

The amended notice applicable to TA-W-63,589 is hereby issued as follows:

“All workers of Delfingen US, Inc., formerly known as M&Q Plastic Products, also known as Safanou, Inc., San Antonio, Texas, who became totally or partially separated from employment on or after June 24, 2007, through July 16, 2010, are eligible to apply for adjustment assistance under Section 223 of the Trade Act of 1974.” I further determine that all workers of Delfingen US, Inc., formerly known as M&Q Plastic Products, also known as Safanou, Inc., San Antonio, Texas, are denied eligibility to apply for alternative trade adjustment assistance under Section 246 of the Trade Act of 1974.

Signed at Washington, DC, this 4th day of September 2008

**Richard Church,**

*Certifying Officer, Division of Trade Adjustment Assistance.*

[FR Doc. E8-21844 Filed 9-17-08; 8:45 am]

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## DEPARTMENT OF LABOR

### Employment and Training Administration

[TA-W-63,766]

#### **Federal Mogul Corporation Lighting Products Division, Boyertown, PA; 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 August 27, 2008, applicable to workers of Federal Mogul Corporation, Lighting Products Division, Boyertown, 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 sealed beam forward lighting products.

Findings show that there was a previous certification, TA-W-58,721, issued on March 6, 2006, for the workers of the Boyertown, Pennsylvania location of the subject firm. That certification expired March 6, 2008. To avoid an overlap in worker group coverage for the workers of the Boyertown, Pennsylvania location, the certification is being amended to change

the impact date from July 24, 2007 to March 7, 2008.

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 Federal Mogul Corporation who were adversely affected by increased imports of sealed beam forward lighting.

The amended notice applicable to TA-W-63,766 is hereby issued as follows:

“All workers of Federal Mogul Corporation, Lighting Products Division, Boyertown, Pennsylvania, who became totally or partially separated from employment on or after March 7, 2008, through August 27, 2010, 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 10th day of September 2008.

**Richard Church,**

*Certifying Officer, Division of Trade Adjustment Assistance.*

[FR Doc. E8-21845 Filed 9-17-08; 8:45 am]

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## DEPARTMENT OF LABOR

### Employment and Training Administration

[TA-W-62,022]

#### **Irwin Industrial Tools Including On-Site Leased Workers From Work-A-While, Advance Services, Inc. and Oasis Staffing Dewitt, Nebraska; 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 August 31, 2007, applicable to workers of Irwin Industrial Tools, including on-site leased workers from Work-A-While and Advance Services, Inc., Dewitt, Nebraska. The notice was published in the **Federal Register** on September 11, 2007 (72 FR 51845).

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 VISE-GRIP locking pliers and clamps.

New information shows that leased workers of Oasis Staffing were employed on-site at the Dewitt, Nebraska location of Irwin Industrial Tools.

The Department has determined that these workers were sufficiently under the control of the subject firm to be considered leased workers.

Based on these findings, the Department is amending this certification to include leased workers of Oasis Staffing working on-site at the Dewitt, Nebraska location of the subject firm.

The intent of the Department's certification is to include all workers employed at Irwin Industrial who were adversely affected by a shift in production of VISE-GRIP locking pliers and clamps to China.

The amended notice applicable to TA-W-62,022 is hereby issued as follows:

“All workers of Irwin Industrial Tools, including on-site leased workers from Work-A-While, Advance Services, Inc. and Oasis Staffing, Dewitt, Nebraska, who became totally or partially separated from employment on or after August 21, 2006, through August 31, 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 10th day of September 2008.

**Linda G. Poole,**

*Certifying Officer, Division of Trade Adjustment Assistance.*

[FR Doc. E8-21840 Filed 9-17-08; 8:45 am]

**BILLING CODE 4510-FN-P**

## 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 September 1 through September 5, 2008.

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-63,944; Norma Products (US), Inc., Wixom, MI: August 19, 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-63,744; Alexvale Furniture Company, Kincaid Furniture Co., Plant 1, Upholstery, Mulberry, Taylorsville, NC: July 8, 2008.

TA-W-63,725; Superior Sample Company, Rochester, IN: July 11, 2007.

TA-W-63,733; Center Manufacturing Company, Inc., Bellevue, OH: July 23, 2007.

TA-W-63,873; Century Furniture, Highland House Division, Subsidiary of CV Industrial, Hickory, NC: August 13, 2007.

TA-W-63,977; Easy Garment, Inc., New York, NY: August 29, 2007.

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-63,721A; Hutchinson FTS, Inc., High Pressure Plant 2, Placement Pros, Livingston, TN: July 17, 2007.  
TA-W-63,721B; Hutchinson FTS, Inc., Central Warehouse, Livingston, TN: July 17, 2007.

TA-W-63,721; Hutchinson FTS, Inc., High Pressure Plant 1, Placement Pros, Livingston, TN: July 17, 2007.  
TA-W-63,825; Accuride International, Inc., Santa Fe Springs, CA: August 5, 2007.

TA-W-63,839; Blue Water Automotive Systems, Inc., Howell, MI: August 7, 2007.

TA-W-63,882; Kohler Company, Searcy, AR: August 15, 2007.

TA-W-63,927; Delfingen US, Inc., El Paso Division, El Paso, TX: August 22, 2007.

TA-W-63,929; Superior Industries International Incorporated, Pittsburg, KS: August 22, 2007.

TA-W-63,773; McAllister Corporation, dba Environmental Power Coating, Caledonia, MI: July 29, 2007.

TA-W-63,752; San Francisco Network, San Rafael, CA: July 18, 2007.

TA-W-63,769; TSI Graphics, Effingham, IL: July 28, 2007.  
 TA-W-63,906; Bel Power, Inc., Kelly Services, Westboro, MA: August 19, 2007.  
 TA-W-63,782; Whirlpool Corporation, LaVergne Division, LaVergne, TN: September 16, 2008.

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-63,723; General Motors Corporation, GMNA Powetrain Masena, Massena, NY: July 16, 2007.

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-63,944; Norma Products (US), Inc., Wixom, 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.

TA-W-63,786; International Automotive Components, Group North America, Inc., Rochester Hills, MI.

TA-W-63,865; SFO Apparel, Inc., Brisbane, CA.

TA-W-63,930; Liberty Molds, Inc., Portage, MI.

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.

TA-W-63,896; Neoconix, Inc., Sunnyvale, CA.

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-63,567; Huber Engineered Woods, LLC, Broken Bow, OK.

TA-W-63,719; 3M Precision Optics, Inc., Cincinnati, OH.

TA-W-63,722; California Professional Dyework, City of Industry, CA.

TA-W-63,806; Core Molding Technologies, Gaffney, SC.

TA-W-63,910; Magna Services of America, Inc., Magna Aftermarket, Inc., Greenville, MI.

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

TA-W-63,831; OTC International Ltd., Long Island City, NY.

TA-W-63,905; ConAgra Foods, Omaha, NE.

TA-W-63,936; Emerson Power Transmission, Frontline CustomerService Div., Maysville, KY.

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 September 1 through September 5, 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 11, 2008.

**Erin Fitzgerald,**

*Director, Division of Trade Adjustment Assistance.*

[FR Doc. E8-21839 Filed 9-17-08; 8:45 am]

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## DEPARTMENT OF LABOR

### Employment and Training Administration

[TA-W-62,955]

#### Pitney Bowes Tech Central Infrastructure & Support Services, Danbury, CT; Notice of Negative Determination on Reconsideration

On July 15, 2008, 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 July 21, 2008 (73 FR 42368).

The initial investigation resulted in a negative determination based on the finding that worker group does not produce an article within the meaning of section 222 for the Trade Act of 1974. The investigation revealed that workers of Pitney Bowes, Tech Central Infrastructure & Support Services, Danbury, Connecticut performed IT technical support for Pitney Bowes, Inc., which included tech support for the mainframe, network, and supporting software, including upgrades, installs, patches, maintenance, help desk support and repair.

In the request for reconsideration the petitioner stated that workers of Tech Central Infrastructure & Support Services are Computer Operations Management and Staff, Server Engineering and Support, Network Engineering and Support, Telecommunications Engineering and Support and various Application Support group (HR, SAP, Lotus Notes, etc.) The petitioner further alleged that the workers of the subject firm supported production of Postage Meters by building custom servers, applications and infrastructure, "built the physical equipment that allows Pitney Bowes to offer additional products and services" and "supported production of custom stamps by designing, implementation, storage and support of this product."

On reconsideration, the Department contacted a company official and requested additional information regarding the production of various products by Pitney Bowes and whether workers of the subject firm supported production of the above mentioned products.

The company official stated that Pitney Bowes, Inc. bought servers from a third-party vendor and in no sense built these servers or develop applications or code. Furthermore, the company official stated that the workers of the subject firm neither built physical equipment nor designed or created the