3229 (these are not toll free numbers). E-mail: *tstengle@doleta.gov*.

SUPPLEMENTARY INFORMATION:

I. *Background:* The ETA 5159 report contains information on claims activities including the number of initial claims, first payments, weeks claimed, weeks compensated, benefit payments and final payments. These data are used in budgetary and administrative planning, program evaluation, actuarial and program research, and reports to Congress and the public.

II. *Review Focus:* The Department of Labor is particularly interested in comments which:

- Evaluate whether the proposed collection of information is necessary for the proper performance of the functions of the agency, including whether the information will have practical utility;
- Evaluate the accuracy of the agency's estimate of the burden of the proposed collection of information, including the validity of the methodology and assumptions used;
- Enhance the quality, utility, and clarity of the information to be collected; and
- Minimize the burden of the collection of information on those who are to respond, including the use of appropriate automated, electronic, mechanical, or other technological collection techniques or other forms of information technology, *e.g.*, permitting electronic submissions of responses.

III. *Current Actions:* This is a request for OMB approval under the Paperwork Reduction Act of 1995 (44 U.S.C. 3506(c) (2) (A)) for continuing an existing collection of information previously approved and assigned OMB Control No. 1205–0010.

Type of Review: Extension.

Agency: Employment and Training Administration.

Title: Claims and Payment Activities.

OMB Number: 1205–0010.

Agency Number: ETA 5159.

Affected Public: State Government.

Cite/Reference/Form/etc: ETA 5159.

Total Respondents: 53.

Frequency: Monthly.

Total Responses: 720.

Average Time per Response: 2.6 hours.

Estimated Total Burden Hours: 1359 hours per year.

Total Burden Cost (capital/startup): $0.

Total Burden Cost (operating/maintaining): $0.

Comments submitted in response to this comment request will be summarized and/or included in the request for Office of Management and Budget approval of the information collection request; they will also become a matter of public record.

Dated: December 19, 2002.

Cheryl Atkinson,

Administrator, Office of Workforce Security.

[FR Doc. 02–32585 Filed 12–24–02; 8:45 am]

BILLING CODE 4510–30–P

DEPARTMENT OF LABOR

Employment and Training Administration

[NAFTA–7646]

Nestle Purina, St. Joseph, Missouri; Notice of Termination of Investigation

Pursuant to Title V of the North American Free Trade Agreement Implementation Act (Pub. L. 103–182) concerning transitional adjustment assistance, hereinafter called NAFTA–TAA and in accordance with Section 250(a), Subchapter D, Chapter 2, Title II, of the Trade Act of 1974, as amended (19 U.S.C. 2273), an investigation was initiated on October 31, 2002, in response to a petition filed by the Retail, Wholesale and Department Store Union (RWDSU) on behalf of workers at Nestle Purina, St. Joseph, Missouri.

The petitioner has requested that the petition be withdrawn. Consequently, further investigation in this case would serve no purpose, and the investigation has been terminated.

Signed in Washington, DC, this 3rd day of December 2002.

Elliott S. Kushner,

Certifying Officer, Division of Trade Adjustment Assistance.

[FR Doc. 02–32595 Filed 12–24–02; 8:45 am]

BILLING CODE 4510–30–P

DEPARTMENT OF LABOR

Employment and Training Administration

[NAFTA–6387, NAFTA–6387A, and NAFTA–6387B]

Pfaltzgraff Company, Also Known as Susquehanna Pfaltzgraff, York, PA, Thomasville, PA, and Dover, PA; Amended Certification Regarding Eligibility To Apply for NAFTA-Transitional Adjustment Assistance

In accordance with section 250(a), subchapter D, chapter 2, Title II, of the Trade Act of 1974, as amended (19 U.S.C. 2273), the Department of Labor issued a Certification of Eligibility to Apply for NAFTA-Transitional Adjustment Assistance on September 10, 2002, applicable to workers of Pfaltzgraff Company, also known as Susquehanna Pfaltzgraff, located in York, Pennsylvania. The notice was published in the **Federal Register** on September 27, 2002 (67 FR 61162).

At the request of a company official, the Department reviewed the certification for workers of the subject firm. The workers produce dinnerware. The company official reports that worker separations have occurred at the company's dinnerware production plants in Thomasville and Dover, Pennsylvania.

The intent of the Department's certification is to include all workers of the subject firm that been impacted by the increase in company imports from Mexico. Since corporate-wide sales have declined and company imports have increased, the Department is amending the certification to include workers at the plants in Thomasville and Dover, Pennsylvania.

The amended notice applicable to NAFTA–6387 is hereby issued as follows:

''All workers of Pfaltzgraff Company, also known as Susquehanna Pfaltzgraff, York, Pennsylvania (NAFTA–6387), Thomasville, Pennsylvania (NAFTA–6387A), and Dover, Pennsylvania (NAFTA–6387B), who became totally or partially separated from employment on or after July 15, 2001, through September 10, 2004, are eligible to apply for NAFTA–TAA under Section 250 of the Trade Act of 1974.''

Signed in Washington, DC, this 3rd day of December, 2002.

Linda G. Poole,

Certifying Officer, Division of Trade Adjustment Assistance.

[FR Doc. 02–32594 Filed 12–24–02; 8:45 am]

BILLING CODE 4510–30–P

DEPARTMENT OF LABOR

Mine Safety and Health Administration

Petitions for Modification

The following parties have filed petitions to modify the application of existing safety standards under section 101(c) of the Federal Mine Safety and Health Act of 1977.

1. Mallie Coal Company, Inc.

[Docket No. M–2002–102–C]

Mallie Coal Company, 8442 Hwy. 6, Corbin, Kentucky 40701 has filed a petition to modify the application of 30 CFR 75.380(f)(4)(i) (Escapeways; bituminous and lignite mines) to its Mine No. 6 (MSHA I.D. No. 15–18440) located in Knox County, Kentucky. The petitioner proposes to use one ten pound or two five pound portable

chemical fire extinguishers on each Mescher Jeep used for traveling in the primary escapeway at the Mine No. 6. The petitioner states that the equipment operator will inspect each fire extinguisher on a daily basis prior to entering the primary escapeway, that records of examinations will be maintained and defective fire extinguishers will be replaced prior to entering the mine. The petitioner asserts that the proposed alternative method would provide a greater measure of protection than the existing standard.

2. Mallie Coal Company, Inc.

[Docket No. M–2002–103–C]

Mallie Coal Company, Inc., 8442 Hwy. 6, Corbin, Kentucky 40701 has filed a petition to modify the application of 30 CFR 75.342 (Methane monitors) to its Mine No. 6 (MSHA I.D. No. 15–18440) located in Knox County, Kentucky. The petitioner proposes to use hand-held continuous-duty methane and oxygen detectors in lieu of machine mounted methane monitors on three-wheel tractors with drag bottom buckets. The petitioner asserts that the operator will be qualified in the proper use of said detector and that application of the existing standard would reduce the safety of the miners.

3. Mettiki Coal, LLC

[Docket No. M–2002–104–C]

Mettiki Coal, LLC, 1001 Pennsylvania Avenue, NW, Washington, DC 20004–2595 has filed a petition to modify the application of 30 CFR 77.214(a) (Refuse piles; general) to its Mettiki's General Mine (MSHA I.D. No. 18–00671) located in Garrett County, Maryland. The petitioner requests a modification of the existing standard to permit the extension of its Mettiki General's refuse pile over four sealed openings to the abandoned Mettiki Gobbler's Knob Mine. The petitioner has listed specific terms and conditions in this petition that would be followed to comply with the proposed alternative method. The petitioner asserts that the proposed alternative method would provide at least the same measure of protection as the existing standard.

4. Mears Enterprises, Inc.

[Docket No. M–2002–105–C]

Mears Enterprises, Inc., PO Box 157, 410 Franklin Street, Clymer, PA 15728 has filed a petition to modify the application of 30 CFR 75.1100–2(e)(2) (Quantity and location of firefighting equipment) to its Dora No. 8 Mine (MSHA I.D. No. 36–08704) located in Jefferson County, Pennsylvania. The petitioner requests a modification of the existing standard to permit an alternate method of compliance for the use of firefighting equipment required at temporary electrical installations at the Dora No. 8 Mine. The petitioner proposes to use two fire extinguishers at all temporary electrical installations instead of using one portable fire extinguisher and 240 pounds of rock dust. The petitioner asserts that the proposed alternative method would provide at least the same measure of protection as the existing standard with no diminution of safety to the miners.

5. Highland Mining Company

[Docket No. M–2002–106–C]

Highland Mining Company, 1970 Barrett Court, PO Box 1990, Henderson, Kentucky 42419 has filed a petition to modify the application of 30 CFR 75.1101–1(b) (Deluge-type water spray systems) to its Highland 9 Mine (MSHA I.D. No. 15–02709) located in Union County, Kentucky. The petitioner proposes to have a trained person conduct a weekly examination and functional test of the deluge type fire suppression systems installed at conveyor belt drives in lieu of using dust covers for nozzles of water deluge fire suppression system. The petitioner states that the trained person would conduct a visual examination at each water deluge type fire suppression system, and conduct a function test of the water deluge type fire suppression systems by actuating the system and observing its performance. The petitioner further states that the results of the examinations and functional tests would be recorded in a book that would be maintained on the surface. The book would be made available to the authorized representative of the Secretary and retained for one year. The petitioner also proposes to correct any malfunction or clogged nozzle detected as a result of the weekly examination or functional test immediately, and post the procedure used to perform the functional test at or near each belt drive which utilizes a water deluge fire suppression system. The petitioner asserts that the proposed alternative method would provide at least the same measure of protection as the existing standard.

6. Highland Mining Company

[Docket No. M–2002–107–C]

Highland Mining Company, 1970 Barrett Court, PO Box 1990, Henderson, Kentucky 42419–1990 has filed a petition to modify the application of 30 CFR 75.1101–1(b) (Deluge-type water spray systems) to its Highland 11 Mine (MSHA I.D. No. 15–18480) located in Union County, Kentucky. The petitioner proposes to have a trained person conduct a weekly examination and functional test of the deluge type fire suppression systems installed at conveyor belt drives in lieu of using dust covers for nozzles of water deluge fire suppression systems. The petitioner states the trained person would conduct a visual examination at each water deluge type fire suppression system, and conduct a function test of the water deluge type fire suppression systems by actuating the system and observing its performance. The petitioner further states that the results of the examinations and functional tests would be recorded in a book that would be maintained on the surface. The book would be made available to the authorized representative of the Secretary and retained for one year. The petitioner also proposes to correct any malfunction or clogged nozzle detected as a result of the weekly examination or functional test immediately, and post the procedure used to perform the functional test at or near each belt drive which utilizes a water deluge fire suppression system. The petitioner asserts that the proposed alternative method would provide at least the same measure of protection as the existing standard.

7. A, B & J Coal Company, Inc.

[Docket No. M–2002–108–C]

A, B & J Coal Company, Inc., PO Box 35, Vansant, Virginia 24656 has filed a petition to modify the application of 30 CFR 75.503 (Permissible electric face equipment; maintenance) and 30 CFR 18.41(f) (Plug and receptacle-type connectors), respectively, to its Mine #3C (MSHA I.D. No. 15–18313) located in Pike County, Kentucky. The petitioner proposes to use a permanently installed spring-loaded locking device on battery plug connectors on mobile battery-powered equipment. The spring-loaded locking device would prevent unintentional loosening of the battery plugs from battery receptacles and eliminate the hazards associated with difficult removal of padlocks during emergency situations. The petitioner asserts that the proposed alternative method would provide at least the same measure of protection as the existing standard.

8. Coastal Coal-West Virginia, LLC

[Docket No. M–2002–109–C]

Coastal Coal-West Virginia, LLC, 61 Missouri Run Road, Cowen, West Virginia 26206 has filed a petition to modify the application of 30 CFR

75.1002 (Installation of electric equipment and conductors; permissibility) to its Mine No. 10A (MSHA I.D. No. 46–08852) located in Webster County, West Virginia. The petitioner proposes to use continuous mining machines with nominal voltage of the power circuits not to exceed 2,400 volts at the Mine No. 10A. The petitioner asserts that the proposed alternative method would provide at least the same measure of protection as the existing standard.

9. Coastal Coal-West Virginia, LLC

[Docket No. M–2002–110–C]

Coastal Coal-West Virginia, LLC, 61 Missouri Run Road, Cowen, West Virginia 26206 has filed a petition to modify the application of 30 CFR 75.1002 (Installation of electric equipment and conductors; permissibility) to its Upper Mercer Mine (MSHA I.D. No. 46–08875) located in Webster County, West Virginia. The petitioner proposes to use continuous mining machines with nominal voltage of the power circuits not to exceed 2,400 volts at the Upper Mercer Mine. The petitioner asserts that the proposed alternative method would provide at least the same measure of protection as the existing standard.

10. Black Energy Coal, Inc.

[Docket No. M–2002–111–C]

Black Energy Coal, Inc., PO Box 159, Dana, Kentucky 41615 has filed a petition to modify the application of 30 CFR 75.503 (Permissible electric face equipment; maintenance) and 30 CFR 18.41(f) (Plug and receptacle-type connectors) to its Mine #2 (MSHA I.D. No. 15–18369) located in Pike County, Kentucky. For mobile battery-powered machines, the petitioner proposes to use permanently installed spring-loaded locking devices on the battery plug connectors to prevent unintentional loosening of battery plugs from battery receptacles and to eliminate the potential hazards associated with difficult removal of padlocks during emergency situations. The petitioner asserts that using padlocks instead of spring-loaded locking devices would not result in a diminution of safety to the miners. The petitioner further asserts that the proposed alternative method would provide at least the same measure of protection as the existing standard.

11. Black Energy Coal, Inc.

[Docket No. M–2002–112–C]

Black Energy Coal, Inc., PO Box 159, Dana, Kentucky 41615 has filed a petition to modify the application of 30 CFR 75.503 (Permissible electric face equipment; maintenance) and 30 CFR 18.41(f) (Plug and receptacle-type connectors) to its Mine #3 (MSHA I.D. No. 15–16856) located in Pike County, Kentucky. For mobile battery-powered machines, the petitioner proposes to use permanently installed spring-loaded locking devices on the battery plug connectors to prevent unintentional loosening of battery plugs from battery receptacles and to eliminate the potential hazards associated with difficult removal of padlocks during emergency situations. The petitioner asserts that using padlocks instead of spring-loaded locking devices would not result in a diminution of safety to the miners. The petitioner further asserts that the proposed alternative method would provide at least the same measure of protection as the existing standard.

Request for Comments

Persons interested in these petitions are encouraged to submit comments via e-mail to *comments@msha.gov,* or on a computer disk along with an original hard copy to the Office of Standards, Regulations, and Variances, Mine Safety and Health Administration, 1100 Wilson Boulevard, Room 2352, Arlington, Virginia 22209. All comments must be postmarked or received in that office on or before January 27, 2003. Copies of these petitions are available for inspection at that address.

Dated at Arlington, Virginia this 17th day of December 2002.

Marvin W. Nichols, Jr.,

Director, Office of Standards, Regulations, and Variances.

[FR Doc. 02–32456 Filed 12–24–02; 8:45 am]

BILLING CODE 4510–43–P

DEPARTMENT OF LABOR

Occupational Safety and Health Administration

[Docket No. NRTL2–98]

NSF International; Application for Expansion of Recognition

AGENCY: Occupational Safety and Health Administration (OSHA), Labor.

ACTION: Notice.

SUMMARY: This notice announces the application of NSF International for expansion of its recognition as a Nationally Recognized Testing Laboratory under 29 CFR 1910.7, and presents the Agency's preliminary finding. This preliminary finding does not constitute an interim or temporary approval of the application.

DATES: You may submit comments in response to this notice, or any request for extension of the time to comment, by (1) Regular mail, (2) express or overnight delivery service, (3) hand delivery, (4) messenger service, or (5) FAX transmission (facsimile). Because of security-related problems there may be a significant delay in the receipt of comments by regular mail. Comments (or any request for extension of the time to comment) must be submitted by the following dates:

Regular mail and express delivery service: Your comments must be postmarked by January 10, 2003.

Hand delivery and messenger service: Your comments must be received in the OSHA Docket Office by January 10, 2003. OSHA Docket Office and Department of Labor hours of operation are 8:15 a.m. to 4:45 p.m.

Facsimile and electronic transmission: Your comments must be sent by January 15, 2003.

ADDRESSES: *Regular mail, express delivery, hand-delivery, and messenger service:* You must submit three copies of your comments and attachments to the OSHA Docket Office, Docket NRTL2–98, Room N–2625, U.S. Department of Labor, Occupational Safety and Health Administration, 200 Constitution Avenue, NW., Washington, DC 20210. Please contact the OSHA Docket Office at (202) 693–2350 for information about security procedures concerning the delivery of materials by express delivery, hand delivery and messenger service.

Facsimile: If your comments, including any attachments, are 10 pages or fewer, you may fax them to the OSHA Docket Office at (202) 693–1648. You must include the docket number of this notice, Docket NRTL2–98, in your comments.

Internet access to comments and submissions: OSHA will place comments and submissions in response to this notice on the OSHA Web page *www.osha.gov.* Accordingly, OSHA cautions you about submitting information of a personal nature (*e.g.*, social security number, date of birth). There may be a lag time between when comments and submissions are received and when they are placed on the Web page. Please contact the OSHA Docket Office at (202)693–2350 for information about materials not available through the OSHA Web page and for assistance in using the Web page to locate docket submissions. Comments and submissions will also be available for