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## DEPARTMENT OF LABOR

### Employment and Training Administration

[TA-W-36,919]

#### Huffy Bicycle Company, Farmington, MO, Huffy Bicycle Company Tech Center, Springboro, OH; Amended Certification Regarding Eligibility To Apply for Worker Adjustment Assistance

In accordance with Section 223 of the Trade Act of 1974 (19 USC 2273) the Department of Labor issued a Certification of Eligibility to Apply for Worker Adjustment Assistance on October 19, 1999, applicable to workers of Huffy Bicycle Company, located in Farmington, Missouri. The notice was published in the **Federal Register** on December 2, 1999 (64 FR 67594).

At the request of the company, the Department reviewed the certification for workers of the subject firm. New information shows that worker separations will occur at the Huffy Bicycle Company Tech Center, Springboro, Ohio location when it closes in December, 1999. The workers at the Springboro, Ohio location provide engineering and support function services for Huffy's production facility in Farmington, Missouri which is also closing in December, 1999. The workers are engaged in the production of bicycles.

The intent of the Department's certification is to include all workers of Huffy Bicycle Company who were adversely affected by increased imports. Accordingly, the Department is amending the certification to cover the workers of Huffy Bicycle Company Tech Center, Springboro, Ohio.

The amended notice applicable to TA-W-36,919 is hereby issued as follows:

All workers of Huffy Bicycle Company, Farmington, Missouri (TA-W-36,919), and Huffy Bicycle Company Tech Center, Springboro, Ohio (TA-W-36,919A) who became totally or partially separated from employment on or after September 29, 1998 through October 19, 2001 are eligible to apply for adjustment assistance under Section 223 of the Trade Act of 1974.

Signed at Washington DC this 6th day of December, 1999.

**Grant D. Beale,**

*Program Manager, Office of Trade Adjustment Assistance.*

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## DEPARTMENT OF LABOR

### Employment and Training Administration

[TA-W-36,623]

#### Interplast Universal Industries Lodi, NJ; Notice of Affirmative Determination Regarding Application for Reconsideration

By letters of November 1 and 4, 1999, a petitioner and the Northeast District Council of the United Food and Commercial Workers (UFCW), respectively, requested administrative reconsideration of the Department of Labor's Notice of Negative Determination Regarding Eligibility to Apply for Trade Adjustment Assistance, applicable to workers of the subject firm (TA-W-36,623). The denial notice was signed on October 7, 1999 and published in the **Federal Register** on November 4, 1999 (64 FR 60230).

The petitioners present evidence that warrant further examination of imports of articles competitive with the expanded vinyl produced by workers of the subject firm.

#### Conclusion

After careful review of the application. I conclude that the claim is of sufficient weight to justify reconsideration of the Department of Labor's prior decision. The application is, therefore, granted.

Signed at Washington, D.C. this 6th day of December 1999.

**Grant D. Beale,**

*Program Manager, Office of Trade Adjustment Assistance.*

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## DEPARTMENT OF LABOR

### Employment and Training Administration

[TA-W-36,708]

#### Invensys Appliance Controls, New Stanton, Pennsylvania; Dismissal of Application for Reconsideration

Pursuant to 29 CFR 90.18(C) an application for administrative reconsideration was filed with the Director of the Office of Trade Adjustment Assistance for workers at the Invensys Appliance Controls, New Stanton, Pennsylvania. The application contained no new substantial information which would bear importantly on the Department's determination. Therefore, dismissal of the application was issued.

TA-W-36,708; Invensys Appliance Controls, New Stanton, Pennsylvania (December 7, 1999).

Signed at Washington, D.C. this 13th day of December, 1999.

**Grant D. Beale,**

*Program Manager, Office of Trade Adjustment Assistance.*

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## DEPARTMENT OF LABOR

### Employment and Training Administration

[TA-W-36,219]

#### Matador Petroleum Corporation, Dallas, Texas; Notice of Negative Determination on Reconsideration

By application dated August 20, 1999, the company 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 June 30, 1999, and published in the **Federal Register** on September 11, 1999 (64 FR 43723).

The June 30, 1999, denial of TAA for workers engaged in employment related to the exploration and production of crude oil and natural gas at Matador Petroleum Corporation, Dallas, Texas, was based on the finding that criteria (2) and (3) of group eligibility requirements of Section 222 of the Trade Act of 1974, as amended, were not met. Employment levels and revenues derived from the sale of articles produced at the subject firm increased during the relevant time period.

The company provided new information regarding employment at the subject firm, showing that the number of workers did decline in January through March 1999 and that there is a threat of additional layoffs. Based on this new information criterion (1) is met.

The company explains that the revenues derived from the sale of crude oil and natural gas increased because the company found significant amounts of oil and gas. Profits of the subject firm, however, declined because they were forced to sell the products at a price lower than the associated costs of production; the low price of imported products drove the price down.

The Trade Act of 1974 does not provide for working group certification based on the cost of producing products. Price is not a criterion for worker group certification.