

TA-W	Subject firm (petitioners)	Location	Date of institution	Date of petition
74110 ...	Microsemi Corporation (Company) .....	Scottsdale, AZ .....	05/18/10	05/17/10
74111 ...	Alstom Transportation (Company) .....	Hornell, NY .....	05/18/10	05/14/10
74112 ...	Edwards Vaccum, Inc. (Company) .....	Tewksbury, MA .....	05/18/10	05/17/10
74113 ...	Serena Software, Inc. (State/One-Stop) .....	Bellevue, WA .....	05/18/10	04/29/10
74114 ...	Hagemeyer North America (Company) .....	Hagerstown, MD .....	05/18/10	05/17/10
74115 ...	Qwest Services Corporation (State/One-Stop) .....	Seattle, WA .....	05/18/10	05/11/10
74116 ...	Washington Department of Transportation (Union)	Aberdeen, WA .....	05/19/10	05/18/10
74117 ...	Mark Machine (State/One-Stop) .....	Fairfield, NJ .....	05/19/10	05/18/10
74118 ...	Ach Food Company, Inc. (Workers) .....	Jacksonville, IL .....	05/19/10	05/14/10
74119 ...	Design Metal Plating, Inc. (Company) .....	Emporium, PA .....	05/19/10	05/11/10
74120 ...	Graphics Microsystems, Inc. (State/One-Stop) .....	Rockwell, TX .....	05/19/10	05/17/10
74121 ...	AIM Systems—St. Louis (Company) .....	Dupo, IL .....	05/19/10	05/18/10
74122 ...	Markovitz Enterprises, Inc. (Company) .....	New Castle, PA .....	05/20/10	05/19/10
74123 ...	Advanstar (State/One-Stop) .....	Duluth, MN .....	05/20/10	05/17/10
74124 ...	Precision Wire Components (State/One-Stop) .....	Tualatin, OR .....	05/20/10	04/23/10
74125 ...	Bently Arbuckle, Inc. (Workers) .....	Dallas, TX .....	05/20/10	05/14/10
74126 ...	Broadview Networks (Workers) .....	King of Prussia, PA .....	05/20/10	05/07/10
74127 ...	Dyrsmith, LLC (Company) .....	Berthoud, CO .....	05/20/10	05/17/10
74128 ...	Okidata America (State/One-Stop) .....	Mount Laurel, NJ .....	05/21/10	05/20/10
74129 ...	Vertafore, Inc. (Workers) .....	College Station, TX .....	05/21/10	05/19/10
74130 ...	Eagle Express Trucking, Inc. (Workers) .....	Saint Marys, PA .....	05/21/10	05/20/10
74131 ...	Thomas Reuters—West (Workers) .....	Rochester, NY .....	05/21/10	05/20/10

[FR Doc. 2010-13507 Filed 6-4-10; 8:45 am]

BILLING CODE 4510-FN-P

**DEPARTMENT OF LABOR****Employment and Training  
Administration**

[TA-W-71,600; TA-W-71,600A]

**The Gemological Institute of America,  
Carlsbad, CA; the Gemological  
Institute of America, New York, NY;  
Notice of Revised Determination on  
Reconsideration**

The initial investigation, initiated on July 8, 2009, resulted in a negative determination, issued on January 20, 2010, that was based on the findings that the workers' firm did not import services like or directly competitive with the services performed by the workers in 2007, 2008, or in January through June 2009 nor did the firm shift those services to a foreign country during the relevant time period; and that the workers' firm is not a supplier or downstream producer to a firm with a TAA-certified worker group. The notice of negative determination was published in the **Federal Register** on March 5, 2010 (75 FR 10323).

To support the request for reconsideration, the petitioner asserted that there had been a shift in production from the United States to India.

During the request for reconsideration, the Department obtained additional information that, since 2007, the subject firm had significantly increased its reliance on revenues from its overseas operations.

**Conclusion**

After careful review of the additional facts obtained on reconsideration, I determine that workers of The Gemological Institute of America, Carlsbad, California and New York, New York, who provide jewelry grading and educational services, meet the worker group certification criteria under Section 222(a) of the Act, 19 U.S.C. 2272(a). In accordance with Section 223 of the Act, 19 U.S.C. 2273, I make the following certification:

All workers of The Gemological Institute of America, Carlsbad, California (TA-W-71,600) and The Gemological Institute of America, New York, New York (TA-W-71,600A), who became totally or partially separated from employment on or after July 7, 2008, through two years from the date of this certification, and all workers in the group threatened with total or partial separation from employment on date of certification through two years from the date of certification, are eligible to apply for adjustment assistance under Chapter 2 of Title II of the Trade Act of 1974, as amended.

Signed in Washington, DC, this 19th day of May 2010.

**Del Min Amy Chen,***Certifying Officer, Division of Trade  
Adjustment Assistance.*

[FR Doc. 2010-13509 Filed 6-4-10; 8:45 am]

BILLING CODE 4510-FN-P

**LEGAL SERVICES CORPORATION****Sunshine Act Meeting of the Board of  
Directors**

**TIME AND DATE:** The Board of Directors' Audit and Operations & Regulations Committees of the Legal Services

Corporation will meet by telephone jointly on June 9, 2010. The meeting will begin at 1 p.m., Eastern Time, and continue until conclusion of the Committees' agenda.

**LOCATION:** Legal Services Corporation, 3333 K Street, NW., Washington, DC 20007, 3rd Floor Conference Center.

**Public Observation:** For all meetings and portions thereof open to public observation, members of the public that wish to listen to the proceedings may do so by following the telephone call-in directions given below. You are asked to keep your telephone muted to eliminate background noises. From time to time the Chairman may solicit comments from the public.

**Call-In Directions for Open Session(s):**

- Call toll-free number: 1-(866)-451-4981;

- When prompted, enter the following numeric pass code:

5907707348;

- When connected to the call, please "MUTE" your telephone immediately.

**Status of Meeting:** Open.

**Matters To Be Considered:**

**Open Session:**

1. Approval of agenda.

2. Approval of draft minutes of April 17, 2010 joint meeting of the committees.

3. Consider and act on revisions to the LSC Accounting Guide for LSC Recipients:

- Presentation by Danilo Cardona, Director, Office of Compliance & Enforcement.

- Public Comment.

4. Public comment.

5. Consider and act on other business.

6. Consider and act on adjournment of meeting.

**CONTACT PERSON FOR INFORMATION:**

Katherine Ward, Executive Assistant to the Vice President for Legal Affairs, at (202) 295-1500. Questions may be sent by electronic mail to

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.

June 2, 2010.

**Patricia D. Batie,**  
Corporate Secretary.

[FR Doc. 2010-13639 Filed 6-3-10; 11:15 am]

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## LIBRARY OF CONGRESS

### Copyright Royalty Board

[Docket No. 2010-4 CRB Satellite Rate]

### Rate Adjustment for the Satellite Carrier Compulsory License

**AGENCY:** Copyright Royalty Board, Library of Congress.

**ACTION:** Notice of voluntary negotiation period.

**SUMMARY:** The Copyright Royalty Judges are announcing the voluntary negotiation period for the purpose of determining the royalty fees to be paid by satellite carriers under the satellite carrier compulsory license.

**DATES:** The voluntary negotiation period commences on June 7, 2010, and concludes on June 17, 2010.

**ADDRESSES:** <sup>1</sup> If hand delivered by a private party, an original and five copies of voluntary agreements should be brought to the Library of Congress, U.S. Copyright Office, Room LM-401, James Madison Memorial Building, 101 Independence Avenue, SE., Washington, DC 20559, between 8:30 a.m. and 5 p.m. The envelope should be addressed as follows: Office of the General Counsel, U.S. Copyright Office. If delivered by a commercial courier, an original and five copies of voluntary agreements must be delivered to the Congressional Courier Acceptance Site ("CCAS") located at 2nd and D Streets, NE., Washington, DC, between 8:30 a.m. and 4 p.m. The envelope should be

addressed as follows: Office of the General Counsel, U.S. Copyright Office, LM-403, James Madison Memorial Building, 101 Independence Avenue, SE., Washington, DC 20559. Please note that CCAS will not accept delivery by means of overnight delivery services such as Federal Express, United Parcel Service or DHL. If sent by mail (including overnight delivery using U.S. Postal Service Express Mail), an original and five copies of voluntary agreements should be addressed to U.S. Copyright Office, Copyright GC/I&R, P.O. Box 70400, Washington, DC 20024.

### FOR FURTHER INFORMATION CONTACT:

Richard Strasser, Senior Attorney, or Gina Giuffreda, Attorney Advisor, by telephone at (202) 707-7658 or by e-mail at [crb@loc.gov](mailto:crb@loc.gov).

### SUPPLEMENTARY INFORMATION:

#### Background

The satellite carrier compulsory license establishes a statutory copyright licensing scheme for satellite carriers that retransmit television broadcast signals to satellite dish owners for their private home viewing. 17 U.S.C. 119. Congress created the license in 1988 with the passage of the Satellite Home Viewer Act of 1988. Congress reauthorized the license for additional five-year periods in 1994, 1999, and 2004, and the license was slated to expire on December 1, 2009. However, Congress again reauthorized the satellite license for another five years with the passage of the Satellite Television Extension and Localism Act of 2010, ("STELA"), Public Law No. 111-175, which was signed into law by the President on May 27, 2010.

Satellite carriers pay royalties based on a flat, per-subscriber, per-month fee. These rates were set initially by Congress in the Satellite Home Viewer Act of 1988 and then later adjusted by a three-person arbitration panel convened by the former Copyright Royalty Tribunal. 57 FR 129052 (May 1, 1992). When the license was reauthorized in 1994, Congress directed that the rates be adjusted by the Librarian of Congress using the system that replaced the Copyright Royalty Tribunal, namely, *ad hoc* Copyright Arbitration Royalty Panels ("CARPs") administered by the Librarian of Congress and the Copyright Office. Accordingly, the Librarian adjusted the rates in 1997. 62 FR 55742 (October 28, 1997). In the Satellite Home Viewer Improvement Act of 1999, which reauthorized the license for an additional five years, Congress reduced the rates set by the Librarian. When Congress again reauthorized the license

under the Satellite Home Viewer Extension and Reauthorization Act of 2004 ("SHVERA"), copyright owners and satellite carriers reached separate voluntary agreements regarding the rates to be paid for analog and digital signals carried by satellite carriers; and the Librarian adopted the respective rates. See 70 FR 17320 (April 6, 2005) and 70 FR 39178 (July 7, 2005).

STELA, in which Congress authorizes the Copyright Royalty Judges to determine the applicable satellite royalty rates moving forward, requires adjustment of the current rates to be paid by satellite carriers for the secondary transmission of the primary transmission of network stations and superstations. See 17 U.S.C. 119(c)(1)(B) & (F). This notice begins the process mandated by the statute.

#### Voluntary Negotiation Period

Sections 119(c)(1)(B) of the Copyright Act, title 17 of the United States Code, provides that "[o]n or before June 1, 2010, the Copyright Royalty Judges shall cause to be published in the **Federal Register** [notice] of the initiation of the voluntary negotiation proceedings for the purpose of determining the royalty fee to be paid by satellite carriers \* \* \* under subsection (b)(1)(B)." <sup>2</sup> This notice initiates the voluntary negotiation period.

The statute provides that "[w]ithin 10 days after publication in the **Federal Register** of a notice of the initiation of voluntary negotiation proceedings, parties who have reached a voluntary agreement may request that the royalty fees in that agreement be applied to all satellite carriers, distributors, and copyright owners without convening a proceeding under subparagraph (F)." 17 U.S.C. 119(c)(1)(D)(ii)(I). In accordance with this provision, the voluntary negotiation period commences today, June 7, 2010, and concludes June 17, 2010.

If a voluntary agreement is reached by the end of the negotiation period, the parties can request that the Judges publish the agreement for notice and comment in accordance with section 119(c)(1)(D)(ii)(II) and adopt the rates in the voluntary agreement if no objections are received from a party with a significant interest and intention to participate in a proceeding. 17 U.S.C. 119(c)(1)(D)(ii)(III). If an objection to the voluntary agreement is received or if the parties are unable to reach a voluntary agreement, the Judges will commence a rate proceeding in accordance with

<sup>1</sup> Section 119(c)(D)(i) of the Copyright Act, title 17 of the United States Code, requires that voluntary agreements be filed with the Copyright Office within 30 days of execution of the agreement. The Satellite Television Extension and Localism Act of 2010 does not change this provision.

<sup>2</sup> Since STELA was not signed until May 27, 2010, this notice is being published as soon as practicable after its enactment.