

Environment and Natural Resources Division, and either emailed to [pubcomment-ees.enrd@usdoj.gov](mailto: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 the matter as *United States v. Cornell-Dubilier Electronics, Inc.*, D.J. Ref. Number 90-11-2-08223/2.

During the public comment period, the Consent Decree may be examined on the following Department of Justice Web site, [http://www.usdoj.gov/enrd/Consent\\_Decrees.html](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 emailing a request to "Consent Decree Copy" ([EESDCopy.ENRD@usdoj.gov](mailto:EESDCopy.ENRD@usdoj.gov)), fax no. (202) 514-0097, phone confirmation number (202) 514-5271. If requesting by mail from the Consent Decree Library a copy of the proposed Consent Decree only, please so note and enclose a check in the amount of \$15.00 (25 cents per page reproduction cost for the 60 page proposed Consent Decree) payable to the U.S. Treasury. If requesting by email or fax, forward a check in that amount to the Consent Decree Library at the address given above.

**Ronald G. Gluck,**

*Assistant Section Chief, Environmental Enforcement Section, Environment and Natural Resource Division.*

[FR Doc. 2012-21900 Filed 9-5-12; 8:45 am]

**BILLING CODE 4410-15-P**

## DEPARTMENT OF LABOR

### Employment and Training Administration

[TA-W-81,575; TA-W-81,575A; TA-W-81,575B; *et al.*]

### Notice of Affirmative Determination Regarding Application for Reconsideration

TA-W-81,575

WIPRO LIMITED, WIPRO TECHNOLOGIES, ALLIANCE MANAGERS, INCLUDING WORKERS WORKING REMOTELY IN NEW JERSEY, EAST BRUNSWICK, NEW JERSEY

TA-W-81,575A

WIPRO LIMITED, WIPRO TECHNOLOGIES, ALLIANCE MANAGERS, INCLUDING WORKERS WORKING REMOTELY IN ILLINOIS, OAKBROOK TERRACE, ILLINOIS

TA-W-81,575B

WIPRO LIMITED, WIPRO TECHNOLOGIES, ALLIANCE MANAGERS, INCLUDING WORKERS

WORKING REMOTELY IN CALIFORNIA, MOUNTAIN VIEW, CALIFORNIA

TA-W-81,575C

WIPRO LIMITED, WIPRO TECHNOLOGIES, ALLIANCE MANAGERS, WORKERS WORKING REMOTELY IN GEORGIA, ATLANTA, GEORGIA

TA-W-81,575D

WIPRO LIMITED, WIPRO TECHNOLOGIES, ALLIANCE MANAGERS, WORKERS WORKING REMOTELY IN WASHINGTON, BELLEVUE, WASHINGTON

TA-W-81,575E

WIPRO LIMITED, WIPRO TECHNOLOGIES, ALLIANCE MANAGERS, WORKERS WORKING REMOTELY IN TEXAS, ADDISON, TEXAS

TA-W-81,575F

WIPRO LIMITED, WIPRO TECHNOLOGIES, ALLIANCE MANAGERS, WORKERS WORKING REMOTELY IN MASSACHUSETTS, BOSTON, MASSACHUSETTS

On its own motion, the Department of Labor will conduct an administrative reconsideration of the negative determination regarding workers' eligibility to apply for Trade Adjustment Assistance (TAA) applicable to workers and former workers of Wipro Limited, Wipro Technologies, Alliance Managers, East Brunswick, New Jersey (TA-W-81,575), Oakbrook Terrace, Illinois (TA-W-81,575A), Mountain View, California (TA-W-81,575B), Atlanta, Georgia (TA-W-81,575C), Bellevue, Washington (TA-W-81,575D), Addison, Texas (TA-W-81,575E), and Boston, Massachusetts (TA-W-81,575F) (hereafter collectively referred to as "Wipro"). The Department's Notice of negative determination was published in the **Federal Register** on July 10, 2012 (77 FR 40642). The workers are engaged in employment related to the supply of sales of alliance related services or products through sales employees of the company.

The negative determination was based on the Department's findings of no imports by Wipro of services like or directly competitive with those supplied by the subject worker group and no shift to a foreign country by Wipro in the supply of such services. A customer survey was not conducted, as the services supplied are for internal purposes only.

The initial investigation also revealed that Wipro is neither a Supplier to, nor acts as a Downstream Producer for, a firm that employed a group of workers who received a certification of eligibility under Section 222(a) of the Act, 19 U.S.C. § 2272(a), and that Wipro has not been publically identified by name by the International Trade Commission as

a member of a domestic industry in an investigation resulting in an affirmative finding of serious injury, market disruption, or material injury, or threat thereof.

The Department's review of the administrative record revealed a discrepancy in the locations identified by Wipro and those identified by the Department in the determination.

### Conclusion

The Department has carefully reviewed the existing record, and will conduct further investigation to determine if the workers meet the eligibility requirements of the Trade Act of 1974, as amended.

Signed at Washington, DC, this 23rd day of August, 2012.

**Del Min Amy Chen,**

*Certifying Officer, Office of Trade Adjustment Assistance.*

[FR Doc. 2012-21871 Filed 9-5-12; 8:45 am]

**BILLING CODE 4510-FN-P**

## DEPARTMENT OF LABOR

### Employment and Training Administration

### Comment Request for Information Collection for Unemployment Insurance (UI) Benefit Accuracy Measurement (BAM), Extension Without Revisions.

**AGENCY:** Employment and Training Administration (ETA), Labor.

**ACTION:** Notice.

**SUMMARY:** The Department of Labor (Department), as part of its continuing effort to reduce paperwork and respondent burden, conducts a preclearance consultation program to provide the 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 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.

ETA is soliciting comments concerning the continuation of collection of data about the accuracy of paid and denied UI claims, which is accomplished through the BAM survey. The Department's BAM information collection authority, under Office of Management and Budget (OMB) number

1205–0245, is scheduled to expire on 11/30/2012.

**DATES:** Written comments must be submitted to the office listed in the addresses section below on or before November 5, 2012.

**ADDRESSES:** Submit written comments to Andrew Spisak, Office of Unemployment Insurance, Room S–4524, Employment and Training Administration, U.S. Department of Labor, 200 Constitution Avenue NW., Washington, DC 20210. Telephone number: 202–693–3196 (this is not a toll-free number). Individuals with hearing or speech impairments may access the telephone number above via TTY by calling the toll-free Federal Information Relay Service at 1–877–889–5627 (TTY/TDD). Fax: 202–693–3975. Email: [spisak.andrew@dol.gov](mailto:spisak.andrew@dol.gov). A copy of the proposed information collection request (ICR) can be obtained by contacting the office listed above.

**SUPPLEMENTARY INFORMATION:**

**I. Background**

Since 1987, all State Workforce Agencies (SWAs) except the U.S. Virgin Islands have been required by regulation at 20 CFR Part 602 to operate BAM programs to assess the accuracy of their UI benefit payments in three programs: State UI, Unemployment Compensation for Federal Employees (UCFE), and Unemployment Compensation for Ex-servicemembers (UCX). Beginning in 2001, BAM was modified to include the sampling and investigation of UI claims denied for monetary, separation, or nonseparation issues.

BAM is one of the tools the Department uses to measure and reduce waste, fraud, and abuse in the UI program. By investigating small representative weekly samples of both paid and denied UI claims, each state is able to estimate reliably the number and dollar value of proper and improper payments; the number of proper and improper denials of claims for UI benefits; the rates of occurrence of these proper and improper payments and denials; and the error types, error causes, and the parties that are responsible for the errors.

*Paid Claims Accuracy (PCA).* Each week SWAs select random samples of both intrastate and interstate original

payments (including combined wage claims) made for a week of UI benefits under the State UI, UCX or UCFE programs. A sample of 360 cases per year is pulled in the ten states with the smallest UI program workloads (defined as the average annual UI weeks paid during the last five years) and 480 cases per year in the other states. State BAM staff audit each selected claim, examining all aspects of a claimant’s eligibility to receive UI benefits during the sampled week. The findings are entered into an automated database that is maintained on a computer located in each state.

*Denied Claims Accuracy (DCA).* Each week states select random samples from three separate sampling frames constructed from the universes of UI claims for which eligibility was denied for monetary, separation and nonseparation reasons. All states sample a minimum of 150 cases of each denial type in each calendar year. State BAM staff review agency records and contact claimants, employers, and all other relevant parties to verify information in agency records or obtain additional information pertinent to the determination that denied eligibility for UI benefits. Unlike the investigation of paid claims, in which all prior determinations affecting claimant eligibility for the compensated week selected for the sample are evaluated, the investigation of denied claims is limited to the issue upon which the denial determination is based. The findings are entered into an automated database that is maintained on a computer located in each state.

The Department maintains a database of each state’s BAM paid and denied claims cases, minus any personally identifying information. The Department uses BAM data to measure state performance with respect to UI payment integrity and to meet the Department’s reporting requirements of the Improper Payments Information Act of 2002 (IPIA), the Improper Payments Elimination and Recovery Act of 2010 (IPERA), and the Government Performance and Results Act (GPRA). The Department also relies heavily on BAM data for information on UI operations, such as claims filing method, UI wage replacement rates, and

claimant characteristics. The results of the BAM survey are reported annually on the ETA web site at the following link: <http://oui.doleta.gov/unemploy/>.

**II. Review Focus**

The Department 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 without changes.

*Title:* Unemployment Insurance Benefit Accuracy Measurement.

*OMB Number:* 1205–0245.

*Affected Public:* State Workforce Agencies (Primary), individuals, businesses, and not-for-profit institutions.

*Form(s):* BAM State Operations Handbook (ET Handbook 395, 5th edition).

*Total Annual Respondents:* 179,145.2.

*Annual Frequency:* BAM samples are selected weekly; the BAM data collection instrument is updated continuously as the audits are conducted.

*Average Time per Response:* 10.09 hours. This estimate is a weighted average.

*Estimated Total Annual Burden Hours:* 476,013.2.

*Total Annual Burden Cost for Respondents:* \$18,870,582.59.

**BAM PCA/DCA DATA ANNUAL COLLECTION BURDEN PER STATE WORKFORCE AGENCY**

	Paid claims	Monetary denied claims	Separation denied claims	Non-separation denied claims	Total
Cases .....	457*	150	150	150	907
Respondents/Case .....	4.65	3.10	3.10	2.6	.....
Hours/Case .....	12.59	7.85	7.85	6.97	.....

## BAM PCA/DCA DATA ANNUAL COLLECTION BURDEN PER STATE WORKFORCE AGENCY—Continued

	Paid claims	Monetary denied claims	Separation denied claims	Non-separation denied claims	Total
Total Respondents .....	2125.1	465	465	390	3445.10
Total Hours .....	5753.6	1177.5	1177.5	1045.5	9154.1

\* Average for all 52 State Workforce Agencies (SWAs). The 10 smallest states in terms of UI weeks paid sample at the rate of 360 cases per year; the other 42 states sample at the rate of 480 cases per year.

52 SWAs × 3,445.1 respondents = 179,145.2 respondents  
 52 SWAs × 9,154.1 hours = 476,013.2 hours

## ANNUAL PCA/DCA TOTAL COST BY RESPONDENT

Cost summary	Paid claims	Denied claims	Cost per state	Cost—52 SWAs
SWA Staff .....	\$201,186.02	\$130,515.84	\$331,701.86	\$17,248,497
Claimants .....	3,313.25	2,463	128,076	300,365
Employers + 3rd Parties .....	20,402.67	5,015.34	25,418.01	1,321,720.67
Total All Costs .....	224,901.94	137,994.18	485,195.87	18,870,582.59

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

Dated: Signed in Washington, DC, on this 29th day of August, 2012.

**Jane Oates,**

*Assistant Secretary for Employment and Training, Labor.*

[FR Doc. 2012-21861 Filed 9-5-12; 8:45 am]

**BILLING CODE 4510-FW-P**

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

**Comment Request for the Extension With Minor Revisions of the Information Collection for Petition and Investigative Data Collection Requirements for the Trade Act of 1974, as Amended (OMB Control Number 1205-0342)**

**AGENCY:** Employment and Training Administration (ETA), Department of Labor.

**ACTION:** Notice.

**SUMMARY:** The Department of Labor (Department), as part of its continuing effort to reduce paperwork and respondent burden, conducts a preclearance consultation program to provide the 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 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.

Currently, ETA is soliciting comments concerning the proposed extension, with minor revisions, of data collections using the ETA 9042A, Petition for Trade Adjustment Assistance (1205-0342), its Spanish translation ETA 9042a (1205-0342), and its On-Line version ETA 9042A-1 (1205-0342); ETA 9043a, Business Data Request—Article (1205-0342); ETA 9043b, Business Data Request—Service (1205-0342); ETA 8562a, Business Customer Survey (1205-0342); ETA 8562a, Business Customer Survey (1205-0342); ETA 8562a-1, Business Second Tier Customer Survey (1205-0342); ETA-8562b, Business Bid Survey (1205-0342); and ETA 9118, Business Information Request (1205-0342). The current expiration date is January 31, 2013.

**DATES:** Written comments must be submitted to the office listed in the addresses section below on or before November 5, 2012.

**ADDRESSES:** Submit written comments to Caroline Hertel, Office of Trade Adjustment Assistance, Room N-5428, Employment and Training Administration, U.S. Department of Labor, 200 Constitution Avenue NW., Washington, DC 20210. Telephone number: 202-963-3236 (this is not a toll-free number). Individuals with hearing or speech impairments may access the telephone number above via TTY by calling the toll-free Federal Information Relay Service at 1-877-

889-5627 (TTY/TDD). Fax: 202-693-3584. Email: [Hertel.Caroline@dol.gov](mailto:Hertel.Caroline@dol.gov). A copy of the proposed information collection request (ICR) can be obtained by contacting the office listed above.

**SUPPLEMENTARY INFORMATION:****I. Background**

Section 221(a) of Title II, Chapter 2 of the Trade Act of 1974, as amended by the Trade Act of 2002, authorizes the Secretary of Labor (Secretary) and the governor of each state to accept petitions for certification of eligibility to apply for Trade Adjustment Assistance (TAA). The petitions may be filed by a group of workers, their certified or recognized union or duly authorized representative including the employers of such workers and American Job Centers, sometimes known locally as One-Stop Career Centers or by a different name. ETA Form 9042A, Petition for Trade Adjustment Assistance and Alternative Trade Adjustment Assistance, its Spanish translation, ETA Form 9042A, Solicitud De Asistencia Para Ajuste, and the On-Line Petition for Trade Adjustment Assistance, ETA Form 9042A-1 establish a format that may be used for filing such petitions.

Sections 222, 223 and 249 of the Trade Act of 1974, as amended, require the Secretary to issue a determination for groups of workers as to their eligibility to apply for TAA. After reviewing all of the information obtained for each petition for TAA filed with the Department, a determination is issued as to whether the statutory criteria for certification are met. The information collected in ETA Form 9043a, Business Data Request—Article, ETA Form 9043b, Business Data