

TA-W No.	Subject firm	Location	Impact date
82,040 .....	3V Corporation, Accustaff .....	Georgetown, SC .....	May 8, 2011.
82,041 .....	Treasure Coast Fasteners, Advantage HR .....	Fort Pierce, FL .....	May 8, 2011.

### Negative Determinations for Worker Adjustment Assistance

In the following cases, the investigation revealed that the eligibility

criteria for worker adjustment assistance have not been met for the reasons specified.

The investigation revealed that the criteria under paragraphs (a)(2)(A)(i)

(decline in sales or production, or both) and (a)(2)(B) (shift in production or services to a foreign country) of section 222 have not been met.

TA-W No.	Subject firm	Location	Impact date
81,989 .....	Siemens Energy, Inc, Renewables (Wind Power) Division .....	Fort Madison, IA .....	

The investigation revealed that the criteria under paragraphs (a)(2)(A)

(increased imports) and (a)(2)(B) (shift in production or services to a foreign

country) of section 222 have not been met.

TA-W No.	Subject firm	Location	Impact date
81,740 .....	Graham Packaging Plastic Products, Inc., Graham Packaging Company, Inc. ....	Vandalia, IL .....	
81,958 .....	Comair, Inc .....	Erlanger, KY .....	
81,959 .....	International Union of Operating Engineers Local 37 .....	Baltimore, MD .....	

### Determinations Terminating Investigations of Petitions for Worker Adjustment Assistance

After notice of the petitions was published in the **Federal Register** and on the Department's Web site, as

required by Section 221 of the Act (19 U.S.C. 2271), the Department initiated investigations of these petitions.

The following determinations terminating investigations were issued because the petitioning groups of

workers are covered by active certifications. Consequently, further investigation in these cases would serve no purpose since the petitioning group of workers cannot be covered by more than one certification at a time.

TA-W No.	Subject firm	Location	Impact date
82,038 .....	Verso Paper Corporation, Securitas Security, Manpower, Banick, Beck, Bell, etc. ....	Sartell, MN .....	November 9, 2012.

I hereby certify that the aforementioned determinations were issued during the period of November 5, 2012 through November 9, 2012. These determinations are available on the Department's Web site [tradeact/taa/taa-search-firm.cfm](http://tradeact/taa/taa-search-firm.cfm) under the searchable listing of determinations or by calling the Office of Trade Adjustment Assistance toll free at 888-365-6822.

Dated: November 14, 2012.

**Elliott S. Kushner,**

*Certifying Officer, Office of Trade Adjustment Assistance.*

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## DEPARTMENT OF LABOR

### Employment and Training Administration

#### Investigations Regarding Eligibility To Apply for Worker Adjustment Assistance

Petitions have been filed with the Secretary of Labor under Section 221(a) of the Trade Act of 1974 ("the Act") and are identified in the Appendix to this notice. Upon receipt of these petitions, the Director of the Office of Trade Adjustment Assistance, Employment and Training Administration, has instituted investigations pursuant to Section 221(a) of the Act.

The purpose of each of the investigations is to determine whether the workers are eligible to apply for adjustment assistance under Title II, Chapter 2, of the Act. The investigations

will further relate, as appropriate, to the determination of the date on which total or partial separations began or threatened to begin and the subdivision of the firm involved.

The petitioners or any other persons showing a substantial interest in the subject matter of the investigations may request a public hearing, provided such request is filed in writing with the Director, Office of Trade Adjustment Assistance, at the address shown below, not later than December 13, 2012.

Interested persons are invited to submit written comments regarding the subject matter of the investigations to the Director, Office of Trade Adjustment Assistance, at the address shown below, not later than December 13, 2012.

The petitions filed in this case are available for inspection at the Office of the Director, Office of Trade Adjustment Assistance, Employment and Training

Administration, U.S. Department of  
Labor, Room N-5428, 200 Constitution  
Avenue NW., Washington, DC 20210.

Signed at Washington, DC, this 14th day of  
November 2012.

**Elliott S. Kushner,**

*Certifying Officer, Office of Trade Adjustment  
Assistance.*

APPENDIX—17 TAA PETITIONS INSTITUTED BETWEEN 11/5/12 AND 11/9/12

TA-W	Subject firm (petitioners)	Location	Date of institution	Date of petition
82127	Esteves Group LLC (Company)	Randleman, NC	11/05/12	10/30/12
82128	Navistar Truck Group, SST Truck Company LLC (State/One-Stop).	Garland, TX	11/05/12	11/02/12
82129	Boise Inc. (Union)	St. Helens, OR	11/05/12	11/02/12
82130	Orion Bus (State/One-Stop)	Oriskany, NY	11/06/12	10/31/12
82131	Newell Operating Company dba Ashland Hardware (Company).	Lowell, IN	11/06/12	11/05/12
82132	Lattice Semiconductor Corporation, Sales, Corp. Marketing, Finance Dept. (Company).	Hillsboro, OR	11/06/12	11/02/12
82133	Hewlett-Packard Co. (State/One-Stop)	Vancouver, WA	11/07/12	11/06/12
82134	United Chemi-Con, Inc. (Company)	Lansing, NC	11/07/12	11/06/12
82135	THOCC@ New Britain General Campus (Company)	New Britain, CT	11/07/12	11/06/12
82136	Peabody Energy (Workers)	Vincennes, IN	11/07/12	11/06/12
82137	Naugatuck Valley Surgical Center (State/One-Stop)	Waterbury, CT	11/08/12	11/06/12
82138	Prudential Financial Services—Annuity Department (Workers).	Dresher, PA	11/09/12	11/07/12
82139	Avery Dennison (Company)	Lenoir, NC	11/09/12	11/08/12
82140	Comcast Cable (Workers)	Livermore, CA	11/09/12	10/01/12
82141	Kontron America (Workers)	Columbia, SC	11/09/12	11/08/12
82142	Axle Tech International (Union)	Oshkosh, WI	11/09/12	11/08/12
82143	Brake Parts, Inc. (Company)	Stanford, KY	11/09/12	11/08/12

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## MERIT SYSTEMS PROTECTION BOARD

### Agency Information Collection Activities; Proposed Collection

**AGENCY:** Merit Systems Protection Board.

**ACTION:** Notice.

**SUMMARY:** The Merit Systems Protection Board (MSPB) intends to request approval of a revised information collection from the Office of Management and Budget (OMB) under the Paperwork Reduction Act of 1995 (44 U.S.C. 3506 and 3507). The MSPB Appeal Form (MSPB Form 185) has been revised. At this time, the MSPB is requesting public comments on the revised MSPB Form 185, which is available for review on the MSPB's Web site at <http://www.mspb.gov>.

**DATES:** Written comments must be received on or before February 1, 2013.

**ADDRESSES:** Submit written comments on the collection of information to William D. Spencer, Clerk of the Board, Merit Systems Protection Board, 1615 M Street NW., Washington, DC 20419. Because of possible mail delays, respondents are encouraged to submit

comments by email to [mspb@mspb.gov](mailto:mspb@mspb.gov) or by fax to 202-653-7130.

#### FOR FURTHER INFORMATION CONTACT:

Please contact William D. Spencer, Clerk of the Board, Merit Systems Protection Board, 1615 M Street NW., Washington, DC 20419; telephone 202-653-7200; fax 202-653-7130; email to [mspb@mspb.gov](mailto:mspb@mspb.gov). Persons without internet access may request a paper copy of the MSPB Appeal Form from the Office of the Clerk of the Board.

#### Revised Appeal Form 185

The instructions at the beginning of the written appeal form have been streamlined and reorganized, with a focus on more clearly setting forth the Board's review authority; the option to file an appeal electronically; the time limits for filing an appeal; and where to file an appeal. In addition, the Privacy Act Statement and Public Reporting Burden notice have been moved to the end of the form.

Part 1—Appellant and Agency Information: This section remains largely unchanged, apart from the inclusion of some updated language (such as “cell” under telephone numbers in box 3). In box 11, “Hearing,” the sentence, “If you choose to have a hearing, the administrative judge will notify you when and where it is to be held[.]” has been eliminated, due to its potentially misleading character (the right to a hearing is

conditional on a finding of jurisdiction). The appellant's certification that “all of the statements made in this form and any attachments are true, complete, and accurate \* \* \*” has been moved from box 12, to its own section at the end of the form.

Part 2—Agency Personnel Action or Decision (non-retirement): The introductory language to this section has been altered, reflecting the following change in the overall organization of the form: whereas the current version solicits information about non-retirement actions in this part and then subsequently cites to affirmative defenses to such actions and particular classes of such actions (IRA, USERRA, and VEOA) in two separate sections, the revised form addresses all non-retirement actions and associated claims in Part 2. The present Part 4, which invites appellants to check boxes next to various affirmative defense claims, a frequent source of confusion, has been eliminated. Information regarding such claims, along with the descriptions of IRA, USERRA, and VEOA appeals, currently contained in Part 5, has been placed together in a new Appendix A and referenced at the beginning of this revised section, which provides as follows:

Complete this part if you are appealing a Federal agency personnel action or decision other than a decision addressing your retirement rights or benefits. Certain actions