

Alternative Trade Adjustment Assistance on June 9, 2004, applicable to workers of Irwin Industrial Tool Company, a division of Newell Rubbermaid, including leased workers of Aerotek, Inc., Wilmington, Ohio. The notice will be published soon in the **Federal Register**.

At the request of the State agency, the Department reviewed the certification for workers of the subject firm. The information provided by the State agency shows that the Department failed to include the plant number in the certification. Accordingly, the Department is amending the certification to specifically identify the workers as those in Plant #3 of the subject firm.

The amended notice applicable to TA-W-54,862 is hereby issued as follows:

“All workers of Irwin Industrial Tool Company, Plant #3, a division of Newell Rubbermaid, including leased workers of Aerotek, Inc., Wilmington, Ohio, who became totally or partially separated from employment on or after May 5, 2003, through June 9, 2006, 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.”

Signed at Washington, DC this 22nd day of June 2004.

**Linda G. Poole,**

*Certifying Officer, Division of Trade Adjustment Assistance.*

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## DEPARTMENT OF LABOR

### Employment and Training Administration

[TA-W-54,361]

#### **Kimberly Clark Corporation; Kimtech Plant; Neenah, WI; Notice of Negative Determination on Reconsideration**

On May 25, 2004, the Department issued an Affirmative Determination Regarding Application for Reconsideration for the workers and former workers of the subject firm. The notice was published in the **Federal Register** on June 8, 2004 (69 FR 32047).

The petition for the workers of Kimberly Clark Corporation, Kimtech Plant, Neenah, Wisconsin engaged in the production of paper industry machinery and equipment was denied because the “contributed importantly” group eligibility requirement of section 222 of the Trade Act of 1974, as amended, was not met. The subject firm

did not increase its reliance on imports of paper industry machinery and equipment during the relevant period, nor did it shift production to a foreign source.

In the request for reconsideration, the petitioner alleges that the layoffs at the subject firm are attributable to a shift in production to Mexico.

A company official was contacted regarding the above allegations. The company official stated that layoffs at the Kimtech Plant were attributed to a reduction in capital expenditures by Kimberly-Clark. The official also stated that no production has been shifted from the subject firm to Mexico and currently, there are no such plans.

Should the shift to Mexico occur, the petitioners are encouraged to file a new petition on behalf of workers at the Kimberly Clark Corporation, Kimtech Plant, Neenah, Wisconsin, thereby creating a relevant period of investigation that would include changing conditions.

#### **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 in Washington, DC, this 18th day of June, 2004.

**Elliott S. Kushner,**

*Certifying Officer, Division of Trade Adjustment Assistance.*

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## DEPARTMENT OF LABOR

### Employment and Training Administration

[TA-W-53,285]

#### **Mastercraft Fabrics, LLC; Joan Fabrics Corporation; Oakland Plant; Including Leased Workers of Coxe Personnel Services and Personnel Services Unlimited; Spindale, NC; Amended Certification Regarding Eligibility To Apply for Worker Adjustment Assistance**

In accordance with section 223 of the Trade Act of 1974 (19 U.S.C. 2273) the Department of Labor issued a Certification of Eligibility to Apply for Worker Adjustment Assistance on November 10, 2003, applicable to workers of Mastercraft fabrics, LLC, Oakland Plant, including leased workers of Coxe Personnel Services and

Personnel Services Unlimited, Spindale, North Carolina. The notice was published in the **Federal Register** on December 29, 2003 (68 FR 74978).

At the request of the company, the Department reviewed the certification for workers of the subject firm. The workers are engaged in the production of jacquard furniture fabric.

New information shows that Joan Fabrics Corporation is the parent firm of Mastercraft Fabrics, LLC, Oakland Plant. Workers separated from employment at the subject firm had their wages reported under a separate unemployment insurance (UI) tax accounts for Joan Fabrics Corporation.

Accordingly, the Department is amending the certification to properly reflect this matter.

The intent of the Department’s certification is to include all workers of Mastercraft Fabrics, LLC, Joan Fabrics, Corporation, Oakland Plant, including leased workers of Coxe Personnel Services and Personnel Services Unlimited, Spindale, North Carolina who were adversely affected by increased imports of jacquard furniture fabrics.

The amended notice applicable to TA-W-53,285 is hereby issued as follows:

All workers of Mastercraft Fabrics, LLC, Joan Fabrics Corporation, Oakland Plant, including leased workers of Coxe Personnel Services and Personnel Services Unlimited producing jacquard furniture fabrics at Mastercraft Fabrics, LLC, Joan Fabrics Corporation, Oakland Plant, Spindale, North Carolina, who became totally or partially separated from employment on or after September 20, 2002, through November 10, 2005, are eligible to apply for adjustment assistance under Section 223 of the Trade Act of 1974.

Signed in Washington, DC, this 16th day of June 2004.

**Linda G. Poole,**

*Certifying Officer, Division of Trade Adjustment Assistance.*

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