

Having examined the petition and the supporting documents, the Commission has determined to institute a rescission proceeding to determine whether the March 17, 2016 limited exclusion order and cease and desist order should be rescinded. The Commission has further determined to delegate the rescission proceeding to the presiding ALJ and to consolidate that proceeding with the ongoing enforcement proceeding. Finally, the Commission has determined to delegate Eko Brands's request to terminate the enforcement proceeding to the ALJ, and to deny Eko Brands's motion for leave to file a reply.

The authority for the Commission's determination is contained in section 337 of the Tariff Act of 1930, as amended (19 U.S.C. 1337), and in section 210.76 of the Commission's Rules of Practice and Procedure (19 CFR 210.76).

By order of the Commission.

Issued: November 18, 2016.

**Lisa R. Barton,**

*Secretary to the Commission.*

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## DEPARTMENT OF LABOR

### Office of Workers' Compensation Programs

#### Advisory Board on Toxic Substances and Worker Health: Subcommittee on Industrial Hygienists (IH) & Contract Medical Consultants (CMC) and Their Reports

**AGENCY:** Office of Workers' Compensation Programs.

**ACTION:** Announcement of meeting of the subcommittee on IH & CMC and their reports of the Advisory Board on Toxic Substances and Worker Health (Advisory Board) for the Energy Employees Occupational Illness Compensation Program Act (EEOICPA).

**SUMMARY:** The subcommittee will meet via teleconference on December 16, 2016, from 12:00 p.m. to 1:30 p.m. Eastern Time.

*For Press Inquiries Contact:* For press inquiries: Ms. Amanda McClure, Office of Public Affairs, U.S. Department of Labor, Room S-1028, 200 Constitution Avenue NW., Washington, DC 20210; telephone (202) 693-4672; email [mcclure.amanda.c@dol.gov](mailto:mcclure.amanda.c@dol.gov).

**SUPPLEMENTARY INFORMATION:** The Advisory Board is mandated by Section 3687 of EEOICPA. The Secretary of Labor established the Board under this authority and Executive Order 13699

(June 26, 2015). The purpose of the Advisory Board is to advise the Secretary with respect to: (1) The Site Exposure Matrices (SEM) of the Department of Labor; (2) medical guidance for claims examiners for claims with the EEOICPA program, with respect to the weighing of the medical evidence of claimants; (3) evidentiary requirements for claims under Part B of EEOICPA related to lung disease; and (4) the work of industrial hygienists and staff physicians and consulting physicians of the Department of Labor and reports of such hygienists and physicians to ensure quality, objectivity, and consistency. The Advisory Board sunsets on December 19, 2019. This subcommittee is being assembled to gather data and begin working on advice under Area #4, IH & CMC and Their Reports.

The Advisory Board operates in accordance with the Federal Advisory Committee Act (FACA) (5 U.S.C. App. 2) and its implementing regulations (41 CFR part 102-3).

*Agenda:* The tentative agenda for the Subcommittee on IH & CMC and Their Reports meeting includes: Update on initial recommendations forwarded to the Secretary of Labor; discussion about follow-up from the public comments; review of status of board requests; discussion of committee members' review of additional case files.

OWCP transcribes Advisory Board subcommittee meetings. OWCP posts the transcripts on the Advisory Board Web page, <http://www.dol.gov/owcp/energy/regs/compliance/AdvisoryBoard.htm>, along with written comments and other materials submitted to the subcommittee or presented at subcommittee meetings.

#### Public Participation, Submissions, and Access to the Public Record

*Subcommittee meeting:* The subcommittee will meet via teleconference on Friday, December 16, 2016, from 12:00 p.m. to 1:30 p.m. Eastern Time. Advisory Board subcommittee meetings are open to the public. The teleconference number and other details for listening to the meeting will be posted on the Advisory Board's Web site no later than 72 hours prior to the meeting. This information will be posted at <http://www.dol.gov/owcp/energy/regs/compliance/AdvisoryBoard.htm>.

*Requests for special accommodations:* Please submit requests for special accommodations to participate in the subcommittee meeting by email, telephone, or hard copy to Ms. Carrie Rhoads, OWCP, Room S-3524, U.S. Department of Labor, 200 Constitution

Avenue NW., Washington, DC 20210; telephone (202) 343-5580; email [EnergyAdvisoryBoard@dol.gov](mailto:EnergyAdvisoryBoard@dol.gov).

*Submission of written comments for the record:* You may submit written comments, identified by the subcommittee name and the meeting date of December 16, 2016, by any of the following methods:

- *Electronically:* Send to: [EnergyAdvisoryBoard@dol.gov](mailto:EnergyAdvisoryBoard@dol.gov) (specify in the email subject line, "Subcommittee on IH & CMC and Their Reports").

- *Mail, express delivery, hand delivery, messenger, or courier service:* Submit one copy to the following address: U.S. Department of Labor, Office of Workers' Compensation Programs, Advisory Board on Toxic Substances and Worker Health, Room S-3522, 200 Constitution Ave. NW., Washington, DC 20210. Due to security-related procedures, receipt of submissions by regular mail may experience significant delays.

Comments must be received by December 9, 2016. OWCP will make available publically, without change, any written comments, including any personal information that you provide. Therefore, OWCP cautions interested parties against submitting personal information such as Social Security numbers and birthdates.

Electronic copies of this **Federal Register** notice are available at <http://www.regulations.gov>. This notice, as well as news releases and other relevant information, are also available on the Advisory Board's Web page at <http://www.dol.gov/owcp/energy/regs/compliance/AdvisoryBoard.htm>.

**FOR FURTHER INFORMATION CONTACT:** You may contact Antonio Rios, Designated Federal Officer, at [rios.antonio@dol.gov](mailto:rios.antonio@dol.gov), or Carrie Rhoads, Alternate Designated Federal Officer, at [rhoads.carrie@dol.gov](mailto:rhoads.carrie@dol.gov), U.S. Department of Labor, 200 Constitution Avenue NW., Suite S-3524, Washington, DC 20210, telephone (202) 343-5580.

This is not a toll-free number.

**Leonard J. Howie III,**

*Director, Office of Workers' Compensation Programs.*

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