

I hereby certify that the aforementioned determinations were issued during the period of October 9, 2012 through October 12, 2012. These determinations are available on the Department's Web site *tradeact/taa/taasearchform.cfm* under the searchable listing of determinations or by calling the Office of Trade Adjustment Assistance toll free at 888-365-6822.

Dated: October 18, 2012.

**Elliott S. Kushner,**

*Certifying Officer, Office of Trade Adjustment Assistance.*

[FR Doc. 2012-26488 Filed 10-26-12; 8:45 am]

**BILLING CODE 4510-FN-P**

## 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 November 8, 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 November 8, 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 16th day of October 2012.

**Elliott S. Kushner,**

*Certifying Officer, Office of Trade Adjustment Assistance.*

#### APPENDIX

[13 TAA petitions instituted between 10/9/12 and 10/12/12]

TA-W	Subject firm (petitioners)	Location	Date of institution	Date of petition
82061 .....	Platinum Equality, Matrix Customer Service (Workers) .....	Atmore, AL .....	10/09/12	10/05/12
82062 .....	Pemco World Air Services (State/One-Stop) .....	Florence, KY .....	10/09/12	10/05/12
82063 .....	Fashion Tech, Inc. (Company) .....	Portland, OR .....	10/09/12	10/08/12
82064 .....	AT&T Services, Inc./IT Operations (Company) .....	Dallas, TX .....	10/09/12	10/05/12
82065 .....	Mersen USA St. Mary's PA. Corp. (Company) .....	St. Marys, PA .....	10/10/12	09/24/12
82066 .....	Gatehouse Media, Creative Services Department/Graphic Design Department (State/One-Stop) .....	Framingham, MA .....	10/10/12	09/18/12
82067 .....	Dal-Tile International (Workers) .....	Olean, NY .....	10/10/12	10/09/12
82068 .....	Stanadyne Corporation (State/One-Stop) .....	Windsor, CT .....	10/10/12	10/10/12
82069 .....	UTC Aerospace Systems (formerly Hamilton Sundstrand) (Union) .....	Windsor Locks, CT .....	10/10/12	10/09/12
82070 .....	The Great Atlantic & Pacific Tea Company, Accounting Clerks (Company) .....	Montvale, NJ .....	10/11/12	10/10/12
82071 .....	Covidien—Medical Supplies (Company) .....	Commerce, TX .....	10/11/12	10/10/12
82072 .....	The Denver Post (Union) .....	Denver, CO .....	10/12/12	10/11/12
82073 .....	Sartorius Stedim SUS, Inc. (Company) .....	Concord, CA .....	10/12/12	10/12/12

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**BILLING CODE 4510-FN-P**

## DEPARTMENT OF LABOR

### Bureau of Labor Statistics

#### Renewal of the Bureau of Labor Statistics Data Users Advisory Committee

The Secretary of Labor is announcing the renewal of a Federal Advisory Committee. In accordance with the provisions of the Federal Advisory Committee Act (FACA), 5 U.S.C. App. 2, the Secretary of Labor has determined that the renewal of the Bureau of Labor

Statistics Data Users Advisory Committee (the "Committee") is in the public interest in connection with the performance of duties imposed upon the Commissioner of Labor Statistics by 29 U.S.C. 1 and 2. This determination follows consultation with the Committee Management Secretariat, General Services Administration.

The Committee provides advice to the Bureau of Labor Statistics from the points of view of data users from various sectors of the U.S. economy, including the labor, business, research, academic and government communities, on matters related to the analysis, dissemination, and use of the Bureau's statistics, on its published reports, and

on gaps between or the need for new Bureau statistics.

The Committee will function solely as an advisory body to the BLS, on technical topics selected by the BLS.

The Committee is responsible for providing the Commissioner of Labor Statistics: (1) The priorities of data users; (2) suggestions concerning the addition of new programs, changes in the emphasis of existing programs or cessation of obsolete programs; and (3) advice on potential innovations in data analysis, dissemination and presentation. The Committee reports to the Commissioner of Labor Statistics, Bureau of Labor Statistics, U.S. Department of Labor.

The Committee will not exceed 25 members. Committee members are nominated by the Commissioner of Labor Statistics and approved by the Secretary of Labor. Membership of the Committee will represent a balance of expertise across a broad range of BLS program areas, including employment and unemployment statistics, occupational safety and health statistics, compensation measures, price indexes, and productivity measures; or other areas related to the subject matter of BLS programs. All committee members will have extensive research or practical experience using BLS data.

The Committee will function solely as an advisory body, in compliance with the provisions of the Federal Advisory Committee Act. The Charter will be filed under the Federal Advisory Committee Act.

**FOR FURTHER INFORMATION CONTACT:** Cheryl Kerr, Office of the Commissioner, Bureau of Labor Statistics, telephone: 202-691-7808, email: [kerr.cheryl@bls.gov](mailto:kerr.cheryl@bls.gov).

Signed at Washington, DC this 24th day of October 2012.

**Kimberley D. Hill,**

*Chief, Division of Management Systems,  
Bureau of Labor Statistics.*

[FR Doc. 2012-26502 Filed 10-26-12; 8:45 am]

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## **MERIT SYSTEMS PROTECTION BOARD**

### **Agency Information Collection Activities; Emergency Reinstatement of Previously Approved Collection**

**AGENCY:** Merit Systems Protection Board.

**ACTION:** Notice of emergency reinstatement.

**SUMMARY:** The Merit Systems Protection Board (MSPB) is requesting approval from the Office of Management and Budget (OMB) to reinstate Information Collection Request (ICR) 3124-0009, E-Appeal/US Merit Systems Protection Board Appeal Form which expired on March 31, 2012. This ICR is necessary for individuals who file appeals with MSPB. The form serves as a guide to appellants in providing all needed information. The MSPB is requesting Emergency Reinstatement approval from OMB by November 9, 2012. The MSPB Appeal Form (Form 185) has been revised. At this time, MSPB is requesting public comments on Form 185, which is available for review on MSPB's Web site at <http://www.mspb.gov>.

**DATES:** Written comments must be received on or before November 5, 2012.

**ADDRESSES:** Submit comments on the collection of information to the Office of Management and Budget, Attn: Desk Officer for MSPB, via fax at 202-395-6974 or email at [OIRA\\_Submission@omb.eop.gov](mailto:OIRA_Submission@omb.eop.gov).

**FOR FURTHER INFORMATION CONTACT:** Please contact William D. Spencer, Office of the Clerk of the Board, Merit Systems Protection Board, 1615 M Street, NW., Washington, DC 20419; telephone 202-653-7200; fax 202-653-7130; or email [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 MSPB 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 that might not otherwise be appealable to the Board may be challenged as an individual right of action (IRA) appeal under the Whistleblower Protection Act (WPA) or as an appeal under the Uniformed Services Employment and Reemployment Rights Act (USERRA) or the Veterans Employment Opportunities Act (VEOA). An explanation of these three types of appeals is provided in Appendix A \* \* \*

and in the new box 16, which provides as follows:

Explain briefly why you think the agency was wrong in taking this action. In challenging such an action, you may choose to allege that the agency engaged in harmful procedural error, committed a prohibited practice, or engaged in one of the other claims listed in Appendix A. Attach the agency's proposal letter, decision letter, and SF-50, if available. Attach additional sheets if necessary (bearing in mind that there will be later opportunities to supplement your filings).

As a result of this change, current boxes 13a, 14, 15, 16, 17, and 18 have been replaced with revised boxes 13, 14, 15, and 16. Current box 19, asking the appellant "[w]hat action would you like the Board to take in this case [.]" has been eliminated, as superfluous. Moreover, the language of current box 20 (revised box 17), has been changed to eliminate the request for information about the agency against which any negotiated grievance has been filed (as this agency will almost certainly be the same as the one having taken the personnel action itself). Finally, revised boxes 18 and 19, requesting information related to exhaustion of remedies in IRA and USERRA/VEOA appeals, respectively, replace current boxes 31, 32, and 33.

**Part 3—OPM or Agency Retirement Decision:** This section remains largely unchanged. Current boxes 26 and 27, requesting information regarding if and when a final retirement decision has been received, have been consolidated into revised box 24. Current box 29, asking the appellant "[w]hat action