

(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 petition for the workers of Breed Technologies Incorporated, Knoxville, Tennessee was denied because the "contributed importantly" group eligibility requirement of Section 222(3) of the Trade Act of 1974, as amended, was not met. The "contributed importantly" test is generally demonstrated through a survey of customers of the workers' firm. The survey revealed that none of the respondents increased their purchases of imported automobile seat belt components.

The petitioner states that the production of automobile seat belt components made at the subject firm was relocated to a foreign facility. They further assert that these currently foreign-produced components "will become part of seat belt assemblies that are now being imported from Mexico to the United States". They conclude that if the subject firm had not decided to shift component production, there would be no job loss.

Seat belt assemblies are not "like or directly competitive" with the products produced (automobile seat belt components) by the subject firm. Therefore, the imports of seat belt assemblies is not relevant in meeting the

eligibility requirement of Section 222(3) of the Trade Act of 1974, as amended.

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 13th day of February 2003.

Edward A. Tomchick,

Director, Division of Trade Adjustment Assistance.

[FR Doc. 03-4285 Filed 2-21-03; 8:45 am]

BILLING CODE 4510-30-P

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 Division 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, Division of Trade Adjustment Assistance, at the address shown below, not later than March 6, 2003.

Interested persons are invited to submit written comments regarding the subject matter of the investigations to the Director, Division of Trade Adjustment Assistance, at the address shown below, not later than March 6, 2003.

The petitions filed in this case are available for inspection at the Office of the Director, Division of Trade Adjustment Assistance, Employment and Training Administration, U.S. Department of Labor, Room C-5311, 200 Constitution Avenue, NW., Washington, DC 20210.

Signed at Washington, DC, this 27th day of January 2003.

Edward A. Tomchick,

Director, Division of Trade Adjustment Assistance.

APPENDIX

[Petitions Instituted Between 01/22/2003 and 01/24/2003]

TA-W	Subject firm (petitioners)	Location	Date of institution	Date of petition
50,604	Cessna Aircraft Company (Wkrs)	Wichita, KS	01/22/2003	01/14/2003
50,605	Jackson Sewing Center (Wkrs)	Madisonville, TN	01/22/2003	01/10/2003
50,606	Emerson Tool Company (Comp)	Paris, TN	01/22/2003	01/10/2003
50,607	Nortel Networks (Wkrs)	RTP, NC	01/22/2003	12/16/2002
50,508	A.O. Smith Electrical Products Co. (Comp)	McMinnville, TN	01/22/2003	01/09/2003
50,609	Cendant Corporation (Wkrs)	Elizabethton, TN	01/22/2003	01/13/2003
50,610	Warnaco, Inc. (Wkrs)	Thomasville, GA	01/22/2003	01/13/2003
50,611	Acme Electronics, LLC (Comp)	Cuba, NY	01/22/2003	11/26/2002
50,612	O. Mustad and Son, Inc. (Wkrs)	Auburn, NY	01/22/2003	01/06/2003
50,613	Foamex, L.P. (Comp)	Milan, TN	01/22/2003	01/01/2003
50,614	Auto Sound/Entronix (MN)	Eveleth, MN	01/22/2003	01/16/2003
50,615	BP Solar, LLC (Comp)	Toano, VA	01/22/2003	01/18/2003
50,616	Connector Service Corporation (Wkrs)	Mentor, OH	01/22/2003	01/10/2003
50,617	BP Solar, LLC (Comp)	Fairfield, CA	01/22/2003	01/18/2003
50,618	F/V Lila-L (Comp)	Nanek, AK	01/22/2003	01/16/2003
50,619	Neenah Paper Co. (PACE)	Neenah, WI	01/22/2003	01/17/2003
50,620	Youngstown Forge (Wkrs)	Youngstown, OH	01/22/2003	01/21/2003
50,621	F/V Frances A. (Comp)	Naknek, AK	01/22/2003	01/18/2003
50,622	Dallas Semiconductor/Maxim (Wkrs)	Dallas, TX	01/22/2003	01/09/2003
50,623	Arimon Technologies, Inc. (Comp)	Montello, WI	01/22/2003	01/17/2003
50,624	Agilent Technologies (Wkrs)	Loveland, CO	01/22/2003	01/16/2003
50,625	F/V Thunderbird/Seahunter Fisheries (Comp)	Anchorage, AK	01/22/2003	01/21/2003
50,626	Crowe Logging, Inc. (Wkrs)	Encampment, WY	01/22/2003	01/15/2003
50,627	F/V Blue Angel (Comp)	Naknek, AK	01/22/2003	01/20/2003
50,628	Xerox Corporation (Wkrs)	Irving, TX	01/22/2003	01/18/2003

APPENDIX—Continued

[Petitions Instituted Between 01/22/2003 and 01/24/2003]

TA-W	Subject firm (petitioners)	Location	Date of institution	Date of petition
50,629	Truth Hardware (GMP)	W. Hazleton, PA	01/22/2003	01/20/2003
50,630	F/V Alica Dawn (Comp)	Tagiak, AK	01/22/2003	01/17/2003
50,631	Garden State Tanning (Comp)	Williamsport, MD	01/22/2003	01/21/2003
50,632	Trans Air Manufacturing (Comp)	Mt. Pleasant, IA	01/22/2003	01/14/2003
50,633	R.G. Barry Corporation (Comp)	Goldsboro, NC	01/22/2003	12/20/2002
50,634	International Paper (Comp)	Hopkinsville, KY	01/22/2003	01/20/2003
50,635	Science Application International (AK)	Anchorage, AK	01/22/2003	01/21/2003
50,636	F/V Indiana (Comp)	Ketchikan, AK	01/22/2003	01/21/2003
50,637	Sitka Sound Seafoods (AK)	Yakutat, AK	01/22/2003	01/21/2003
50,638	Golden View Fisheries, Inc. (Comp)	Anchorage, AK	01/22/2003	01/16/2003
50,639	Maya Kanulie (Comp)	Togiak, AK	01/22/2003	01/17/2003
50,640	Pechiney Rolled Products, LLC (Comp)	Ravenswood, WV	01/23/2003	12/23/2002
50,641	Shipley (MA)	Marlboro, MA	01/23/2003	01/22/2003
50,642	Motorola, Inc. (Comp)	Ft. Worth, TX	01/23/2003	11/27/2002
50,643	Aran Mold and Die Co., Inc. (Comp)	Elmwood Park, NJ	01/23/2003	01/14/2003
50,644	Levolor Kirsch Window Fashions (Comp)	High Point, NC	01/23/2003	01/20/2003
50,645	Sisiutl Fisheries (Comp)	Kodiak, AK	01/23/2003	01/15/2003
50,646	Levolor Kirsch Window Fashions (Comp)	Athens, GA	01/23/2003	01/20/2003
50,647	General Electric (IUE)	Euclid, OH	01/23/2003	01/22/2003
50,648	Isaac Hazan Group (Wkrs)	Secaucus, NJ	01/23/2003	01/10/2003
50,649	Ultra Tool Company (Comp)	Baxter, MN	01/23/2003	01/18/2003
50,650	Davol, Inc. (Comp)	Lawrence, KS	01/23/2003	01/22/2003
50,651	Vishay BLH, Inc. (Wkrs)	Canton, MA	01/23/2003	01/22/2003
50,652	Carbide (The)/Graphite Group, Inc. (Comp)	Pittsburgh, PA	01/23/2003	01/08/2003
50,653	Tsuda Surface Technologies, Inc (Comp)	Henderson, NV	01/23/2003	01/14/2003
50,654	International Paper (ICWU)	Dover, OH	01/23/2003	01/21/2003
50,655	Evenflo Company, Inc. (Comp)	Ballground, GA	01/23/2003	01/22/2003
50,656	Evenflo Company, Inc. (Comp)	Suring, WI	01/23/2003	01/22/2003
50,657	Hewlett Packard (Wkrs)	Swedesboro, NJ	01/23/2003	01/09/2003
50,658	Woodstock Lamp and Shade Company (UFCW)	Woodstock, IL	01/23/2003	01/09/2003
50,659	Ametek (Comp)	Sellersville, PA	01/23/2003	01/13/2003
50,660	Abitibi Consolidated (Wkrs)	Steilacoom, WA	01/23/2003	01/22/2003
50,661	Swank, Inc. (Comp)	Norwalk, CT	01/23/2003	01/17/2003
50,662	OBG Distribution Company, LLC (Wkrs)	Celina, TN	01/23/2003	01/10/2003
50,663	Synalloy Corporation (Comp)	Spartanburg, SC	01/23/2003	01/15/2003
50,664	Tyco Healthcare Retail Group, Inc. (Comp)	Harmony, PA	01/23/2003	01/21/2003
50,665	Deepwell Tribular Services, Inc. (Comp)	Midland, TX	01/23/2003	01/23/2003
50,666	John Crowley, Inc. (Comp)	Jackson, MI	01/23/2003	01/22/2003
50,667	JDS Uniphase Corp. (Wkrs)	Manteca, CA	01/23/2003	01/09/2003
50,668	JDS Uniphase (Wkrs)	San Jose, CA	01/23/2003	12/09/2002
50,669	Shinei International (Wkrs)	Hillsboro, OR	01/24/2003	01/23/2003
50,670	Abitibi Consolidated Corporation (PACE)	Houston, TX	01/24/2003	01/23/2003
50,671	Motorola Computer Group (Wkrs)	Tempe, AZ	01/24/2003	01/20/2003
50,672	North American Marine Jet (AR)	Benton, AR	01/24/2003	01/23/2003
50,673	Monterey, Inc. (Wkrs)	Cowan, TN	01/24/2003	01/16/2003
50,674	Ametek (Comp)	Bartow, FL	01/24/2003	01/21/2003
50,675	Springfield Wire, Inc. (Comp)	Springfield, MA	01/24/2003	01/20/2003
50,676	Matrox Electronic Systems Ltd. (FL)	Boca Raton, FL	01/24/2003	01/21/2003
50,677	JD Phillips Corporation (MI)	Alpena, MI	01/24/2003	12/05/2002
50,678	Keller Manufacturing (Wkrs)	Culpeper, VA	01/24/2003	01/22/2003
50,679	TRS Ceramics, Inc. (Wkrs)	State College, PA	01/24/2003	01/17/2003
50,680	Avery Dennison (Comp)	Milford, MA	01/24/2003	01/16/2003
50,681	West Mill Clothes, Inc. (Comp)	Woodside, NY	01/24/2003	01/23/2003
50,682	Sanborn (CO)	Colorado Spring, CO	01/24/2003	01/23/2003
50,683	Decibel Products (TX)	Dallas, TX	01/24/2003	01/22/2003

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DEPARTMENT OF LABOR

Employment and Training Administration

[TA-W-50,665]

Deepwell Tubular Services, Inc., Midland, TX; Notice of Termination of Investigation

Pursuant to section 221 of the Trade Act of 1974, as amended, an investigation was initiated on January 23, 2003 in response to a worker petition filed by a worker on behalf of the workers at Deepwell Tubular Services, Inc., Midland, Texas.

The petition regarding the investigation has been deemed invalid. Consequently, the investigation has been terminated.

Signed at Washington, DC, this 31st day of January, 2003.

Linda G. Poole,

Certifying Officer, Division of Trade Adjustment Assistance.

[FR Doc. 03-4278 Filed 2-21-03; 8:45 am]

BILLING CODE 4510-30-P

DEPARTMENT OF LABOR

Employment and Training Administration

[TA-W-41,453]

Fun Tees, Inc., Distribution Center, Concord, NC; Notice of Negative Determination Regarding Application for Reconsideration

By application received on August 20, 2002, a petitioning worker 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 Fun Tees, Inc., Distribution Center, Concord, North Carolina was signed on July 31, 2002, and published in the **Federal Register** on August 9, 2002 (67 FR 51870).

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.

Workers at the subject facility were engaged in the shipping and distribution of tee shirts. The petition was denied because the petitioning workers did not produce an article within the meaning of section 222(3) of the Act.

The petitioner requesting reconsideration stated that she produced neck labels and hang tags at the subject facility and that this production was shipped abroad during the relevant period. Further contact with the company confirmed that the petitioner did produce neck labels and hang tags at the Concord facility and that this production did shift overseas within the relevant period. The worker did not affix labels or tags to the tee shirts.

Communication with the company revealed that the petitioning worker's layoff was the direct result of a shift in subject plant production of neck labels and hang tags to offshore facilities. However, the neck labels and hang tags are not imported back to the United States, but affixed to tee shirts as a finished product. The tee shirts are then imported back to the United States. Increased imports of finished articles cannot be used as the basis for certification of workers producing a component for the finished article. Imports of tee shirts and not neck labels and hang tags must be considered to meet criterion (3) of the worker group's eligibility requirements of section 222 of the Trade 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 3rd day of February 2003.

Edward A. Tomchick

Director, Division of Trade Adjustment Assistance.

[FR Doc. 03-4279 Filed 2-21-03; 8:45 am]

BILLING CODE 4510-30-P

DEPARTMENT OF LABOR

Employment and Training Administration

[TA-W-41, 640]

Halmode Apparel, Inc., Roanoke, VA; Notice of Negative Determination Regarding Application for Reconsideration

By application received on September 5, 2002, a company official 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 Halmode Apparel Inc., Roanoke, Virginia was signed on August 26, 2002, and published in the **Federal Register** on September 10, 2002 (67 FR 57456).

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 TAA petition was filed on behalf of workers at Halmode Apparel Inc., Roanoke, Virginia engaged in activities related to the distribution of apparel. The petition was denied because the petitioning workers did not produce an article within the meaning of section 222(3) of the Act.

The petitioner alleges that layoffs at Halmode Apparel Inc., Roanoke, Virginia were "directly related to the impact of imports". The petitioner stated that the subject facility had once served as a production facility and that that production had been shifted abroad.

Since that production ceased in 1998, it falls outside the time frame of this investigation.

The petitioner also alleges that the loss of jobs at the subject facility was impacted by imports due to the company shifting its distribution services to a location that was more cost effective to receive import shipments.

As the worker activity that was shifted did not involve production, the shift in subject firm activities is irrelevant.