

subject firm. The subject firm did not shift production of custom injection molding abroad.

#### 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 January, 2006.

**Elliott S. Kushner,**

*Certifying Officer, Division of Trade Adjustment Assistance.*

[FR Doc. E6-801 Filed 1-23-06; 8:45 am]

**BILLING CODE 4510-30-P**

## DEPARTMENT OF LABOR

### Employment and Training Administration

[TA-W-57,945; TA-W-57,945A]

#### **Polyvision Corporation; 13646 Route 402 Highway North Facility; Clymer, PA; 2170 Barr Slope Road Facility; Dixonville, PA; Notice of Revised Determination on Reconsideration**

By letter dated December 5, 2005, Greater Pennsylvania Regional Council of Carpenters requested administrative reconsideration regarding the Department's Negative Determination Regarding Eligibility to Apply for Worker Adjustment Assistance, applicable to the workers of the subject firm.

The initial investigation resulted in a negative determination signed on October 21, 2005 and was based on the finding that imports of casework cabinets, marker and tack boards did not contribute importantly to worker separations at the subject plant and no shift of production to a foreign source occurred. The denial notice was published in the **Federal Register** on November 9, 2005 (70 FR 68099).

To support the request for reconsideration, the petitioner supplied additional information. The Department of Labor reviewed surveys of the firms to which the subject facility submitted bids and was not subsequently awarded the contracts. A further contact with the surveyed companies revealed the fact that all the bids were awarded to domestic bidders who manufacture case work cabinets, market boards and tack boards abroad. The loss of these contracts as a result of increased imports of case work cabinets, market boards and tack boards contributed

importantly to the declines in sales and employment at the subject firm. The investigation further revealed that sales, production and employment at the subject firm declined during the relevant time period.

In accordance with Section 246 the Trade Act of 1974 (26 U.S.C. 2813), as amended, the Department of Labor herein presents the results of its investigation regarding certification of eligibility to apply for alternative trade adjustment assistance (ATAA) for older workers.

In order for the Department to issue a certification of eligibility to apply for ATAA, the group eligibility requirements of Section 246 of the Trade Act must be met. The Department has determined in this case that the requirements of Section 246 have been met.

A significant number of workers at the firm are age 50 or over and possess skills that are not easily transferable. Competitive conditions within the industry are adverse.

#### Conclusion

After careful review of the additional facts obtained on reconsideration, I conclude that increased imports of articles like or directly competitive with those produced at Polyvision Corporation, Clymer, Pennsylvania (TA-W-57,945) and Polyvision Corporation, Dixonville, Pennsylvania (TA-W-57,945A), contributed importantly to the declines in sales or production and to the total or partial separation of workers at the subject firm. In accordance with the provisions of the Act, I make the following certification:

"All workers of Polyvision Corporation, Clymer, Pennsylvania (TA-W-57,945) and Polyvision Corporation, Dixonville, Pennsylvania (TA-W-57,945A) who became totally or partially separated from employment on or after September 8, 2004 through two years from the date of this certification, are eligible to apply for adjustment assistance under Section 223 of the Trade Act of 1974, and are eligible to apply for alternative trade adjustment assistance under Section 246 of the Trade Act of 1974."

Signed in Washington, DC this 13th day of January 2006.

**Elliott S. Kushner,**

*Certifying Officer, Division of Trade Adjustment Assistance.*

[FR Doc. E6-800 Filed 1-23-06; 8:45 am]

**BILLING CODE 4510-30-P**

## DEPARTMENT OF LABOR

### Employment and Training Administration

[TA-W-57,838]

#### **Textstyle, Inc., Manchester, KY; Notice of Affirmative Determination Regarding Application for Reconsideration**

By application of October 17, 2005, petitioners 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 TexStyle, Inc., Manchester, Kentucky (the subject firm). The negative determination for the subject firm was issued on September 15, 2005, and published in the **Federal Register** on October 31, 2005 (70 FR 62345).

Under a prior certification (TA-W-51,404), workers were eligible to apply for worker adjustment assistance (issued on April 21, 2003; expired on April 21, 2005). The investigation instituted on August 25, 2005, revealed that the workers did not produce an article or support an affiliated domestic production facility during the relevant period.

New information provided on December 1, 2005 by the subject firm revealed that some production did occur at TexStyle, Inc., Manchester, Kentucky during the relevant period.

The Department carefully reviewed the petitioners' request for reconsideration and has determined that the Department will conduct further investigation based on new information provided by the subject firm.

#### 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 22nd day of December 2005.

**Elliott S. Kushner,**

*Certifying Officer, Division of Trade Adjustment Assistance.*

[FR Doc. E6-799 Filed 1-23-06; 8:45 am]

**BILLING CODE 4510-30-P**

## DEPARTMENT OF LABOR

### Mine Safety and Health Administration

#### Petitions for Modification

The petition for modification notice published in the **Federal Register** on

December 28, 2005 (70 FR 76892) for the R S & W Coal Company, Drift Mine, docket number M-2005-079-C, had the wrong MSHA I.D. Number. The correct MSHA I.D. Number is 36-01818.

The following parties have filed petitions to modify the application of existing safety standards under section 101(c) of the Federal Mine Safety and Health Act of 1977.

#### 1. Anthracite Underground Rescue, Inc.

[Docket No. M-2005-085-C]

Anthracite Underground Rescue, Inc., 44 Crescent Street, Tremont, Pennsylvania 17981 has filed a petition to modify the application of 30 CFR 49.6(a)(1) & (5) (Equipment and maintenance requirements) for the following Anthracite Underground Mines in District 1: Alfred Brown Coal Company, 7 FT Slope Mine (MSHA I.D. No. 36-08893) located in Schuylkill County, Pennsylvania; B & B Rockridge Slope, Rockridge No. 1 Slope Mine (MSHA I.D. No. 36-07741) located in Schuylkill County, Pennsylvania; Chestnut Coal Company, No. 10 Slope Mine (MSHA I.D. No. 36-07059) located in Northumberland County, Pennsylvania; D & D Coal Company, Primrose Slope Mine (MSHA I.D. No. 36-08341) located in Schuylkill County, Pennsylvania; F.K.Z Coal Company, No. 1 Slope Mine (MSHA I.D. No. 36-08637) located in Northumberland County, Pennsylvania; Joliett Coal Company, #3 Vein Slope Mine (MSHA I.D. No. 36-08702) located in Schuylkill County, Pennsylvania; Little Buck Coal Company, No. 2 Slope Mine (MSHA I.D. No. 36-08299) located in Schuylkill County, Pennsylvania; R & D Coal Company, R & D Coal Co., Inc. Mine (MSHA I.D. No. 36-02053) located in Schuylkill County, Pennsylvania; R S & W Coal Co., Inc., R S & W Drift Mine (MSHA I.D. No. 36-01818) located in Schuylkill County, Pennsylvania; Orchard Coal Company, Orchard Slope Mine (MSHA I.D. No. 36-08346) located in Schuylkill County, Pennsylvania; Snyder Coal Company, N & L Slope Mine (MSHA I.D. No. 36-02203) located in Northumberland County, Pennsylvania; Snyder Coal Company, Rock Slope #1 Mine (MSHA I.D. No. 36-09256) located in Northumberland County, Pennsylvania; Tito Coal Company, Whites Vein Slope Mine (MSHA I.D. No. 36-06815) located in Schuylkill County, Pennsylvania; UAE Coalcorp Association, Harmony Mine (MSHA I.D. No. 36-07838) located in Northumberland County, Pennsylvania; S & M Coal Company, Buck Mountain Slope Mine (MSHA I.D. No. 36-02022) located in Dauphin County,

Pennsylvania; R & R Coal Company, R & R Coal Company Mine (MSHA I.D. No. 36-08498) located in Schuylkill County, Pennsylvania; Six M Coal Company, No. 1 Slope Mine (MSHA I.D. No. 36-09138) located in Dauphin County, Pennsylvania; Bear Gap Coal Company, Bear Gap Coal Company #6 Slope Mine (MSHA I.D. No. 36-09296) located in Dauphin County, Pennsylvania. The petitioner requests a modification of the existing standard to permit the reduction of twelve self-contained oxygen breathing apparatus to eight self-contained breathing apparatus, and the reduction of twelve permissible cap lamps and charging rack to eight permissible cap lamps and charging rack. The petitioner states that reduction of two rescue teams with five members and one alternate to two rescue teams of three members with one alternative has been granted to all operating anthracite coal mines. The petitioner asserts that eight self-contained breathing apparatus and eight permissible cap lamps are sufficient to supply the seven members of the rescue team, and that the proposed alternate method of compliance will not alter, change, or reduce the ability, effectiveness, or safety of the underground mine personnel.

#### 2. Bear Gap Coal Company

[Docket No. M-2005-086-C]

Bear Gap Coal Company, Box 64 Kushwa Road, Spring Glen, Pennsylvania 17978 has filed a petition to modify the application of 30 CFR 49.2(b) (Availability of mine rescue teams) to its Bear Gap Coal Company #6 Slope Mine (MSHA I.D. No. 36-09296) located in Dauphin County, Pennsylvania. The petitioner requests a modification of the existing standard to permit the reduction of two mine rescue teams with five members and one alternate each to two mine rescue teams of three members with one alternate for either team. The petitioner asserts that application of the existing standard will result in a diminution of safety to the miners, and that the proposed alternative method would provide at least the same measure of protection as the existing standard.

#### 3. Oxbow Mining, LLC

[Docket No. M-2006-001-C]

Oxbow Mining, LLC, P.O. Box 535, 3737 Highway 133, Somerset, Colorado 81434 has filed a petition to modify the application of 30 CFR 75.1726(a) (Performing work from a raised position; safeguards) to its Elk Creek Mine (MSHA I.D. No. 05-04674) located in Gunnison County, Colorado. The

petitioner proposes to modify existing scoops for use as mobile work platforms and implement operational restrictions to safeguard miners working from the raised platform. The petitioner states that this petition will apply only to Wagner ST3.5 Scoops, Serial Nos. SA04C0228, Company ID No. 24-25 and SA 04P0292, Company ID No. 24-26. The petitioner has listed in this petition specific terms and conditions that will be used when the proposed alternative is implemented. The petitioner asserts that the proposed alternative method would provide at least the same measure of protection as the existing standard.

#### 4. Twentymile Coal Company

[Docket No. M-2006-002-C]

Twentymile Coal Company, 29515 Routt County Road #27, Oak Creek, Colorado 80467 has filed a petition to modify the application of 30 CFR 75.500(d) (Permissible electric equipment) to its Foidel Creek Mine (MSHA I.D. No. 05-03836) located in Routt County, Colorado. The petitioner requests a modification of the existing standard to permit an alternative method of compliance to use battery-powered non-permissible hand-held computers in or inby the last open crosscut, including in the return airways, to allow supervisors and selected miners to collect and record data pertinent to safety observations during work processes. The petitioner states that the recorded data in the hand-held computers will be downloaded at the end of the shift and collated with other data to allow the petitioner to proactively correct unsafe practices and to prevent accidents before they occur. The petitioner has listed in this petition specific terms and conditions that will be used when the proposed alternative method is implemented. The petitioner asserts that the proposed alternative method would provide at least the same measure of protection as the existing standard.

#### 5. Twentymile Coal Company

[Docket No. M-2006-003-C]

Twentymile Coal Company, 29515 Routt County Road #27, Oak Creek, Colorado 80467 has filed a petition to modify the application of 30 CFR 75.1002(a) (Installation of electric equipment and conductors; permissibility) to its Foidel Creek Mine (MSHA I.D. No. 05-03836) located in Routt County, Colorado. The petitioner requests a modification of the existing standard to permit an alternative method of compliance to use battery-powered non-permissible hand-held

computers in or in by the last open crosscut, including in the return airways, to allow supervisors and selected miners to collect and record data pertinent to safety observations during work processes. The petitioner states that the recorded data in the hand-held computers will be downloaded at the end of the shift and collated with other data to allow the petitioner to proactively correct unsafe practices and to prevent accidents before they occur. The petitioner has listed in this petition specific terms and conditions that will be used when the proposed alternative method is implemented. The petitioner asserts that the proposed alternative method would provide at least the same measure of protection as the existing standard.

#### Request for Comments

Persons interested in these petitions are encouraged to submit comments via E-mail: [zzMSHA-Comments@dol.gov](mailto:zzMSHA-Comments@dol.gov); Fax: (202) 693-9441; or Regular Mail/Hand Delivery/Courier: Mine Safety and Health Administration, Office of Standards, Regulations, and Variances, 1100 Wilson Boulevard, Room 2350, Arlington, Virginia 22209. All comments must be postmarked or received in that office on or before February 23, 2006. Copies of these petitions are available for inspection at that address.

Dated at Arlington, Virginia this 18th day of January 2006.

**Robert F. Stone,**

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

[FR Doc. E6-828 Filed 1-23-06; 8:45 am]

BILLING CODE 4510-43-P

## NATIONAL ARCHIVES AND RECORDS ADMINISTRATION

### Privacy Act of 1974, as Amended; System of Records Notices

**AGENCY:** National Archives and Records Administration (NARA).

**ACTION:** Notice of a proposed new routine use for an existing privacy system of records and the revision of the existing inventory of Privacy Act system managers.

**SUMMARY:** The National Archives and Records Administration (NARA) is proposing to revise an existing system of records, NARA 1—Researcher Application Files. The system is being revised to add as a routine use the invitation for researchers to participate in voluntary customer satisfaction surveys. NARA is also revising its inventory of system managers,

Appendix B, to reflect organizational changes and to update addresses.

**DATES:** *Effective Date:* The revision to NARA 1, Researcher Application Files, will become effective without further notice on February 23, 2006, unless comments received on or before that date cause a contrary decision. If changes are made based on NARA's review comments received, a new final notice will be published.

**ADDRESSES:** Send comments to the Privacy Act Officer, Office of General Counsel (NGC), Room 3110, National Archives and Records Administration, 8601 Adelphi Road, College Park, MD 20740-6001. They may be faxed to 301-837-0293. You may also comment via the Internet to [comments@NARA.GOV](mailto:comments@NARA.GOV).

**FOR FURTHER INFORMATION CONTACT:** Ramona Branch Oliver, Privacy Act Officer, National General Counsel, Room 3110, AII, at telephone number 301-837-2024 or fax number 301-837-0293.

**SUPPLEMENTARY INFORMATION:** The last notice for this system was published in the **Federal Register** on April 2, 2002.

The notice for this system of records states the name and the location of the record system, the authority for and manner of its operation, the categories of individuals that it covers, the types of records that it contains, the sources of information in the records, and the proposed "routine uses" of the system of records. The notice also includes the business address of the NARA official who will inform interested persons of the procedures whereby they may gain access to and correct records pertaining to themselves.

One of the purposes of the Privacy Act, as stated in section 2(b)(4) of the Act, is to provide certain safeguards for an individual against an invasion of personal privacy by requiring Federal agencies to disseminate any record of identifiable personal information in a manner that assures that such action is for a necessary and lawful purpose, that information is current and accurate for its intended use, and that adequate safeguards are provided to prevent misuse of such information. NARA intends to follow these principles in transferring information to another agency or individual as a "routine use", including assurance that the information is relevant for the purposes for which it is transferred.

Dated: January 14, 2006.

**Allen Weinstein,**

*Archivist of the United States.*

Accordingly, we are publishing the revised system of records notice in its

entirety and the revised Appendix B as follows:

#### NARA 1

##### SYSTEM NAME:

Researcher Application Files.

##### SECURITY CLASSIFICATION:

None.

##### SYSTEM LOCATION:

Researcher application files are maintained in the following locations in the Washington, DC area and other geographical regions. The addresses for these locations are listed in Appendix B following the NARA Notices:

- (1) Customer Services Division;
- (2) Presidential libraries and projects; and
- (3) Regional records services facilities.

##### CATEGORIES OF INDIVIDUALS COVERED BY THE SYSTEM:

Individuals covered by this system include persons who apply to use original records for research in NARA facilities in the Washington, DC area, the Presidential libraries, and the regional records services facilities.

##### CATEGORIES OF RECORDS IN THE SYSTEM:

Researcher application files may include: Researcher applications; related correspondence; and electronic records. These files may contain the following information about an individual: Name, address, telephone number, proposed research topic(s), occupation, name and address of employer/institutional affiliation, educational level and major field, expected result(s) of research, photo, researcher card number, type of records used, and other information furnished by the individual. Electronic systems may also contain additional information related to the application process.

##### AUTHORITY FOR MAINTENANCE OF THE SYSTEM:

44 U.S.C. 2108, 2111 note, and 2203(f)(1).

##### PURPOSE(S):

The information in this system is used to register researchers who wish to gain access to original records; to assist NARA in maintaining intellectual control over archival holdings and to refer related information to the Office of Inspector General if original records are determined to be missing or mutilated; to disseminate information related to events and programs of interest to NARA's researchers as appropriate; and measure customer satisfaction with NARA services. Aggregate information from this system may be used for the purposes of review, analysis, planning, and policy formulation related to