

## APPENDIX—Continued

[Petitions instituted between 03/29/2004 and 04/02/2004]

TA-W	Subject firm (petitioners)	Location	Date of institution	Date of petition
54,652 ....	Tanya Creations, Inc. (Comp) .....	E. Providence, RI .....	04/02/2004	03/01/2004
54,653 ....	Affina (Wkrs) .....	Peoria, IL .....	04/02/2004	03/29/2004
54,654 ....	Medtronic Vascular (Comp) .....	Danvers, MA .....	04/02/2004	03/30/2004
54,655 ....	KF Industries (Wkrs) .....	Oklahoma City, OK .....	04/02/2004	03/31/2004
54,656 ....	Eljer Plumbingware, Inc. (USWA) .....	Ford City, PA .....	04/02/2004	03/26/2004

[FR Doc. 04-9962 Filed 4-30-04; 8:45 am]

BILLING CODE 4510-30-M

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

[NAFTA-06385]

**Ameriphone, Inc., A Wholly Owned Subsidiary of Plantronics, Inc., Garden Grove, CA; Notice of Revised Determination on Remand; Withdrawal**

**SUMMARY:** The Department of Labor is withdrawing an earlier revised notice, published in the **Federal Register** on April 20, 2004 (69 FR 21162-21163), pertaining to the Notice of Revised Determination on Remand of NAFTA-Transitional Adjustment Assistance (NAFTA-6385) for the workers of Ameriphone, Inc., a wholly owned subsidiary of Plantronics, Inc., Garden Grove, California (hereafter "Ameriphone"). For the reasons discussed below, the Department has decided to withdraw this revised notice.

**DATES:** This withdrawal is made on May 3, 2004.

**FOR FURTHER INFORMATION CONTACT:** Elliott S. Kushner, Certifying Officer, Division of Trade Adjustment Assistance, Employment and Training Administration, U.S. Department of Labor, Room C5311, 200 Constitution Avenue, NW., Washington, DC 20210, telephone (202) 693-3565. This is not a toll free number.

**SUPPLEMENTARY INFORMATION:** The Department is withdrawing the revised notice pertaining to the initial denial of NAFTA-Transitional Adjustment Assistance (NAFTA-6385) for the workers of Ameriphone, Inc., a wholly owned subsidiary of Plantronics, Inc., Garden Grove, California (hereafter "Ameriphone"). The revised notice, which was not intended to be a valid document, was inadvertently published on April 20, 2004 (69 FR 21162-21163).

A revised notice, pertaining to the subject facility, was previously corrected on September 9, 2003 and published in the **Federal Register** on

September 17, 2003 (68 FR 54490) and is the valid decision applicable to workers of the subject facility.

Based on this review, the Department has decided to withdraw the revised notice published on April 20, 2004 (69 FR 21162-21163).

**Document Preparation**

This document was prepared under the direction and control of Elliott S. Kushner, Certifying Officer, Division of Trade Adjustment, Employment and Training Administration, U.S. Department of Labor.

Signed in Washington, DC this 27th day of April 2004.

**Elliott S. Kushner,**

*Certifying Officer, Division of Trade Adjustment Assistance.*

[FR Doc. E4-995 Filed 4-30-04; 8:45 am]

BILLING CODE 4510-13-P

**NUCLEAR REGULATORY COMMISSION****Agency Information Collection Activities: Proposed Collection: Comment Request**

**AGENCY:** Nuclear Regulatory Commission (NRC).

**ACTION:** Notice of pending NRC action to submit an information collection request to OMB and solicitation of public comment.

**SUMMARY:** The NRC is preparing a submittal to OMB for review of continued approval of information collection under the provisions of the Paperwork Reduction Act of 1995 (44 U.S.C. Chapter 35).

Information pertaining to the requirement to be submitted:

1. *The title of the information collection:* NRC Form 212, Qualifications Investigation (Professional, Technical, and Administrative Positions (other than clerical positions).

NRC Form 212A, Qualifications Investigation (Secretarial/Clerical)

2. *Current OMB approval number:* 3150-0033, NRC Form 212; 3150-0034, NRC Form 212A.

3. *How often the collection is required:* On occasion.

4. *Who is required or asked to report:* Current/former supervisors, co-workers of applicants for employment.

5. *The number of annual respondents:* NRC Form 212: 1200; NRC Form 212A: 400.

6. *The number of hours needed annually to complete the requirement or request:* NRC Form 212, 300 hours (15 minutes per response); NRC Form 212A, 100 hours (15 minutes per response).

1. *Abstract:* Information requested on NRC Form 212, "Qualifications Investigation, Professional, Technical, and Administrative Positions (other than clerical positions)" and NRC Form 212A, "Qualification Investigation (Secretarial/Clerical)" is used to determine the qualifications and suitability of external applicants for employment with NRC. The completed forms may be used to examine, rate and/or assess the prospective employee's qualifications. The information regarding the qualifications of applicants for employment is reviewed by professional personnel of the Office of Human Resources, in conjunction with other information in the NRC files, to determine the qualifications of the applicant for appointment to the position under consideration.

Submit, by July 2, 2004, comments that address the following questions:

1. Is the proposed collection of information necessary for the NRC to properly perform its functions? Does the information have practical utility?

2. Is the burden estimate accurate?

3. Is there a way to enhance the quality, utility, and clarity of the information to be collected?

4. How can the burden of the information collection be minimized, including the use of automated collection techniques or other forms of information technology?

A copy of the draft supporting statement may be viewed free of charge at the NRC Public Document Room, One White Flint North, 11555 Rockville

Pike, room O-1 F21, Rockville, MD 20852. OMB clearance requests are available at the NRC Worldwide Web site <http://www.nrc.gov/public-involve/doc-comment/omb/index.html>. The document will be available on the NRC home page site for 60 days after the signature date of this notice.

Comments and questions about the information collection requirements may be directed to the NRC Clearance Officer, Brenda Jo. Shelton, U.S. Nuclear Regulatory Commission, T-5F52, Washington, DC 20555-0001, or by telephone at (301) 415-7233, or by Internet electronic mail at [INFOCOLLECTS@NRC.GOV](mailto:INFOCOLLECTS@NRC.GOV).

Dated at Rockville, Maryland, this 27th day of April, 2004.

For the Nuclear Regulatory Commission,  
**Brenda Jo. Shelton,**  
*NRC Clearance Officer, Office of the Chief Information Officer.*

[FR Doc. E4-994 Filed 4-30-04; 8:45 a.m.]

BILLING CODE 7590-01-P

## NUCLEAR REGULATORY COMMISSION

[Docket No. 030-07710-CO; License No. 50-14102-01, EA-03-126; ASLBP No. 04-827-02-CO]

### Alaska Department of Transportation and Public Facilities; Establishment of Atomic Safety and Licensing Board

Pursuant to delegation by the Commission dated December 29, 1972, published in the **Federal Register**, 37 FR 28710 (1972), and the Commission's regulations, see 10 CFR 2.104, 2.300, 2.303, 2.309, 2.311, 2.318, and 2.321, notice is hereby given that an Atomic Safety and Licensing Board is being established to preside over the following proceeding:

#### State of Alaska Department of Transportation and Public Facilities (Confirmatory Order Modifying License Effective Immediately)

A Licensing Board is being established pursuant to a hearing opportunity notice issued in conjunction with a March 15, 2004 immediately affective NRC staff confirmatory order modifying the 10 CFR part 30 byproduct materials license of the State of Alaska Department of Transportation and Public Facilities (ADOT) authorizing the possession and use of certain license material in portable gauging devices (69 FR 13594 (Mar. 23, 2004)). In response to that notice a request for hearing dated April 9, 2004, has been filed by petitioners Robert F. Farmer and Alaska Forum for Environmental Responsibility

challenging the confirmatory order, which requires ADOT to take certain actions to ensure its compliance with NRC employee protection regulations (10 CFR 30.7) and to ensure ADOT has established and will maintain a safety conscious work environment (see 61 FR 24336 (May 14, 1996)).

The Board is comprised of the following administrative judges:

Thomas S. Moore, Chair, Atomic Safety and Licensing Board Panel, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001.

Dr. Paul B. Abramson, Atomic Safety and Licensing Board Panel, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001.

G. Paul Bollwerk, III, Atomic Safety and Licensing Board Panel, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001.

All correspondence, documents, and other materials shall be filed with the administrative judges in accordance with 10 CFR 2.302.

Issued at Rockville, Maryland, this 27th day of April 2004.

**G. Paul Bollwerk, III,**

*Chief Administrative Judge, Atomic Safety and Licensing Board Panel.*

[FR Doc. E4-993 Filed 4-30-04; 8:45 am]

BILLING CODE 7590-01-P

## SECURITIES AND EXCHANGE COMMISSION

### Proposed Collection; Comment Request

Upon Written Request, Copies Available From: Securities and Exchange Commission, Office of Filings and Information Services, Washington, DC 20549.

Extension: Rule 17j-1; SEC File No. 270-239; OMB Control No. 3235-0224.

Notice is hereby given that, pursuant to the Paperwork Reduction Act of 1995 (44 U.S.C. 3501-3520), the Securities and Exchange Commission (the "Commission") is soliciting comments on the collection of information summarized below. The Commission plans to submit this existing collection of information to the Office of Management and Budget ("OMB") for extension and approval.

Rule 17j-1 under the Investment Company Act of 1940 (15 U.S.C. 80a) (the "Investment Company Act"), which the Commission adopted in 1980<sup>1</sup> and

<sup>1</sup> Prevention of Certain Unlawful Activities With Respect to Registered Investment Companies, Investment Company Act Release No. 11421 (Oct. 31, 1980) (45 FR 73915 (Nov. 7, 1980)).

amended in 1999,<sup>2</sup> implements section 17(j) of the Act. Section 17(j) makes it unlawful for persons affiliated with a registered investment company or with the investment company's investment adviser or principal underwriter (each, a "17j-1 organization"), in connection with the purchase or sale of securities held or to be acquired by the investment company, to engage in any fraudulent, deceptive, or manipulative act or practice in contravention of the Commission's rules and regulations. Section 17(j) authorizes the Commission to promulgate rules requiring the adoption of code of ethics.

In order to implement section 17(j), rule 17j-1 imposes certain requirements on 17j-1 organizations and "Access Persons"<sup>3</sup> of those organizations. The rule prohibits fraudulent, deceptive or manipulative acts by persons affiliated with a rule 17j-1 organization in connection with their personal securities transactions in securities held or to be acquired by the fund. The rule requires each 17j-1 organization<sup>4</sup> to: (i) Adopt a written code of ethics, (ii) submit the code and any material changes to the code, along with a certification that it has adopted procedures reasonably necessary to prevent Access Persons from violating the code of ethics, to the fund board for approval, (iii) use reasonable diligence and institute procedures reasonably necessary to prevent violations of the code, (iv) submit a written report at least annually to the fund describing any issues arising under the code and procedures and certifying that the 17j-1 entity has adopted procedures reasonably necessary to prevent Access Persons from violating the code, (v) identify Access Persons and notify them of their reporting obligations, and (vi) maintain and make available to the Commission for review certain records related to the code of ethics and transaction reporting by Access Persons.

<sup>2</sup> Personal Investment Activities of Investment Company Personnel, Investment Company Act Release No. 23958 (Aug. 20, 1999) (64 FR 46821-01 (Aug. 27, 1999)).

<sup>3</sup> Rule 17j-1(a)(1) defines an "access person" as "any director, officer, general partner, or advisory person of a fund or of a fund's investment adviser" and as "any director, officer, or general partner of a principal underwriter who, in the ordinary course of business, makes, participates in or obtains information regarding, the purchase or sale of Covered Securities by the Fund for which the principal underwriter acts, or whose functions or duties in the ordinary course of business relate to the making of any recommendation to the Fund regarding the purchase or sale of Covered Securities."

<sup>4</sup> Money market funds and funds that do not invest in "Covered Securities," as defined in paragraph (a)(4) of the rule, are exempted.