

Based on these findings, the Department is amending this certification to include employees of the Sunbury, Pennsylvania location of Paulson Wire Rope Corp. located in California, Georgia, Indiana and Texas.

The intent of the Department's certification is to include all workers of Paulson Wire Rope Corp. adversely affected by increased imports of wire rope.

The amended notice applicable to TA-W-40,243 is hereby issued as follows:

All workers of Paulson Wire Rope Corp., Sunbury, Pennsylvania, including employees of Paulson Wire Rope Corp., Sunbury, Pennsylvania, located in California, Georgia, Indiana, and Texas, who become totally or partially separated from employment on or after October 4, 2000, through January 14, 2004, are eligible to apply for adjustment assistance under Section 223 of the Trade Act of 1974.

Signed at Washington, DC., this 12th day of April, 2002.

Linda G. Poole,
Certifying Officer, Division of Trade Adjustment Assistance.

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DEPARTMENT OF LABOR

Employment and Training Administration

[TA-A-40,521 and TA-A-40,521K]

Republic Technologies International, Corporate Office, Akron, OH and Republic Technologies International, Canton Special Metals Plant, Canton, 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 February 19, 2002, applicable to workers of Republic Technologies, International, Headquartered in Akron, Ohio, including various facilities located in Ohio, Illinois, New York, Pennsylvania and Indiana. The notice was published in the **Federal Register** on February 28, 2002 (67 FR 93225).

At the request of the company, the Department reviewed the certification for workers of the subject firm. The company reports that worker separations occurred at the Corporate Office, Akron, Ohio location of the subject firm. The Corporate Office provides administrative support functions including finance, sales,

marketing customer service and Human Resource services to the subject firms' many production facilities. Findings also show that worker separations occurred at the Canton Special Metals Plant, Canton, Ohio location of the subject firm. The workers are engaged in the production of hot rolled steel bars, cold finished steel bars and specialty steel. The intent of the Department's certification is to include all workers of Republic Technologies International adversely affected by increased imports.

Accordingly, the Department is amending the certification to cover workers of Republic Technologies International, Corporate Office, Akron, Ohio and the Canton Special Metals Plant, Canton, Ohio.

The amended notice applicable to TA-W-40,521 is hereby issued as follows:

All workers of Republic Technologies International, Corporate Office, Akron, Ohio (TA-W-40,521) and the Canton Special Metals Plant, Canton, Ohio (TA-W-40,521K) who became totally or partially separated from employment on or after November 19, 2000, through February 19, 2004, are eligible to apply for adjustment assistance under Section 223 of the Trade Act of 1974.

Signed at Washington, DC, this 11th day of April, 2002.

Linda G. Poole,
Certifying Officer, Division of Trade Adjustment Assistance.

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DEPARTMENT OF LABOR

Employment and Training Administration

[TA-W-39,959]

Teccor Electronics, a Division of Invensys, Irving, Texas; Notice of Negative Determination Regarding Application for Reconsideration

By application of January 23, 2002, petitioners requested administrative reconsideration of the Department's negative determination regarding eligibility for workers and former workers of the subject firm to apply for Trade Adjustment Assistance (TAA). The denial notice applicable to workers of Teccor Electronics, A Division of Invensys, Irving, Texas was issued on December 11, 2001, and was published in the **Federal Register** on December 26, 2001 (66 FR 66426).

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 revealed that criterion (3) of the group eligibility requirements of section 222 of the Trade Act of 1974 was not met. The decision was based on imports not contributing importantly to the decline in employment at the subject plant. The investigation further revealed that the production of wafers at the subject firm was transferred to a foreign plant.

The request for reconsideration alleges that the final testing and categorizing (referred to as back-end production) of the thyristor semiconductor was moved to that foreign source. The petitioners further allege that the equipment to test and categorize the thyristor semiconductors was also shifted to a foreign source.

Since the workers are engaged solely in the final testing and categorizing of imported thyristor semiconductors, they are not considered engaged in the production of an article. Testing and categorizing of thyristor semiconductors are post-production activities and are thus outside of the scope of workers engaged in the production of thyristor semiconductors produced at an affiliated foreign source. Therefore, the shift in testing and categorizing functions to a foreign source does not satisfy criterion (3) requirements.

Additionally, upon reconsideration the subject workers do not produce an article within the meaning of section 222(3) of the Act.

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 10th day of April 2002.

Edward A. Tomchick,
Director, Division of Trade Adjustment Assistance.

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