

Signed at Washington, DC this 18th day of July 2007.

**Elliott S. Kushner,**

*Certifying Officer, Division of Trade Adjustment Assistance.*

[FR Doc. E7-14421 Filed 7-25-07; 8:45 am]

**BILLING CODE 4510-FN-P**

## DEPARTMENT OF LABOR

### Employment and Training Administration

[TA-W-53,648]

#### International Business Machines Corporation Tulsa, OK; Certification Regarding Eligibility To Apply for Alternative Trade Adjustment Assistance

The Department adopted a new interpretation regarding the Alternative Trade Adjustment Assistance (ATAA) program in order to provide equitable access to ATAA for worker groups whose petitions for Trade Adjustment Assistance (TAA) were still in process at the time of implementation of the ATAA program on August 6, 2003 or used an obsolete petition form that did not allow the petitioners to indicate whether or not they wished to request ATAA certification. Under this new interpretation, worker groups covered by the certification of a TAA petition that was in process on August 6, 2003 may request ATAA consideration for the TAA certified worker group. In addition, certified worker groups who filed TAA petitions after that date may also request ATAA if the petition did not include an option to apply for ATAA. The request must be made to the Department and may be made by anyone who was entitled to file the original petition under section 221(a)(1) of the Trade Act of 1974, as amended.

By letter dated June 4, 2007, five workers requested ATAA consideration for workers and former workers of International Business Machines Corporation, Tulsa, Oklahoma (subject firm) who are eligible to apply for TAA under petition TA-W-53,648.

In order for the Department to issue a certification of eligibility to apply for ATAA for the subject workers, the group eligibility requirements of section 246(a)(3)(A) of the Trade Act—(1) a significant number of adversely affected workers age 50 or over; (2) whether workers possess skills that are easily transferable; and (3) whether competitive conditions within the workers' industry are adverse—must be met. The Department has determined in this case that the requirements have been met.

The investigation revealed that at least five percent of the workforce at the subject firm is at least fifty years of age; that the subject worker group possesses skills that are not easily transferable; and that competitive conditions within the accounting industry are adverse.

#### Conclusion

After careful review of the facts obtained on investigation, I conclude that the requirements of section 246(a)(3)(A) of the Trade Act of 1974, as amended, have been met for workers at the subject firm.

In accordance with the provisions of the Act, I make the following certification:

All workers of International Business Machines Corporation, Tulsa, Oklahoma, who became totally or partially separated from employment on or after November 26, 2002 through May 2, 2009, are eligible to apply for alternative trade adjustment assistance under section 246 of the Trade Act of 1974, as amended.

Signed in Washington, DC, this 20th day of July 2007.

**Elliott S. Kushner,**

*Certifying Officer, Division of Trade Adjustment Assistance.*

[FR Doc. E7-14418 Filed 7-25-07; 8:45 am]

**BILLING CODE 4510-FN-P**

## DEPARTMENT OF LABOR

### Employment and Training Administration

[TA-W-61,751]

#### Tyco Electronics Corporation; Reading, PA; Notice of Termination of Investigation

Pursuant to Section 221 of the Trade Act of 1974, as amended, an investigation was initiated on June 26, 2007 in response to a worker petition filed by a company official on behalf of workers of Tyco Electronics Corporation, Reading, Pennsylvania.

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

Signed at Washington, DC this 17th day of July 2007.

**Richard Church,**

*Certifying Officer, Division of Trade Adjustment Assistance.*

[FR Doc. E7-14422 Filed 7-25-07; 8:45 am]

**BILLING CODE 4510-FN-P**

## DEPARTMENT OF LABOR

### Mine Safety and Health Administration

#### Notice of Affirmative Decisions on Petitions for Modification Granted in Whole or in Part

**AGENCY:** Mine Safety and Health Administration (MSHA), Labor.

**SUMMARY:** The Mine Safety and Health Administration (MSHA) enforces mine operator compliance with mandatory safety and health standards that protect miners and improve safety and health conditions in U.S. Mines. This **Federal Register** Notice (FR Notice) notifies the public that it has investigated and issued a final decision on certain mine operator petitions to modify a safety standard.

**ADDRESSES:** Copies of the final decisions are posted on MSHA's Web Site at <http://www.msha.gov/indexes/petition.htm>. The public may inspect the petitions and final decisions during normal business hours in MSHA's Office of Standards, Regulations, and Variances, 1100 Wilson Boulevard, Room 2349, Arlington, Virginia 22209. All visitors must first stop at the receptionist desk on the 21st Floor to sign-in.

**FOR FURTHER INFORMATION CONTACT:** Edward Sexauer, Chief, Regulatory Development Division at 202-693-9444 (Voice), [sexauer.edward@dol.gov](mailto:sexauer.edward@dol.gov) (e-mail), or 202-693-9441 (Telefax), or Barbara Barron at 202-693-9447 (Voice), [barron.barbara@dol.gov](mailto:barron.barbara@dol.gov) (e-mail), or 202-693-9441 (Telefax). [These are not toll-free numbers].

#### SUPPLEMENTARY INFORMATION:

##### I. Introduction

Under section 101 of the Federal Mine Safety and Health Act of 1977, a mine operator may petition and the Secretary of Labor (Secretary) may modify the application of a mandatory safety standard to that mine if the Secretary determines that: (1) An alternative method exists that will guarantee no less protection for the miners affected than that provided by the standard; or (2) that the application of the standard will result in a diminution of safety to the affected miners.

MSHA bases the final decision on the petitioner's statements, any comments and information submitted by interested persons, and a field investigation of the conditions at the mine. In some instances, MSHA may approve a petition for modification on the condition that the mine operator complies with other requirements noted in the decision.

**II. Granted Petitions for Modification**

On the basis of the findings of MSHA's investigation, and as designee of the Secretary, MSHA has granted or partially granted the following petitions for modification:

- *Docket Number:* M-2005-076-C.  
*FR Notice:* 70 FR 75221 (December 19, 2005).

*Petitioner:* Blue Mountain Energy, Inc., 3607 County Road #65, Rangely, Colorado 81648.

*Mine:* Deserado Mine, MSHA I.D. No. 05-03505.

*Regulation Affected:* 30 CFR 75.312(c) (Main mine fan examinations and records).

- *Docket Number:* M-2005-086-C.  
*FR Notice:* 71 FR 3890 (January 24, 2006).

*Petitioner:* Bear Gap Coal Company, Box 64 Kushwa Road, Spring Glen, Pennsylvania.

*Mine:* Bear Gap Coal Company No. 6 Slope Mine, MSHA I.D. No. 36-09296.

*Regulation Affected:* 30 CFR 49.2(b) (Availability of mine rescue teams).

- *Docket Number:* M-2006-001-C.  
*FR Notice:* 71 FR 3890 (January 24, 2006).

*Petitioner:* Oxbow Mining, LLC, P.O. Box 535, 3737 Highway 133, Somerset, Colorado 81434.

*Mine:* Elk Creek Mine, MSHA I.D. No. 05-04674.

*Regulation Affected:* 30 CFR 75.1726(a) (Performing work from a raised position; safeguards).

- *Docket Number:* M-2006-010-C.  
*FR Notice:* 71 FR 28714 (May 17, 2006).

*Petitioner:* Six M Coal Company, 647 South Street, Lykens, Pennsylvania 17048.

*Mine:* No. 1 Slope Mine, MSHA I.D. No. 36-09138.

*Regulation Affected:* 30 CFR 49.2(b) (Availability of mine rescue teams).

- *Docket Number:* M-2006-011-C.  
*FR Notice:* 71 FR 28714 (May 17, 2006).

*Petitioner:* Six M Coal Company, 647 South Street, Lykens, Pennsylvania 17048.

*Mine:* No. 1 Slope Mine, MSHA I.D. No. 36-09138.

*Regulation Affected:* 30 CFR 75.1202-1(a) (Temporary notations, revisions, and supplements).

- *Docket Number:* M-2006-037-C.  
*FR Notice:* 71 FR 56178 (September 26, 2006).

*Petitioner:* Ohio County Coal Company, 19050 Highway 1078 South, Henderson, Kentucky 42420.

*Mine:* Freedom Mine, MSHA I.D. No. 15-17587.

*Regulation Affected:* 30 CFR 75.1101-1(b) (Deluge-type water spray systems).

- *Docket Number:* M-2006-041-C.  
*FR Notice:* 71 FR 56179 (September 26, 2006).

*Petitioner:* Orchard Coal Company, 214 Vaux Road, Tremont, Pennsylvania 17981.

*Mine:* Orchard Slope Mine, MSHA I.D. No. 36-08346.

*Regulation Affected:* 30 CFR 75.360 (Preshift examination at fixed intervals).

- *Docket Number:* M-2006-085-C.  
*FR Notice:* 72 FR 8204 (February 23, 2007).

*Petitioner:* Drummond Company, Inc., P.O. Box 10236, Birmingham, Alabama 35202.

*Mine:* Shoal Creek Mine, MSHA I.D. No. 01-02901.

*Regulation Affected:* 30 CFR 75.1101-1(b) (Deluge-type water spray systems).

- *Docket Number:* M-2005-005-M.  
*FR Notice:* 70 FR 48985 (August 22, 2005).

*Petitioner:* Phelps Dodge Bagdad, Inc., P.O. Box 245, Bagdad, Arizona 86321.

*Mine:* Phelps Dodge Bagdad, Inc. Mine, MSHA I.D. No. 02-00137.

*Regulation Affected:* 30 CFR 56-6309(b) (Fuel oil requirements for ANFO).

- *Docket Number:* M-2005-006-M.  
*FR Notice:* 70 FR 52449 (September 2, 2005).

*Petitioner:* Chino Mines Company, P.O. Box 7, Hurley, New Mexico 88043.

*Mine:* Chino Mine, MSHA I.D. No. 29-00708.

*Regulation Affected:* 30 CFR 56.6309 (Fuel oil requirements for ANFO).

- *Docket Number:* M-2006-001-M.  
*FR Notice:* 71 FR 13433 (March 15, 2007).

*Petitioner:* FMC Corporation, Box 872, Green River, Wyoming 82935.

*Mine:* FMC Westvaco Mine, MSHA I.D. No. 48-00152.

*Regulation Affected:* 30 CFR 57.22305 (Approved equipment (III mines)).

- *Docket Number:* M-2006-002-M.  
*FR Notice:* 71 FR 17145 (April 5, 2006).

*Petitioner:* Phelps Dodge Sierrita, Inc., 6200 W. Duval Mine Road, Green Valley, Arizona 85614.

*Mine:* Phelps Dodge Sierrita, Inc. Mine, MSHA I.D. No. 02-001447.

*Regulation Affected:* 30 CFR 5609 (Fuel oil requirements for ANFO).

- *Docket Number:* M-2006-005-M.  
*FR Notice:* 71 FR 56175 (September 26, 2006).

*Petitioner:* Round Mountain Gold Corporation, P.O. Box 480, Round Mountain, Nevada 89045.

*Mine:* Smoky Valley Common Operation, MSHA I.D. No. 26-00594).

*Regulation Affected:* 30 CFR 56-6309(b) (Fuel oil requirements for ANFO).

- *Docket Number:* M-2006-016-M.

*FR Notice:* 72 FR 8204 (February 23, 2007).

*Petitioner:* Phelps Dodge Morenci, Inc., 4521 U.S. Highway 191, Morenci, Arizona 85540.

*Mine:* Morenci Mine, MSHA I.D. No. 02-00024.

*Regulation Affected:* 30 CFR 56.6309(b) (Fuel oil requirements for ANFO).

Dated: July 20, 2007.

**Jack Powasnik,**

*Acting Deputy Director, Office of Standards, Regulations, and Variances.*

[FR Doc. E7-14445 Filed 7-25-07; 8:45 am]

**BILLING CODE 4510-43-P**

**NATIONAL SCIENCE FOUNDATION****National Science Board ad hoc Committee on Nominations for the Class of 2008-2014; Sunshine Act Meetings; Notice**

The National Science Board's *ad hoc* Committee on Nominations for the class of 2008-2014, pursuant to NSF regulations (45 CFR part 614), the National Science Foundation Act, as amended (42 U.S.C. 1862n-5), and the Government in the Sunshine Act (5 U.S.C. 552b), hereby gives notice in regard to the scheduling of meetings for the transaction of National Science Board business and other matters specified, as follows:

*Date and Time:* Thursday, July 26, 2007 at 12 Noon.

*Subject Matter:* Discussion of candidates for the National Science Board Membership for the term 2008-2014.

*Status:* Closed.

This meeting will be held by teleconference originating at the National Science Board Office, National Science Foundation, 4201 Wilson Blvd., Arlington, VA 22230. Please refer to the National Science Board Web site (<http://www.nsf.gov/nsb>) for information or schedule updates, or contact: Ann Noonan, National Science Board Office, 4201 Wilson Blvd., Arlington, VA 22230. Telephone: (703) 292-7000.

**Russell Moy,**

*Attorney-Advisor.*

[FR Doc. E7-14523 Filed 7-25-07; 8:45 am]

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