

Dated: December 24, 2008.

**George T. Skibine,**

*Acting Deputy Assistant Secretary for Policy and Economic Development.*

[FR Doc. E8-31411 Filed 1-5-09; 8:45 am]

**BILLING CODE 4310-02-P**

## DEPARTMENT OF THE INTERIOR

### Bureau of Land Management

[CO-200-1220-MA]

#### Notice of Temporary Closure of Public Lands to Motorized Vehicle Travel

**AGENCY:** Bureau of Land Management; Royal Gorge Field Office.

**ACTION:** Notice of Temporary Closure of Public Lands to Motorized Vehicle Travel on Public Lands.

**SUMMARY:** Notice is hereby given that effective immediately, certain public lands in Fremont County, Colorado, are temporarily closed to all types of motorized travel. The purpose of this closure is to prevent the development of unauthorized user-created trails and damage to soils and vegetation, and to protect sensitive paleontological resources. Approximately 1,600 acres of public lands are affected by this closure. These lands will remain closed while travel management planning is completed in 2009. This closure is made under the authority of 43 CFR 8364.1.

**DATES:** Effective immediately from the date of publication in the **Federal Register** and remaining in effect unless revised, revoked or amended.

**ADDRESSES:** Bureau of Land Management, Royal Gorge Field Office, 3028 East Main Street, Cañon City, Colorado 81212; telephone 719-269-8500.

**FOR FURTHER INFORMATION CONTACT:** Roy L. Masinton, Field Manager, or Leah Quesenberry, Outdoor Recreation Planner, at the above address and phone number.

**SUPPLEMENTARY INFORMATION:** The public lands affected by this closure are identified as follows:

#### Fremont County, Colorado, Sixth Principal Meridian

Located in the Garden Park area, approximately 6 miles north of Canon City, Colorado.

T. 17 S., R. 70 W., Section 19: SW $\frac{1}{4}$ NE $\frac{1}{4}$ , SE $\frac{1}{4}$ NW $\frac{1}{4}$ , NE $\frac{1}{4}$ SW $\frac{1}{4}$ , and SE $\frac{1}{4}$   
Section 20: SW $\frac{1}{4}$ NE $\frac{1}{4}$ , SE $\frac{1}{4}$ NW $\frac{1}{4}$ , and S $\frac{1}{2}$   
Section 23: SE $\frac{1}{4}$ SW $\frac{1}{4}$ , and SW $\frac{1}{4}$ SE $\frac{1}{4}$   
Section 26: NE $\frac{1}{4}$ , SE $\frac{1}{4}$ NW $\frac{1}{4}$ , and NE $\frac{1}{4}$ SE $\frac{1}{4}$   
Section 29: N $\frac{1}{2}$ , SE $\frac{1}{4}$ SW $\frac{1}{4}$ , and W $\frac{1}{2}$ SE $\frac{1}{4}$   
Section 30: NE $\frac{1}{4}$

This closure order does not apply to emergency, law enforcement, and federal or other government vehicles while being used for official or other emergency purposes, or

to any other vehicle use that is expressly authorized or otherwise officially approved by the BLM. Violation of this order is punishable by a fine not to exceed \$1,000, and/or imprisonment not to exceed 12 months as defined under 43 CFR 8360.0-7. Enhanced penalties may also be imposed under the authority of Title 18 U.S.C. § 3571. Notice of this closure order and a detailed map will be posted at the Royal Gorge Field Office.

**Roy L. Masinton,**

*Field Manager.*

[FR Doc. E8-31427 Filed 1-5-09; 8:45 am]

**BILLING CODE 4310-JB-P**

## DEPARTMENT OF THE INTERIOR

### National Park Service

#### Acadia National Park, Bar Harbor, ME; Acadia National Park Advisory Commission; Notice of Meeting

Notice is hereby given in accordance with the Federal Advisory Committee Act (Pub. L. 92-463, 86 Stat. 770, 5 U.S.C. App. 1, Sec. 10), that the Acadia National Park Advisory Commission will hold a meeting on Monday, February 2, 2009.

The Commission was established pursuant to Public Law 99-420, Sec. 103. The purpose of the commission is to consult with the Secretary of the Interior, or his designee, on matters relating to the management and development of the park, including but not limited to the acquisition of lands and interests in lands (including conservation easements on islands) and termination of rights of use and occupancy.

The meeting will convene at Park Headquarters, Bar Harbor, Maine, at 1 p.m., to consider the following agenda:

1. Review and approval of minutes from the meeting held September 15, 2008.

2. Committee reports:

—Land Conservation  
—Park Use  
—Science and Education  
—Historic

3. Old business.

4. Superintendents report.

5. Public comments.

6. Proposed agenda for next Commission meeting, June 2009.

The meeting is open to the public. Interested persons may make oral/written presentations to the Commission or file written statements. Such requests should be made to the Superintendent at least seven days prior to the meeting.

Further information concerning this meeting may be obtained from the Superintendent, Acadia National Park, P.O. Box 177, Bar Harbor, Maine 04609, tel: (207) 288-3338.

Dated: December 12, 2008.

**Len Bobinchock,**

*Acting Superintendent.*

[FR Doc. E8-31156 Filed 1-5-09; 8:45 am]

**BILLING CODE 4310-2N-M**

## DEPARTMENT OF THE INTERIOR

### National Park Service

#### Golden Gate National Recreation Area; Notice of Public Open Houses for Calendar Year 2009

Notice is hereby given that public Open Houses of the Golden Gate National Recreation Area (GGNRA) will be scheduled in calendar year 2009 to distribute information and provide public involvement on issues related to management of the GGNRA. These Open Houses are scheduled for the following dates in San Francisco and at locations yet to be determined in San Mateo County and Mann County, California:

Tuesday, February 17, 4 p.m.—Marin County, CA location (TBA).

Tuesday, May 19, 4 p.m.—Park Headquarters, Fort Mason, San Francisco, CA.

Tuesday, September 15, 4 p.m.—Pacifica, CA location (TBA).

Tuesday, November 17, 4 p.m.—Park Headquarters, Fort Mason, San Francisco, CA.

All Open Houses will start at 4 p.m. Information confirming the time and location of all public meetings or cancellations of any meetings can be received by calling the Office of Public Affairs at (415) 561-4733. Public Open House agendas and all documents for public scoping and public comment on issues listed below can be found on the park Web site at <http://www.nps.gov/goga>.

Anticipated possible agenda items at meetings during calendar year 2009 include:

- Marin Headlands—Fort Baker Transportation Management Plan.
- General Management Plan—Golden Gate National Recreation Area.
- Extension of San Francisco Municipal Railway's Historic "F" Streetcar Line.
- Dog Management Plan for GGNRA.
- Dias Ridge Trail Rehabilitation and Trail Improvement Project.
- Southern Marin Equestrian Plan Update.
- Doyle Drive—South Access to the Golden Gate Bridge.
- The San Francisco Bay Trail at Fort Mason.
- The Upper Fort Mason entry at Bay & Franklin Streets.

- Long Range Transportation Plan.
- Headlands Institute Improvements and Expansion Plan.
- USCG Lighthouses Transfer Update.
- Trails Forever—Update on Projects.
- Headlands Institute Campus Improvement and Expansion Plan.
- Activities and membership information of the Golden Gate National Parks Conservancy.
- Update on Park Partner Projects in the Marin Headlands.
- Update on Restroom Construction at Fort Funston.
- Ocean Beach: Erosion Control and Vision Planning.
- Update on Institute at Golden Gate.
- Accessibility projects and goals at GGNRA.
- Update on GGNRA's San Mateo Lands.

Specific final agendas for these meetings will be made available to the public at least 15 days prior to each meeting and can be received by contacting the Office of Public Affairs, Golden Gate National Recreation Area, Building 201, Fort Mason, San Francisco, California 94123 or by calling (415) 561-4733. They are also noticed on the Golden Gate National Recreation Area Web site <http://www.nps.gov/goga> under the section "Public Meetings".

All Open Houses are open to the public. Sign language interpreters are available by request at least one week prior to a meeting. The TDD phone number for these requests is (415) 556 2766. For copies of the agendas contact the Office of Public Affairs, Golden Gate National Recreation Area, Building 201, Fort Mason, San Francisco, California 94123, or call (415) 561-4733.

Dated: December 8, 2008.

**Brian O'Neill,**

*General Superintendent, Golden Gate National Recreation Area.*

[FR Doc. E8-31157 Filed 1-5-09; 8:45 am]

BILLING CODE 4310-70-M

## DEPARTMENT OF JUSTICE

### Drug Enforcement Administration

#### Wonderyears, Inc.; Denial of Application

On December 17, 2007, the Deputy Assistant Administrator, Office of Diversion Control, Drug Enforcement Administration, issued an Order to Show Cause to Wonderyears, Inc. (Respondent), of Deerfield Beach, Florida. The Show Cause Order proposed the denial of Respondent's pending application for a DEA Certificate of Registration as a retail pharmacy on the ground that its

registration "would be inconsistent with the public interest." Show Cause Order at 1.

The Show Cause Order specifically alleged that on January 10, 2007, Daniel L. Dailey, Respondent's President and Chief Executive Officer, had applied for a DEA pharmacy registration to dispense controlled substances in schedules II through V. *Id.* The Show Cause Order alleged, *inter alia*, that Dailey had previously been the President and CEO of Powermedica, an entity which had held a DEA registration as a retail pharmacy, and that on several occasions, Special Agents of the Food and Drug Administration had obtained from Powermedica, anabolic steroids, which are schedule III controlled substances, without having any contact with a physician, in violation of federal and state laws. *Id.* at 2 (citing 21 U.S.C. 841; 21 CFR 1306.04, Fla. Stat. Ann. § 465.015(2)(c)).

On December 26, 2007, the Show Cause Order, which also notified Respondent of its rights under 21 CFR 1301.43, was served on it by certified mail to the address of its proposed registered location. Since that date, neither Respondent, nor anyone purporting to represent it, has requested a hearing. Because more than thirty days have elapsed since Respondent was served with the Show Cause Order, and Respondent has not requested a hearing, I conclude that Respondent has waived its right to a hearing. 21 CFR 1301.43(d). I therefore enter this Decision and Final Order based on relevant material contained in the investigative file and make the following findings.

#### Findings

Respondent is a Florida Corporation whose President is Daniel L. Dailey. On January 10, 2007, Respondent submitted an application for a DEA Certificate of Registration as a retail pharmacy and sought authority to handle controlled substances in schedules II through V, at the proposed location of 270 SW 12th Ave., Deerfield Beach, Florida. Respondent's application was prepared by Daniel L. Dailey.

On March 16, 2007, DEA Diversion Investigators (DIs) went to Respondent's principal place of business (which was an address different than that listed on its application) to conduct a pre-registration investigation and met with Dailey. Dailey, who was the only corporate officer of the entity, provided the DIs with a copy of Respondent's Articles of Incorporation and told the DIs that it would compound veterinary medications for swines and equines. Respondent, however, held only a

community pharmacy license from the State of Florida and Dailey told the investigator that he had not even applied to the State for a compounding pharmacy license. Dailey further maintained that he would not compound steroids, but rather, only non-controlled medications such as creams and gels.

A week later, Dailey telephoned one of the DIs and told her that he now needed a DEA registration because he was seeking a contract with two AIDS clinics. He also stated that he planned to sell controlled substances to physicians.

Dailey further told the DI that he had first become involved in the pharmaceutical business in November 2000, when he invested Powermedica, Inc. According to the records of the State of Florida, as well as a letter he submitted to the DI, Dailey "was the President and CEO of a company Powermedica, Inc.[,] which was the subject of [an] FDA investigation in 2005." In the letter, Dailey further stated that Powermedica had "not been charged or fined by the Federal Authorities."

According to the investigative file, on June 20, 2005, the Florida Department of Health ordered the emergency suspension of the pharmacy permit held by Powermedica, Inc. See Order of Emergency Suspension of Permit, *In re: The Emergency Suspension of the Permit of PowerMedica, Inc.*, 1 (Fla. Dep't Health, 2005). The order found that "at all times material to [the] cases, Daniel L. Dailey was chief executive of Powermedica." *Id.* at 2. The order further found that on August 13, 2004, an FDA Special Agent (S/A) had visited Powermedica's Website and made an undercover purchase of stanozol (4 mg.), an anabolic steroid and schedule III controlled substance, by "complet[ing] a brief medical questionnaire," and entering some personal information including a "mailing address and credit card authorization." *Id.* at 3. On August 18, 2004, the FDA S/A received the stanozol. *Id.* at 4. The accompanying prescription listed the prescribing physician as Dr. Abi Almarashi. *Id.* Almarashi, whose office was located in Flushing, New York, had "never performed a physical examination of" the S/A and had never discussed with her "treatment options and the risks and benefits of treatment." *Id.*<sup>1</sup>

The same day, another FDA S/A visited the Powermedica Web site and made an undercover purchase of

<sup>1</sup> According to the investigative file, Powermedica's Web site advertised that the company offered for sale various anabolic steroids.