

**DEPARTMENT OF LABOR**

**Employment and Training Administration**

[TA-W-55,004]

**Solutia, Inc. Performance Products Division, Anniston, AL; Notice of Revised Determination on Reconsideration**

By letter dated July 28, 2004 a company official requested administrative reconsideration regarding the Department's Negative Determination Regarding Eligibility to Apply for Worker Adjustment Assistance, applicable to the workers of the subject firm.

The initial investigation resulted in a negative determination signed on June 21, 2004 was based on the finding that imports of parantrophenol did not contribute importantly to worker separations at the subject plant and no shift of production to a foreign source occurred. The denial notice was published in the **Federal Register** on August 3, 2004 (69 FR 46574).

To support the request for reconsideration, the company official supplied additional information. Upon further review and contact with the subject firm's major customer, it was revealed that the customer significantly increased its import purchases of parantrophenol while decreasing its purchases from the subject firm during the relevant period. The imports accounted for a meaningful portion of the subject plant's lost sales and production.

*Conclusion:* After careful review of the additional facts obtained on reconsideration, I conclude that increased imports of articles like or directly competitive with those

produced at Solutia, Inc., Performance Products Division, Anniston, Alabama, contributed importantly to the declines in sales or production and to the total or partial separation of workers at the subject firm. In accordance with the provisions of the Act, I make the following certification:

"All workers of Solutia, Inc., Performance Products Division, Anniston, Alabama, who became totally or partially separated from employment on or after May 28, 2003 through two years from the date of this certification, are eligible to apply for adjustment assistance under Section 223 of the Trade Act of 1974."

Signed in Washington, DC this 5th day of August 2004.

**Elliott S. Kushner,**

*Certifying Officer, Division of Trade Adjustment Assistance.*

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Signed at Washington, DC this 2nd day of July 2004.

**Elliott S. Kushner,**

*Certifying Officer, Division of Trade Adjustment Assistance.*

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**MERIT SYSTEMS PROTECTION BOARD**

**Agency Information Collection Activities; Proposed Collection**

**AGENCY:** Merit Systems Protection Board.

**ACTION:** Notice.

**SUMMARY:** In compliance with the Paperwork Reduction Act (44 U.S.C. 3501 *et. seq.*), this notice announces that the Merit Systems Protection Board (MSPB) request for a three-year renewal of its Generic Clearance Request for Voluntary Customer Surveys under Executive Order 12862, "Setting Customer Service Standards," and in accord with 44 U.S.C. 3506 has been forwarded to the Office of Management and Budget (OMB) for review and comment. Surveys under this approval are assigned OMB Control Number 3124-0012.

In this regard, we are soliciting comments on the public reporting burden. The reporting burden for the collection of information on this form is estimated to vary from 5 minutes to 30 minutes per response, with an average of 15 minutes, including time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information.

**DEPARTMENT OF LABOR**

**Employment and Training Administration**

[TA-W-55,270]

**Niagara Mohawk Power Corporation, Batavia, NY, and Other Locations in Western NY; Notice of Termination of Investigation**

Pursuant to Section 221 of the Trade Act of 1974, as amended, an investigation was initiated on July 19, 2004, in response to a worker petition filed by a county official on behalf of workers at Niagara Mohawk Power Corporation, Batavia, New York, and other locations in western New York.

The petitioner has requested that the petition be withdrawn. Consequently, the investigation has been terminated.

**ESTIMATED ANNUAL REPORTING BURDEN**

5 CFR section	Annual number of respondents	Frequency per response	Total annual responses	Hours per response (average)	Total hours
1201 and 1209 .....	2,000	1	1,500	.25	375

Send comments regarding the burden estimate, or any other aspect of the information collection, including suggestions for reducing the burden, to the address shown below. Please refer to OMB Control No. 3124-0012 in any correspondence.

**DATES:** Comments must be received on or before September 16, 2004.

**ADDRESSES:** Comments concerning the paperwork burden should be addressed to Dr. DeeAnn Batten, Merit Systems

Protection Board, 1615 M Street, NW., Washington, DC 20419, by e-mail to [deeann.batten@mspb.gov](mailto:deeann.batten@mspb.gov), or by calling (202) 653-6772, ext. 1411, and to the Office of Information and Regulatory Affairs, Office of Management and Budget, Attention: Desk Officer for

MSPB, 725-17th Street NW., Washington, DC 20503.

**Bentley M. Roberts, Jr.**

*Clerk of the Board.*

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