

**DEPARTMENT OF LABOR****Employment and Training  
Administration**

[TA-W-70,864]

**Western/Scott Fetzer Company, Avon  
Lake, OH; Notice of Termination of  
Investigation**

Pursuant to Section 223 of the Trade Act of 1974, as amended, an investigation was initiated in response to a petition filed on June 2, 2009, on behalf of workers of Western/Scott Fetzer Company, Avon Lake, Ohio.

The petition regarding the investigation has been deemed invalid. The petitioner was a former company official, but not at the time of the filing of this petition.

Consequently, the investigation has been terminated.

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

**Linda G. Poole,**

*Certifying Officer, Division of Trade  
Adjustment Assistance.*

[FR Doc. E9-18051 Filed 7-28-09; 8:45 am]

BILLING CODE 4510-FN-P

**DEPARTMENT OF LABOR****Employment and Training  
Administration**

[TA-W-71,621]

**Sealy Mattress Company, Clarion, PA;  
Notice of Termination of Investigation**

Pursuant to Section 223 of the Trade Act of 1974, as amended, an investigation was initiated on July 9, 2009 in response to a worker petition filed on behalf of workers of Sealy Mattress Company, Clarion, Pennsylvania.

The petitioning group of workers is covered by an earlier petition (TA-W-71,415) filed on June 26, 2009 that is the subject of an ongoing investigation for which a determination has not yet been issued. Consequently, further investigation in this case would serve no purpose, and the investigation under this petition has been terminated.

Signed at Washington, DC, this 14th day of July 2009.

**Richard Church,**

*Certifying Officer, Division of Trade  
Adjustment Assistance.*

[FR Doc. E9-18039 Filed 7-28-09; 8:45 am]

BILLING CODE 4510-FN-P

**NATIONAL SCIENCE FOUNDATION****Notice of Availability of Final  
Environmental Impact Statement  
(FEIS)****AGENCY:** National Science Foundation.**ACTION:** Notice of Availability of Final Environmental Impact Statement (FEIS).

**SUMMARY:** The National Science Foundation (NSF) is considering whether to approve a proposal submitted by the National Solar Observatory to fund the construction of the Advanced Technology Solar Telescope (ATST) Project at the Haleakalā High Altitude Observatory site on the Island of Maui, Hawai'i. The NSF has prepared a Final Environmental Impact Statement (FEIS) for the proposed ATST Project that serves as a joint Federal and State of Hawai'i document prepared in compliance with the Federal National Environmental Policy Act, 42 U.S.C. 4321, *et seq.* (NEPA), and the State of Hawai'i Chapter 343, Hawai'i Revised Statutes. This FEIS was also prepared to evaluate the potential environmental impacts associated with the issuance of a National Park Service Special Use Permit, pursuant to 36 CFR 5.6, to operate commercial vehicles on the Haleakalā National Park road during the construction and operation of the proposed ATST Project, if approved.

Please note that responses to all comments received (including all written comments and those provided through testimony at the public hearings) on both the Draft Environmental Impact Statement (September 2006), and on the Supplemental Draft Environmental Impact Statement (May of 2009), are included in Volume IV of the FEIS. The written comments and transcripts of public hearings are also included in Volume IV. The FEIS reflects the changes made to the SDEIS based on the comments received, availability of new data, and correction of errors and omissions. The FEIS is now available on the Internet at: <http://atst.nso.edu/nsf-env> in Adobe® portable document format (PDF). The FEIS has also been distributed to interested Federal, State, and local agencies, organizations, and individuals, as well as selected repositories.

**DATES:** The NSF will issue a record of decision (ROD) for the proposed ATST Project following consideration of the entire administrative record for the proposed ATST Project, including the FEIS and NSF's compliance with Section 106 of the National Historic Preservation Act. The ROD will be

issued no earlier than August 31, 2009, or 30 days from the date of publication in the **Federal Register** of the U.S. Environmental Protection Agency's Notice of Availability of the FEIS, whichever is later. Limited hard copies of the ROD will be available, on a first request basis, by contacting the NSF contact, Craig Foltz, Ph.D., ATST Program Director, 4201 Wilson Boulevard, Room 1045, Arlington, VA 22230, Telephone: 703-292-4909, e-mail: [cfoltz@nsf.gov](mailto:cfoltz@nsf.gov). The ROD will also be available on the Internet at the web address provided above.

**FOR FURTHER INFORMATION CONTACT:** Craig Foltz, Ph.D., ATST Program Manager, National Science Foundation, Division of Astronomical Sciences, 4201 Wilson Boulevard, Room 1045, Arlington, VA 22230, Telephone: 703-292-4909, Fax: 703-292-9034, E-mail: [cfoltz@nsf.gov](mailto:cfoltz@nsf.gov).

Dated: July 24, 2009.

**Craig Foltz,**

*ATST Program Manager, National Science  
Foundation.*

[FR Doc. E9-18027 Filed 7-28-09; 8:45 am]

BILLING CODE 7555-01-P

**OFFICE OF PERSONNEL  
MANAGEMENT**

[OMB Control No. 3206-0212; Forms RI 38-117, RI 38-118, and RI 37-22]

**Proposed Information Collection;  
Request for Review of a Revised  
Information Collection****AGENCY:** Office of Personnel Management.**ACTION:** Notice.

**SUMMARY:** In accordance with the Paperwork Reduction Act of 1995 (Public Law 104-13, May 22, 1995), this notice announces that the Office of Personnel Management (OPM) intends to submit to the Office of Management and Budget (OMB) a request for review of a revised information collection. This information collection, "Rollover Election" (OMB Control No. 3206-0212, Form RI 38-117), is used to collect information from each payee affected by a change in the tax code (Pub. L. 107-16) so that OPM can make payment in accordance with the wishes of the payee. "Rollover Information" (OMB Control No. 3206-0212, Form RI 38-118), explains the election. "Special Tax Notice Regarding Rollovers" (OMB Control No. 3206-0212, Form RI 37-22), provides more detailed information.

Comments are particularly invited on: whether this collection of information is necessary for the proper performance of

functions of the Office of Personnel Management, and whether it will have practical utility; whether our estimate of the public burden of this collection is accurate, and based on valid assumptions and methodology; and ways in which we can minimize the burden of the collection of information on those who are to respond, through the use of the appropriate technological collection techniques or other forms of information technology.

The estimated number of respondents is 1,500. We estimate it takes approximately 30 minutes to complete the form. The annual burden is 750 hours.

For copies of this proposal, contact Cyrus S. Benson on (202) 606-0623, Fax (202) 606-0910 or via E-mail to [Cyrus.Benson@opm.gov](mailto:Cyrus.Benson@opm.gov). Please include a mailing address with your request.

**DATES:** Comments on this proposal should be received within 60 calendar days from the date of this publication.

**ADDRESS:** Send or deliver comments to—James K. Friert, Deputy Assistant Director, Retirement Services Program, Center for Retirement and Insurance Services, U.S. Office of Personnel Management, 1900 E Street, NW., Room 3305, Washington, DC 20415-3500.

For information regarding administrative coordination contact: Cyrus S. Benson, Team Leader, Publications Team, RIS Support Services/Support Group, U.S. Office of Personnel Management, 1900 E Street, NW.—Room 4H28, Washington, DC 20415, (202) 606-0623.

U.S. Office of Personnel Management.

**John Berry,**  
Director.

[FR Doc. E9-18080 Filed 7-28-09; 8:45 am]

**BILLING CODE 6325-38-P**

## POSTAL REGULATORY COMMISSION

[Docket No. CP2009-53; Order No. 254]

### Global Expedited Package Services Contract

**AGENCY:** Postal Regulatory Commission.

**ACTION:** Notice.

**SUMMARY:** The Commission is noticing a recently-filed Postal Service request to add a Global Expedited Package Services 1 contract to the Competitive Product List. This notice addresses procedural steps associated with these filings.

**DATES:** Comments are due August 3, 2009.

**ADDRESSES:** Submit comments electronically via the Commission's

Filing Online system at <http://www.prc.gov>.

**FOR FURTHER INFORMATION CONTACT:** Stephen L. Sharfman, General Counsel, 202-789-6820 and [stephen.sharfman@prc.gov](mailto:stephen.sharfman@prc.gov).

#### SUPPLEMENTARY INFORMATION:

- I. Introduction
- II. Notice of Filing
- III. Ordering Paragraphs

#### I. Introduction

On July 22, 2009, the Postal Service filed a notice announcing that it has entered into an additional Global Expedited Package Services 1 (GEPS 1) contract.<sup>1</sup> GEPS 1 provides volume-based incentives for mailers that send large volumes of Express Mail International (EMI) and/or Priority Mail International (PMI). The Postal Service believes the instant contract is functionally equivalent to previously submitted GEPS 1 contracts, and is supported by the Governors' Decision filed in Docket No. CP2008-4.<sup>2</sup> Notice at 1.

It further notes that in Order No. 86, which established GEPS 1 as a product, the Commission held that additional contracts may be included as part of the GEPS 1 product if they meet the requirements of 39 U.S.C. 3633, and if they are functionally equivalent to the initial GEPS 1 contract filed in Docket No. CP2008-5.<sup>3</sup> Notice at 1.

*The instant contract.* The Postal Service filed the instant contract pursuant to 39 CFR 3015.5. In addition, the Postal Service contends that the contract is in accordance with Order No. 86. The Postal Service states that the instant contract replaces the contract for the customer in Docket No. CP2008-12, which will end on August 31, 2009. *Id.* at 2. It submitted the contract and supporting material under seal, and attached a redacted copy of the contract and certified statement required by 39 CFR 3015.5(c)(2) to the Notice as Attachments 1 and 2, respectively. *Id.* at 1-2. The term of the instant contract is 1 year from the date the Postal Service notifies the customer that all necessary regulatory approvals have been received.

<sup>1</sup> Notice of United States Postal Service Filing of Functionally Equivalent Global Expedited Package Services 1 Negotiated Service Agreement, July 16, 2009 (Notice).

<sup>2</sup> See Docket No. CP2008-4, Notice of United States Postal Service of Governors' Decision Establishing Prices and Classifications for Global Expedited Package Services Contents, May 20, 2008.

<sup>3</sup> See Docket No. CP2008-5, Order Concerning Global Expedited Package Services Contracts, June 27, 2008, at 7 (Order No. 86).

The Notice advances reasons why the instant GEPS 1 contract fits within the Mail Classification Schedule language for GEPS 1. The Postal Service asserts that the instant contract is functionally equivalent to the GEPS 1 contracts filed previously. It states that in Governors' Decision No. 08-7, a pricing formula and classification system were established to ensure that each contract meets the statutory and regulatory requirements of 39 U.S.C. 3633. The Postal Service contends that the instant contract demonstrates its functional equivalence with the previous GEPS 1 contracts because of several factors: The customers are small or medium-sized businesses that mail directly to foreign destinations using EMI and/or PMI, the contract term of one year applies to all GEPS 1 contracts, the contracts have similar cost and market characteristics, and each requires payment through permit imprint. *Id.* at 4. It asserts that even though prices may be different based on volume or postage commitments made by the customers, or updated costing information, these differences do not affect the contracts' functional equivalency because the GEPS 1 contracts share similar cost attributes and methodology. *Id.* at 4-5.

The Postal Service also identifies several other contractual differences including provisions that clarify the availability of other Postal Service products and services, exclude certain flat rate products from the mail qualifying for discounts, simplify mailing notice requirements, modify mail tender locations, clarify the mailer's volume and revenue commitment in the event of early termination, and change certain provisions in the prior contract in minor respects. *Id.* at 5-6.

The Postal Service states that these differences related to a particular mailer are "incidental differences" and do not change the conclusion that these agreements are functionally equivalent in all important respects. *Id.* at 6.

The Postal Service requests that this contract be included within the GEPS 1 product. *Id.* at 7.

The Postal Service maintains that certain portions of the contract and certified statement required by 39 CFR 3015.5(c)(2), names of GEPS 1 customers, related financial information, portions of the certified statement which contain costs and pricing as well as the accompanying analyses that provide prices, terms, conditions, and financial projections should remain under seal. *Id.* at 3.