

TA-W-63,412; Pfizer, Inc., Conshohocken, PA.
 TA-W-63,803; MIG Wire and Tube, LLC, Chattanooga, TN.

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-63,699; England, Inc., Morristown, TN.
- TA-W-63,707; Alcoa, Inc., Rockdale, TX.
- TA-W-63,716; Woodbridge Corporation, Brodhead, WI.
- TA-W-63,785; American Woodmark, Ham Lake, MN.
- TA-W-63,800; Columbia Falls Aluminum Company, LLC, Columbia Falls, MT.
- TA-W-63,853; Red Sheld Environmental, LLC, Old Town, ME.

TA-W-63,909; Auxora, Inc., Baldwin Park, CA.
 TA-W-63,708; ABB Reliability Services, Full Service, Working at International Paper, Mansfield, LA.

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

- TA-W-63,845; Monster Cable Products, Distribution Center, Inventory & Quality Control, Brisbane, CA.
- TA-W-63,886; Geo Specialty Chemicals, Rubber and Plastics Division, Gibbstown, NJ.

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 August 25 through August 29, 2008. 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: September 4, 2008.
Erin FitzGerald,
 Director, Division of Trade Adjustment Assistance.
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DEPARTMENT OF LABOR

Employment and Training Administration

Investigations Regarding Certifications of Eligibility To Apply for Worker Adjustment Assistance and Alternative Trade 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 September 22, 2008.

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 September 22, 2008.

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 3rd day of September 2008.

Erin Fitzgerald,
 Director, Division of Trade Adjustment Assistance.

APPENDIX

[TAA petitions instituted between 8/25/08 and 8/29/08]

TA-W	Subject firm (petitioners)	Location	Date of institution	Date of petition
63924	Boise Cascade, LLC (AFL-CIO)	La Grande, OR	08/25/08	08/20/08
63925	Hutchinson FTS (Comp)	Byrdstown, TN	08/25/08	08/22/08
63926	Veyance Technologies, Inc. (Comp)	Fairlawn, OH	08/25/08	08/22/08
63927	Delfingen US, Inc. (Comp)	El Paso, TX	08/25/08	06/24/08
63928	Norandal USA, Inc. (Comp)	Salisbury, NC	08/25/08	08/22/08
63929	Superior Industries International Incorporated (Comp)	Pittsburg, KS	08/25/08	08/22/08
63930	Liberty Molds, Inc. (State)	Portage, MI	08/25/08	08/22/08
63931	Melco Engraving (State)	Rochester Hills, MI	08/25/08	08/21/08
63932	Irving Forest Products/Pinkham Saw Mill (Union)	Fort Kent, ME	08/25/08	08/21/08
63933	Upoc Networks, Inc./Administaff Companies (State)	New York, NY	08/25/08	08/19/08
63934	SMI Global Corporation (State)	Bellevue, WA	08/26/08	08/25/08
63935	Kellwood Company (State)	Chesterfield, MO	08/27/08	08/18/08

APPENDIX—Continued

[TAA petitions instituted between 8/25/08 and 8/29/08]

TA-W	Subject firm (petitioners)	Location	Date of institution	Date of petition
63936	EPT (Comp)	Maysville, KY	08/27/08	08/26/08
63937	Escalade Sports, Inc. (IUWCWA)	Evansville, IN	08/27/08	08/25/08
63938	Parker Hosiery Company, Inc. (Comp)	Old Fort, NC	08/27/08	08/25/08
63939	Hewlett Packard/Technology Development Organization (Wkrs)	Corvallis, OR	08/27/08	08/26/08
63940	Diebold, Inc. (Wkrs)	Lexington, NC	08/27/08	08/25/08
63941	General Motors (State)	Doraville, GA	08/27/08	08/26/08
63942	Mega Building Systems (Wkrs)	Springfield, MO	08/27/08	08/25/08
63943	Dana Holding Corporation, Sealing Products Grp (Comp)	Paris, TN	08/27/08	08/13/08
63944	Norma Products (US), Inc. (Wkrs)	Wixom, MI	08/27/08	08/19/08
63945	Beiersdorf (Comp)	Mariemont, OH	08/28/08	08/27/08
63946	Rayloc—Morganfield (Wkrs)	Morganfield, KY	08/28/08	08/14/08
63947	Rayloc—Payson (Wkrs)	Payson, UT	08/28/08	08/14/08
63948	Kulp Foundry (Comp)	East Stroudsburg, PA	08/28/08	08/19/08
63949	Casco Group, Inc. (State)	Cerritos, CA	08/28/08	08/25/08
63950	Howmet Corporation (Union)	Whitehall, MI	08/28/08	08/27/08
63951	CFM U.S. Corporation (Comp)	Huntington, IN	08/28/08	08/27/08
63952	Intel Corporation (Comp)	Rio Rancho, NM	08/28/08	08/20/08
63953	Katahdin Paper Company, LLC (Comp)	Millinocket, ME	08/28/08	08/27/08
63954	Flextronics (Wkrs)	Charlotte, NC	08/28/08	08/27/08
63955	South Company, Inc. (Wkrs)	Concordville, PA	08/28/08	08/27/08
63956	Cooper Standard Automotive (UAW)	Gaylord, MI	08/28/08	08/22/08
63957	Phillips Plastics Corporation (Wkrs)	Medford, WI	08/28/08	08/27/08
63958	American Parts and Services, Inc. (Comp)	Schaumburg, IL	08/29/08	08/28/08
63959	KOH Defense Systems, Inc. (Wkrs)	Johnstown, Pa	08/29/08	08/28/08
63960	Peoploungers (Comp)	Mantachie, MS	08/29/08	08/28/08

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DEPARTMENT OF LABOR**Employment and Training Administration**

[TA-W-63,516]

Morlite/Vista Lighting, Genlyte Group, Erie, PA; Notice of Negative Determination Regarding Application for Reconsideration

By application dated August 19, 2008, a worker requested administrative reconsideration of the Department's negative determination regarding eligibility for workers and former workers of Morlite/Vista Lighting, Genlyte Group, Erie, Pennsylvania to apply for Trade Adjustment Assistance (TAA) and Alternative Trade Adjustment Assistance (ATAA).

The negative determination was issued on July 15, 2008. The Department's Notice of negative determination was published in the **Federal Register** on July 30, 2008 (73 FR 44284). The workers at Morlite/Vista Lighting, Genlyte Group, Erie, Pennsylvania (subject facility) produce commercial light fixtures for the security and healthcare industries, and are not separately identifiable by product line.

The petition was denied because sales and production at the subject facility increased in 2007 when compared with 2006 and increased from January through May 2008 when compared with the corresponding period in 2007. The initial investigation also revealed that Morlite/Vista Lighting (subject firm) did not shift production of commercial light fixtures from the subject facility to a foreign country during the relevant period.

Pursuant to 29 CFR 90.18(c), administrative 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.

In the request for reconsideration, the worker asserts that the shift of production from Tupelo, Mississippi to China enabled the subject firm to shift production from Erie, Pennsylvania to Tupelo, Mississippi, and thereby caused the workers' separations.

To certify a worker group for TAA on a shift of production basis, the Department must find that there has

been a shift in production by the workers' firm or appropriate subdivision to a foreign country of articles like or directly competitive with articles which are produced by the workers' firm or subdivision.

A shift of production of flange kits from the subject firm's Tupelo, Mississippi facility to a foreign country is not the same as a shift of production of commercial light fixtures from the subject firm's Erie, Pennsylvania facility to a foreign country. Flange kits are neither like nor directly competitive with the commercial light fixtures produced at the subject facility.

After careful review of the request for reconsideration, the Department determines that there is no new information that supports a finding that Section 222 of the Trade Act of 1974 was satisfied and that no mistake or misinterpretation of the facts or of the law with regards to the number or proportion of workers separated from the subject firm during the relevant period.

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.