

At the time DoC's original plan for the demonstration project that was to become CAPS was approved and implemented, probationary employees were not afforded procedural and appeal rights under 5 CFR part 752; only employees who had successfully completed their probationary period were afforded procedural protections and appeal rights. As a result of the Federal Circuit's subsequent interpretation of 5 U.S.C. 7511, and OPM's concomitant revised interpretation, employees were granted procedural protections and appeal rights prior to the conclusion of the three-year probationary period established in CAPS. Thus, DoC can no longer fully use the three-year probationary period established in CAPS to determine employees' fitness for Federal service. The waivers of law and regulations provided for by this notice restore the basic intent of the three-year probationary period included in DoC's 1997 plan, which is to allow management sufficient time to assess an employee's work performance and conduct to ensure that employees who are retained beyond probation are capable of carrying out the full cycle of R&D work, thus contributing to the objectives of high-quality hires and a high-performing workforce.

III. Changes to the CAPS Project Plan: Authorities and Waiver of Laws and Regulations Required

The subsection of the CAPS project plan titled "Authorities and Waiver of Laws and Regulations Required" (62 FR 67434, December 24, 1997) is modified to revise or add the following waivers of law and regulations:

- Waive 5 U.S.C. 4303(f)(2), Actions based on Unacceptable performance, as follows: For research and development positions in the Scientific and Engineering Career Path only, waiving the language "or who has not completed 1 year of current continuous employment under other than a temporary appointment limited to 1 year or less".
- Waive 5 U.S.C. 4303(f)(3) as follows: For research and development positions in the Scientific and Engineering Career Path only, waiving the language "the reduction in grade or removal of an employee in the excepted service who has not completed 1 year of current continuous employment in the same or similar positions."
- Waive 5 U.S.C. 7501(1), Adverse actions, as follows: For research and development positions in the Scientific and Engineering Career Path only, waiving the language "or who has completed 1 year of current continuous

employment in the same or similar positions under other than a temporary appointment limited to 1 year or less".

- Waive 5 U.S.C. 7511(a)(1)(A)(ii), 7511(a)(1)(B), 7511(a)(1)(C)(ii), Adverse Actions as follows: Waived only for research and development positions in the Scientific and Engineering Career Path.
- Revise and Waive 5 CFR 315.802, Length of probationary period; crediting service as follows: Revised from "waived only for positions in the Scientific and Engineering Career path" to waived only for research and development positions in the Scientific and Engineering Career Path.
- Waive 5 CFR 315.803(b), Agency action during probationary period (general) as follows: Waived only for research and development positions in the Scientific and Engineering Career Path.
- Waive 5 CFR 315.805, Termination of probationers for conditions arising before appointment as follows: Waived only for research and development positions in the Scientific and Engineering Career Path.
- Waive 5 CFR 315.806, Appeal rights to the Merit Systems Protection Board as follows: Waived only for research and development positions in the Scientific and Engineering Career Path.
- Waive 5 CFR 752.401(c)(2), 752.401(c)(3), 752.401(c)(5), Coverage as follows: Waived only for research and development positions in the Scientific and Engineering Career Path.
- Waive 5 CFR 752.401(d)(11), Coverage as follows: For research and development positions in the Scientific and Engineering Career Path only, waiving the language "unless he or she meets the requirements of paragraph (c)(5) of this section".
- Waive 5 CFR 752.401(d)(13), Coverage as follows: For research and development positions in the Scientific and Engineering Career Path only, waiving the language "unless he or she meets the requirements of paragraph (c)(2) of this section".
- Department Administrative Order (DAO) 202-302, Employment in the Excepted Service as follows: For research and development positions in the Scientific and Engineering Career Path only, waiving the language in Section 1. PURPOSE, .02 "changes the trial period for excepted service positions from one (1) year to two (2) years, except when regulations require a shorter period."
- For research and development positions in the Scientific and Engineering Career Path only waiving the language in Section 7. TRIAL PERIODS, .01 "Department policy

requires satisfactory completion of a two-year (2) trial period for employees in the excepted service, except for appointments where regulation requires a shorter period."

- DAO-202-315, Probationary and Trial Periods as follows: For research and development positions in the Scientific and Engineering Career Path only waiving the language in Section 1. PURPOSE, .02 "In addition, this revision clarifies that the trial period for excepted service positions is two (2) years, unless a shorter period is required by regulation."

For research and development positions in the Scientific Engineering Career Path only waiving the language in Section 3. PROBATIONARY AND TRIAL PERIODS FOR INITIAL APPOINTMENTS, .02, Coverage, "Each employee serving under a career/career-conditional or term appointment in the competitive service will serve a probationary or trial period prescribed by 5 CFR, Parts 315, Subpart H and Subpart I, and 5 CFR 316.304, respectively, and by this Order. Each employee serving under a career/career-conditional appointment in the excepted service will serve a two-year (2) trial period."

For research and development positions in the Scientific and Engineering Career Path only waiving the language in Section 3.03 Length, b. Excepted Service, "All trial periods for employees in the excepted service are for *two (2) years*, except for appointments where regulation requires a shorter period." and "For intermittent employees (*i.e.*, those who do not have a regularly scheduled tour of duty), the trial period is two (2) calendar years."

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DEPARTMENT OF COMMERCE

Economic Development Administration

Notice of Petitions by Firms for Determination of Eligibility To Apply for Trade Adjustment Assistance

AGENCY: Economic Development Administration, U.S. Department of Commerce.

ACTION: Notice and opportunity for public comment.

SUMMARY: The Economic Development Administration (EDA) has received petitions for certification of eligibility to apply for Trade Adjustment Assistance from the firms listed below. Accordingly, EDA has initiated investigations to determine whether

increased imports into the United States of articles like or directly competitive with those produced by each of the

firms contributed importantly to the total or partial separation of the firms' workers, or threat thereof, and to a

decrease in sales or production of each petitioning firm.

SUPPLEMENTARY INFORMATION:

LIST OF PETITIONS RECEIVED BY EDA FOR CERTIFICATION OF ELIGIBILITY TO APPLY FOR TRADE ADJUSTMENT ASSISTANCE

[2/19/2020 through 2/26/2020]

Firm name	Firm address	Date accepted for investigation	Product(s)
MEDI, LLC d/b/a Eyelet Design	574 East Main Street, Waterbury, CT 06702.	2/21/2020	The firm manufactures metal cans and cannisters as well as metal caps and closures.
Trilap Precision Finishing, LLC	649 Lawrence Street, 2nd Floor, Lowell, MA 01852.	2/24/2020	The firm manufactures small metal parts, primarily of aluminum.
Columbia Gem House, Inc. d/b/a Trigem Designs.	12507 Northeast 95th Street, Vancouver, WA 98682.	2/25/2020	The firm manufactures jewelry with precious or semi-precious stones.

Any party having a substantial interest in these proceedings may request a public hearing on the matter. A written request for a hearing must be submitted to the Trade Adjustment Assistance Division, Room 71030, Economic Development Administration, U.S. Department of Commerce, Washington, DC 20230, no later than ten (10) calendar days following publication of this notice. These petitions are received pursuant to section 251 of the Trade Act of 1974, as amended.

Please follow the requirements set forth in EDA's regulations at 13 CFR 315.9 for procedures to request a public hearing. The Catalog of Federal Domestic Assistance official number and title for the program under which these petitions are submitted is 11.313, Trade Adjustment Assistance for Firms.

Irette Patterson,
Program Analyst.

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DEPARTMENT OF COMMERCE

Foreign-Trade Zones Board

[Order No. 2093]

Grant of Authority; Establishment of a Foreign-Trade Zone Under the Alternative Site Framework Jefferson County, Colorado

Pursuant to its authority under the Foreign-Trade Zones Act of June 18, 1934, as amended (19 U.S.C. 81a-81u), the Foreign-Trade Zones Board (the Board) adopts the following Order:

Whereas, the Foreign-Trade Zones (FTZ) Act provides for “. . . the establishment . . . of foreign-trade zones in ports of entry of the United States, to expedite and encourage foreign commerce, and for other

purposes,” and authorizes the FTZ Board (the Board) to grant to qualified corporations the privilege of establishing foreign-trade zones in or adjacent to U.S. Customs and Border Protection ports of entry;

Whereas, the Board adopted the alternative site framework (ASF) (15 CFR Sec. 400.2(c)) as an option for the establishment or reorganization of zones;

Whereas, the Jefferson County Economic Development Corporation (the Grantee), a non-profit corporation, has made application to the Board (B-9-2019, docketed February 25, 2019), requesting the establishment of a foreign-trade zone under the ASF with a service area of Boulder, Clear Creek, Gilpin and Jefferson Counties, Colorado, adjacent to the Rocky Mountain Metropolitan Airport Customs and Border Protection user fee airport;

Whereas, notice inviting public comment has been given in the **Federal Register** (84 FR 7018-7019, March 1, 2019) and the application has been processed pursuant to the FTZ Act and the Board's regulations; and,

Whereas, the Board adopts the findings and recommendations of the examiner's report, and finds that the requirements of the FTZ Act and the Board's regulations are satisfied;

Now, therefore, the Board hereby grants to the Grantee the privilege of establishing a foreign-trade zone, designated on the records of the Board as Foreign-Trade Zone No. 298, as described in the application, and subject to the FTZ Act and the Board's regulations, including Section 400.13, to the Board's standard 2,000-acre activation limit, and to the user fee agreement for the Rocky Mountain Metropolitan Airport CBP user fee airport remaining in effect.

Dated: February 20, 2020.

Wilbur L. Ross, Jr.,

Secretary of Commerce, Chairman and Executive Officer, Foreign-Trade Zones Board.

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DEPARTMENT OF COMMERCE

International Trade Administration

[A-533-857; A-580-870; A-489-816; A-552-817]

Certain Oil Country Tubular Goods From India, the Republic of Korea, Turkey, and the Socialist Republic of Vietnam: Final Results of Expedited First Sunset Reviews of the Antidumping Duty Orders

AGENCY: Enforcement and Compliance, International Trade Administration, Department of Commerce.

DATES: Applicable March 4, 2020.

SUMMARY: As a result of these sunset reviews, the Department of Commerce (Commerce) finds that revocation of the antidumping duty orders on certain oil country tubular goods (OCTG) from India, the Republic of Korea (Korea), the Republic of Turkey (Turkey), and the Socialist Republic of Vietnam (Vietnam) would be likely to lead to continuation or recurrence of dumping. The magnitude of the dumping margins likely to prevail are indicated in the “Final Results of Sunset Review” section of this notice.

FOR FURTHER INFORMATION CONTACT:

Chelsey Simonovich, AD/CVD Operations, Office VI, Enforcement and Compliance, U.S. Department of Commerce, 1401 Constitution Avenue NW, Washington, DC 20230; telephone (202) 482-1979.

SUPPLEMENTARY INFORMATION: