would have given context to these comments; and (3) they were not well-informed about the facts involved in the Respondent's history of drug abuse or his drug-related conviction.

Finally, I am not persuaded by Respondent's testimony that his registration is in the "best interest of the community,"¹²⁵ because long-standing agency precedent indicates this is not a relevant consideration. *See e.g., Linda Sue Cheek, M.D.*, 76 FR at 66973.

C. Conclusion and Recommendation

I conclude that the Government has proven, by a preponderance of the evidence, that Respondent's renewal application for DEA COR No. FK1953327 in Minnesota should be denied and Respondent's DEA COR No. BK1391729 in Alabama should be revoked. Respondent has been granted numerous opportunities to act as a responsible DEA registrant and has failed each time. I do not see any conditions that could be placed on Respondent's registration now that would ensure that Respondent would be a responsible DEA registrant, especially considering that Respondent has been the subject of numerous state medical board orders that imposed probationary periods, that Respondent violated his DEA MOA, and that Respondent recently pled guilty to a felony concerning controlled substances. Furthermore, Respondent has not shown that he has learned from his past mistakes in a way that will prevent future misconduct.

Although Respondent offered ample testimony concerning his reputation as a practicing physician and his impact on the medical community, the only probative mitigating evidence offered was generalized testimony about his ability to handle prescription drugs. Because Respondent has not taken full responsibility for his mistakes and genuinely expressed remorse, I find that granting Respondent's renewal application for the DEA COR in Minnesota is against the public interest and revoking Respondent's DEA COR in Alabama is appropriate. Consequently, I recommend that Dr. Koch's renewal application for DEA COR No. FK1953327 be denied and DEA Registration No. BK1391729 be revoked.

Dated: July 18, 2013.
Gail A. Randall,

Administrative Law Judge.

[FR Doc. 2014-07450 Filed 4-2-14; 8:45 am]

BILLING CODE 4410-09-P

DEPARTMENT OF LABOR

Wage and Hour Division

Presidential Memorandum of March 13, 2014; Updating and Modernizing Overtime Regulations

AGENCY: Wage and Hour Division, Department of Labor.

ACTION: Notice.

On March 13, 2014, President Barack Obama issued a memorandum to the Secretary of Labor, directing him to modernize and streamline the existing overtime regulations for executive, administrative and professional employees. The last change to these overtime regulations was in 2004.

The text of this memorandum reads—
The Fair Labor Standards Act (the "Act"), 29 U.S.C. 201 *et seq.*, provides basic rights and wage protections for American workers, including Federal minimum wage and overtime requirements. Most workers covered under the Act must receive overtime pay of at least 1.5 times their regular pay rate for hours worked in excess of 40 hours per week.

However, regulations regarding exemptions from the Act's overtime requirement, particularly for executive, administrative, and professional employees (often referred to as "white collar" exemptions) have not kept up with our modern economy. Because these regulations are outdated, millions of Americans lack the protections of overtime and even the right to the minimum wage.

Therefore, I hereby direct you to propose revisions to modernize and streamline the existing overtime regulations. In doing so, you shall consider how the regulations could be revised to update existing protections consistent with the intent of the Act; address the changing nature of the workplace; and simplify the regulations to make them easier for both workers and businesses to understand and apply.

This memorandum is not intended to, and does not, create any right or benefit, substantive or procedural, enforceable at law or in equity by any party against the United States, its departments, agencies, or entities, its officers, employees, or agents, or any other person.

Nothing in this memorandum shall be construed to impair or otherwise affect the authority granted by law to a

department or agency, or the head thereof.

You are hereby authorized and directed to publish this memorandum in the **Federal Register**.

FOR FURTHER INFORMATION CONTACT:

Mary Ziegler, Director, Division of Regulations, Legislation, and Interpretation, Wage and Hour, U.S. Department of Labor, Room S-3502, 200 Constitution Avenue NW., Washington, DC 20210; telephone: (202) 693-0406 (this is not a toll-free number). Copies of this notice may be obtained in alternative formats (Large Print, Braille, Audio Tape, or Disc), upon request, by calling (202) 693-0023 (not a toll-free number). TTY/TTD callers may dial toll-free (877) 889-5627 to obtain information or request materials in alternative formats.

Dated: March 21, 2014.

Laura A. Fortman,

Principal Deputy Administrator, Wage and Hour Division.

[FR Doc. 2014-07379 Filed 4-2-14; 8:45 am]

BILLING CODE 4510-27-P

NATIONAL SCIENCE FOUNDATION

Advisory Committee Business and Operations; Notice of Meeting

In accordance with Federal Advisory Committee Act (Pub. L. 92-463, as amended), the National Science Foundation announces the following meeting:

Name: Business and Operations Advisory Committee (9556).

Date/Time: April 30, 2014; 1:00 p.m. to 5:30 p.m. (EST); May 1, 2014; 8:00 a.m. to 12:00 p.m. (EST).

Place: National Science Foundation, 4201 Wilson Boulevard, Stafford I, Room 1235.

Type of Meeting: OPEN.

Contact Person: Joan Miller, National Science Foundation, 4201 Wilson Boulevard, Arlington, VA 22230, (703) 292-8200.

Purpose of Meeting: To provide advice concerning issues related to the oversight, integrity, development and enhancement of NSF's business operations.

Agenda:

Wednesday, April 30, 2014 1:00 p.m.–

5:30 p.m.: Welcome/Introductions; BFA/OIRM/CIO Updates; OMB Publication of Uniform Guidance; Report from Working Group to Consider the Issue of Linking NSF Organizational Goals and Objectives with Employee Performance Plans; Virtual Panels.

Thursday, May 1, 2014 8:00 a.m.–12:00 p.m.: Business Systems Review (BSR)

¹²⁵ [Tr. 229; Resp't Brief, at 4].