

Signed at Washington, DC, this 26th day of July, 1999.

Grant D. Beale,

Program Manager, Office of Trade Adjustment Assistance.

[FR Doc. 99-20665 Filed 8-10-99; 8:45 am]

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DEPARTMENT OF LABOR

Employment and Training Administration

Investigations Regarding Certifications of Eligibility To Apply for Worker Adjustment Assistance

Petitions have been filed with the Secretary of Labor under Section 221(a) of the Trade Act of 1974 ("the Act") and are identified in the Appendix to this

notice. Upon receipt of these petitions, the Director of the Office of Trade Adjustment Assistance, Employment and Training Administration, has instituted investigations pursuant to Section 221(a) of the Act.

The purpose of each of the investigations is to determine whether the workers are eligible to apply for adjustment assistance under Title II, Chapter 2, of the Act. The investigations will further relate, as appropriate, to the determination of the date on which total or partial separations began or threatened to begin and the subdivision of the firm involved.

The petitioners or any other persons showing a substantial interest in the subject matter of the investigations may request a public hearing, provided such request is filed in writing with the

Director, Office of Trade Adjustment Assistance, at the address shown below, not later than August 23, 1999.

Interested persons are invited to submit written comments regarding the subject matter of the investigations to the Director, Office of Trade Adjustment Assistance, at the address shown below, not later than August 23, 1999.

The petitions filed in this case are available for inspection at the Office of the Director, Office of Trade Adjustment Assistance, Employment and Training Administration, U.S. Department of Labor, 200 Constitution Avenue, NW., Washington, DC 20210.

Signed at Washington, DC, this 12th day of July, 1999.

Grant D. Beale,

Program Manager, Office of Trade Adjustment Assistance.

APPENDIX

[Petitions instituted on 07/12/1999]

TA-W	Subject firm (petitioners)	Location	Date of petition	Product(s)
36,527	PGS Ocean Bottom Seismic (Comp).	Houston, TX	06/15/1999	Marine Seismic Exploration.
36,528	ASM America, Inc (Comp)	Phoenix, AZ	06/30/1999	Capital Equipment for Semiconductors.
36,529	Steward Cable Repair, Inc. (Wrks).	Midland, TX	05/22/1999	Produce and Repair Seismic Cables.
36,530	Newcom, Inc (Wrks)	W. Lake Village, CA	06/25/1999	Computer Modems.
36,531	BHP Copper North America (Comp).	Tucson, AZ	07/03/1999	Copper Mining.
36,532	McClatchy Bros., Inc (Wrks)	Midland, TX	06/29/1999	Truck Hauling—Oilfield.
36,533	Eastham Forge, Inc (Wrks)	Beaumont, TX	06/15/1999	Forgings for Oilwell Parts.
36,534	Thomaston Mills, Inc (Comp)	Thomaston, GA	06/29/1999	Industrial Denim Fabrics.
36,535	Cooper Tools (Comp)	Madison, ME	06/29/1999	Wooden Lathes.
36,536	Martin County Residential (Comp).	Williamston, NC	06/18/1999	Collars and Welts for Knit Shirts.
36,537	Ocean Beauty Seafood (ISFU)	Chinook, WA	06/26/1999	Seafood.
36,538	Texas Oil Co. (The) (Wrks)	Houston, TX	05/13/1999	Oil and Gas.

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DEPARTMENT OF LABOR

Employment and Training Administration

[TA-W-35,967]

Siemens ICN a/k/a Siemens Information Communications Networks, Inc., Cherry Hill, NJ; Notice of Negative Determination Regarding Application for Reconsideration

By application dated May 7, 1999, petitioners 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 April

20, 1999, and published in the **Federal Register** on May 21, 1999 (64 FR 27810).

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 investigation findings for the April 20 denial of TAA for workers of Siemens ICN producing communication and voice messaging servers and business telephones in Cherry Hill, New Jersey showed that criterion (3) of the group eligibility requirements of Section

222 of the Trade Act was not met. The work performed in Cherry Hill was transferred to another domestic facility. Sales at the subject plant increased prior to the shift in production.

The petitioners assert that the business phones manufactured in Austin, Texas were to be transferred to Cherry Hill. Siemens ICN, however, opted to import the product from Germany. The Department's investigation revealed that the business phones manufactured and imported from Germany are not like or directly competitive with those which were produced in Cherry Hill, New Jersey.

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