

*Matthew Jack Staley*

Mr. Staley is a 43 year-old driver in Colorado. He has a history of epilepsy and has remained seizure free since 1999. He takes anti-seizure medication with the dosage and frequency remaining the same since that time. His physician states that he is supportive of Mr. Staley receiving an exemption.

*Michael A. Sypolt*

Mr. Sypolt is a 53 year-old class A CDL holder in West Virginia. He has a history of a seizure disorder and has remained seizure free since 1980. He takes anti-seizure medication with the dosage and frequency remaining the same for two years. His physician states that he is supportive of Mr. Sypolt receiving an exemption.

*Daisy Tapia*

Ms. Tapia is a 59 year-old class B CDL holder in New York. She has a history of a single provoked seizure in April 2012, followed by a resection of a benign meningioma. She takes anti-seizure medication with the dosage and frequency remaining the same since that time. Her physician states that he is supportive of Ms. Tapia receiving an exemption.

*Peter M. Thompson*

Mr. Thompson is a 23 year-old class A CDL holder in Florida. He has a history of juvenile epilepsy and has remained seizure free since 2003. He does not take anti-seizure medication. His physician states that he is supportive of Mr. Thompson receiving an exemption.

*Paul Richard Trombley*

Mr. Trombley is a 41 year-old class A CDL holder in Michigan. He has a history of a seizure disorder and has remained seizure free since 2014. He takes anti-seizure medication with the dosage and frequency remaining the same since that time. His physician states that he is supportive of Mr. Trombley receiving an exemption.

*Mohammad S. Warrad*

Mr. Warrad is a 55 year-old driver in Iowa. He has a history of a seizure disorder and has remained seizure free since 1996. He takes anti-seizure medication with the dosage and frequency remaining the same since March 2014. His physician states that he is supportive of Mr. Warrad receiving an exemption.

*Richard James Wenner*

Mr. Wenner is a 50 year-old class A CDL holder in Minnesota. He has a history of a seizure disorder and has

remained seizure free since 2006. He takes anti-seizure medication with the dosage and frequency remaining the same that time. His physician states that he is supportive of Mr. Wenner receiving an exemption.

*John Charles Wolfe*

Mr. Wolfe is a 55 year-old class A CDL holder in Pennsylvania. He has a history of epilepsy and has remained seizure free since 2006. He takes anti-seizure medication with the dosage and frequency remaining the same that time. His physician states that he is supportive of Mr. Wolfe receiving an exemption.

*Dennis Raymond Zayic*

Mr. Zayic is a 63 year-old driver in Minnesota. He has a history of a seizure following the resection of a benign meningioma in 1995. He takes anti-seizure medication with the dosage and frequency remaining the same since that time. His physician states that he is supportive of Mr. Zayic receiving an exemption.

**III. Request for Comments**

In accordance with 49 U.S.C. 31136(e) and 31315, FMCSA requests public comment from all interested persons on the exemption petitions described in this notice. We will consider all comments received before the close of business on the closing date indicated in the date section of the notice.

**IV. Submitting Comments**

You may submit your comments and material online or by fax, mail, or hand delivery, but please use only one of these means. FMCSA recommends that you include your name and a mailing address, an email address, or a phone number in the body of your document so that FMCSA can contact you if there are questions regarding your submission.

To submit your comment online, go to <http://www.regulations.gov> and in the search box insert the docket number "FMCSA-2015-0321" and click the search button. When the new screen appears, click on the blue "Comment Now!" button on the right hand side of the page. On the new page, enter information required including the specific section of this document to which each comment applies, and provide a reason for each suggestion or recommendation. If you submit your comments by mail or hand delivery, submit them in an unbound format, no larger than 8½ by 11 inches, suitable for copying and electronic filing. If you submit comments by mail and would like to know that they reached the

facility, please enclose a stamped, self-addressed postcard or envelope. We will consider all comments and materials received during the comment period. FMCSA may issue a final determination any time after the close of the comment period.

**V. Viewing Comments and Documents**

To view comments, as well as any documents mentioned in this preamble, go to <http://www.regulations.gov> and in the search box insert the docket number FMCSA-2015-0321 and click "Search." Next, click "Open Docket Folder" and you will find all documents and comments related to this notice.

Issued on: February 26, 2016.

**Larry W. Minor,**

*Associate Administrator for Policy.*

[FR Doc. 2016-05242 Filed 3-8-16; 8:45 am]

**BILLING CODE 4910-EX-P**

**DEPARTMENT OF TRANSPORTATION****Federal Motor Carrier Safety Administration**

[Docket No. FMCSA-2012-0154; FMCSA-2012-0332; FMCSA-2013-0121; FMCSA-2013-0122; FMCSA-2013-0123; FMCSA-2013-0124; FMCSA-2013-0125]

**Qualification of Drivers; Exemption Applications; Hearing**

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

**ACTION:** Notice of renewal of exemptions; request for comments.

**SUMMARY:** FMCSA announces its decision to renew the exemptions from the hearing requirement in the Federal Motor Carrier Safety Regulations for 36 individuals. FMCSA has statutory authority to exempt individuals from the hearing requirement if the exemptions granted will not compromise safety. The Agency has concluded that granting these exemption renewals will provide a level of safety that is equivalent to or greater than the level of safety maintained without the exemptions for these commercial motor vehicle (CMV) drivers.

**DATES:** This decision is valid January 4, 2016. Comments must be received on or before April 8, 2016.

**ADDRESSES:** You may submit comments bearing the Federal Docket Management System (FDMS) numbers: Docket No. FMCSA-2012-0154; FMCSA-2012-0332; FMCSA-2013-0121; FMCSA-2013-0122; FMCSA-2013-0123; FMCSA-2013-0124; FMCSA-2013-0125, 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 or Courier*: 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.

*Instructions*: Each submission must include the Agency name and the docket number 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 Federal Docket Management System (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

In accordance with 5 U.S.C. 553(c), DOT solicits comments from the public to better inform its rulemaking process. DOT posts these comments, without edit, including any personal information the commenter provides, to [www.regulations.gov](http://www.regulations.gov), as described in the system of records notice (DOT/ALL-14 FDMS), which can be reviewed at [www.dot.gov/privacy](http://www.dot.gov/privacy).

#### FOR FURTHER INFORMATION CONTACT:

Christine A. Hydock, Chief, Medical Programs Division, Medical Programs Division, 202-366-4001, [fmcsamedical@dot.gov](mailto: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 renew an exemption from the hearing requirement in 49 CFR 391.41(b)(11), which applies to drivers of CMVs in interstate commerce, for a two-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.” The procedures for requesting an exemption (including renewals) are set out in 49 CFR part 381.

#### Exemption Decision

This notice addresses 36 individuals who have requested renewal of their exemptions in accordance with FMCSA procedures. FMCSA has evaluated these applications for renewal on their merits and decided to extend each exemption for a renewable two-year period. They are:

Andrew Alcozer (IL)  
 Shayne Bumbalough (WA)  
 Geoffrey M. Canoyer (MN)  
 Barry Carpenter (SD)  
 Kwinton Carpenter (OH)  
 Chase Cook (VA)  
 Nelson Deleon (FL)  
 Keith Drown (ID)  
 Norman Estes (AL)  
 Jerry Ferguson (TX)  
 James Gooch (MO)  
 Sue Gregory (UT)  
 David Hoffman (SD)  
 Harold Johnson (PA)  
 Valerie Johnson (CA)  
 William Larson (NC)  
 Donald Lynch (SC)  
 Bryan Macfarlane (VT)  
 Aminder Malhi (CA)  
 Darren Nordquist (WI)  
 Ray Norris (TX)  
 Leslie O'Rorke (IL)  
 Gilbert Partida (TX)  
 Jacob Paullin (WI)  
 Johnny Pierson (AL)  
 Ryan Pope (CA)  
 James Queen (FL)  
 Gerson Ramirez (TX)  
 Zachary Rietz (TX)  
 Robert Rotondi (KY)  
 Ronald Rutter (CA)  
 James Schubin (CA)  
 Samuel Sherman (MN)  
 Russell Smith (OH)  
 Morris Townsend (NC)  
 James Weir (WA)

The exemption will be rescinded if: (1) The person fails to comply with the terms and conditions of the exemption; (2) the exemption has resulted in a lower level of safety than was maintained before it was granted; or (3) continuation of the exemption would not be consistent with the goals and

objectives of 49 U.S.C. 31136(e) and 31315.

#### Basis for Renewing Exemptions

Under 49 U.S.C. 31315(b)(1), an exemption may be granted for no longer than two years from its approval date and may be renewed upon application for additional two year periods. In accordance with 49 U.S.C. 31136(e) and 31315, each of the 36 applicants has satisfied the entry conditions for obtaining an exemption from the hearing requirement (78 FR 7479; 80 FR 22766; 80 FR 22772; 80 FR 18924; 80 FR 18926). Each of these 36 applicants has requested renewal of the exemption and CDLIS and MCMIS were searched for crash and violation data on the 36 applicants. For non-CDL holders, the Agency reviewed the driving records from the State licensing agency. These factors provide an adequate basis for predicting each driver's ability to continue to drive safely in interstate commerce. Therefore, FMCSA concludes that extending the exemption for each renewal applicant for a period of two years is likely to achieve a level of safety equal to that existing without the exemption.

#### Request for Comments

FMCSA will review comments received at any time concerning a particular driver's safety record and determine if the continuation of the exemption is consistent with the requirements at 49 U.S.C. 31136(e) and 31315. However, FMCSA requests that interested parties with specific data concerning the safety records of these drivers submit comments by April 8, 2016.

FMCSA believes that the requirements for a renewal of an exemption under 49 U.S.C. 31136(e) and 31315 can be satisfied by initially granting the renewal and then requesting and evaluating, if needed, subsequent comments submitted by interested parties. As indicated above, the Agency previously published notices of final disposition announcing its decision to exempt these 36 individuals from the hearing requirement in 49 CFR 391.41(b)(11). The final decision to grant an exemption to each of these individuals was made on the merits of each case and made only after careful consideration of the comments received to its notices of applications. That information is available by consulting the above cited **Federal Register** publications.

Interested parties or organizations possessing information that would otherwise show that any, or all, of these drivers are not currently achieving the

statutory level of safety should immediately notify FMCSA. The Agency will evaluate any adverse evidence submitted and, if safety is being compromised or if continuation of the exemption would not be consistent with the goals and objectives of 49 U.S.C. 31136(e) and 31315, FMCSA will take immediate steps to revoke the exemption of a driver.

### Submitting Comments

You may submit your comments and material online or by fax, mail, or hand delivery, but please use only one of these means. FMCSA recommends that you include your name and a mailing address, an email address, or a phone number in the body of your document so that FMCSA can contact you if there are questions regarding your submission.

To submit your comment online, go to <http://www.regulations.gov> and in the search box insert the docket number FMCSA-2012-0154; FMCSA-2012-0332; FMCSA-2013-0121; FMCSA-2013-0122; FMCSA-2013-0123; FMCSA-2013-0124; FMCSA-2013-0125 and click the search button. When the new screen appears, click on the blue "Comment Now!" button on the right hand side of the page. On the new page, enter information required including the specific section of this document to which each comment applies, and provide a reason for each suggestion or recommendation. If you submit your comments by mail or hand delivery, submit them in an unbound format, no larger than 8½ by 11 inches, suitable for copying and electronic filing. If you submit comments by mail and would like to know that they reached the facility, please enclose a stamped, self-addressed postcard or envelope. We will consider all comments and material received during the comment period.

### Viewing Comments and Documents

To view comments, as well as any documents mentioned in this notice, or to submit your comment online, go to <http://www.regulations.gov> and in the search box insert the docket number FMCSA-2012-0154; FMCSA-2012-0332; FMCSA-2013-0121; FMCSA-2013-0122; FMCSA-2013-0123; FMCSA-2013-0124; FMCSA-2013-0125 and click "Search." Next, click "Open Docket Folder" and you will find all documents and comments related to this document.

Issued on: February 26, 2016.

**Larry W. Minor,**

*Associate Administrator for Policy.*

[FR Doc. 2016-05241 Filed 3-8-16; 8:45 am]

**BILLING CODE 4910-EX-P**

## DEPARTMENT OF TRANSPORTATION

### Federal Motor Carrier Safety Administration

[Docket No. FMCSA-2015-0394]

#### Driver Qualification Files: Application for Exemption; Atlantic and Pacific Freightways, Inc.

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

**ACTION:** Notice of withdrawal of application for exemption.

**SUMMARY:** FMCSA announces that it has accepted the request of Atlantic and Pacific Freightways, Inc. (A&P) to withdraw its application for exemption from the Agency's regulation requiring motor carriers to obtain updated medical certification information when a driver holding a commercial driver's license (CDL) undergoes a new driver medical examination (49 CFR 391.51(b)(7)(ii)). A&P no longer needs the exemption.

**FOR FURTHER INFORMATION CONTACT:** Mr. Robert F. Schultz, Driver and Carrier Operations Division; Office of Carrier, Driver and Vehicle Safety Standards; Telephone: 202-366-4325, Email: [MCPSD@dot.gov](mailto:MCPSD@dot.gov), Federal Motor Carrier Safety Administration, 1200 New Jersey Avenue SE., Washington, DC 20590-0001.

#### SUPPLEMENTARY INFORMATION:

##### Background

Applicant A&P is a Vancouver, Washington motor carrier that employs CDL-drivers to transport goods in interstate commerce. A&P applied for exemption from 49 CFR 391.51(b)(7)(ii) because it was experiencing difficulty obtaining updated medical certification information on its CDL drivers as required by the regulation. On November 27, 2015, FMCSA published a **Federal Register** notice of A&P's application for exemption and asked for public comment (80 FR 74202). No comments were received. On January 28, 2016, A&P asked to withdraw its application for exemption because it is now able to receive all the information required by 49 CFR 391.51(b)(7)(ii). The Agency accordingly accepts A&P's request to withdraw its application and closes the docket of this matter.

Issued on: February 26, 2016.

**Larry W. Minor,**

*Associate Administrator for Policy.*

[FR Doc. 2016-05244 Filed 3-8-16; 8:45 am]

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## DEPARTMENT OF TRANSPORTATION

### Federal Transit Administration

#### Federal Fiscal Year 2016 Annual List of Certifications and Assurances for Federal Transit Administration Grants and Cooperative Agreements

**AGENCY:** Federal Transit Administration, DOT.

**ACTION:** Notice of availability.

**SUMMARY:** This notice announces the availability of the Federal Transportation Administration's (FTA) Fiscal Year (FY) 2016 Annual List of Certifications and Assurances for FTA Grants and Cooperative Agreements, which can be found at FTA's Web site, [www.fta.dot.gov/certs](http://www.fta.dot.gov/certs). This notice provides a condensed list of the pre-award Certifications and Assurances that may apply to an Applicant to FTA for federal assistance and the Award that may be made in FY 2016. This notice also describes both the Applicant and FTA's responsibilities with respect to the Certifications and Assurances and highlights the differences between the FY 2016 Certifications and Assurances and those published for FY 2015. Each Applicant to FTA for federal assistance must submit the Certifications and Assurances that apply to it and any Award for which it seeks federal assistance during FY 2016. An Applicant to FTA typically acts through its authorized representative (You). You, as the Applicant's Authorized Representative, must have the authority to sign the Applicant's Certifications and Assurances and to bind your Applicant's compliance with the Certifications and Assurances you select on its behalf. Your Certifications and Assurances must be affirmed by your Applicant's attorney. This notice provides instructions on how and when you should submit your Applicant's Certifications and Assurances for FY 2016.

**DATES:** These FY 2016 Certifications and Assurances are effective October 1, 2015, the first day of FY 2016.

**FOR FURTHER INFORMATION CONTACT:** The appropriate Regional or Metropolitan Office listed in this notice. For copies of related documents and information, see our Web site at [www.fta.dot.gov/certs](http://www.fta.dot.gov/certs) or contact our Office of Administration at 202-366-4007.