

Indiana. The notice was published in the **Federal Register** on May 9, 2007 (72 FR 26424).

At the request of the State agency, the Department reviewed the certification for workers of the subject firm. The workers are engaged in the production of evaporators and radiators/heat exchanges for the automotive industry.

The investigation revealed that the leased workers of the above listed firms were contracted to work on-site at the Connersville, Indiana location of Visteon Systems, LLC Climate Control Division. These workers provided a variety of functions supporting the production of evaporators and radiator/heat exchange units manufactured at the subject firm. The Department has determined that the above listed on-site worker groups are in support of the production of evaporators and radiator/heat exchange units at the subject firm and are sufficiently under the control of the subject firm.

Since the workers of Visteon Systems, LLC, Climate Control Division, Evaporators and Radiator/Heat Exchange, Connersville, Indiana are certified eligible to apply for ATAA, the Department is extending that eligibility to the employees of the above listed firms working on-site at the subject firm.

The intent of the Department's certification is to include all workers employed at Visteon Systems, LLC, Climate Control Division, Evaporators and Radiator/Heat Exchange, Connersville, Indiana who were adversely affected by a shift in production to Mexico.

The amended notice applicable to TA-W-61,157 is hereby issued as follows:

"Workers of Visteon Systems, LLC, Climate Control Division, Evaporators, Connersville, Indiana (TA-W-61,157) and Visteon Systems, LLC Climate Control Division, Radiator/Heat Exchange, Connersville, Indiana (TA-W-61,157A), including on-site leased workers from CDI-IT Services and Synova, employed through IBM Corporation, Securitas Security Services USA, Inc., Premier Mfg. Services, KleenAway Services, Waste Management Upstream, PMI, Inc., Pitney Bowes and CNC Logistics, who became totally or partially separated from employment on or after March 19, 2006 through April 23, 2009, are eligible to apply for adjustment assistance under section 223 of the Trade Act of 1974, and are also eligible to apply for alternative trade adjustment assistance under section 246 of the Trade Act of 1974."

Signed at Washington, DC, this 26th day of July, 2007.

Elliott S. Kushner,

Certifying Officer, Division of Trade Adjustment Assistance.

[FR Doc. E7-15005 Filed 8-1-07; 8:45 am]

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DEPARTMENT OF LABOR

Employment and Training Administration

[TA-W-61,813]

Wyeth Pharmaceuticals; Rouses Point, NY; Notice of Termination of Investigation

Pursuant to Section 221 of the Trade Act of 1974, an investigation was initiated on July 11, 2007 in response to a worker petition filed by a company official on behalf of workers at Wyeth Pharmaceuticals, Rouses Point, New York.

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

Signed at Washington, DC, this 26th day of July, 2007.

Richard Church,

Certifying Officer, Division of Trade Adjustment Assistance.

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DEPARTMENT OF LABOR

Employment and Training Administration

Labor Certification for the Permanent Employment of Aliens in the United States; Establishment of E-Mail Address for Receipt of Reports of Potential Non-Compliance

AGENCY: Employment and Training Administration, Labor.

ACTION: Notice.

SUMMARY: The Department of Labor (DOL or Department) is publishing an e-mail address for the receipt and processing of reports of potential violations of its recently published Final Rule seeking to protect the integrity of the permanent labor certification program and reduce incentives for fraud and abuse.

FOR FURTHER INFORMATION CONTACT: William L. Carlson, Administrator, Office of Foreign Labor Certification, 200 Constitution Avenue, NW., Washington, DC 20210; telephone (202) 693-3010 (this is not a toll-free number). Individuals with hearing or

speech impairments may access the telephone number above via TTY by calling the toll-free Federal Information Relay Service at (800) 877-8339.

SUPPLEMENTARY INFORMATION: On May 17, 2007, the Department published a Final Rule to protect the integrity of the permanent labor certification program, to reduce the incentives and opportunities for fraud, and to further fulfill the Department's statutory obligation to protect the wages and working conditions of U.S. workers. 72 FR 27904 (May 17, 2007). As part of that Rule, the Department informed the public it was considering the establishment of a toll-free telephone number, or development of other means, to receive reports on potential non-compliance with the Final Rule's provisions.

The Department continues its consideration of a toll-free number, and has determined that as an initial matter, employers, foreign workers, U.S. workers, and others who wish to submit information on potential violations may do so through an e-mail box: laborcert.fraud@dol.gov.

This box will be monitored for reports of alleged non-compliance with the regulations governing the permanent labor certification program. The Employment and Training Administration will determine an appropriate course of action for each report, and may refer individual inquiries to DOL's Employment Standards Administration, the DOL Office of Inspector General, the Department of Homeland Security, and/or other authorities. If appropriate, DOL may determine that no response is required.

Signed at Washington, DC, this 30 day of July, 2007.

Emily Stover Derocco,

Assistant Secretary, Employment and Training Administration.

[FR Doc. E7-14989 Filed 8-1-07; 8:45 am]

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NUCLEAR REGULATORY COMMISSION

[Docket No. 50-390]

Tennessee Valley Authority; Notice of Withdrawal of Application for Amendment to Facility Operating License

The U.S. Nuclear Regulatory Commission (the Commission) has granted the request of the Tennessee Valley Authority (the licensee) to withdraw its May 8, 2006, application for proposed amendment to Facility

Operating License No. NPF-90 for the Watts Bar Nuclear Plant, Unit No. 1, located in Rhea County, Tennessee.

The proposed amendment would have revised the Technical Specifications to increase the temperature limit of the ultimate heat sink.

The Commission had previously issued a Notice of Consideration of Issuance of Amendment published in the **Federal Register** on May 23, 2006 (71 FR 29681). However, by letter dated July 20, 2007, the licensee withdrew the proposed change.

For further details with respect to this action, see the application for amendment dated May 8, 2006, and the licensee's letter dated July 20, 2007, which withdrew the application for license amendment. Documents may be examined, and/or copied for a fee, at the NRC's Public Document Room (PDR), located at One White Flint North, Public File Area O1 F21, 11555 Rockville Pike (first floor), Rockville, Maryland. Publicly available records will be accessible electronically from the Agency-wide Documents Access and Management Systems (ADAMS) Public Electronic Reading Room on the internet at the NRC Web site, <http://www.nrc.gov/reading-rm.html>. Persons who do not have access to ADAMS or who encounter problems in accessing the documents located in ADAMS should contact the NRC PDR Reference staff by telephone at 1-800-397-4209, or 301-415-4737 or by e-mail to pdrc@nrc.gov.

Dated at Rockville, Maryland, this 26th day of July 2007.

For the Nuclear Regulatory Commission.

Brendan T. Moroney,

Project Manager, Plant Licensing Branch II-2, Division of Operating Reactor Licensing, Office of Nuclear Reactor Regulation.

[FR Doc. E7-15047 Filed 8-1-07; 8:45 am]

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NUCLEAR REGULATORY COMMISSION

[EA-06-266, 06-278]

In the Matter of University of Pittsburgh; Confirmatory Order (Effective Immediately)

I

University of Pittsburgh (UPitt or licensee) is the holder of Byproduct Material License 37-00245-09 issued by the Nuclear Regulatory Commission (NRC or Commission) pursuant to 10 CFR Part 30. License No. 37-00245-09 was originally issued on February 5,

1987, and is due to expire on May 31, 2015.

II

On March 10, 2005, and March 23, 2006, the NRC Office of Investigations (OI) initiated investigations (OI Case Nos. 1-2005-008 and 1-2006-023) to determine whether UPitt willfully violated the physical presence requirements on March 4, 2005, and whether a neurosurgeon had willfully entered the authorized user's (AU) initials on written directives without the AU's knowledge or consent. The investigations were completed on June 15, 2006 and October 10, 2006. Based on a March 5, 2005, visit to the UPitt Medical Center Gamma Knife facility and the investigations, the NRC informed UPitt, in a letter dated February 27, 2007, that three apparent violations were being considered for escalated enforcement action in accordance with the NRC Enforcement Policy. To address the three apparent violations, the February 27, 2007, letter offered UPitt a choice to (1) Attend a Predecisional Enforcement Conference (PEC), or (2) request Alternative Dispute Resolution (ADR) with the NRC in an attempt to resolve any disagreement on whether a violation occurred, the appropriate enforcement action, and the appropriate corrective actions.

III

Subsequent to the NRC's identification of the apparent violations, UPitt took several actions to assure that these events would not recur. These actions included: (1) Ensuring that an Authorized Medical Physicist (AMP) and an AU are present during each GSR treatment; (2) issuance of a procedure for physical presence requirements and posting it at each GSR unit; and, (3) hiring another AMP.

Also, in response to the NRC's February 27, 2007 letter, UPitt requested the use of ADR to resolve the apparent violations and pending enforcement action. ADR is a process in which a neutral mediator, with no decision-making authority, assists the NRC and UPitt to resolve any disagreements on whether a violation occurred, the appropriate enforcement action, and the appropriate corrective actions. At UPitt's request, an ADR session was held in the Region I Office in King of Prussia, PA on May 17, 2007, between UPitt and the NRC. This ADR session was mediated by a professional mediator, arranged through Cornell University's Institute of Conflict Management. Based on the discussion during the ADR session, a settlement agreement was reached regarding this

matter. The elements of the settlement agreement are as follows:

1. As noted in an NRC letter dated February 27, 2007, based on an NRC inspection and NRC investigations, the NRC identified three apparent violations of NRC requirements at the University of Pittsburgh Medical Center Gamma Knife facility. The first apparent violation, which involved a failure to meet physical presence requirements described in 10 CFR 35.615(f)(3), included three examples, two of which involved willfulness. The examples included: (1) A March 4, 2005, failure to meet physical presence requirements in that a GSR treatment was conducted without the continuous physical presence of an AMP; (2) multiple incidents between May 13, 2004 and March 10, 2005, when two neurosurgeons, in careless disregard of NRC regulations, initiated GSR treatments in separate suites with only one AMP available to meet physical presence requirements; and, (3) a February 22, 2005, incident when one neurosurgeon willfully initiated a treatment without a written directive signed by an AU and without the physical presence of an AU. The second apparent violation involved licensee management's failure to ensure that GSR activities met NRC requirements, as required by 10 CFR 35.24(b). The third apparent violation involved multiple occasions when a neurosurgeon recorded the Radiation Therapist's initials on the GSR written directive, causing the licensee to violate 10 CFR 35.32. In the NRC February 27, 2007 letter, the NRC noted that it had not determined that violations had occurred or that enforcement should be taken, and the NRC offered the licensee an opportunity to attend a PEC prior to making an enforcement decision. In the alternative, the NRC offered the licensee the opportunity to attend an ADR mediation session to resolve these matters.

2. As a result of an ADR mediation session conducted on May 17, 2007, the licensee and the NRC agreed to final disposition of this matter by way of a single violation of the regulatory requirements in 10 CFR 35.24(b). Specifically, the licensee through the Radiation Safety Officer: (a) Failed to ensure from May 13, 2004 through March 10, 2005, the physical presence requirements of 10 CFR 35.615(f)(3) were consistently met; and (b) failed to ensure between 1998 and 2000 that written directives were consistently signed by all three members of the Gamma Knife team prior to administration of GSR treatments in accordance with 10 CFR 35.32. The NRC