

Form Number: OJP FORM 4587/1.  
Office of Justice Programs.

(4) *Affected public who will be asked or required to respond, as well as a brief abstract: Primary:* State, local or tribal government. *Other:* Federal government, individuals or households, not-for-profit institutions. The Uniform Administrative Requirements for Grants and Cooperative Agreements—28 CFR part 66, and OMB Circular A-100—authorizes the Department of Justice to collect information from grantees to report on project activities and accomplishments. Grantees that are recipients of a discretionary grant, as well as some formula grants, are required by OJP to report project activities and accomplishments by submitting Categorical Assistance Progress Reports. These reports are expected to include details regarding the stage of project development and data regarding accomplishments to date.

(5) *An estimate of the total number of respondents and the amount of time estimated for an average respondent to respond/reply:* It is estimated that 10,366 respondents will take approximately two hours to complete each semi-annual submission of the Categorical Assistance Progress Report for a total of four hours annually per grantee.

(6) *An estimate of the total public burden (in hours) associated with the collection:* There are an estimated 44,164 total annual burden hours associated with this collection.

*If additional information is required contact:* Brenda E. Dyer, Department Clearance Officer, United States Department of Justice, Justice Management Division, Policy and Planning Staff, Patrick Henry Building, Suite 1600, 601 D Street, NW., Washington, DC 20530.

Dated: March 22, 2005.

**Brenda E. Dyer,**

*Department Clearance Officer, Department of Justice.*

[FR Doc. 05-6020 Filed 3-25-05; 8:45 am]

**BILLING CODE 4410-18-P**

## DEPARTMENT OF LABOR

### Employment and Training Administration

[TA-W-53,129]

**Bayer Pharmaceuticals Corporation Pharmaceutical Division, West Haven, CT; Including Employees of Bayer Pharmaceuticals Corporation, Pharmaceutical Division, West Haven, CT, Located in the Following States: TA-W-53,129QQ Delaware, TA-W-53,129RR Iowa, TA-W-53,129SS Maine, TA-W-53,129TT Nebraska, TA-W-53,129UU Vermont, TA-W-53,129VV District Of Columbia**

#### Amended Notice of Certification Regarding Eligibility To Apply for Worker Adjustment Assistance

In accordance with Section 223 of the Trade Act of 1974 (19 U.S.C. 2273) the Department of Labor issued a Notice of Certification Regarding Eligibility to Apply for Worker Adjustment Assistance on October 24, 2003, applicable to workers of Bayer Pharmaceuticals Corporation, Pharmaceutical Division, West Haven, Connecticut. The notice was published in the **Federal Register** on November 28, 2003 (68 FR 66878). The certification was amended on February 1, 2005 to include workers of the West Haven, Connecticut facility of the subject firm located in many states throughout the United States. The notice was published in the **Federal Register** on February 22, 2005 (70 FR 8636-8637).

At the request of the State agency, the Department reviewed the certification for workers of the subject firm. New information shows that workers were separated involving employees of the West Haven, Connecticut facility of Bayer Pharmaceuticals Corporation, Pharmaceutical Division located in the above mentioned states. These employees provided sales support services for the production of pharmaceutical products at the West Haven, Connecticut location of the subject firm.

Based on these findings, the Department is amending this certification to include employees of the West Haven, Connecticut facility of Bayer Pharmaceuticals Corporation, Pharmaceutical Division, located in the above mentioned states.

The intent of the Department's certification is to include all workers of Bayer Pharmaceuticals Corporation, Pharmaceutical Division, West Haven, Connecticut, who were adversely affected by increased imports.

The amended notice applicable to TA-W-53,129 is hereby issued as follows:

“All workers of Bayer Pharmaceuticals Corporation, Pharmaceutical Division, West Haven, Connecticut (TA-W-53,129), including employees of Bayer Pharmaceuticals Corporation, Pharmaceutical Division, West Haven, Connecticut, located in the following states: Delaware (TA-W-53,129QQ), Iowa (TA-W-53,129RR), Maine (TA-W-53,129SS), Nebraska (TA-W-53,129TT), Vermont (TA-W-53,129UU) and District of Columbia (TA-W-53,129VV), who became totally or partially separated from employment on or after October 1, 2002, through October 24, 2005, are eligible to apply for adjustment assistance under Section 223 of the Trade Act of 1974.”

Signed at Washington, DC this 14th day of March 2005.

**Richard Church,**

*Certifying Officer, Division of Trade Adjustment Assistance.*

[FR Doc. E5-1355 Filed 3-25-05; 8:45 am]

**BILLING CODE 4510-30-P**

## DEPARTMENT OF LABOR

### Employment and Training Administration

#### Investigations Regarding Certifications of 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 Division 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, Division of Trade Adjustment Assistance, at the address shown below, not later than April 7, 2005.

Interested persons are invited to submit written comments regarding the subject matter of the investigations to the Director, Division of Trade Adjustment Assistance, at the address

shown below, not later than April 7, 2005.

The petitions filed in this case are available for inspection at the Office of the Director, Division of Trade

Adjustment Assistance, Employment and Training Administration, U.S. Department of Labor, Room C-5311, 200 Constitution Avenue, NW., Washington, DC 20210.

Signed at Washington, DC this 11th day of March 2005.

**Timothy Sullivan,**  
Director, Division of Trade Adjustment Assistance.

## APPENDIX

[Petitions instituted between 02/14/2005 and 02/25/2005]

TA-W	Subject firm (petitioners)	Location	Date of institution	Date of petition
56,566	Black and Decker (Comp)	Jackson, TN	02/14/2005	02/11/2005
56,567	Kellwood Company—KMRO (Comp)	Rutherford, TN	02/14/2005	02/10/2005
56,568	Cleyn and Tinker International, Inc. (Comp)	Malone, NY	02/14/2005	02/07/2005
56,569	Wickers Sportswear, Inc. (Comp)	Selmer, TN	02/14/2005	02/07/2005
56,570	Penn Mould Industries, Inc. (USWA)	Washington, PA	02/14/2005	02/10/2005
56,571	Graham Packaging Plastic Products, Inc. (State)	La Mirada, CA	02/14/2005	02/10/2005
56,572	Hickory Finishing, Inc. (Comp)	Hickory, NC	02/14/2005	02/12/2005
56,573	Charleston Hosiery, Inc. (Comp)	Biscoe, NC	02/14/2005	02/14/2005
56,574	Skillsoft (NPW)	Nashua, NH	02/14/2005	01/31/2005
56,575	Elger Industries, Inc. (Wkrs)	Verona, MS	02/14/2005	02/04/2005
56,576	Danaher Tool Group (Comp)	Springfield, MA	02/15/2005	02/14/2005
56,577	Becton Dickinson and Company (Comp)	Seneca, SC	02/15/2005	02/15/2005
56,578	GE Security (State)	Arden Hills, MN	02/15/2005	02/14/2005
56,579	Bulkflit (UNITE)	Carpentersville, IL	02/15/2005	02/01/2005
56,580	Milliken & Company (Comp)	Blacksburg, SC	02/15/2005	02/11/2005
56,581	General Aluminum Manufacturing Company (GMP)	Cedarburg, WI	02/16/2005	02/15/2005
56,582	TI Automotive (Comp)	Normal, IL	02/16/2005	02/15/2005
56,583	Agilent Technologies (State)	Loveland, CO	02/16/2005	02/14/2005
56,584	Valeo Electrical Systems, Inc. (IUECWA)	Rochester, NY	02/16/2005	01/24/2005
56,585	Latronics, Inc. (USWA)	Latrobe, PA	02/16/2005	02/10/2005
56,586	Lawson-Hemphill Sales, Inc. (Comp)	Spartanburg, SC	02/16/2005	01/24/2005
56,587	Jeanerette Sugar Co., Inc. (State)	Jeanerette, LA	02/16/2005	02/15/2005
56,588	Guy Brown (State)	Chatsworth, CA	02/16/2005	01/31/2005
56,589	Nokia (State)	Fort Worth, TX	02/17/2005	02/16/2005
56,590	Maple Mountain Associates (State)	Milford, NH	02/17/2005	02/16/2005
56,591	Sun Micro Systems, Inc. (State)	Burlington, MA	02/17/2005	02/17/2005
56,592	North East Graphics (Wkrs)	Waymart, PA	02/17/2005	02/08/2005
56,593	Geneva Manufacturing Corp. (Wkrs)	Geneva, IN	02/17/2005	02/07/2005
56,594	DuPont Photomasks, Inc. (Comp)	Kokomo, IN	02/17/2005	02/16/2005
56,595	Gardall Safe Corp. (USWA)	Syracuse, NY	02/17/2005	02/07/2005
56,596	Duro Textiles, LLC (Comp)	Fall River, MA	02/17/2005	01/31/2005
56,597	Fairey Finishing (UNITE)	Durham, NC	02/18/2005	02/07/2005
56,598	Electrolux Home Products (Comp)	Greenville, MI	02/18/2005	02/14/2005
56,599	Dorby Frocks, Ltd. (Wkrs)	New York, NY	02/18/2005	01/26/2005
56,600	Tango Pacific (State)	Portland, OR	02/18/2005	02/17/2005
56,601	Fort Howard Steel (IBB)	Green Bay, WI	02/18/2005	02/16/2005
56,602	Jetter Knitting, Inc. (Comp)	Fort Payne, AL	02/18/2005	02/16/2005
56,603	ATK—Ordnance Systems (UAW)	Janesville, WI	02/18/2005	02/17/2005
56,604	Toshiba America Consumer Products, LLC (IBEW)	Lebanon, TN	02/18/2005	02/17/2005
56,605	Pennsylvania Veneer Corp. (Comp)	Clearfield, PA	02/18/2005	02/14/2005
56,606	Solo Cup Company (IBEW)	Springfield, MO	02/18/2005	02/15/2005
56,607	Superior Uniform Group, Inc. (Comp)	Lexington, MS	02/18/2005	02/16/2005
56,608	Eaton Corporation (Comp)	Three Rivers, MI	02/22/2005	02/18/2005
56,609	Celanese Acetate, LLC (Comp)	Rock Hill, SC	02/22/2005	02/18/2005
56,610	Silgan Containers (Wkrs)	Oconomowoc, WI	02/22/2005	02/18/2005
56,611	Global Accessories, Inc. (Comp)	Phoenix, AZ	02/22/2005	02/17/2005
56,612	A.O. Smith Electrical Products Company (Comp)	McMinnville, TN	02/22/2005	02/08/2005
56,613	Valtex, LLC (Comp)	Scottsboro, AL	02/22/2005	02/18/2005
56,614	White Knight Engineered Products, Inc. (Comp)	Childersburg, AL	02/22/2005	02/07/2005
56,615	Detroit Stoker Company (State)	Monroe, MI	02/22/2005	02/14/2005
56,616	R.J. Reynolds Tobacco Company (Comp)	Richmond, VA	02/22/2005	02/17/2005
56,617	Synalloy Corporation (State)	Spartanburg, SC	02/22/2005	02/18/2005
56,618	Staubli Corporation (Comp)	Duncan, SC	02/22/2005	02/17/2005
56,619	Springs Industries (Comp)	Griffin, GA	02/22/2005	02/18/2005
56,620	Springs Industries (Comp)	Hartwell, GA	02/22/2005	02/18/2005
56,621	Triumph Engineered Solutions, Inc. (IAMAW)	Brookfield, WI	02/23/2005	02/18/2005
56,622	Inland (Wkrs)	Raleigh, NC	02/23/2005	02/16/2005
56,623	Sussex Zinc Plating, Inc. (State)	Sussex, WI	02/23/2005	02/21/2005

## APPENDIX—Continued

[Petitions instituted between 02/14/2005 and 02/25/2005]

TA-W	Subject firm (petitioners)	Location	Date of institution	Date of petition
56,624	General Motors Corp. (Comp)	Pontiac, MI	02/23/2005	02/15/2005
56,625	Longwear Hosiery Mill, Inc. (Comp)	Hillebran, NC	02/23/2005	02/21/2005
56,626	Tee Jays Manufacturing Co., Inc. (Comp)	Florence, AL	02/23/2005	02/21/2005
56,627	Codet Newport Corp. (Wkrs)	Colebrook, NH	02/23/2005	02/18/2005
56,628	Vishay Dale Electronics, Inc. (State)	Norfolk, NE	02/24/2005	02/22/2005
56,629	Datex—Ohmeda, Inc. (Comp)	Louisville, CO	02/24/2005	02/21/2005
56,630	Sherwood Harsco Gas Service (USWA)	Washington, PA	02/24/2005	02/22/2005
56,631	Collins and Aikman (USWA)	Canton, OH	02/25/2005	02/22/2005
56,632	Celestica (Comp)	Mt. Pleasant, IA	02/25/2005	02/22/2005
56,633	Syracuse China (Wkrs)	Syracuse, NY	02/25/2005	02/08/2005
56,634	Kopin Corporation (Comp)	Taunton, MA	02/25/2005	02/16/2005
56,635	Green Acre Creation, Inc. (Comp)	Long Island City, NY	02/25/2005	02/08/2005
56,636	M.J. Soffee Co. (Comp)	Bladenboro, NC	02/25/2005	02/09/2005
56,637	Oneida Ltd. (Comp)	Sherrill, NY	02/25/2005	02/21/2005
56,638	Valspar (Wkrs)	Galax, VA	02/25/2005	02/17/2005
56,639	Prism Technology and Assemblies, LLC (Comp)	Meadville, PA	02/25/2005	02/10/2005
56,640	ATS (Automation Tooling Systems) (State)	McAllen, TX	02/25/2005	02/23/2005
56,641	Stant Manufacturing, Inc. (UAW)	Connersville, IN	02/25/2005	02/01/2005
56,642	Turtle Fur Company (Comp)	Morrisville, VT	02/25/2005	02/16/2005
56,643	America Online, Inc. (Wkrs)	Oklahoma City, OK	02/25/2005	02/16/2005
56,644	Truth Hardware (GMP)	West Hazleton, PA	02/25/2005	02/22/2005
56,645	Zodiac American Pools (Wkrs)	Midway, GA	02/25/2005	02/02/2005
56,646	Wheatland Tube Company (USWA)	Warren, OH	02/25/2005	02/04/2005
56,647	Stillwater Forest Products (Comp)	Kalispell, MT	02/25/2005	02/23/2005

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**DEPARTMENT OF LABOR****Employment and Training Administration****[TA-W-53,753]****Citation Corporation, Camden, TN; Notice of Negative Determination on Reconsideration on Remand**

The United States Court of International Trade (USCIT) granted the Secretary of Labor's motion for a voluntary remand in *Former Employees of Citation Corporation v. Elaine Chao, U.S. Secretary of Labor*, Court No. 04-00198, on February 7, 2005. The Department of Labor (Department) requested the remand to clarify the basis for its denial of the Trade Adjustment Assistance (TAA) petition dated December 9, 2003, filed by the Tennessee AFL-CIO on behalf of workers of the subject firm.

The Department terminated the investigation of TA-W-53,753 because no new information or change in circumstance was evident which would have resulted in the reversal of a previous negative determination applicable to the same worker group (TA-W-51,871, denied on June 16, 2003). The Notice of Termination was issued on December 11, 2003 and

published in the **Federal Register** on January 7, 2004 (69 FR 940).

By letter dated February 5, 2004, the union representative requested administrative review of the Department's action regarding the subject worker group.

By letter dated March 17, 2004, the Department dismissed the request for reconsideration. The Dismissal of Application for Reconsideration was issued on March 30, 2004 and published in the **Federal Register** on April 6, 2004 (69 FR 18107).

On May 12, 2004, the Plaintiff applied to the USCIT for judicial review, asserting that the Department's determination regarding petitioners TA-W-51,871 and TA-W-53,753 were in error.

Petitioners have sixty days from the date the Department's determination is published in the **Federal Register** to file for judicial review. The determination regarding TA-W-51,871 was published in the **Federal Register** on July 3, 2003 (68 FR 39976). The period to seek judicial review of TA-W-51,871 expired on September 1, 2003. Because the Plaintiff did not file an appeal with the USCIT until May 12, 2004, the determination regarding TA-W-51,871 is final and not subject to judicial review. Therefore, the issue before the USCIT is whether the Department's decision to terminate the investigation for TA-W-53,753 was in error.

A careful review of the documents reveals that both the worker group and the circumstance of the workers' separations in TA-W-53,753 and TA-W-51,871 are the same. Both petitions were filed on behalf of the same worker group, 226 employees of Citation Corporation in Camden, Tennessee and the same circumstance, the closing of the plant on December 12, 2002.

Since the same worker group and circumstance causing the workers' separation had been investigated and a final decision denying certification had been issued in TA-W-51,871, the termination of the investigation of TA-W-53,753 was proper in order to preserve administrative resources. Petitioners had an opportunity to timely seek judicial review of TA-W-51,871 and failed to do so. It would be inappropriate for petitioners to evade the consequences of their failure timely seek judicial review by merely filing an identical petition.

**Conclusion**

After reconsideration on remand, I affirm the original notice of negative determination of eligibility to apply for adjustment assistance for workers and former workers of Citation Corporation, Camden, Tennessee.