

APPENDIX—Continued

Subject firm	Location	Date received at governor's office	Petition number	Articles produced
United Plastics Group, Inc. (Wkrs)	Brooksville, FL	07/16/2002	NAFTA-6,399	automotive injections.
Komatsu America Corp. (Co.)	Peoria, IL	06/26/2002	NAFTA-6,400	ball studs, pins and castings.
Volant Ski (Wkrs)	Wheatridge, Co	06/10/2002	NAFTA-6,401	alpine skis.
National Electrical Carbon (Wkrs)	Birmingham, AL	07/23/2002	NAFTA-6,402	carbon brushes.
Coper Wiring Devices (Eagle Electric) (Wkrs)	Long Island City, NY	07/23/2002	NAFTA-6,403	switches, adapters, etc.
Clark Alabama (Co.)	Pell City, AL	07/23/2002	NAFTA-6,404	Industrial material handling equipment.
Saint Gobain Abrasives North America (PACE)	Niagara Falls, NY	07/23/2002	NAFTA-6,405	abrasive products.
Don Alleson Athletic (Co.)	Toccoa, GA	07/24/2002	NAFTA-6,406	athletic apparel, gym shorts.
Amco Speciality Packaging (Co.)	Newport News, VA	07/08/2002	NAFTA-6,407	plastic food containers.
Emerson Electric (Co.)	Vernon, AL	07/25/2002	NAFTA-6,408	electric heating/residential appliances.
Skyworks Solutions (Co.)	Havenhill, MA	07/16/2002	NAFTA-6,409	semiconductor components.
Goodyear Tire and Rubber (The) (USWA)	Green, OH	07/26/2002	NAFTA-6,410	air springs.
Carolina Mills (Co.)	Gastonia, NC	07/25/2002	NAFTA-6,411	spun synthetic yarns.
U.S. Precision Glass (Co.)	Lewisburg, OH	07/11/2002	NAFTA-6,412	glass for furniture.
Kelly Springfield (Wkrs)	Fayetteville, NC	07/29/2002	NAFTA-6,413	tires.
Harris Welco—J.W. Harris (Co.)	Kings Mountain, NC	07/29/2002	NAFTA-6,414	machinery.
MEL, Inc. (Co.)	Winchester, MA	07/29/2002	NAFTA-6,415	dyeing of materials.
Norscan, Inc. (Co.)	Conover, NC	07/30/2002	NAFTA-6,416	cable protection devices.
Gate City Printing (Wkrs)	Greensboro, NC	07/25/2002	NAFTA-6,417	printed packaging.
Lapcor Plastic—Mirro/Wearever. Co. (Wkrs)	Manitowoc, WI	07/29/2002	NAFTA-6,418	cookware sets.

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DEPARTMENT OF LABOR

Employment and Training Administration

[NAFTA-6124]

Holophane, a Division of Acuity Lighting Group, Inc., Springfield, OH; Notice of Negative Determination Regarding Application for Reconsideration

By application dated July 9, 2002, the International Union, UAW, Region 2B and Local Union No. 1876 requested administrative reconsideration of the Department's negative determination regarding eligibility to apply for North American Free Trade Agreement-Transitional Adjustment Assistance (NAFTA-TAA), applicable to workers and former workers of the subject firm. The denial notice was signed on May 22, 2002, and was published in the **Federal Register** on June 11, 2002 (67 FR 40005).

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 mis-interpretation of facts or of the law justified reconsideration of the decision.

The denial of NAFTA-TAA for workers engaged in activities related to the production of castings which are sold within the corporation at Holophane, a Division of Acuity Lighting Group, Inc., Springfield, Ohio was based on the finding that criteria (3) and (4) of the group eligibility requirements of paragraph (a)(1) of Section 250 of the Trade Act, as amended, were not met. There were no company imports of castings from Mexico or Canada, nor did the subject firm shift production from Springfield, Ohio to Mexico or Canada. The subject firm has decided to outsource castings domestically and transfer some other secondary functions to another company facility in the United States.

The petitioner alleges that the subject firm shifted subject plant machinery and equipment to a warehouse located in Brownsville, Texas and then shipped the machinery to an affiliated plant located in Matamoros, Mexico that produces outdoor architectural lighting

fixtures and poles. The petitioner also supplied pictures and various shipping information (printed and handwritten) pertaining to the shifts in plant machinery to Mexico.

A review of the company data supplied in the initial decision shows the subject plant was an internal component supplier of Aluminum Die-Castings, Low Pressure Castings and Sand Casting to an affiliated Holophane manufacturing plant located in Newark, New Jersey. As part of a business diagnostics project, an evaluation was made by the company to determine if Holophane should continue to produce its own castings since manufacturing Aluminum castings is not a core competency of Holophane. Consequently, the building and Die Cast equipment was sold to a domestic company located in Arkansas with a production plant located in Tennessee. The plant located in Tennessee will supply the Die cast component parts to Holophane. With regard to the Low-pressure Castings and Sand Casting, other firms located in Ohio are now supplying Holophane products produced by the subject plant. All secondary operations previously performed at the Springfield facility have been transferred to affiliated plants located in Utica, Ohio. Therefore, all of the work performed at the subject plant prior to the closure is still being

