

Labor's prior decision. Accordingly, the application is denied.

Signed at Washington, D.C. this 12th day of March 1996.

Russell T. Kile,

Acting Program Manager, Policy and Reemployment Services, Office of Trade Adjustment Assistance.

[FR Doc. 96-7120 Filed 3-22-96; 8:45 am]

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[TA-W-31,522]

Transco Energy Corporation Including Transcontinental Gas Pipe Line Corporation and Transco Gas Marketing Company Houston, Texas; Notice of Negative Determination Regarding Application for Reconsideration

By applications dated February 6 and February 8, 1996, former workers of the subject firm requested administrative reconsideration of the Department's negative determination regarding worker eligibility to apply for trade adjustment assistance. The denial notice was signed on December 6, 1995 and published in the Federal Register on January 26, 1996 (61 FR 2573).

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 requests for reconsideration by the former workers of Transcontinental Gas Pipe Line Corporation (TGPL) and Transco Gas Marketing Company (TGMC) claim that Transco has produced products that constitute articles within the meaning of the Trade Act. Workers also claim that the Department's decision focussed too narrowly on products that it currently produces.

Findings of the investigation show that workers of the subject firm are engaged in employment related to natural gas services, which include purchasing, transport and marketing of natural gas.

In an earlier TAA determination for workers at Transco Energy Company (TA-W-27,462), the company was engaged in the production of exploration of crude oil and natural gas.

Workers were issued a certification of eligibility to apply for TAA because all criteria of the Trade Act were met. At the time the service employees were included in the certification because they were engaged in employment related to the exploration and production of crude oil and natural gas. In the same investigation, workers at TGPL were denied eligibility for TAA because criterion (2) of the Trade Act was not met. Revenues increased during the time period relevant to the investigation.

The findings of this investigation show that the reduction in employment at Transcontinental Gas Pipe Line was due to a reorganization as a result of Transco's acquisition by another company. Other findings show that Transco Gas Marketing Company was transferred to another domestic location. Neither action would form the basis for a certification.

In order to be certified eligible for TAA, workers of TGPL and TGMC would have to be engaged in the exploration or drilling for natural gas. Worker groups performing a service, including the transmission of natural gas, can be certified only if their separation was caused importantly by a reduced demand for services from a parent firm, a firm otherwise related to the subject firm by ownership, or a firm related by control.

The worker adjustment assistance program was not intended to provide TAA to workers who are in some way related to import competition but only for those workers who produce an articles and are adversely affected by increased imports of like or directly competitive articles which contributed importantly to sales or production and employment declines at the workers' firm.

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 5th day of March 1996.

Russell T. Kile,

Acting Program Manager, Policy and Reemployment Services, Office of Trade Adjustment Assistance.

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[TA-W-31,658]

Wilkes Mill & Feed Co., Inc.; Washington, Georgia; Notice of Termination of Investigation

Pursuant to Section 221 of the Trade Act of 1974, an investigation was initiated on November 27, 1996 in response to a worker petition which was filed on November 10, 1996 on behalf of workers at Wilkes Mill & Feed Co., Inc., Washington, Georgia.

The petitioner has requested that the petition be withdrawn. Consequently, further investigation in this case would serve no purpose, and the investigation has been terminated.

Signed at Washington, D.C. this 12th day of March, 1996.

Russell T. Kile,

Acting Program Manager, Office of Trade Adjustment Assistance.

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[NAFTA-00712]

Alcoa Fujikura Ltd., Alcoa Fujikura Ltd. West a/k/a Electro-Wire Products, a/k/a Circuit Assembly Services, Inc. (C.A.S.I.) El Paso, Texas; Amendment Certification Regarding Eligibility to Apply for NAFTA Transitional Adjustment Assistance

In accordance with Section 250(a), Subchapter D, Chapter 2, Title II, of the Trade Act of 1974, as amended (19 USC 2273), the Department of Labor issued a Certification for NAFTA Transitional Adjustment Assistance on February 27, 1996, applicable to all workers of Alcoa Fujikura Ltd, Alcoa Fujikura Ltd. West location in El Paso, Texas. The notice will soon be published in the Federal Register.

At the request of the company, the Department reviewed the certification for workers of the subject firm. The workers produce wire harnesses for the automotive industry. The company reports that some of the workers separated from employment had their unemployment insurance (UI) taxes paid to the former company names Electro-Wire Products or Circuit Assembly Services, Inc. (C.A.S.I.). Accordingly, the Department is amending the certification to reflect this matter. The intent of the Department's certification is to include all workers of the subject firm adversely affected by increased imports.

The amended notice applicable to NAFTA-00712 is hereby issued as follows:

"All workers of Alcoa Fujikura Ltd., Alcoa Fujikura Ltd. West, a/k/a Electro-Wire