

**DEPARTMENT OF LABOR****Employment and Training Administration**

[TA-W-53,146]

**Metforming Technologies/Northern Tube, Pinconning, MI; Notice of Revised Determination on Reconsideration**

By letter dated January 23, 2004, the International Union, United Automobile, Aerospace & Agricultural Implement Workers of America—UAW, requested administrative reconsideration regarding the Department's Negative Determination Regarding Eligibility to Apply for Worker Adjustment Assistance, applicable to the workers of the subject firm.

The initial investigation resulted in a negative determination issued on November 12, 2003. The Department initially denied TAA to workers of Metforming Technologies/Northern Tube, Pinconning, Michigan producing fabricated metal tubing because the "contributed importantly" group eligibility requirement of Section 222 of the Trade Act of 1974, as amended, was not met. The notice was published in the **Federal Register** on December 29, 2003 (68 FR 74977).

In the request for reconsideration, the petitioner indicated that the subject firm should be considered on the basis of a secondary upstream supplier impact. Upon further review, it was revealed that the Department erred in its initial investigation, as secondary impact was indicated on the petition.

Having conducted an investigation of subject firm workers on the basis of secondary impact, it was revealed that Metforming Technologies/Northern Tube, Pinconning, Michigan supplied component parts for class 8 trucks, and a loss of business with a manufacturer (whose workers were certified eligible to apply for adjustment assistance) contributed importantly to the workers separation or threat of separation.

In accordance with Section 246 of the Trade Act of 1974 (26 U.S.C. 2813), as amended, the Department of Labor herein presents the results of its investigation regarding certification of eligibility to apply for alternative trade adjustment assistance (ATAA) for older workers.

In order for the Department to issue a certification of eligibility to apply for ATAA, the group eligibility requirements of Section 246 of the Trade Act must be met. The Department has determined in this case that the

requirements of Section 246 have been met.

A significant number of workers at the firm are age 50 or over and possess skills that are not easily transferable. Competitive conditions within the industry are adverse.

**Conclusion**

After careful review of the facts obtained in the investigation, I determine that workers of Metforming Technologies/Northern Tube, Pinconning, Michigan qualify as adversely affected secondary workers under Section 222 of the Trade Act of 1974, as amended. In accordance with the provisions of the Act, I make the following certification:

All workers of Metforming Technologies/Northern Tube, Pinconning, Michigan who became totally or partially separated from employment on or after September 26, 2002 through two years from the date of certification are eligible to apply for adjustment assistance under Section 223 of the Trade Act of 1974, and are eligible to apply for alternative trade adjustment assistance under Section 246 of the Trade Act of 1974.

Signed at Washington, DC, this 2nd day of March 2004.

**Elliott S. Kushner,***Certifying Officer, Division of Trade Adjustment Assistance.*

[FR Doc. 04-5612 Filed 3-11-04; 8:45 am]

**BILLING CODE 4510-30-P****DEPARTMENT OF LABOR****Employment and Training Administration**

[TA-W-54,043]

**Ramseur Interlock Knitting Company, Inc., Ramseur, NC; Notice of Revised Determination On Reopening**

On February 26, 2004, the Department, on its own motion, reopened its investigation for the former workers of the subject firm.

The initial investigation was initiated on January 20, 2004, and resulted in a negative determination issued on February 11, 2004. The investigation findings showed that the company did not shift production to a foreign country, nor did the company or customers increase imports of knitted apparel fabrics. Consequently, the Department issued a negative determination of eligibility to apply for trade adjustment assistance (TAA) and alternative trade adjustment assistance (ATAA). The notice was signed on February 11, 2004, and will soon be published in the **Federal Register**.

The Department has obtained new information showing that the subject firm lost a significant amount of business with apparel manufacturers whose workers were certified eligible for TAA, and the loss of business contributed importantly to worker separations at the Ramseur, North Carolina plant.

Furthermore, the Department has determined in this case that the requirements of section 246 have been met.

A significant number of workers at the firm are age 50 or over and possess skills that are not easily transferable. Competitive conditions within the industry are adverse.

**Conclusion**

After careful consideration of the facts obtained on reopening, I determine that workers of Ramseur Interlock Knitting Company, Inc., Ramseur, North Carolina, qualify as adversely affected secondary workers under section 222 of the Trade Act of 1974.

In accordance with the provisions of the Act, I make the following revised determination:

All workers of Ramseur Interlock Knitting Company, Inc., Ramseur, North Carolina, who became totally or partially separated from employment on or after January 15, 2003, through two years from the date of certification, are eligible to apply for adjustment assistance under section 223 of the Trade Act of 1974, and are also eligible to apply for alternative trade adjustment assistance under section 246 of the Trade Act of 1974, as amended.

Signed in Washington, DC, this 27th day of February 2004.

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

[FR Doc. 04-5606 Filed 3-11-04; 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 22, 2004.

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 22, 2004.

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, ESHGO 200 Constitution Avenue, NW., Washington, DC 20210.

Signed at Washington, DC this 5th day of March 2004.

**Timothy Sullivan,**

*Director, Division of Trade Adjustment Assistance.*

#### APPENDIX

[Petitions Instituted Between 02/09/2004 and 02/13/2004]

TA-W	Subject firm (petitioners)	Location	Date of institution	Date of petition
54,198	Rockwell Automation (Wkrs)	Dublin, GA	02/09/2004	02/03/2004
54,199	Kincaid Furniture Co., Inc. (Comp)	Hudson, NC	02/09/2004	01/09/2004
54,200	Sanmina-SCI Corp. (IUE)	Richardson, TX	02/09/2004	02/04/2004
54,201	Avent, Inc. (Comp)	Ft. Worth, TX	02/09/2004	02/02/2004
54,202	Finishes First, Inc. (Comp)	Spruce Pine, NC	02/09/2004	02/04/2004
54,203	Coats American, Inc. (Comp)	Charlotte, NC	02/09/2004	02/03/2004
54,204	Missouri Steel Castings (IB)	Joplin, MO	02/09/2004	02/05/2004
54,205	Westling Manufacturing Co. (MN)	Princeton, MN	02/09/2004	02/03/2004
54,206	Baker Process/Bird Machine (Comp)	S. Walpole, MA	02/09/2004	01/28/2004
54,207	Irwin Industrial Tool (Comp)	Wilmington, OH	02/09/2004	02/05/2004
54,208	Davidson Industries, Inc. (Comp)	Mapleton, OR	02/09/2004	02/05/2004
54,209	Waterloo Industries, Inc. (Comp)	Muskogee, OK	02/09/2004	02/04/2004
54,210	Flynt Fabrics, Inc. (Wkrs)	Graham, NC	02/09/2004	02/05/2004
54,211	Intercraft Company, Inc. (Wkrs)	Taylor, TX	02/09/2004	02/01/2004
54,212	Timken (Comp)	Pulaski, TN	02/09/2004	01/27/2004
54,213	Broad Street Branded Warehouse, Inc. (Comp)	Gastonia, NC	02/09/2004	12/17/2003
54,214	Electronic Data Systems (CA)	Concord, CA	02/09/2004	01/25/2004
54,215	Taylor Togs, Inc. (Comp)	Bakersville, NC	02/09/2004	02/04/2004
54,216	Keystone Consolidated Ind., Inc. (Comp)	Peoria, IL	02/09/2004	02/04/2004
54,217	J.S. Technos Corp./Robert Bosch (Comp)	Russellville, KY	02/10/2004	02/05/2004
54,218	Phelps Dodge Industries (Comp)	El Paso, TX	02/10/2004	02/06/2004
54,219	Morse Automotive (Comp)	Cartersville, GA	02/10/2004	02/06/2004
54,220	National Textiles (Comp)	Galax, VA	02/10/2004	02/05/2004
54,221	Greif, Inc. (Comp)	Kingsport, TN	02/10/2004	02/09/2004
54,222	Rohm and Haas Co. (Wkrs)	Elma, WA	02/10/2004	02/03/2004
54,223	Ultra Tool (Comp)	Grantsburg, WI	02/10/2004	02/09/2004
54,224	Consolidated Ventura Telephones (AZ)	Tucson, AZ	02/10/2004	02/06/2004
54,225	Pradco Outdoor Brand (AR)	Hot Springs, AR	02/10/2004	02/04/2004
54,226	Plastic Research (AR)	Mulberry, AR	02/10/2004	02/04/2004
54,227	Glenshaw Glass Co. (CCS)	Glenshaw, PA	02/10/2004	02/02/2004
54,228	Bangor Hydro Electric Co. (ME)	Bangor, ME	02/11/2004	01/15/2004
54,229	Deluxe Global Media Services (CA)	Ontario, CA	02/11/2004	01/29/2004
54,230	Henlopen Mfg. (Comp)	Melville, NY	02/11/2004	01/23/2004
54,231	411 Warehouse Corp. (Comp)	Madisonville, TN	02/11/2004	01/23/2004
54,232	R and R Hosiery Partner (Comp)	Rainsville, AL	02/11/2004	01/22/2004
54,233	Marko Foam Products, Inc. (Comp)	Corona, CA	02/11/2004	01/28/2004
54,234	BASF Corp. (Wkrs)	Morganton, NC	02/11/2004	01/30/2004
54,235	Electronic Data Systems (Wkrs)	Kokomo, IN	02/11/2004	01/29/2004
54,236	Motion Industries, Inc. (Wkrs)	Altoona, PA	02/11/2004	02/09/2004
54,237	Steelcase, Inc. (Comp)	Fletcher, NC	02/11/2004	02/06/2004
54,238	Saylor Industries (Wkrs)	Johnstown, PA	02/11/2004	02/04/2004
54,239	Heartland Rig International (Wkrs)	Brady, TX	02/11/2004	02/09/2004
54,240	Litchfield Fabrics of NC (Comp)	Gastonia, NC	02/11/2004	02/04/2004
54,241	Siemens Dematic (MI)	Grand Rapids, MI	02/11/2004	02/10/2004
54,242	Badger Paper Mill (Wkrs)	Peshigo, WI	02/11/2004	02/09/2004
54,243	Tateishi of America, Inc. (Wkrs)	Pineville, NC	02/11/2004	01/23/2004
54,244	Southland Hosiery Co. (Wkrs)	Thomasville, NC	02/11/2004	02/04/2004
54,245	S and D Hosiery (Wkrs)	Locust, NC	02/11/2004	02/05/2004
54,246	Assurance Manufacturing, Inc. (MN)	Minneapolis, MN	02/12/2004	02/11/2004
54,247	Stitches Manufacturing, Inc. (Comp)	Huntingdon Vly., PA	02/12/2004	01/30/2004
54,248	KS Bearings, Inc. (UAW)	Greensburg, IN	02/12/2004	02/12/2004
54,249	VF Jeanswear Ltd. Partnership (Comp)	Irvington, AL	02/12/2004	02/12/2004
54,250	Valeo, Inc. (Comp)	Hampton, VA	02/12/2004	01/30/2004

## APPENDIX—Continued

[Petitions Instituted Between 02/09/2004 and 02/13/2004]

TA-W	Subject firm (petitioners)	Location	Date of institution	Date of petition
54,251	Chatham and Borgstena (Comp)	Mt. Airy, NC	02/12/2004	01/30/2004
54,252	Central Coating and Assembly (Comp)	Mt. Pleasant, MI	02/12/2004	02/10/2004
54,253	Nixon Gear (NY)	Syracuse, NY	02/12/2004	01/30/2004
54,254	Newstech NY, Inc. (Comp)	Deferiet, NY	02/12/2004	02/11/2004
54,255	Imperial Schrade Corp. (NY)	Ellenville, NY	02/12/2004	02/02/2004
54,256	Aastra Telecom (Wkrs)	Lynchburg, VA	02/12/2004	02/06/2004
54,257	MCS Industries, Inc. (Comp)	Easton, PA	02/12/2004	02/10/2004
54,258	Just-A-Stretch of RI, Inc. (Wkrs)	Hope, RI	02/12/2004	02/11/2004
54,259	Leviton Mfg. (Comp)	Tualatin, OR	02/13/2004	02/02/2004
54,260	New Era Die Co. (Wkrs)	Red Lion, PA	02/13/2004	02/12/2004
54,261	Alkahn Labels (Wkrs)	Cochran, GA	02/13/2004	02/12/2004
54,262	Fluidmaster, Inc. (Comp)	San Juan Cap., CA	02/13/2004	02/02/2004

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**DEPARTMENT OF LABOR****Employment and Training Administration****Notice of Determinations Regarding Eligibility To Apply for Worker Adjustment Assistance**

In accordance with section 223 of the Trade Act of 1974, as amended, (19 U.S.C. 2273), the Department of Labor herein presents summaries of determinations regarding eligibility to apply for trade adjustment assistance for workers (TA-W) number and alternative trade adjustment assistance (ATAA) by (TA-W) number issued during the periods of January and February 2004.

In order for an affirmative determination to be made and a certification of eligibility to apply for directly-impacted (primary) worker adjustment assistance to be issued, each of the group eligibility requirements of Section 222(a) of the Act must be met.

I. Section (a)(2)(A) all of the following must be satisfied:

A. a significant number or proportion of the workers in such workers' firm, or an appropriate subdivision of the firm, have become totally or partially separated, or are threatened to become totally or partially separated;

B. the sales or production, or both, of such firm or subdivision have decreased absolutely; and

C. increased imports of articles like or directly competitive with articles produced by such firm or subdivision have contributed importantly to such workers' separation or threat of separation and to the decline in sales or production of such firm or subdivision; or

II. Section (a)(2)(B) both of the following must be satisfied:

A. a significant number or proportion of the workers in such workers' firm, or an appropriate subdivision of the firm, have become totally or partially separated, or are threatened to become totally or partially separated;

B. there has been a shift in production by such workers' firm or subdivision to a foreign country of articles like or directly competitive with articles which are produced by such firm or subdivision; and

C. One of the following must be satisfied:

1. the country to which the workers' firm has shifted production of the articles is a party to a free trade agreement with the United States;

2. the country to which the workers' firm has shifted production of the articles to a beneficiary country under the Andean Trade Preference Act, African Growth and Opportunity Act, or the Caribbean Basin Economic Recovery Act; or

3. there has been or is likely to be an increase in imports of articles that are like or directly competitive with articles which are or were produced by such firm or subdivision.

Also, in order for an affirmative determination to be made and a certification of eligibility to apply for worker adjustment assistance as an adversely affected secondary group to be issued, each of the group eligibility requirements of section 222(b) of the Act must be met.

(1) significant number or proportion of the workers in the workers' firm or an appropriate subdivision of the firm have become totally or partially separated, or are threatened to become totally or partially separated;

(2) the workers' firm (or subdivision) is a supplier or downstream producer to a firm (or subdivision) that employed a group of workers who received a certification of eligibility to apply for trade adjustment assistance benefits and

such supply or production is related to the article that was the basis for such certification; and

(3) either—

(A) the workers' firm is a supplier and the component parts it supplied for the firm (or subdivision) described in paragraph (2) accounted for at least 20 percent of the production or sales of the workers' firm; or

(B) a loss or business by the workers' firm with the firm (or subdivision) described in paragraph (2) contributed importantly to the workers' separation or threat of separation.

**Negative Determinations for Worker Adjustment Assistance**

In the following cases, the investigation revealed that the criteria for eligibility have not been met for the reasons specified.

The investigation revealed that criteria (a)(2)(A)(I.C.) (increased imports) and (a)(2)(B)(II.B) (No shift in production to a foreign country) have not been met.

TA-W-53,911; *Scripto-Tokai Corp., Rancho Cucamonga, CA*  
 TA-W-53,894; *Mediacopy Texas, Inc., including leased workers of Adecco and CK Staffing, a subsidiary of Infodisc, El Paso, TX*  
 TA-W-53,980; *Backsplash, White Salmon, WA*  
 TA-W-53,964; *Merit Knitting Mills, Glendale, NY*  
 TA-W-53,922; *K and R Products, Inc., Santa Cruz, CA*  
 TA-W-53,880; *Smurfit-Stone Container Corp., Philadelphia Mill, Philadelphia, PA*  
 TA-W-53,856; *Rock-Tenn Co., El Paso Facility, El Paso, TX*  
 TA-W-53,768; *Kurtz-Hastings, Inc., Philadelphia, PA*  
 TA-W-53,846; *Danly IEM, Cleveland, OH*  
 TA-W-53,895; *Flexcon Co., Inc., Spencer, MA*