

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

**Elliott S. Kushner,**

*Certifying Officer, Division of Trade Adjustment Assistance.*

[FR Doc. 04-17723 Filed 8-3-04; 8:45 am]

BILLING CODE 4510-30-P

## DEPARTMENT OF LABOR

### Employment and Training Administration

[TA-W-54,708]

#### **Novellus System, Inc., San Jose, CA; Notice of Affirmative Determination Regarding Application for Reconsideration**

By letter of June 10, 2004, a petitioner requested administrative reconsideration of the Department of Labor's Notice of Negative Determination Regarding Eligibility to Apply for Worker Adjustment Assistance, applicable to workers of the subject firm. The Department's determination notice was signed on May 25, 2004. The Notice was published in the **Federal Register** on June 17, 2004 (69 FR 33941).

The Department reviewed the request for reconsideration and has determined that the original investigation requires further investigation. Therefore, the Department will conduct further investigation to determine if the workers meet the eligibility requirements of the Trade Act of 1974.

#### **Conclusion**

After careful review of the application, I conclude that the claim is of sufficient weight to justify reconsideration of the Department of Labor's prior decision. The application is, therefore, granted.

Signed at Washington, DC, this 19th day of July, 2004.

**Elliott S. Kushner,**

*Certifying Officer, Division of Trade Adjustment Assistance.*

[FR Doc. 04-17721 Filed 8-3-04; 8:45 am]

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## DEPARTMENT OF LABOR

### Employment and Training Administration

[TA-W-54,709]

#### **Summitville Tiles, Inc., Minerva, OH; Notice of Affirmative Determination Regarding Application for Reconsideration**

By letter of June 30, 2004, the company official requested administrative reconsideration of the Department's Notice of Negative Determination Regarding Eligibility to Apply for Worker Adjustment Assistance, applicable to workers of the subject firm. The Notice was signed on May 24, 2004 and published in the **FEDERAL REGISTER** on June 17, 2004 (69 FR 33941).

The Department reviewed the request for reconsideration and has determined that the petitioner has provided additional information. Therefore, the Department will conduct further investigation to determine if the workers meet the eligibility requirements of the Trade Act of 1974.

#### **Conclusion**

After careful review of the application, I conclude that the claim is of sufficient weight to justify reconsideration of the Department of Labor's prior decision. The application is, therefore, granted.

Signed at Washington, DC, this 21st day of July, 2004.

**Elliott S. Kushner,**

*Certifying Officer, Division of Trade Adjustment Assistance.*

[FR Doc. 04-17720 Filed 8-3-04; 8:45 am]

BILLING CODE 4510-30-P

## DEPARTMENT OF LABOR

### Employment and Training Administration

[TA-W-54,957]

#### **Union Carbide Corp., a Subsidiary of Dow Chemical Co., West Virginia Operations, South Charleston, West Virginia; Notice of Revised Determination on Reopening**

On July 9, 2004, the Department, on its own motion, reopened its investigation for the former workers of the subject firm.

The initial investigation resulted in a negative determination issued on June 30, 2004, applicable to workers of the subject firm in the Control Group. The investigation findings showed that the workers performing global engineering

and support services did not support the domestic production of the firm. The denial notice will soon be published in the **Federal Register**.

The Department obtained new information that warranted a reexamination of the findings of the investigation. Furthermore, the Department is expanding the worker group to include the total of the West Virginia Operations, South Charleston, West Virginia. The findings of the investigation on reopening determined that production, employment and sales have declined over the relevant period. In relation, company imports of chemicals and the derivatives thereof that are like or directly competitive with those produced at the West Virginia Operations have increased.

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 consideration of the new facts obtained on reopening, it is concluded that increased imports of articles like or directly competitive with the chemicals or derivatives thereof produced by Union Carbide, a subsidiary of Dow Chemical Company, West Virginia Operations, South Charleston, West Virginia contributed importantly to the decline in sales or production and to the total or partial separation of workers of the subject firm. In accordance with the provisions of the Trade Act of 1974, I make the following revised determination:

All workers of Union Carbide, a subsidiary of Dow Chemical Company, West Virginia Operations, South Charleston, West Virginia, who became totally or partially separated from employment on or after May 20, 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.

Signed in Washington, DC, this 26th day of July, 2004.

**Linda G. Poole,**

*Certifying Officer, Division of Trade Adjustment Assistance.*

[FR Doc. 04-17716 Filed 8-3-04; 8:45 am]

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## DEPARTMENT OF LABOR

### Employment and Training Administration

[TA-W-53,527 and TA-W-53,527A]

**Van Dorn Demag Corp., a Division of Demag Products Group, Strongsville, Ohio, Including Employees of Van Dorn Demag Corp., a Division of Demag Products Group, Strongsville, Ohio Located in Atlanta, Georgia; Amended Notice of Revised Determination on Reconsideration Regarding Eligibility To Apply for Worker Adjustment Assistance and Alternative Trade Adjustment Assistance**

In accordance with section 223 of the Trade Act of 1974 (19 U.S.C. 2273) the Department of Labor issued a Notice of Revised Determination on Reconsideration Regarding Eligibility to Apply for Worker Adjustment Assistance and Alternative Trade Adjustment Assistance on February 5, 2004, applicable to workers of Van Dorn Demag Corporation, a division of Demag Products Group, Strongsville, Ohio. The notice was published in the **Federal Register** on February 24, 2004 (69 FR 8493).

At the request of a company official, the Department reviewed the certification for workers of the subject firm. New information shows that workers were separated involving employees of the Strongsville, Ohio facility of Van Dorn Demag Corporation, a division of Demag Products Group located in Atlanta, Georgia. These employees provided sales support services for the production of plastic injection molding machinery at the Strongsville, Ohio location of the subject firm.

Based on these findings, the Department is amending this certification to include employees of the Strongsville, Ohio facility of Van Dorn Demag Corporation, a division of Demag Products Group, located in Atlanta, Georgia.

The intent of the Department's certification is to include all workers of Van Dorn Demag Corporation, a division of Demag Products Group, Strongsville, Ohio, who were adversely affected by increased imports.

The amended notice applicable to TA-W-53,527 is hereby issued as follows:

All workers of Van Dorn Demag Corporation, A Division of Demag Products Group, Strongsville, Ohio (TA-W-53,527), including employees of Van Dorn Corporation, A Division of Demag Products Group, Strongsville, Ohio, located in Atlanta, Georgia (TA-W-53,527A), who became totally or partially separated from employment on or after November 12, 2002, through February 5, 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 21st day of July, 2004.

**Elliott S. Kushner,**

*Certifying Officer, Division of Trade Adjustment Assistance.*

[FR Doc. 04-17725 Filed 8-3-04; 8:45 am]

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## DEPARTMENT OF LABOR

### Employment and Training Administration

[TA-W-54,952]

**VF Intimates, LP, Johnstown, PA; 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 June 15, 2004, applicable to workers of VF Intimates, LP, Johnstown, Pennsylvania. 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 workers are engaged in the production of ladies' intimate apparel.

New findings show that there was a previous certification, TA-W-40,563A, issued on March 5, 2002, for workers of Bestform, Inc., Johnstown Distribution Center, Johnstown, Pennsylvania, (Johnstown operation name was changed in January 2003 to VF Intimates, LP), who were engaged in employment related to the production and distribution of ladies' intimate apparel. That certification expired on March 5, 2004. To avoid an overlap in worker group coverage, the certification is being amended to change the impact date from May 18, 2003 to March 6, 2004, for workers of the subject firm.

The amended notice applicable to TA-W-54,952 is hereby issued as follows:

All workers of VF Intimates, LP, Johnstown, Pennsylvania, who became totally or partially separated from employment on or after March 6, 2004, through June 15, 2006, are eligible to apply for adjustment assistance under section 223 of the Trade Act of 1974.

Signed at Washington, DC, this 21st day of July, 2004.

**Elliott S. Kushner,**

*Certifying Officer, Division of Trade Adjustment Assistance.*

[FR Doc. 04-17717 Filed 8-3-04; 8:45 am]

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## DEPARTMENT OF LABOR

### Employment and Training Administration

[TA-W-54,455]

**Weirton Steel Corporation, Weirton, West Virginia; Notice of Negative Determination Regarding Application for Reconsideration**

By application of June 18, 2004, a company representative 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 was signed on May 14, 2004, and published in the **Federal Register** on June 2, 2004 (69 FR 31135).

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 TAA petition, which was filed on behalf of workers at Weirton Steel Corporation, Weirton, West Virginia engaged in the production of hot-rolled, cold-rolled, tin-plate and hot dipped, and electrolytic galvanized steel, 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 hot-rolled, cold-