

Signed at Washington, DC this 17th day of September 2009.

**Elliott S. Kushner,**

*Certifying Officer, Division of Trade Adjustment Assistance.*

[FR Doc. E9-25786 Filed 10-26-09; 8:45 am]

BILLING CODE 4510-FN-P

## DEPARTMENT OF LABOR

### Employment and Training Administration

[TA-W-70,631]

#### Electronic Data Systems, an HP Company, Plano, TX; Notice of Negative Determination Regarding Application for Reconsideration

By application postmarked September 14, 2009, a petitioner requested administrative reconsideration of the Department's negative determination regarding eligibility to apply for Trade Adjustment Assistance (TAA), applicable to workers and former workers of the subject firm. The denial notice was signed on September 2, 2009 and will soon be published in the **Federal Register**.

Pursuant to 29 CFR 90.18(c) reconsideration may be granted under the following circumstances:

(1) If it appears on the basis of facts not previously considered that the determination complained of was erroneous;

(2) If it appears that the determination complained of was based on a mistake in the determination of facts not previously considered; or

(3) If in the opinion of the Certifying Officer, a misinterpretation of facts or of the law justified reconsideration of the decision.

The negative TAA determination issued by the Department for workers of Electronic Data Systems, an HP Company, Plano, Texas was based on the finding that the subject firm did not separate or threaten to separate a significant number or proportion of workers as required by Section 222 of the Trade Act of 1974.

The petitioner stated that he was separated from the employment during May 2009 at which time his position was shifted to Brazil.

When assessing eligibility for TAA, the Department determines whether each required criterion is met. In order for the criteria (a)(2)(A)(i) and 222(c)(1) to be met, the Department exclusively considers the relevant employment data (for one year prior to the date of the petition and any imminent layoffs) for the facility where the petitioning worker group was employed.

In case at hand, the investigation revealed that employment levels at Electronic Data Systems, an HP Company, Plano, Texas declined by two during the relevant period and there was no threat of separations. Significant number or proportion of the workers in a firm or appropriate subdivision means at least three workers in a workforce of fewer than 50 workers, five percent of the workers in a workforce of over 50 workers, or at least 50 workers. Therefore, criterion I of Section 222(a) and criterion (1) of Section 222(c) of the Act were not met.

The petitioner also alleged that there was a shift in services provided by the workers of the subject firm to Brazil.

The allegation of the shift in services to Brazil would have been relevant if it was determined that all other criteria have been met. However, it was revealed that there was no significant employment decline at the subject facility during the relevant period.

Should conditions change in the future, the petitioner is encouraged to file a new petition on behalf of the worker group which will encompass an investigative period that will include these changing conditions.

The petitioner did not supply facts not previously considered; nor provide additional documentation indicating that there was either (1) a mistake in the determination of facts not previously considered or (2) a misinterpretation of facts or of the law justifying reconsideration of the initial determination.

After careful review of the request for reconsideration, the Department determines that 29 CFR 90.18(c) has not been met.

### 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 in Washington, DC, this 15th day of October 2009.

**Elliott S. Kushner,**

*Certifying Officer, Division of Trade Adjustment Assistance.*

[FR Doc. E9-25789 Filed 10-26-09; 8:45 am]

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## LEGAL SERVICES CORPORATION

### Sunshine Act Meeting of the Board of Directors and the Board's Six Committees; Notice

**DATE AND TIME:** The Legal Services Corporation Board of Directors and the Board's six Committees will meet on October 30-31, 2009 in the order set forth in the following schedule. The first meeting scheduled for October 30, will commence at 2 p.m. Eastern Time. Each meeting thereafter will commence promptly upon adjournment of the immediately preceding meeting, except that meetings of the Provisions and Audit Committees will run concurrently and the meeting of the Search Committee will commence at 4:30 p.m. and for a period of time run concurrently with the meeting of the Operations and Regulations Committee. The first meeting scheduled for October 31, will commence at 8:30 a.m., and each meeting thereafter will commence promptly upon adjournment of the immediately preceding meeting.

**LOCATION:** Particular attention should be given to the fact that the location of the meetings on Friday, October 30th is different from the location of meetings on Saturday, October 31st as follows:

#### Friday, October 30, 2009

Rutgers School of Law—Camden, 217 North Fifth Street, Camden, New Jersey 08102.

#### Saturday, October 31, 2009

Crown Plaza Philadelphia-Center City, 1800 Market Street, Philadelphia, PA 19103.

**PUBLIC OBSERVATION:** Three committee meetings will be open in their entirety to public observation, but portions of three other committee meetings and a portion of the full board meeting will not be open to the public. For all meetings and portions thereof open to public observation, members of the public who are unable to attend but wish to listen to the proceedings may do so by the following the telephone call-in directions given below. You are asked to keep your telephone muted to eliminate background noises. From time to time, comments from the public may be solicited by the presiding Chairman.

#### Call-in Directions for Open Session

Friday, October 30, 2009

- Call toll-free number: 1-800-247-9979;
- When prompted, enter the following numeric pass code: 34833626;
- When connected to the call, please "MUTE" your telephone immediately.

Saturday, October 31, 2009

- Call toll-free number: 1-800-247-9979;
- When prompted, enter the following numeric pass code: 34833626;
- When connected to the call, please "MUTE" your telephone immediately.

#### Meeting Schedule

	Time
<b>Friday, October 30, 2009</b>	
Location: Rutgers School of Law: 1. Provision for the Delivery of Legal Services <sup>1</sup> Committee ("Provisions Committee").	2 p.m.
2. Audit Committee. 3. Search Committee <sup>2</sup> 4. Operations & Regulations Committee.	4:30 p.m.
<b>Saturday, October 31, 2009</b>	
Location: Crown Plaza Philadelphia: 5. Governance and Performance Review Committee. 6. Finance Committee. 7. Board of Directors.	8:30 a.m.

**STATUS OF MEETING:** Open, except as noted below.

- *Search Committee*—Open except that a portion of the meeting will be closed to the public pursuant to a vote of the Board of Directors so the committee may consider and perhaps act on a recommendation to make the board as to an Interim President for LSC.

A *verbatim* written transcript will be made of the closed session of the Committee meeting. However, the transcript of any portions of the closed session falling within the relevant provisions of the Government in the Sunshine Act, 5 U.S.C. 552b(c)(2), and the corresponding provisions of the Legal Services Corporation's implementing regulation, 45 CFR 1622.5 will not be available for public inspection. A copy of the General Counsel's Certification that in his opinion the closing is authorized by law will be available upon request.

- *Audit Committee*—Open, except that a portion of the meeting will be closed so the Committee can hear a follow-up report to the FY 2008 Annual Audit reference on classification of LSC consultants and OIG audit of LSC's consultant contracts.

<sup>1</sup> The Provisions Committee and Audit Committee will meet concurrently commencing at 2 pm ET.

<sup>2</sup> Please note during the latter portion of the open meeting of the Operations and Regulations Committee, a concurrent closed meeting of the Search Committee will be convened.

A *verbatim* written transcript will be made of the closed session of the Committee meetings. However, the transcript of any portions of the closed session falling within the relevant provisions of the Government in the Sunshine Act, 5 U.S.C. 552b(c)(9)(B), and the corresponding provisions of the Legal Services Corporation's implementing regulation, 45 CFR 1622.5(g), and will not be available for public inspection. A copy of the General Counsel's Certification that in his opinion the closing is authorized by law will be available upon request.

- *Finance Committee*—Open, except that a portion of the meeting will be closed to the public pursuant to a vote of the Board of Directors so the committee may consider and perhaps act on a staff report on the classification of LSC consultants.

A *verbatim* written transcript will be made of the closed session of the closing is authorized by law will be available upon request.

- *Board of Directors Meeting*—Open, except that a portion of the meeting of the Board of Directors may be closed to the public pursuant to a vote of the Board of Directors to consider and perhaps act on the General Counsel's report on potential and pending litigation involving LSC and consider and act on staff and committee reports on the classification LSC consultants. The closed session will also include a briefing by LSC's Inspector General.

A *verbatim* written transcript will be made of the closed session of the Board meeting. However, the transcript of any portions of the closed session falling within the relevant provisions of the Government in the Sunshine Act, 5 U.S.C. 552b(c)(9)(B) and (10), and the corresponding provisions of the Legal Services Corporation's implementing regulation, 45 CFR 1622.5(g) and (h) will not be available for public inspection. A copy of the General Counsel's Certification that in his opinion the closing is authorized by law will be available upon request.

#### MATTERS TO BE CONSIDERED:

#### Committee on the Provision for the Delivery of Legal Services (October 30, 2009)

##### Agenda

1. Approval of agenda.
2. Approval of the Committee's meeting minutes of July 24, 2009.
3. Presentation by the New Jersey LSC Program Executive Directors on coordination of work in the face of increased client demand and decreased funding, with an overview by De Miller, President, Legal Services of New Jersey.

- Felipe Chavana, Essex-Newark Legal Services Project;
- John Fitzgerald, Northeast New Jersey Legal Services;
- Douglas Gershuny, South Jersey Legal Services;
- Paul Mullin, Central Jersey Legal Services;
- William Rempel, Ocean-Monmouth Legal Services;
- Diane Smith, Legal Services of Northwest Jersey.

4. Staff Update on activities implementing the *LSC Private Attorney Involvement Action Plan—Help Close the Justice Gap: Unleash the Power of Pro Bono*.

5. Staff Update on Native American Delivery and Funding.

6. Staff Report on LSC training initiatives.

7. Public comment.

8. Consider and act on other business.

9. Consider and act on adjournment of session.

#### Audit Committee (October 30, 2009)

##### Agenda

##### Open Session

1. Approval of agenda.
2. Approval of minutes of the Committee's July 24, 2009 meeting.
3. Discussion with outside auditors on Fiscal Year 2009 audit.
4. Consider and act on whether to conduct a closed meeting.

##### Closed Session

5. Follow-up to FY 2008 Annual Audit reference on classification of consultants and OIG audit of LSC's consultant contracts.

##### Open Session

6. Staff report on potential amendment to LSC's 403(b) Plan.
7. Public comment.
8. Consider and act on other business.
9. Consider and act on adjournment of meeting.

#### Search Committee for Interim LSC President (October 30, 2009)

##### Agenda

##### Open Session

1. Approval of agenda.
2. Consider and act on whether to conduct a closed session of the Committee to address items listed below under Closed Session.

##### Closed Session

3. Consider and act on a recommendation to make to Board as to an Interim President for LSC.
4. Consider and act on adjournment of meeting.

**Operations & Regulations Committee  
(October 30, 2009)***Agenda*

1. Approval of agenda.
2. Approval of the minutes of the Committee's April 25, 2009 meeting.
3. Approval of the minutes of the Committee's July 25, 2009 meeting.
4. Consider and act on proposed revisions to LSC's Employee Handbook.
5. Consider and act on the LSC Board of Directors' role in collective bargaining.
6. Staff report on LSC's survey of grantees' Boards of Directors.
7. Discussion of need for and wisdom of requiring grantees' governing bodies to establish audit committees.
8. Office of Inspector General ("OIG") report on IPA survey results.
9. Report on status of GAO review.
10. Consider and act on Inspector General's proposal for a modified LSC logo.
11. Consider and act on whether to amend 45 CFR part 1622 to remove from its requirements either all councils and non-executive committees of the Board or to remove from its requirements only the Board's Governance & Performance Review Committee performance evaluations of the President and the Inspector General.
12. Other public comment.
13. Consider and act on other business.
14. Consider and act on adjournment of meeting.

**Governance and Performance Review Committee (October 31, 2009)***Agenda*

1. Approval of agenda.
2. Approval of the minutes of the Committee's July 25, 2009 meeting.
3. Consider and act on performance review of the Inspector General.
4. Distribution of Forms and Instructions for Individual and Board Self-Assessment for 2009.
5. Report on orientation for new Board members.
  - Staff Report from Victor Fortuno and John Constance.
6. Consider and act on amendment to Committee charter to add responsibility for oversight of LSC's compensation plan.
7. Consider and act on other business.
8. Consider and act on adjournment of meeting.

**Finance Committee (October 31, 2009)***Agenda*

1. Approval of agenda.
2. Approval of the minutes of the meeting of September 21, 2009.

3. Consider and act on FY 2009 COB reallocations and Resolution 2009-016.
4. Presentation on LSC's Financial Reports for the Year Ending September 30, 2009.

- Presentation by David Richardson;
- Comments by Charles Jeffress;
- Comments by Jeffrey Schanz.

5. Consider and act on whether to conduct a closed meeting.

*Closed Session*

6. Consider and act on staff report on the classification of LSC consultants.

*Open Session*

7. Consider and act on amendment to LSC's 403(b) Plan and Resolution 2009-017.

8. Staff report on status of FY 2010 appropriations process.

- Presentation by John Constance.

9. Consider and act on Resolution # 2008-018, Temporary Operating Budget for FY 2010.

- Presentation by David Richardson;
- Comments by Charles Jeffress.

10. Public comment.

11. Consider and act on other business.

12. Consider and act on adjournment of meeting.

**Board of Directors (October 31, 2009)***Agenda*

1. Approval of agenda.
2. Approval of the minutes of the Board's Open Session meeting of July 25, 2009.

3. Approval of the minutes of the Board's Open Session Telephonic meeting of September 8, 2009.

4. Approval of the minutes of the Board's Open Session meeting of September 21, 2009.

5. *Chairman's Report.*

6. *Members' Reports.*

7. *President's Report.*

8. *Inspector General's Report.*

9. Consider and act on the report of the Committee on the *Provision for the Delivery of Legal Services.*

10. Consider and act on the report of the *Finance Committee.*

11. Consider and act on the report of the *Operations & Regulations Committee.*

12. Consider and act on the report of the *Audit Committee.*

13. Consider and act on the report of the *Governance & Performance Review Committee.*

14. Consider and act on the report of the *Search Committee* to recommend an interim President.

15. Staff report on Strategic Directions progress.

16. Public comment.

17. Consider and act on whether to authorize an executive session of the Board to address items listed below under Closed Session.

*Closed Session*

18. Briefing by the Inspector General.

19. Consider and act on staff and committee reports on the classification of LSC consultants.

20. Consider and act on General Counsel's report on potential and pending litigation involving LSC.

21. Consider and act on other business.

22. Consider and act on motion to adjourn meeting.

**CONTACT PERSON FOR INFORMATION:**

Katherine Ward, Executive Assistant to the Vice President & General Counsel, at (202) 295-1500. Questions may be sent by electronic mail to [FR\\_NOTICE\\_QUESTIONS@lsc.gov](mailto:FR_NOTICE_QUESTIONS@lsc.gov).

**SPECIAL NEEDS:** Upon request, meeting notices will be made available in alternate formats to accommodate visual and hearing impairments. Individuals who have a disability and need an accommodation to attend the meeting may notify Katherine Ward, at (202) 295-1500 or [FR\\_NOTICE\\_QUESTIONS@lsc.gov](mailto:FR_NOTICE_QUESTIONS@lsc.gov).

Dated: October 23, 2009.

**Victor M. Fortuno,**

*Vice President & General Counsel.*

[FR Doc. E9-25996 Filed 10-23-09; 4:15 pm]

**BILLING CODE 7050-01-P**

**OFFICE OF MANAGEMENT AND BUDGET****Improving Implementation of the Paperwork Reduction Act**

**AGENCY:** Office of Information and Regulatory Affairs, Office of Management and Budget.

**ACTION:** Request for comments.

**SUMMARY:** The Office of Management and Budget (OMB) oversees agency information collection activities under the Paperwork Reduction Act of 1995 (PRA). While information collection is critical to evidence-based decisions and informed government operations, unnecessary paperwork requirements can impose serious burdens on the public, especially small entities. The PRA requires Federal agencies to minimize the burden on the public resulting from their information collections, and to maximize the practical utility of the information collected. OMB is committed to working with agencies and the public to promote compliance with the PRA and to reduce