

applicable to workers of Benchmark Electronics, Inc., Loveland Division, including on-site leased workers from Volt Services Group, Loveland, Colorado. The notice was published in the **Federal Register** on November 16, 2006 (71 FR 66799).

At the request of the State agency, the Department reviewed the certification for workers of the subject firm. The workers were engaged in the production (assemble, test, etc.) of flash memory test systems.

New information shows that when Benchmark Electronics, Inc., Loveland Division, closed in November 2006, a customer, Verigie US Development, retained the on-site leased workers from Volt Services Group to complete their outstanding orders of flash memory test systems.

Accordingly, the Department is amending the certification to include on-site leased workers who were retained by Verigie US Development.

The intent of the Department's certification is to include all workers of Benchmark Electronics, Inc., Loveland Division who were adversely affected by increased customer imports.

The amended notice applicable to TA-W-60,023 is hereby issued as follows:

"All workers of Benchmark Electronics, Inc., Loveland Division, including on-site leased workers from Volt Services Group who were retained by Verigie US Development, Loveland, Colorado, who became totally or partially separated from employment on or after September 6, 2005, through October 27, 2008, 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 17th day of October 2007.

**Richard Church,**

*Certifying Officer, Division of Trade Adjustment Assistance.*

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## DEPARTMENT OF LABOR

### Employment and Training Administration

[TA-W-62,073]

### Fujitsu Ten Corporation of America, Rushville Indiana Operations Including On-Site Leased Workers of Personnel Management, Inc. and Penmack Rushville, Indiana; Amended Certification 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), and Section 246 of the Trade Act of 1974 (26 U.S.C. 2813), as amended, the Department of Labor issued a Certification of Eligibility to Apply for Worker Adjustment Assistance and Alternative Trade Adjustment Assistance on October 11, 2007, applicable to workers of Fujitsu Ten Corporation of America, Rushville Indiana Operations, including on-site leased workers of Personnel Management, Inc., Rushville, Indiana. 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 automotive electronic controls.

The review of the investigation record shows that the Department inadvertently excluded from the certification on-site leased workers from Penmack.

Accordingly, the Department is amending this certification to include on-site leased workers from Penmack. The workers of Penmack at the Rushville site are sufficiently under the control of Fujitsu Corporation of America to be considered leased workers.

The amended notice applicable to TA-W-62,073 is hereby issued as follows:

"All workers of Fujitsu Ten Corporation of America, Rushville Indiana Operations, including on-site leased workers of Personnel Management, Inc. and Penmack, Rushville, Indiana, who became totally or partially separated from employment on or after August 28, 2006, through October 11, 2009, 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 23rd day of October 2007.

**Richard Church,**

*Certifying Officer, Division of Trade Adjustment Assistance.*

[FR Doc. E7-21188 Filed 10-25-07; 8:45 am]

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## DEPARTMENT OF LABOR

### Employment and Training Administration

### Notice of Determinations Regarding Eligibility To Apply for Worker Adjustment Assistance and Alternative Trade 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 period of *October 9 through October 12, 2007*.

In order for an affirmative determination to be made for workers of a primary firm and a certification issued regarding eligibility to apply for worker adjustment assistance, 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 for secondarily affected workers of a firm and a certification issued regarding eligibility to apply for worker adjustment assistance, 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.

In order for the Division of Trade Adjustment Assistance to issue a certification of eligibility to apply for Alternative Trade Adjustment Assistance (ATAA) for older workers, the group eligibility requirements of Section 246(a)(3)(A)(ii) of the Trade Act must be met.

1. Whether a significant number of workers in the workers' firm are 50 years of age or older.

2. Whether the workers in the workers' firm possess skills that are not easily transferable.

3. The competitive conditions within the workers' industry (i.e., conditions within the industry are adverse).

#### Affirmative Determinations For Worker Adjustment Assistance

The following certifications have been issued. The date following the company name and location of each determination references the impact date for all workers of such determination.

The following certifications have been issued. The requirements of Section 222(a)(2)(A) (increased imports) of the Trade Act have been met.

*None.*

The following certifications have been issued. The requirements of Section 222(a)(2)(B) (shift in production) of the Trade Act have been met.

*Ta-W-62,205; Gemtron Corporation, Holland, MI: November 11, 2007.*

The following certifications have been issued. The requirements of Section 222(b) (supplier to a firm whose workers are certified eligible to apply for TAA) of the Trade Act have been met.

*None.*

The following certifications have been issued. The requirements of Section 222(b) (downstream producer for a firm whose workers are certified eligible to apply for TAA based on increased imports from or a shift in production to Mexico or Canada) of the Trade Act have been met.

*None.*

#### Affirmative Determinations for Worker Adjustment Assistance and Alternative Trade Adjustment Assistance

The following certifications have been issued. The date following the company name and location of each determination references the impact date for all workers of such determination.

The following certifications have been issued. The requirements of Section 222(a)(2)(A) (increased imports) and Section 246(a)(3)(A)(ii) of the Trade Act have been met.

*TA-W-61,978; PCS Company, Pins Department, Federal Signal Corp, Fraser, MI: July 30, 2006.*

*TA-W-62,053; Sunrise Medical Incorporation, Devilbiss Healthcare, Kelly Services, Somerset, PA: August 27, 2006.*

*TA-W-62,116; U.S. Textile Corporation, Newland, NC: September 8, 2007.*

*TA-W-62,157; Johnston Textiles, Inc., Micolas Division, Opp, AL: September 17, 2006.*

*TA-W-62,219; Creative Interiors, aka TFI Carysbrook Plant, Fork Union, VA: September 27, 2006.*

*TA-W-62,250; Vaughan Furniture Company, Inc., Galax, VA: October 3, 2006.*

*TA-W-61,871; Dirigo Paper Company, Prometheus Power Co, Gilman, VT: July 23, 2006.*

*TA-W-62,016; Mohawk Industries, Inc., Karastan Division, On-Site Leased Workers From Ameristaff, Eden, NC: August 20, 2006.*

*TA-W-62,138; Maine Fence Company, World Wide Personnel/ASMARA Human Resources, Pittsfield, ME: September 11, 2006.*

*TA-W-62,176; First American Title Insurance Co, Eagle Production Center, Flint, MI.*

*TA-W-62,262; Summit Switching, Working On-Site At Ford Motor Company, Chesapeake, VA: October 4, 2006.*

The following certifications have been issued. The requirements of Section 222(a)(2)(B) (shift in production) and Section 246(a)(3)(A)(ii) of the Trade Act have been met.

*TA-W-62,073; Fujitsu Ten Corporation of America, Rushville Indiana Operations, On-Site Leased Workers of Personnel Management, Rushville, IN: August 28, 2006.*

*TA-W-62,074; Playtex Puerto Rico/Sara Lee Branded Apparel, Vega Baja, PR: August 29, 2006.*

*TA-W-62,078; Colgate Palmolive, Inc., Guayama, PR: August 29, 2006.*

*TA-W-62,201; Head Lites Corp, Woodbury, MN: September 25, 2006.*

*TA-W-62,248; ArvinMeritor, Gabriel Ride Control Division, Chickasha, OK: October 3, 2006.*

*TA-W-62,261; American Uniform Company, Headquarters/Cleveland Div., Cleveland, TN: December 4, 2006.*

*TA-W-62,059; M/A-Com, Inc., A Division of Tyco Electronics, IC Department & Component Group Department, Lowell, MA: August 24, 2006.*

The following certifications have been issued. The requirements of Section 222(b) (supplier to a firm whose workers are certified eligible to apply for TAA) and Section 246(a)(3)(A)(ii) of the Trade Act have been met.

*TA-W-62,032; DGS Stampings, Inc., Cleveland, OH: August 15, 2006.*

*TA-W-62,140; R.E. Phelon Company, Inc., On-Site Leased Workers From Aiken Staffing and Manpower, Aiken, SC: September 11, 2006.*

*TA-W-62,140A; Manufacturing Performance Services, LLC, Aiken, SC: September 11, 2006.*

The following certifications have been issued. The requirements of Section

222(b) (downstream producer for a firm whose workers are certified eligible to apply for TAA based on increased imports from or a shift in production to Mexico or Canada) and Section 246(a)(3)(A)(ii) of the Trade Act have been met.

*None.*

#### Negative Determinations for Alternative Trade Adjustment Assistance

In the following cases, it has been determined that the requirements of 246(a)(3)(A)(ii) have not been met for the reasons specified.

The Department has determined that criterion (1) of Section 246 has not been met. The firm does not have a significant number of workers 50 years of age or older.

*TA-W-62,205; Gemtron Corporation, Holland, MI.*

The Department has determined that criterion (2) of Section 246 has not been met. Workers at the firm possess skills that are easily transferable.

*None.*

The Department has determined that criterion (3) of Section 246 has not been met. Competition conditions within the workers' industry are not adverse.

*None.*

#### Negative Determinations for Worker Adjustment Assistance and Alternative Trade Adjustment Assistance

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

Because the workers of the firm are not eligible to apply for TAA, the workers cannot be certified eligible for ATAA.

The investigation revealed that criteria (a)(2)(A)(I.A.) and (a)(2)(B)(II.A.) (employment decline) have not been met.

*None.*

The investigation revealed that criteria (a)(2)(A)(I.B.) (Sales or production, or both, did not decline) and (a)(2)(B)(II.B.) (shift in production to a foreign country) have not been met.

*None.*

The investigation revealed that criteria (a)(2)(A)(I.C.) (increased imports) and (a)(2)(B)(II.B.) (shift in production to a foreign country) have not been met.

*TA-W-62,033; Textile Arts and Film, Inc., Chester, SC.*

*TA-W-62,102; Network Appliance, Inc., Sunnyvale, CA.*

The workers' firm does not produce an article as required for certification under Section 222 of the Trade Act of 1974.

*TA-W-62,176; First American Title Insurance Co, Eagle Production Center, Flint, MI.*

The investigation revealed that criteria of Section 222(b)(2) has not been met. The workers' firm (or subdivision) is not a supplier to or a downstream producer for a firm whose workers were certified eligible to apply for TAA.

*None.*

I hereby certify that the aforementioned determinations were issued during the period of *October 9 through October 12, 2007*.

Copies of these determinations are available for inspection in Room C-5311, U.S. Department of Labor, 200 Constitution Avenue, NW., Washington, DC 20210 during normal business hours or will be mailed to persons who write to the above address.

Dated: October 19, 2007.

**Ralph DiBattista,**

*Director, Division of Trade Adjustment Assistance.*

[FR Doc. E7-21184 Filed 10-25-07; 8:45 am]

**BILLING CODE 4510-FN-P**

## DEPARTMENT OF LABOR

### Employment and Training Administration

**[TA-W-62,267]**

#### Lamplight Farms, Menomonee Falls, WI; Notice of Termination of Investigation

Pursuant to Section 221 of the Trade Act of 1974, as amended, an investigation was initiated on October 9, 2007 in response to a petition filed by a company official on behalf of workers of Lamplight Farms, Menomonee Falls, Wisconsin.

The petitioner has requested that the petition be withdrawn. Consequently, the investigation has been terminated.

Signed at Washington, DC, this 18th day of October 2007.

**Linda G. Poole,**

*Certifying Officer, Division of Trade Adjustment Assistance.*

[FR Doc. E7-21190 Filed 10-25-07; 8:45 am]

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## DEPARTMENT OF LABOR

### Employment and Training Administration

**[TA-W-62,253]**

#### Manpower Incorporated, Loveland, CO; Notice of Termination of Investigation

Pursuant to Section 221 of the Trade Act of 1974, as amended, an investigation was initiated on October 4, 2007 in response to a petition filed by

a company official on behalf of workers of Manpower Incorporated, Spring Lake, Michigan.

All workers of the subject firm are covered by a certification of eligibility to apply for worker adjustment assistance and alternative trade adjustment assistance under petition number TA-W-61,530 (amended), that does not expire until August 23, 2009.

Consequently, further investigation in this case would serve no purpose and the investigation under this petition has been terminated.

Signed at Washington, DC, this 22nd day of October 2007.

**Linda G. Poole,**

*Certifying Officer, Division of Trade Adjustment Assistance.*

[FR Doc. E7-21189 Filed 10-25-07; 8:45 am]

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## DEPARTMENT OF LABOR

### Employment and Training Administration

**[TA-W-61,983]**

#### Molon Motor and Coil Corporation, El Paso, TX; Notice of Negative Determination Regarding Application for Reconsideration

By application dated September 17, 2007, the petitioner requested administrative reconsideration of the Department's negative determination regarding eligibility to apply for Trade Adjustment Assistance (TAA), applicable to workers and former workers of the subject firm. The denial notice was signed on September 7, 2007 and published in the **Federal Register** on September 21, 2007 (72 FR 54076).

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 petition for the workers of Molon Motor and Coil Corporation, El Paso, Texas engaged in production of vacuum cleaner motors was denied because the "contributed importantly" group eligibility requirement of Section 222 of the Trade Act of 1974, as amended, was not met. The "contributed importantly" test is generally demonstrated through a