

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

[TA-W-82,458; TA-W-82,458A]

**REC Silicon, Inc.; Including On-Site Leased Workers From Express Employment Professionals; Including Workers Whose Unemployment Insurance (UI) Wages Were Reported Through REC Solar Grade Silicon LLC; Moses Lake, Washington; REC Advanced Silicon Materials, LLC; Including On-Site Leased Workers From Spherion Recruiting and Staffing Silver Bow, Montana; Amended Certification Regarding Eligibility To Apply for Worker Adjustment Assistance**

In accordance with Section 223 of the Trade Act of 1974, as amended ("Act"), 19 U.S.C. 2273, the Department of Labor issued a Certification of Eligibility to Apply for Worker Adjustment Assistance on March 22, 2013, applicable to workers of REC Silicon, Inc., including on-site leased workers from Express Employment Professionals, and including workers whose unemployment insurance wages are reported through REC Solar Grade Silicon, LLC, Moses Lake, Washington. The Department's notice of determination was published in the **Federal Register** on April 9, 2013 (78 FR 21153).

At the request of a company official, the Department reviewed the certification for workers of the subject firm. The company reported that the workers from REC Advanced Silicon Materials, LLC, including on-site leased workers from Spherion Recruiting and Staffing, Silver Bow, Montana (TA-W-82,458A) have been separated or threatened with separation due to the same conditions that led to certification of the workers at the Moses Lake, Washington facility. Specifically, the worker separations at both facilities are attributable to the acquisition from a foreign country by the firm of articles like or directly competitive with the polysilicon produced by the firm.

Accordingly, the Department is amending the certification to include the workers of REC Advanced Silicon Materials, LLC, including on-site leased workers from Spherion Recruiting and Staffing, Silver Bow, Montana (TA-W-82,458A).

The amended notice applicable to TA-W-82,458 is hereby issued as follows:

"All workers of REC Silicon, Inc., including on-site leased workers from Express Employment Professionals, and

including workers whose unemployment insurance wages are reported through REC Solar Grade Silicon, LLC, Moses Lake, Washington (TA-W-82,458) and REC Advanced Silicon Materials, LLC, including on-site leased workers from Spherion Recruiting and Staffing, Silver Bow, Montana (TA-W-82,458A) who became totally or partially separated from employment on or after February 12, 2012 through March 22, 2015, and all workers in the group threatened with total or partial separation from employment on the date of certification through March 22, 2015, are eligible to apply for adjustment assistance under Chapter 2 of Title II of the Trade Act of 1974, as amended."

Signed in Washington, DC, this 24th day of December, 2013.

**Michael W. Jaffe**

*Certifying Officer, Office of Trade Adjustment Assistance.*

[FR Doc. 2014-00183 Filed 1-9-14; 8:45 am]

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**DEPARTMENT OF LABOR****Employment and Training Administration****Notice of Determinations Regarding Eligibility To Apply for Worker Adjustment Assistance**

In accordance with Section 223 of the Trade Act of 1974, as amended (19 U.S.C. 2273) the Department of Labor herein presents summaries of determinations regarding eligibility to apply for trade adjustment assistance for workers by (TA-W) number issued during the period of December 9, 2013 through December 13, 2013.

In order for an affirmative determination to be made for workers of a primary firm and a certification issued regarding eligibility to apply for worker adjustment assistance, each of the group eligibility requirements of Section 222(a) of the Act must be met.

I. Under Section 222(a)(2)(A), the following must be satisfied:

(1) a significant number or proportion of the workers in such workers' firm have become totally or partially separated, or are threatened to become totally or partially separated;

(2) the sales or production, or both, of such firm have decreased absolutely; and

(3) One of the following must be satisfied:

(A) imports of articles or services like or directly competitive with articles produced or services supplied by such firm have increased;

(B) imports of articles like or directly competitive with articles into which one or more component parts produced by

such firm are directly incorporated, have increased;

(C) imports of articles directly incorporating one or more component parts produced outside the United States that are like or directly competitive with imports of articles incorporating one or more component parts produced by such firm have increased;

(D) imports of articles like or directly competitive with articles which are produced directly using services supplied by such firm, have increased; and

(4) the increase in imports contributed importantly to such workers' separation or threat of separation and to the decline in the sales or production of such firm; or

II. Section 222(a)(2)(B) all of the following must be satisfied:

(1) a significant number or proportion of the workers in such workers' firm have become totally or partially separated, or are threatened to become totally or partially separated;

(2) One of the following must be satisfied:

(A) there has been a shift by the workers' firm to a foreign country in the production of articles or supply of services like or directly competitive with those produced/supplied by the workers' firm;

(B) there has been an acquisition from a foreign country by the workers' firm of articles/services that are like or directly competitive with those produced/supplied by the workers' firm; and

(3) the shift/acquisition contributed importantly to the workers' separation or threat of separation.

In order for an affirmative determination to be made for adversely affected workers in public agencies and a certification issued regarding eligibility to apply for worker adjustment assistance, each of the group eligibility requirements of Section 222(b) of the Act must be met.

(1) a significant number or proportion of the workers in the public agency have become totally or partially separated, or are threatened to become totally or partially separated;

(2) the public agency has acquired from a foreign country services like or directly competitive with services which are supplied by such agency; and

(3) the acquisition of services contributed importantly to such workers' separation or threat of separation.

In order for an affirmative determination to be made for adversely affected secondary workers of a firm and a certification issued regarding

eligibility to apply for worker adjustment assistance, each of the group eligibility requirements of Section 222(c) of the Act must be met.

(1) a significant number or proportion of the workers in the workers' firm have become totally or partially separated, or are threatened to become totally or partially separated;

(2) the workers' firm is a Supplier or Downstream Producer to a firm that employed a group of workers who received a certification of eligibility under Section 222(a) of the Act, and such supply or production is related to the article or service that was the basis for such certification; and

(3) either—

(A) the workers' firm is a supplier and the component parts it supplied to the firm described in paragraph (2) accounted for at least 20 percent of the production or sales of the workers' firm; or

(B) a loss of business by the workers' firm with the firm described in paragraph (2) contributed importantly to the workers' separation or threat of separation.

In order for an affirmative determination to be made for adversely affected workers in firms identified by the International Trade Commission and a certification issued regarding eligibility to apply for worker adjustment assistance, each of the group eligibility requirements of Section 222(f) of the Act must be met.

(1) the workers' firm is publicly identified by name by the International Trade Commission as a member of a domestic industry in an investigation resulting in—

(A) an affirmative determination of serious injury or threat thereof under section 202(b)(1);

(B) an affirmative determination of market disruption or threat thereof under section 421(b)(1); or

(C) an affirmative final determination of material injury or threat thereof under section 705(b)(1)(A) or 735(b)(1)(A) of the Tariff Act of 1930 (19 U.S.C. 1671d(b)(1)(A) and 1673d(b)(1)(A));

(2) the petition is filed during the 1-year period beginning on the date on which—

(A) a summary of the report submitted to the President by the International

Trade Commission under section 202(f)(1) with respect to the affirmative determination described in paragraph (1)(A) is published in the **Federal Register** under section 202(f)(3); or

(B) notice of an affirmative determination described in subparagraph (1) is published in the **Federal Register**; and

(3) the workers have become totally or partially separated from the workers' firm within—

(A) the 1-year period described in paragraph (2); or

(B) notwithstanding section 223(b)(1), the 1-year period preceding the 1-year period described in paragraph (2).

**Affirmative Determinations for Worker Adjustment Assistance**

The following certifications have been issued. The date following the company name and location of each determination references the impact date for all workers of such determination.

The following certifications have been issued. The requirements of Section 222(a)(2)(A) (increased imports) of the Trade Act have been met.

TA-W No.	Subject firm	Location	Impact date
83,030	J.R. Simplot, Food Group, BD Employment Solutions, Inc.	Nampa, ID	August 14, 2012.
83,030A	J.R. Simplot, Food Group, BBSI and American Staffing	Heyburn, ID	August 14, 2012.
83,030B	J.R. Simplot, Food Group, BBSI	Aberdeen, ID	August 14, 2012.
83,030C	J.R. Simplot, Food Group, BD Employment Solutions and Gem State Staffing.	Caldwell, ID	August 14, 2012.
83,167	Flotation Technologies LLC, Manpower and Bonney Staffing	Biddeford, ME	October 23, 2012.
83,234	Keywell LLC	West Mifflin, PA	November 20, 2012.

The following certifications have been issued. The requirements of Section 222(a)(2)(B) (shift in production or services) of the Trade Act have been met.

TA-W No.	Subject firm	Location	Impact date
83,082	DST Retirement Solutions, LLC	Kansas City, MO	September 13, 2012.
83,090	IBM Corporation, Global Business Services, Sector Support Specialists Group.	Endicott, NY	September 17, 2012.
83,100	Oakley Manufacturing, Oakley, Inc., Luxottica, U.S. Holdings Corporation, Alar and Aerotek.	Foothill Ranch, CA	September 19, 2012.
83,146	Toho Tenax America, Inc., Alternate Staffing, Account Temps and Randstad Staffing.	Rockwood, TN	October 3, 2012.
83,158	NCR	Bentonville, AR	October 7, 2012.
83,183	Page 1 Solutions, LLC, Website Development, Search Engine Optimization and Pay Per Click Dept..	Golden, CO	October 28, 2012.
83,186	Ruskin Company, Air Distribution Technologies, Inc., Personnel Temporary, Extras Support.	Fairmont, WV	October 30, 2012.
83,192	Osrsm Sylvania, Inc.	Wellsboro, PA	October 21, 2012.
83,199	Northeast Utilities Service Company, Information Technology Division, IBM, Infosys, The Ergonomic Group, etc..	Berlin, CT	November 5, 2012.
83,210	KCI USA, Inc., Teksystems, Modis	San Antonio, TX	November 7, 2012.
83,210A	KCI USA, Inc.	Charlotte, NC	November 7, 2012.
83,210B	KCI USA, Inc.	Dillon, MT	November 7, 2012.
83,244	Inalfa Roof Systems Grand Blanc, Inalfa Roof Systems, Inc., Aerotek and Senteck.	Holly, MI	November 25, 2012.
83,246	Computershare Inc., Edison Call Center, Express Employment Professionals and Northpointe, etc..	Edison, NJ	November 26, 2012.

TA-W No.	Subject firm	Location	Impact date
83,247 .....	AVX Corporation, Kyocera Group Company, IHT Staffing and Huff Consulting.	Myrtle Beach, SC .....	February 4, 2014.
83,247A .....	AVX Corporation, Kyocera Group Company .....	Conway, SC .....	February 4, 2014.
83,247B .....	South Coast Networks, Working On-Site at AVX Corporation, Kyocera Group Company.	Myrtle Beach, SC .....	November 20, 2012.

The following certifications have been issued. The requirements of Section 222(c) (supplier to a firm whose workers are certified eligible to apply for TAA) of the Trade Act have been met.

TA-W No.	Subject firm	Location	Impact date
83,198 .....	IPS Operations, Hewlett Packard .....	Sandston, VA .....	November 4, 2012.

**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 criterion under paragraph (a)(1), or

(b)(1), or (c)(1) (employment decline or threat of separation) of section 222 has not been met.

TA-W No.	Subject firm	Location	Impact date
83,125 .....	Acushnet Company .....	New Bedford, MA.	

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
83,195 .....	Kimball Electronics, Inc., Kimball Electronics Group, Inc., Jasper Division, Spartan Staffing.	Jasper, IN.	
83,221 .....	State Industries, LLC .....	Eugene, OR.	

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
83,048 .....	Goldman Sachs & Company, Operations Division, Asset Staffing, Control Associates/Constantin, etc..	New York, NY.	
83,102 .....	Pearl Pressman Liberty Communications Group, Inc. ....	Philadelphia, PA.	
83,106 .....	Janesville Acoustics, Jason Incorporated, Nesco LLC .....	Norwalk, OH.	

**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
83,239 .....	Fenton Gift Shops, Inc. ....	Williamstown, WV.	

The following determinations terminating investigations were issued because the petitions are the subject of ongoing investigations under petitions filed earlier covering the same petitioners.

TA-W No.	Subject firm	Location	Impact date
83,280 .....	Ocwen Loan Servicing, LLC, Ocwen Financial Corporation .....	Fort Washington, PA.	

I hereby certify that the aforementioned determinations were issued during the period of December 9, 2013 through December 13, 2013. These determinations are available on the Department's Web site [tradeact/taa/taa\\_search\\_form.cfm](http://tradeact/taa/taa_search_form.cfm) under the searchable listing of determinations or by calling the Office of Trade Adjustment Assistance toll free at 888-365-6822.

Signed at Washington, DC, this 23rd day of December 2013.

**Michael W. Jaffe,**

*Certifying Officer, Office of Trade Adjustment Assistance.*

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## OFFICE OF MANAGEMENT AND BUDGET

### Fiscal Year (FY) 2013 and (FY) 2014 List of Designated Federal Entities and Federal Entities

**AGENCY:** Office of Management and Budget.

**ACTION:** Notice.

**SUMMARY:** As required by Section 8G of the Inspector General Act of 1978, as amended (IG Act; 5 U.S.C. Appendix), this notice provides the FY 2013 and FY 2014 list of Designated Federal Entities and Federal Entities.

**FOR FURTHER INFORMATION CONTACT:** Mike Wetklow, Office of Management and Budget, Office of Federal Financial Management, New Executive Office Building, Washington, DC 20503, (202) 395-3998.

**SUPPLEMENTARY INFORMATION:** This notice provides the FY 2013 and FY 2014 List of Designated Federal Entities and Federal Entities which, under Section 8G of the IG Act, the Office of Management and Budget (OMB) is required to publish. This list is also posted on the OMB Web site at <http://www.whitehouse.gov/omb>.

The list of the "Federal Entities" has been updated to reflect: (1) The re-establishment of the Administrative Conference of the United States in March 2010 (ACUS had not received funding between 1995 and 2009); (2) the establishment of the Financial Stability Oversight Council in Public Law 111-203 (Section 111); (3) the establishment of the Gulf Coast Ecosystem Restoration Council in Public Law 112-141 (Section 1603); and (4) the establishment of the Valles Caldera Trust in Public Law 106-248.

The list of the "Designated Federal Entities" has been updated to reflect the amendments in Public Law 111-203

and Public Law 111-259 to Section 8G of the IG Act. With respect to the IG Act's listing of "designated Federal entities" in Section 8G(a)(2), Public Law 111-203 added the Bureau of Consumer Financial Protection to the pre-existing listing for "the Board of Governors of the Federal Reserve System"; and, Public Law 111-259 added the Defense Intelligence Agency, the National Geospatial-Intelligence Agency, the National Reconnaissance Office, and the National Security Agency. In addition, Public Law 111-203 amended Section 8G(a)(4), which is the provision of the IG Act that defines the term "head of the designated Federal entity." As an initial matter, Congress amended the introductory text of Section 8G(a)(4) to state that—in the case of boards and commissions—"the term 'head of the designated Federal entity' means the board or commission of the designated Federal entity." As a result of this amendment, Section 8G(a)(4) sets forth three main categories of "designated Federal entities" with respect to who is the "head" of the entity: the term "head of the designated Federal entity" means (1) "the board or commission of the designated Federal entity"; (2) "in the event the designated Federal entity does not have a board or commission, any person or persons designated by statute as the head of a designated Federal entity"; and (3) "if no such designation exists, the chief policymaking officer or board of a designated Federal entity as identified in the list published pursuant to subsection (h)(1) of this section, except that . . ." In addition, Public Law 111-203 amended Section 8G(a)(4) to include six additional entity-specific exceptions to those general rules; in these exceptions, Congress specifies who is the "head of the designated Federal entity" for each of those entities. The pre-existing exceptions—for the National Science Foundation and the United States Postal Service—are found at subparagraphs (A) and (B), and the six added exceptions—for the Federal Labor Relations Authority, the National Archives and Records Administration, the National Credit Union Administration, the National Endowment for the Arts, the National Endowment for the Humanities, and the Peace Corps—are found at subparagraphs (C) through (H).

The list below is divided into two groups: Designated Federal Entities and Federal Entities. Designated Federal Entities are listed in the IG Act, except for those agencies that have ceased to exist or that have been deleted from the list. The Designated Federal Entities are required to establish and maintain

Offices of Inspector General to: (1) Conduct and supervise audits and investigations relating to programs and operations; (2) promote economy, efficiency, and effectiveness of, and to prevent and detect fraud and abuse in such programs and operations; and (3) provide a means of keeping the entity head and the Congress fully and currently informed about problems and deficiencies relating to the administration of such programs and operations and the necessity for, and progress of, corrective actions.

Section 8G(a)(1) of the IG Act defines a "Federal entity" as: any Government corporation (within the meaning of section 103 (1) of title 5, United States Code), any Government controlled corporation (within the meaning of section 103 (2) of such title), or any other entity in the Executive Branch of the Government, or any independent regulatory agency, but does not include:

- (1) An establishment (as defined in section 11(2) of this Act or part of an establishment;
- (2) a designated Federal entity [as defined in section 8G(a)(2) of the Act] or part of a designated Federal entity;
- (3) the Executive Office of the President;
- (4) the Central Intelligence Agency;
- (5) the Government Accountability Office; or
- (6) any entity in the judicial or legislative branches of the Government, including the Administrative Office of the United States Courts and the Architect of the Capitol and any activities under the direction of the Architect of the Capitol.

Pursuant to section 8(G)(h)(2) of the IG Act, Federal Entities are required to report annually to each House of the Congress and OMB on audit and investigative activities in their organizations.

**Norman Dong,**  
*Deputy Controller.*

Herein follows the text of the FY 2013 and FY 2014 List of Designated Federal Entities and Federal Entities.

### FY 2013 and FY 2014 List of Designated Federal Entities and Federal Entities

Section 8G of the IG Act, as amended, requires OMB to publish a list of designated Federal entities and Federal entities and the head of such entities. Designated Federal entities are required to establish Offices of Inspector General. Federal entities are required to report upon annual audit and investigative activities to each House of Congress and the Director of the Office of Management and Budget.