

of \$725,126.00 toward future response costs.

The Department of Justice will receive for a period of thirty (30) days from the date of this publication comments relating to the Consent Decree. Comments should be addressed to the Assistant Attorney General, Environment and Natural Resources Division, and either e-mailed to pubcomment-ees.enrd@usdoj.gov or mailed to P.O. Box 7611, U.S. Department of Justice, Washington, DC 20044-7611, and should refer to *United States v. General Electric Co.*, D.J. Ref. 90-11-2-443A.

The Consent Decree may be examined at the Office of the United States Attorney, District of New Mexico, 201 3rd Street, NW., Albuquerque, New Mexico 87102, and at U.S. EPA Region 6, 1445 Ross Avenue, Dallas, Texas 75202. During the public comment period, the Consent Decree, may also be examined on the following Department of Justice Web site, http://www.usdoj.gov/enrd/Consent_Decrees.html. A copy of the Consent Decree may also be obtained by mail from the Consent Decree Library, P.O. Box 7611, U.S. Department of Justice, Washington, DC 20044-7611 or by faxing or e-mailing a request to Tonia Fleetwood (tonia.fleetwood@usdoj.gov), fax no. (202) 514-0097, phone confirmation number (202) 514-1547. In requesting a copy by mail, from the Consent Decree Library, please enclose a check in the amount of \$25.00 (25 cents per page reproduction cost) payable to the U.S. Treasury.

Maureen Katz,

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

[FR Doc. E9-14289 Filed 6-17-09; 8:45 am]

BILLING CODE 4410-15-P

DEPARTMENT OF LABOR

Comment Request for Information Collection for Petition and Investigative Forms To Assess Group Eligibility for Trade Adjustment Assistance (OMB Control No. 1205-0342), Extension

AGENCY: Employment and Training Administration.

ACTION: Notice.

SUMMARY: The Department of Labor, as part of its continuing effort to reduce paperwork and respondent burden, conducts a preclearance consultation program to provide the general public and federal agencies with an opportunity to comment on proposed

and/or continuing collections of information in accordance with the Paperwork Reduction Act of 1995 [44 U.S.C. 3506(c)(2)(A)]. This program helps to ensure that 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 on respondents can be properly assessed. In response to Section 221(a) of Title II, Chapter 2 of the Trade Act of 1974, as amended by the American Recovery and Reinvestment Act (ARRA), the Employment and Training Administration is soliciting comments concerning the extension of the Petition and Investigative Forms to Assess Group Eligibility for Trade Adjustment Assistance, OMB Control No. 1205-0342, which expires November 30, 2009. This notice utilizes standard clearance procedures in accordance with the Paperwork Reduction Act of 1995 and 5 CFR 1320.12. This information collection follows an emergency review that was conducted in accordance with the Paperwork Reduction Act of 1995 and 5 CFR 1320.13. The submission for OMB emergency review was published in the **Federal Register** on April 29, 2009, see 74 FR 19602. OMB approved the emergency clearance under OMB control number 1205-0342 on May 15, 2009. A copy of this ICR can be obtained from the RegInfo.gov Web site at <http://www.reginfo.gov/public/do/PRAMain>.

DATES: Written comments must be submitted to the office listed in the addressee's section below on or before August 17, 2009.

ADDRESSES: Susan Worden, U.S. Department of Labor, Employment and Training Administration, Room C-5428, 200 Constitution Avenue, NW., Washington, DC 20210. Phone: 202-693-3517, Fax: 202-693-3584, E-mail: worden.susan@dol.gov.

SUPPLEMENTARY INFORMATION:

I. *Background:* On February 17, 2009, the President signed into law the American Recovery and Reinvestment Act (ARRA). Section 221(a) of Title II, Chapter 2 of the Trade Act of 1974, as amended by ARRA (19 U.S.C. 2271), authorizes the Secretary of Labor and the Governor of each State to accept petitions for certification of eligibility to apply for adjustment assistance. ARRA amended Section 222 of the Trade Act of 1974 to provide for new eligibility criteria designed to expand the number of petitioning worker groups assessed as adversely affected by trade and therefore determined eligible to apply for Trade Adjustment Assistance. To solicit the

data needed to address the new eligibility criteria, ETA significantly expanded the petition and investigation forms under OMB No. 1205-0342.

The Forms ETA-9042 Petition for Trade Adjustment Assistance and its Spanish translation, and ETA-9042a Solicitud De Asistencia Para Ajuste, established a format for filing such petitions. The Department's regulations regarding petitions for worker adjustment assistance may be found at 29 CFR 90. Investigative forms designed to assess eligibility are undertaken in accordance with sections 222, 223 and 249 of the Trade Act of 1974, as amended (19 U.S.C., 2272 and 2273), are used by the Secretary of Labor to certify groups of workers as eligible to apply for worker trade adjustment assistance. The Forms include: ETA-9043a—Business Confidential Data Request Firms that Produce an Article (CDR-A); ETA-9043b—Business Confidential Data Request Firms that Supply a Service (CDR-S); ETA-9043c—Business Confidential Data Request Firms Who Work on a Contractual Basis; ETA-8562a—Business Confidential Customer Survey; ETA-8562a—Business Confidential Customer Survey; ETA-8562a—Business Confidential Customer Survey First Tier Purchases of Articles; ETA-8562a-1—Business Confidential Customer Survey Second Tier Purchases of Articles; ETA-8562b—Business Confidential Customer Survey Services; ETA-8562c—Business Confidential Customer Survey Firms who Work on a Contractual Basis; ETA-8562d—Business Confidential Customer Survey; and ETA-9118—Business Confidential Information Request.

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 through 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:

Type of Review: Extension.

Title: Investigative Data Collection Requirements for the Trade Act of 1974 as amended by the Trade and Globalization Adjustment Assistance Act of 2009.

OMB Number: 1205-0432.

Affected Public: Individuals or households; businesses or other for profits; and State, Local or Tribal Governments.

Forms: ETA-9042, 9042a, 9043a, 9043b, 9043c, 9118, 8562a, 8562b, 8562c, 8562d.

Total Respondents: 6916.

Frequency: Once.

Total Responses: 85675.

Average Time per Response: 2.22 Hours.

Estimated Total Burden Hours: 18642.

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: June 10, 2009.

Erin FitzGerald,

Program Manager, Division of Trade Adjustment Assistance, Office of National Response, Employment and Training Administration.

[FR Doc. E9-14337 Filed 6-17-09; 8:45 am]

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DEPARTMENT OF LABOR

Employment and Training Administration

[TA-W-64,396]

Cerro Flow Products, Inc., Sauget, IL; Notice of Affirmative Determination Regarding Application for Reconsideration

By application dated February 11, 2009, the United Steelworkers International Union (USW), District 7 requested administrative reconsideration of the negative determination regarding workers' eligibility to apply for Trade Adjustment Assistance (TAA) and Alternative Trade Adjustment Assistance (ATAA) applicable to workers and former workers of the subject firm. The determination was issued on January 14, 2009. The Notice of Determination was published in the **Federal Register** on February 2, 2009 (74 FR 5871).

The initial investigation resulted in a negative determination based on the finding that imports of copper tubing did not contribute importantly to worker separations at the subject firm and no shift of production to a foreign source occurred.

In the request for reconsideration, the petitioner provided additional information regarding imports of copper tubing and alleged that the customers might have increased imports of copper tubing in the relevant period.

The Department has carefully reviewed the request for reconsideration and the existing record and has determined that the Department will conduct further investigation to determine if the workers meet the eligibility requirements of the Trade Act of 1974.

Conclusion

After careful review of the application, I conclude that the claim is of sufficient weight to justify reconsideration of the U.S. Department of Labor's prior decision. The application is, therefore, granted.

Signed at Washington, DC, this 10th day of June 2009.

Elliott S. Kushner,

Certifying Officer, Division of Trade Adjustment Assistance.

[FR Doc. E9-14329 Filed 6-17-09; 8:45 am]

BILLING CODE 4510-FN-P

DEPARTMENT OF LABOR

Employment and Training Administration

[TA-W-64,725]

Weather Shield Manufacturing, Inc., Corporate Office, Medford, WI; Notice of Affirmative Determination Regarding Application for Reconsideration

By application dated May 26, 2009, petitioners requested administrative reconsideration of the Department's negative determination regarding eligibility to apply for Trade Adjustment Assistance (TAA) and Alternative Trade Adjustment Assistance (ATAA), applicable to workers and former workers of the subject firm. The denial notice was signed on April 29, 2009 and published in the **Federal Register** on May 18, 2009 (74 FR 23214).

The negative determination was based on the Department's findings that imports of windows did not contribute importantly to worker separations at the subject facility and there was no shift of production to a foreign country. The "contributed importantly" test is generally demonstrated through a

survey of the workers' firm's declining domestic customers. The survey of the major declining customers revealed no increasing imports of windows in 2008 when compared with 2007. The subject firm did not import windows during the relevant period.

The petitioner alleged that Weather Shield has experienced declines in sales on the corporate-wide scale throughout the United States.

The petition was filed specifically for the workers of the Weather Shield Manufacturing, Inc., Corporate Office in Milford, Wisconsin. The Department determined that workers of the subject firm are engaged in support functions such as administrative, human resources, accounting, sales, and marketing operations. It was also revealed that the workers of the subject firm support production of windows at various Weather Shield Manufacturing facilities. The Department has conducted investigation to determine there were shifts in production of windows from the production facilities to foreign countries, or whether imports of windows contributed importantly to worker separations. The investigation revealed that none of the production facilities which the workers of the subject firm support are import impacted and there was no shift in production from these facilities to a foreign country.

A careful review of previously-submitted material shows that one of the facilities supported by workers of the Weather Shield Manufacturing, Inc., Corporate Office in Milford, Wisconsin, may have produced articles in addition to windows. Therefore, the Department will conduct further investigation to determine if the workers meet the eligibility requirements of the Trade Act of 1974, as amended.

Conclusion

After careful review of the application, I conclude that the claim is of sufficient weight to justify reconsideration of the U.S. Department of Labor's prior decision. The application is, therefore, granted.

Signed at Washington, DC, this 2nd day of June 2009.

Elliott S. Kushner,

Certifying Officer, Division of Trade Adjustment Assistance.

[FR Doc. E9-14331 Filed 6-17-09; 8:45 am]

BILLING CODE 4510-FN-P