

affected by a shift in the supply of services to a foreign country.

Based on these findings, the Department is amending this certification to include workers leased from Staffmark working on-site at the Jonesboro, Arkansas location of the subject firm.

The amended notice applicable to TA-W-81,500 is hereby issued as follows:

All workers of StarTek USA, Inc., including on-site leased workers from Staffmark East, LLC and Staffmark, Jonesboro, Arkansas, who became totally or partially separated from employment on or after March 27, 2011, through May 17, 2014, and all workers in the group threatened with total or partial separation from employment on May 17, 2012 through May 17, 2104, 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 9th day of May, 2014

**Del Min Amy Chen,**

*Certifying Officer, Office of Trade Adjustment Assistance.*

[FR Doc. 2014-12051 Filed 5-23-14; 8:45 am]

**BILLING CODE 4510-FN-P**

## DEPARTMENT OF LABOR

### Employment and Training Administration

[TA-W-85,145]

#### **AXA Equitable Life Insurance Company, a Subsidiary of AXA Financial, Inc., Including On-Site Leased Workers of Kelly Services, Charlotte, North Carolina; Notice of Negative Determination Regarding Application for Reconsideration**

By application dated May 5, 2014, a worker requested administrative reconsideration of the Department of Labor's negative determination regarding eligibility to apply for worker adjustment assistance, applicable to workers and former workers of AXA Equitable Life Insurance Company, a subsidiary of AXA Financial, Inc., Charlotte, North Carolina (subject firm). The Department's Notice of determination was published in the **Federal Register** on May 5, 2014 (79 FR 25625).

Pursuant to 29 CFR 90.18(c) reconsideration may be granted under the following circumstances:

(1) If it appears on the basis of facts not previously considered that the determination complained of was erroneous;

(2) If it appears that the determination complained of was based on a mistake in the determination of facts not previously considered; or

(3) If in the opinion of the Certifying Officer, a mis-interpretation of facts or of the law justified reconsideration of the decision.

The negative determination was based on the Department's findings that the subject firm does not produce an article, within the meaning of the Trade Act of 1974, as amended.

The request for reconsideration stated that services supplied by the subject workers shifted to a foreign country.

The petitioner did not supply facts not previously considered; nor provide additional documentation indicating that there was either (1) a mistake in the determination of facts not previously considered or (2) a misinterpretation of facts or of the law justifying reconsideration of the initial determination. Based on these findings, the Department determines that 29 CFR 90.18(c) has not been met.

#### **Conclusion**

After careful review of the application and investigative findings, I conclude that there has been no error or misinterpretation of the law or of the facts which would justify reconsideration of the Department of Labor's prior decision. Accordingly, the application is denied.

Signed in Washington, DC, this 15th day of May, 2014.

**Del Min Amy Chen,**

*Certifying Officer, Office of Trade Adjustment Assistance.*

[FR Doc. 2014-12054 Filed 5-23-14; 8:45 am]

**BILLING CODE 4510-FN-P**

## DEPARTMENT OF LABOR

### Employment and Training Administration

[TA-W-82,503]

#### **Ocwen Loan Servicing, LLC, a Subsidiary of Ocwen Financial Corporation, Including Former Workers of GMAC Mortgage, LLC, an Indirect Subsidiary of Residential Capital, LLC, Waterloo, Iowa; Notice of Revised Determination on Reconsideration**

On its own action, the Department reviewed the determination for GMAC Mortgage, LLC, an indirect subsidiary of Residential Capital, LLC, now Ocwen Loan Servicing, LLC, a subsidiary of Ocwen Financial Corporation, Waterloo, Iowa to clarify the worker group. Based on additional and updated information, worker group is clarified as Ocwen Loan Servicing, LLC, a subsidiary of Ocwen Financial Corporation, including former workers of GMAC Mortgage, LLC, an indirect subsidiary of Residential

Capital, LLC, Waterloo, Iowa (hereafter referred to as "Ocwen Loan Servicing, LLC" or "the subject firm"). The workers are engaged in activities related to the supply of mortgage loan services.

The worker group excludes workers totally or partially separated (or threatened with such separation) from the subject firm prior to February 15, 2013 (date of bankruptcy finalization).

Based on a careful review and clarification of previously-submitted information and additional information obtained during the reconsideration investigation, the Department determines that Section 222(a)(1) has been met because a significant number or proportion of the workers in Ocwen Loan Servicing, LLC have become totally or partially separated, or are threatened to become totally or partially separated and that Section 222(a)(2)(B) has been met because the workers' firm has shifted to a foreign country a portion of the supply of services like or directly competitive with the mortgage loan services supplied by the subject worker group, which contributed importantly to worker group separations at Ocwen Loan Servicing, LLC.

#### **Conclusion**

After careful review of previously-submitted facts and the additional facts obtained during the reconsideration investigation, I determine that workers Ocwen Loan Servicing, LLC, a subsidiary of Ocwen Financial Corporation, including former workers of GMAC Mortgage, LLC, an indirect subsidiary of Residential Capital, LLC, Waterloo, Iowa, who were engaged in employment related to the supply of mortgage loan services, meet the worker group certification criteria under Section 222(a) of the Act, 19 U.S.C. 2272(a). In accordance with Section 223 of the Act, 19 U.S.C. 2273, I make the following certification:

All workers of Ocwen Loan Servicing, LLC, a subsidiary of Ocwen Financial Corporation, including former workers of GMAC Mortgage, LLC, an indirect subsidiary of Residential Capital, LLC, Waterloo, Iowa, who became totally or partially separated from employment on or after February 15, 2013, through two years from the date of this certification, and all workers in the group threatened with total or partial separation from employment on date of certification through two years from the date of certification, 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 13th day of May, 2014.

**Del Min Amy Chen,**

*Certifying Officer, Office of Trade Adjustment Assistance.*

[FR Doc. 2014-12052 Filed 5-23-14; 8:45 am]

**BILLING CODE 4510-FN-P**

## DEPARTMENT OF LABOR

### Mine Safety and Health Administration

#### Petitions for Modification of Application of Existing Mandatory Safety Standards

**AGENCY:** Mine Safety and Health Administration, Labor.

**ACTION:** Notice.

**SUMMARY:** Section 101(c) of the Federal Mine Safety and Health Act of 1977 and 30 CFR part 44 govern the application, processing, and disposition of petitions for modification. This notice is a summary of petitions for modification submitted to the Mine Safety and Health Administration (MSHA) by the parties listed below to modify the application of existing mandatory safety standards codified in Title 30 of the Code of Federal Regulations.

**DATES:** All comments on the petitions must be received by the Office of Standards, Regulations and Variances on or before June 26, 2014.

**ADDRESSES:** You may submit your comments, identified by "docket number" on the subject line, by any of the following methods:

1. *Electronic Mail:* [zzMSHA-comments@dol.gov](mailto:zzMSHA-comments@dol.gov). Include the docket number of the petition in the subject line of the message.

2. *Facsimile:* 202-693-9441.

3. *Regular Mail or Hand Delivery:* MSHA, Office of Standards, Regulations and Variances, 1100 Wilson Boulevard, Room 2350, Arlington, Virginia 22209-3939, Attention: Sheila McConnell, Acting Director, Office of Standards, Regulations and Variances. Persons delivering documents are required to check in at the receptionist's desk on the 21st floor. Individuals may inspect copies of the petitions and comments during normal business hours at the address listed above.

MSHA will consider only comments postmarked by the U.S. Postal Service or proof of delivery from another delivery service such as UPS or Federal Express on or before the deadline for comments.

**FOR FURTHER INFORMATION CONTACT:** Barbara Barron, Office of Standards, Regulations and Variances at 202-693-9447 (Voice), [barron.barbara@dol.gov](mailto:barron.barbara@dol.gov)

(Email), or 202-693-9441 (Facsimile). [These are not toll-free numbers.]

#### SUPPLEMENTARY INFORMATION:

##### I. Background

Section 101(c) of the Federal Mine Safety and Health Act of 1977 (Mine Act) allows the mine operator or representative of miners to file a petition to modify the application of any mandatory safety standard to a coal or other mine if the Secretary of Labor determines that:

1. An alternative method of achieving the result of such standard exists which will at all times guarantee no less than the same measure of protection afforded the miners of such mine by such standard; or

2. That the application of such standard to such mine will result in a diminution of safety to the miners in such mine.

In addition, the regulations at 30 CFR 44.10 and 44.11 establish the requirements and procedures for filing petitions for modification.

##### II. Petitions for Modification

*Docket Number:* M-2014-015-C.

*Petitioner:* Luminant Mining Company, P.O. Box 1359, Tatum, Texas 75691.

*Mine:* Liberty Strip Mine, MSHA I.D. No. 41-04964, located in Rusk County, Texas.

*Regulation Affected:* 30 CFR 77.803 (Fail safe ground check circuits on high-voltage resistance grounded systems).

*Modification Request:* The petitioner requests a modification of the existing standard to permit an alternative method of compliance when the boom/mast is raised or lowered during necessary repairs. The petitioner states that:

(1) Some stages of assembly/disassembly of draglines require special consideration when the boom/mast is raising/lowering into position.

(2) The boom is raised/lowered utilizing the on-board motor generator sets. This process is critical because during this time, power to the machine, as much as possible, must not be interrupted. Power loss may result in the boom becoming uncontrolled and falling, and could injure workers. To address this condition, the petitioner proposes to use the following guidelines to help prevent loss of power to the machine. This procedure only addresses raising/lowering the boom of draglines utilizing the machine's electrical onboard motor generator sets. It does not replace other mechanical precautions or the requirements of 30 CFR 77.405(b) that are necessary to safely secure booms/masts during

construction or maintenance procedures.

(3) The operator/contractor will develop and implement written procedures that will:

(a) Limit the number of persons needed on board the machine during the boom/mast raising/lowering. Only those persons critical to performing necessary functions will be permitted on board the machine.

(b) Explain the methods to be used to prevent off-board persons from contacting the frame cable of the machine. The area around the machine will be roped off or guarded.

(c) Prohibit other work activities in close proximity to the machine during the boom/mast operation.

(d) Establish a responsible person(s) at the work site who is familiar with all the requirements and is able to communicate at all times with the qualified person(s) at the substation. The responsible person(s) must remain at the work site during the boom/mast raising/lowering.

(e) Ensure that all persons involved with the boom/mast raising/lowering are familiar with the safety precautions.

(4) An MSHA-qualified electrician will complete an examination of all electrical components that will be energized during the boom raising/lowering process. The examination will be done within 2 hours prior to the boom raising/lowering process. A record of the examination will be made available for review. The machine will be deenergized to perform this examination.

(5) After the examination has been completed, electrical components necessary to complete the boom raising/lowering process will be energized to assure they are operating properly as determined by the MSHA-qualified electrician.

(6) The ground fault and ground check circuits may be disabled provided:

(a) The internal ground conductor of the trailing cable has been tested and is continuous from the frame of the dragline to the grounding resistor located at the substation. Utilizing the ground check circuit and disconnecting the pilot circuit and the machine frame and verifying the circuit breaker cannot be closed will be an acceptable test. Resistance measurements can also be used to assure the ground conductor is continuous. The grounding resistor will be tested to assure it is properly connected and is not open or shorted;

(b) Normal short circuit protection will be provided at all times. The overcurrent relay setting may be