

Since the petition resulted in a denial due to employment, sales and production criteria not being met, the initial investigation did not pursue this line of inquiry and any alleged failure to provide customer contact information did not influence the determination of the case.

### Conclusion

After 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 at Washington, DC, this 13th day of October 2004.

**Elliott S. Kushner,**

*Certifying Officer, Division of Trade Adjustment Assistance.*

[FR Doc. E4-2811 Filed 10-22-04; 8:45 am]

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## DEPARTMENT OF LABOR

### Employment and Training Administration

[TA-W-55,261]

#### **Sony Electronics, Inc., AOEM Service Center, Farmington Hills, MI; Notice of Affirmative Determination Regarding Application for Reconsideration**

By application of August 30, 2004, the company official requested administrative reconsideration of the Department of Labor's Notice of Negative Determination Regarding Eligibility to Apply for Worker Adjustment Assistance, applicable to workers of the subject firm. The negative determination was issued on August 11, 2004. The determination Notice was published in the **Federal Register** on September 8, 2004 (69 FR 54320). A corrected copy of the determination was issued on September 30, 2004 and will soon be published in the **Federal Register**.

The Department has reviewed the request for reconsideration and has determined that the petitioner has provided additional information regarding work performed by the subject worker group.

### Conclusion

After careful review of the application, I conclude that the claim is of sufficient weight to justify reconsideration of the Department of Labor's prior decision. The application is, therefore, granted.

Signed at Washington, DC, this 7th day of October 2004.

**Elliott S. Kushner,**

*Certifying Officer, Division of Trade Adjustment Assistance.*

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## DEPARTMENT OF LABOR

### Employment Standards Administration

#### **Proposed Collection; Comment Request**

**ACTION:** Notice.

**SUMMARY:** The Department of Labor, as part of its continuing effort to reduce paperwork and respondent burden, conducts a preclearance consultation program to provide the general public and Federal agencies with an opportunity to comment on proposed and/or continuing collections of information in accordance with the Paperwork Reduction Act of 1995 (PRA95) [44 U.S.C. 3506(c)(2)(A)]. This program helps to ensure that requested data can be provided in the desired format, reporting burden (time and financial resources) is minimized, collection instruments are clearly understood, and the impact of collection requirements on respondents can be properly assessed. Currently, the Employment Standards Administration is soliciting comments concerning the proposed collection for the following medical reports: CM-933, Roentgenographic Interpretation; CM-933b, Roentgenographic Quality Rereading; CM-988, Medical History and Examination for Coal Mine Workers' Pneumoconiosis; CM-1159, Report of Arterial Blood Gas Study; and CM-2907, Report of Ventilatory Study. A copy of the proposed information collection request can be obtained by contacting the office listed below in the addresses section of this Notice.

**DATES:** Written comments must be submitted to the office listed in the addresses section below on or before December 27, 2004.

**ADDRESSES:** Ms. Hazel M. Bell, U.S. Department of Labor, 200 Constitution Ave., NW., Room S-3201, Washington, DC 20210, telephone (202) 693-0418, fax (202) 693-1451, Email [bell.hazel@dol.gov](mailto:bell.hazel@dol.gov). Please use only one method of transmission for comments (mail, fax, or Email).

#### **SUPPLEMENTARY INFORMATION:**

##### **I. Background**

The Black Lung Act Benefits Act of 1977 as amended, 20 U.S.C. 901 *et. seq.*

and 20 CFR 718.102 set forth criteria for the administration and interpretation of x-rays. When a miner applies for benefits, the Division of Coal Mine Workers' Compensation (DCMWC) is required to schedule a series of four diagnostic tests to help establish eligibility for black lung benefits. Each of the diagnostic tests has its own form that sets forth the medical results. The forms are: CM-933, Roentgenographic Interpretation; CM-933b, Roentgenographic Quality Rereading; CM-988, Medical History and Examination for Coal Mine Workers' Pneumoconiosis; CM-1159, Report of Arterial Blood Gas Study; and CM-2907, Report of Ventilatory Study. This information collection is currently approved for use through April 30, 2005.

##### **II. Review Focus**

The Department of Labor is particularly interested in comments which:

- Evaluate whether the proposed collection of information is necessary for the proper performance of the functions of the agency, including whether the information will have practical utility;
- Evaluate the accuracy of the agency's estimate of the burden of the proposed collection of information, including the validity of the methodology and assumptions used;
- Enhance the quality, utility and clarity of the information to be collected; and
- Minimize the burden of the collection of information on those who are to respond, including through the use of appropriate automated, electronic, mechanical, or other technological collection techniques or other forms of information technology, *e.g.*, permitting electronic submissions of responses.

##### **III. Current Actions**

The Department of Labor seeks the approval of this information in order to carry out its responsibility to determine eligibility for black lung benefits.

*Type of Review:* Revision.

*Agency:* Employment Standards Administration.

*Title:* CM-933, Roentgenographic Interpretation; CM-933b, Roentgenographic Quality Rereading; CM-988, Medical History and Examination for Coal Mine Workers' Pneumoconiosis; CM-1159, Report of Arterial Blood Gas Study; and CM-2907, Report of Ventilatory Study.

*OMB Number:* 1215-0090.

*Agency Number:* CM-933, CM-933b, CM-988, CM-1159 and CM-2907.