



U.S. Department of Justice
Civil Division, Appellate Staff
950 Pennsylvania Ave., N.W., Rm. 7266
Washington, D.C. 20530-0001

Tel: (202) 514-5432

October 11, 2019

By CM/ECF

Mark Langer
Clerk of Court
U.S. Court of Appeals for the D.C. Circuit
E. Barrett Prettyman U.S. Courthouse
333 Constitution Ave., NW
Washington, DC 20001

Re: *In re Scottsdale Research Institute, LLC*, No. 19-1120

Pursuant to Federal Rule of Appellate Procedure 28(j), we write to inform the Court of a correction to the Notice of Application, 84 Fed. Reg. 44920 (Aug. 27, 2019), that was discussed in our response brief on pages 4-5.

In the Notice of Application, the U.S. Drug Enforcement Administration (DEA) identified 33 applications it had received that sought permission to manufacture, in bulk, marijuana (drug code 7360), marijuana extract (drug code 7350), and tetrahydrocannabinols (drug code 7370). 84 Fed. Reg. at 44922-23. On October 11, 2019, DEA published a correction to the Notice, explaining that “certain drug codes for some of the applicants were inadvertently omitted by DEA or not listed because applicants had inadvertently omitted them from their applications.” 84 Fed. Reg. 54926 (Oct. 11, 2019). The correction added drug codes for ten applicants, including petitioner Scottsdale Research Institute. *Id.* (correcting Scottsdale’s application to include marijuana (drug code 7360) and tetrahydrocannabinols (drug code 7370)). The correction did not change the Notice’s deadline for receiving comments on or before October 28, 2019.

Sincerely,

/s/ Daniel Aguilar

DANIEL AGUILAR

U.S. Department of Justice

Appellate Staff, Civil Division

CERTIFICATE OF SERVICE

I certify that on October 11, 2019, I electronically filed the foregoing with the Clerk of the Court by using the appellate CM/ECF system. I certify that the participants in the case are registered CM/ECF users and that service will be accomplished by the appellate CM/ECF system.

/s/ Daniel Aguilar
DANIEL AGUILAR

CERTIFICATE OF COMPLIANCE

I certify that this letter complies with the word limits of Federal Rule of Appellate Procedure 28(j) because it contains 172 words according to the count of Microsoft Word 2016.

/s/ Daniel Aguilar
DANIEL AGUILAR

DEPARTMENT OF JUSTICE

Drug Enforcement Administration

[Docket No. DEA-392]

Bulk Manufacturer of Controlled Substances Applications: Bulk Manufacturers of Marihuana; Correction

ACTION: Notice of applications; correction.

SUMMARY: The Drug Enforcement Administration (DEA) published a document in the **Federal Register** on August 27, 2019, concerning a notice of applications. As that document correctly indicated, each of the applicants noticed applied to be registered with DEA to grow marihuana as a bulk manufacturer. However, certain drug codes for some of the applicants were inadvertently omitted by DEA or not listed because applicants

had inadvertently omitted them from their applications.

SUPPLEMENTARY INFORMATION:

Correction

In the **Federal Register** of August 27, 2019, in FR Doc. 2019-18456 (84 FR 44920), on pages 44922 and 44923, correct the table to add the following basic classes of controlled substance for the following applicants:

Applicant	Controlled substance	Drug code	Sch.
Abatin Cultivation Center	Marihuana extract	7350	I
Biopharmaceutical Research Company, LLC	Marihuana, Tetrahydrocannabinols	7360, 7370	I
Columbia Care NY, LLC	Marihuana, Tetrahydrocannabinols	7360, 7370	I
Fraunhofer USA	Marihuana, Tetrahydrocannabinols	7360, 7370	I
Gary Gray DBA Complex Pharmacist Owner	Marihuana extract	7350	I
Hawaii Agriculture Research Center	Marihuana, Tetrahydrocannabinols	7360, 7370	I
MMJ Biopharma Cultivation	Marihuana extract	7350	I
Scottsdale Research Institute	Marihuana, Tetrahydrocannabinols	7360, 7370	I
Ultra Rich CBD	Marihuana	7360	I
University of Massachusetts	Marihuana, Tetrahydrocannabinols	7360, 7370	I

Dated: October 7, 2019.

William T. McDermott,

Acting Assistant Administrator.

[FR Doc. 2019-22312 Filed 10-8-19; 4:15 pm]

BILLING CODE 4410-09-P

DEPARTMENT OF JUSTICE

Notice of Lodging of Proposed Consent Decree Under the Clean Air Act

On September 30, 2019, the Department of Justice lodged a proposed consent decree with the United States District Court for the Eastern District of Virginia in the lawsuit entitled *United States and the Commonwealth of Virginia v. KmX Chemical Corporation*, Civil Action No. 2:19-cv-00517-AWA-DEMVAED.

The Complaint filed by the United States and the Commonwealth alleges claims under the Clean Air Act and seeks injunctive relief and civil penalties for violations of the leak detection and repair regulations that govern at the KmX Chemical Corporation's chemical reclamation facility in New Church, Virginia. The consent decree requires the defendant to perform injunctive relief and pay a \$60,000 civil penalty.

The publication of this notice opens a period for public comment on the consent decree. Comments should be addressed to the Assistant Attorney General, Environment and Natural Resources Division, and should refer to *United States and the Commonwealth of Virginia v. KmX Chemical Corporation*,

D.J. Ref. No. 90-5-2-1-11442. All comments must be submitted no later than thirty (30) days after the publication date of this notice. Comments may be submitted either by email or by mail:

To submit comments:	Send them to:
By e-mail	<i>pubcomment-ees.enrd@usdoj.gov.</i>
By mail	Assistant Attorney General, U.S. DOJ—ENRD, P.O. Box 7611, Washington, DC 20044-7611.

During the public comment period, the consent decree may be examined and downloaded at this Justice Department website: <https://www.justice.gov/enrd/consent-decrees>. We will provide a paper copy of the consent decree upon written request and payment of reproduction costs. Please mail your request and payment to: Consent Decree Library, U.S. DOJ—ENRD, P.O. Box 7611, Washington, DC 20044-7611.

Please enclose a check or money order for \$15.75 payable to the United States Treasury.

Robert Brook,

Assistant Section Chief, Environmental Enforcement Section, Environment and Natural Resources Division.

[FR Doc. 2019-22280 Filed 10-10-19; 8:45 am]

BILLING CODE 4410-15-P

DEPARTMENT OF LABOR

Office of the Secretary

Privacy Act of 1974; Publication of New Notice of System of Records

AGENCY: Office of the Secretary, Department of Labor.

ACTION: Notice; publication of New System of Records.

SUMMARY: This notice provides publication of a new Department of Labor System of Records.

DATES: Written comments must be submitted to the office listed in the **ADDRESSES** section below on or before November 12, 2019.

ADDRESSES: You may submit comments to Steven Pierce, Records Officer, Wage and Hour Division, Department of Labor, 200 Constitution Avenue NW, Room S-3510, Washington, DC 20210 or at pierce.steven@dol.gov. **Instructions:** Please submit one copy of your comments by the date listed in the **DATES** section by only one method. Because we continue to experience delays in receiving mail in the Washington, DC area, commenters are strongly encouraged to transmit their comments electronically or by mail early. Comments, including any personal information provided, become a matter of public record.

FOR FURTHER INFORMATION CONTACT: Steven Pierce, Records Officer, Wage and Hour Division, Department of Labor, 200 Constitution Avenue NW, Room S-3510, Washington, DC 20210. Telephone (202) 693-1217, or by email