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June 18, 2012

Ms. Rachel Leiton, Director
Division of Energy Employees Occupational
Illness Compensation
U.S. Department of Labor
200 Constitution Avenue, N.W., Room C-3321
Washington, District of Columbia 20210

Subject: Addition of a class of employees from the Electro Metallurgical site in Niagara Falls, NY to the Special Exposure Cohort

Dear Ms. Leiton:

On behalf of the Secretary of the Department of Health and Human Services (HHS), and as required by 42 C.F.R. § 83.17(d), I am notifying you of the final effect of the HHS decision to designate a class of employees from the Electro Metallurgical site in Niagara Falls, NY, as an addition to the Special Exposure Cohort (SEC) under the Energy Employees Occupational Illness Compensation Program Act of 2000. On May 11, 2012, as provided for under 42 U.S.C. § 7384q(b), the Secretary of HHS designated the following class of employees as an addition to the SEC:

All employees of the Department of Energy, its predecessor agencies, and their contractors and subcontractors who worked at the Electro Metallurgical site in Niagara Falls, New York, from August 13, 1942 through December 31, 1947, for a number of work days aggregating at least 250 work days, occurring either solely under this employment, or in combination with work days within the parameters established for one or more other classes of employees included in the Special Exposure Cohort.

This designation became effective on June 10, 2012, as provided for under 42 U.S.C. § 7384l(14)(C). Hence, beginning on June 10, 2012, members of this class of employees, defined as reported in this notice, became members of the SEC.

Sincerely,

[Signature on file]

Stuart L. Hinnefeld, Director
Division of Compensation Analysis and Support
National Institute for Occupational Safety and Health