

corrective action plan. 21 CFR 1301.43(d) and 21 U.S.C. 824(c)(2)(C). I, therefore, issue this Decision and Order based on the record submitted by the Government, which constitutes the entire record before me. 21 CFR 1301.46.

### I. Findings of Fact

#### A. Applicant's Application for a DEA Registration

On October 18, 2019,<sup>1</sup> Applicant submitted an application for DEA registration as a practitioner seeking authorization to handle controlled substances in schedules IIN, IIIN, IV, and V. RFAAX 1–2. Applicant's proposed DEA registered address is P.O. Box 939, Angels Camp, California 95222. *Id.* Applicant is the former holder of DEA Certificate of Registration No. BH5379549, which she voluntarily surrendered on September 27, 2011. RFAAX 2, at 1.

#### B. The Status of Applicant's State License

Applicant has been the holder of California Physician's and Surgeon's Certificate No. A 62148 (hereinafter, medical license). RFAAX 3, at 1 (Cease Practice Order). On August 9, 2019, the Medical Board of California placed Applicant's license on a five-year probation subject to certain terms and conditions. *Id.*

On January 7, 2020, the Medical Board of California issued a Cease Practice Order with respect to Applicant's medical license. *Id.* According to the Cease Practice Order, Applicant failed to obey the probationary conditions that were placed on her medical license by the Board on August 9, 2019. *Id.* The Board, therefore, issued the Cease Practice Order prohibiting Applicant from "engaging in the practice of medicine." *Id.* The Cease Practice Order further stated that Applicant "shall not resume the practice of medicine until a final decision has been issued on an accusation and/or petition to revoke probation filed pursuant to this matter." *Id.* at 1–2.

The online records of the California Department of Consumer Affairs, of which I take official notice, state that Applicant's medical license is suspended.<sup>2</sup> <https://search.dca.ca.gov/>

<sup>1</sup> The OSC incorrectly cited October 21, 2019, as the submission date for Applicant's application for a DEA registration. I find this error to be a scrivener's error.

<sup>2</sup> Under the Administrative Procedure Act, an agency "may take official notice of facts at any stage in a proceeding—even in the final decision." United States Department of Justice, Attorney General's Manual on the Administrative Procedure

*results* (last visited September 24, 2020). The records further state that Applicant is prohibited from "ordering, prescribing, dispensing, administering, furnishing, or possessing" any controlled substances. *Id.*; RFAAX 8, at 1 (Medical Board of California, Online Licensing Details for Physician's and Surgeon's Certificate No. A 62148, dated June 24, 2020).

Accordingly, I find that Applicant is currently without authorization to dispense controlled substances in California, the state in which Applicant has applied for registration with DEA.

### II. Discussion

With respect to a practitioner, DEA has long held that the possession of authority to dispense controlled substances under the laws of the state in which a practitioner engages in professional practice is a fundamental condition for obtaining and maintaining a practitioner's registration. *See, e.g., James L. Hooper, M.D.*, 76 FR 71,371 (2011), *pet. for rev. denied*, 481 Fed. Appx. 826 (4th Cir. 2012); *Frederick Marsh Blanton, M.D.*, 43 FR 27,616, 27,617 (1978); *see also* 21 U.S.C. 824(a)(3) (authorizing revocation "upon a finding that the registrant . . . has had his State license . . . suspended [or] revoked . . . by competent State authority and is no longer authorized by State law to engage in the . . . dispensing of controlled substances"). This rule derives from the text of two provisions of the CSA. First, Congress defined the term "practitioner" to mean "a physician . . . or other person licensed, registered, or otherwise permitted, by . . . the jurisdiction in which he practices . . . , to distribute, dispense, . . . [or] administer . . . a controlled substance in the course of professional practice." 21 U.S.C. 802(21). Second, in setting the requirements for obtaining a practitioner's registration, Congress directed that "[t]he Attorney General shall register practitioners . . . if the applicant is authorized to dispense . . . controlled substances under the laws of

Act 80 (1947) (Wm. W. Gaunt & Sons, Inc., Reprint 1979). Pursuant to 5 U.S.C. 556(e), "[w]hen an agency decision rests on official notice of a material fact not appearing in the evidence in the record, a party is entitled, on timely request, to an opportunity to show the contrary." Accordingly, Applicant may dispute my finding by filing a properly supported motion for reconsideration within fifteen calendar days of the date of this Order. Any such motion shall be filed with the Office of the Administrator and a copy shall be served on the Government. In the event Applicant files a motion, the Government shall have fifteen calendar days to file a response. Any such motion and response may be filed and served by email ([dea.addo.attorneys@dea.usdoj.gov](mailto:dea.addo.attorneys@dea.usdoj.gov)).

the State in which he practices." 21 U.S.C. 823(f).

Here, the undisputed evidence in the record is that Applicant currently lacks authority to dispense controlled substances in California, the state in which she seeks registration. Because Applicant lacks authority to dispense controlled substances in California, she is not eligible for DEA registration in California. Accordingly, I will order that Applicant's application for a DEA registration be denied.

### III. Order

Pursuant to 28 CFR 0.100(b) and the authority vested in me by 21 U.S.C. 823(f), I hereby deny the application of Stacey Lynne Schirmer for a DEA Certificate of Registration in California. This Order is effective November 6, 2020.

**Timothy J. Shea,**

*Acting Administrator.*

[FR Doc. 2020–22210 Filed 10–6–20; 8:45 am]

**BILLING CODE 4410–09–P**

## DEPARTMENT OF JUSTICE

### Notice of Task Force on Research on Violence Against American Indian and Alaska Native Women Meeting

**AGENCY:** Office on Violence Against Women, United States Department of Justice.

**ACTION:** Notice of meeting.

**SUMMARY:** The Office on Violence Against Women (OVW), U.S. Department of Justice has scheduled a meeting of the Task Force on Research on Violence Against American Indian and Alaska Native Women (hereinafter "the Task Force").

**DATES:** The meeting will take place on October 22, 2020 from 1:00 p.m. to 5:00 p.m. (Eastern Standard Time).

**ADDRESSES:** This meeting will be a virtual meeting.

**FOR FURTHER INFORMATION CONTACT:** Visit the OVW website at <https://www.justice.gov/ovw/section-904-task-force> or contact Sherriann Moore, Deputy Director of Tribal Affairs, Office on Violence Against Women, United States Department of Justice, at (202) 616–0039 or [ovw.tribalaffairs@usdoj.gov](mailto:ovw.tribalaffairs@usdoj.gov).

**SUPPLEMENTARY INFORMATION:** Notice of this meeting is required under section 10(a)(2) of the Federal Advisory Committee Act. Title IX of the Violence Against Women Act of 2005 (VAWA 2005), as amended, required the Attorney General to establish a Task Force to assist the National Institute of

Justice (NIJ) to develop and implement a program of research on violence against American Indian and Alaska Native women, including domestic violence, dating violence, sexual assault, stalking, sex trafficking, and murder. The program will evaluate the effectiveness of the federal, state, tribal, and local response to violence against Indian women, and will propose recommendations to improve the government response. The Attorney General, acting through the Director of the Office on Violence Against Women, established the Task Force on March 31, 2008 and the charter has been renewed every two years since then.

More information on the Task Force may be found at <https://www.justice.gov/ovw/section-904-task-force> and about the NIJ program of research at: <https://nij.ojp.gov/topics/articles/violence-against-american-indian-and-alaska-native-women-program-research>.

This meeting will include introduction of new Task Force members, an update on NIJ's program of research, and facilitated Task Force discussion. In addition, the Task Force is also welcoming public oral comment at this meeting and has reserved 30 minutes for this. The meeting will take place on October 22, 2020 from 1:00 p.m. to 5:00 p.m. Time will be reserved for public comment from 4:15 p.m. to 4:45 p.m. See the section below for information on reserving time for public comment.

**Access:** The meeting will be available online via a video conferencing platform. Members of the public who wish to participate must register in advance of the meeting online, no later than Monday, October 19, 2020. Details about registration can be found on the OVW website: <https://www.justice.gov/ovw/section-904-task-force>. Should issues arise with online registration, or to register by email, the public should contact Sherriann C. Moore, Deputy Director of Tribal Affairs, Office on Violence Against Women, at (202) 616-0039 or [ovw.tribalaffairs@usdoj.gov](mailto:ovw.tribalaffairs@usdoj.gov).

**Written Comments:** Interested parties are invited to submit written comments by October 20, 2020 to Sherriann C. Moore, Deputy Director of Tribal Affairs, Office on Violence Against Women, at (202) 616-0039 or [ovw.tribalaffairs@usdoj.gov](mailto:ovw.tribalaffairs@usdoj.gov).

**Public Comment:** Persons interested in participating during the public comment period of the meeting are requested to reserve time on the agenda by contacting Sherriann C. Moore, Deputy Director of Tribal Affairs, Office on Violence Against Women, at (202) 616-0039 or [ovw.tribalaffairs@usdoj.gov](mailto:ovw.tribalaffairs@usdoj.gov).

*usdoj.gov*. Requests must include the participant's name, organization represented, if appropriate, and a brief description of the subject of the comments. Each participant will be permitted approximately 3 to 5 minutes to present comments, depending on the number of individuals reserving time on the agenda. Participants are also encouraged to submit written copies of their comments at the meeting. Comments that are submitted to Sherriann C. Moore, Deputy Director of Tribal Affairs, Office on Violence Against Women, at (202) 616-0039 or [ovw.tribalaffairs@usdoj.gov](mailto:ovw.tribalaffairs@usdoj.gov) before October 20, 2020 will be circulated to Task Force members prior to the meeting.

Given the expected number of individuals interested in presenting comments at the meeting, reservations should be made as soon as possible.

**Laura L. Rogers,**

*Principal Deputy Director, Office on Violence Against Women.*

[FR Doc. 2020-22102 Filed 10-6-20; 8:45 am]

**BILLING CODE 4410-FX-P**

## DEPARTMENT OF LABOR

### Employment and Training Administration

#### Agency Information Collection Activities; Comment Request; Workforce Innovation and Opportunity Act Joint Quarterly Narrative Performance Report

**ACTION:** Notice.

**SUMMARY:** The Department of Labor's (DOL) Employment and Training Administration (ETA) is soliciting comments concerning a proposed extension for the authority to conduct the information collection request (ICR) titled, "Workforce Innovation and Opportunity Act Joint Quarterly Narrative Performance Report." This comment request is part of continuing Departmental efforts to reduce paperwork and respondent burden in accordance with the Paperwork Reduction Act of 1995 (PRA).

**DATES:** Consideration will be given to all written comments received by December 7, 2020.

**ADDRESSES:** A copy of this ICR with applicable supporting documentation, including a description of the likely respondents, proposed frequency of response, and estimated total burden, may be obtained free by contacting Maya Kelley by telephone at (202) 693-2805 (this is not a toll-free number),

TTY 1-877-889-5627 (this is not a toll-free number), or by email at [Kelley.Maya@dol.gov](mailto:Kelley.Maya@dol.gov).

Submit written comments about, or requests for a copy of, this ICR by mail or courier to the U.S. Department of Labor, Employment and Training Administration, Division of Strategic Investments, Room C-4526, 200 Constitution Avenue NW, Washington, DC 20210; by email [Kelley.Maya@dol.gov](mailto:Kelley.Maya@dol.gov); or by fax 202-693-3015.

**FOR FURTHER INFORMATION CONTACT:** Contact Maya Kelley by telephone at (202) 693-2805 (this is not a toll-free number) or by email at [Kelley.Maya@dol.gov](mailto:Kelley.Maya@dol.gov).

**SUPPLEMENTARY INFORMATION:** DOL, as part of continuing efforts to reduce paperwork and respondent burden, conducts a pre-clearance consultation program to provide the general public and Federal agencies an opportunity to comment on proposed and/or continuing collections of information before submitting them to the Office of Management and Budget (OMB) for final approval. This program helps to ensure requested data can be provided in the desired format, reporting burden (time and financial resources) is minimized, collection instruments are clearly understood, and the impact of collection requirements can be properly assessed.

The Workforce Innovation and Opportunity Act (WIOA) (29 U.S.C. 3101) authorizes this information collection. This ICR allows ETA's Senior Community Service Employment Program (SCSEP) to perform data validation on data collected and reported to ETA on program activities and outcomes; and provides a streamlined WIOA Joint Quarterly Narrative Performance Report (Joint QNR) for several grant programs. DOL seeks a revision of this ICR to include the following changes: ETA has added Office of Apprenticeship grants to the list of grant programs which use the Joint QNR; minor edits have been made to the Joint QNR for streamlining and clarification purposes; and for the SCSEP Data Validation, a few non-substantive changes were made.

The Joint QNR provides a detailed account of program activities, accomplishments, and progress toward performance outcomes during the quarter. It also provides information on grant challenges and timeline progress, as well as the opportunity to share success stories. The continued use of a standardized narrative report supports WIOA implementation and the goal of systems alignment and consistency of reporting. This template also helps ensure consistent identification of