

to El Salvador, the Dominican Republic and Honduras.

The amended notice applicable to TA-W-61,962L is hereby issued as follows:

“All workers of Hanesbrands, Inc., Forest City Division, Forest City, North Carolina, including on-site leased workers from Diversco Integrated Services, Forest City, North Carolina, who became totally or partially separated from employment on or after August 7, 2006, through September 13, 2009, are eligible to apply for trade 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 9th day of December 2008.

**Elliott S. Kushner,**

*Certifying Officer, Division of Trade Adjustment Assistance.*

[FR Doc. E8-29931 Filed 12-17-08; 8:45 am]

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## DEPARTMENT OF LABOR

### Employment and Training Administration

[TA-W-64,327; TA-W-64,327A; TA-W-64,327B

**Jatco USA, Inc., Remanufacturing Department, Including On-Site Workers of Kelly Services, Inc. and Express Personnel, Wixom, MI; Jatco USA, Inc., Quality Investigations Department, Including On-Site Workers of Kelly Services, Inc. and Express Personnel, Wixom, MI; Jatco USA, Inc., Administrative Department, Including On-Site Workers of Kelly Services, Inc. and Express Personnel, Wixom, MI; 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 November 18, 2008, applicable to workers of Jatco USA, Inc., Remanufacturing Department, Wixom, Michigan (TA-W-64,327); Jatco USA, Inc., Quality Investigations Department, Wixom, Michigan (TA-W-64,327A); and Jatco USA, Inc., Administrative Department, Wixom, Michigan (TA-W-64,327B). The notice will be published in the **Federal Register** soon.

The workers were engaged in the production of remanufactured automatic

transmissions. Workers also inspected the remanufactured automatic transmissions and provided administrative support for the production of remanufactured automatic transmissions.

At the request of the company official, the Department reviewed the certification for workers of the subject firm.

Information shows that workers leased from Kelly Services, Inc. and Express Personnel were employed on-site at the Remanufacturing Department, Quality Investigations Department and Administrative Department at the Wixom location of Jatco USA, Inc. The Department has determined that these workers were sufficiently under the control of Jatco USA, Inc., Remanufacturing Department, Wixom, Michigan (TA-W-64,327); Jatco USA, Inc., Quality Investigations Department, Wixom, Michigan (TA-W-64,327A); and Jatco USA, Inc., Administrative Department, Wixom, Michigan (TA-W-64,327B).

Based on these findings, the Department is amending this certification to include leased workers from Kelly Services, Inc. and Express Personnel working on-site at Jatco USA, Inc., Remanufacturing Department, Wixom, Michigan (TA-W-64,327); Jatco USA, Inc., Quality Investigations Department, Wixom, Michigan (TA-W-64,327A); and Jatco USA, Inc., Administrative Department, Wixom, Michigan (TA-W-64,327B) to be considered leased workers.

The intent of the Department's certification is to include all workers employed at Jatco USA, Inc., Remanufacturing Department, Wixom, Michigan (TA-W-64,327); Jatco USA, Inc., Quality Investigations Department, Wixom, Michigan (TA-W-64,327A); and Jatco USA, Inc., Administrative Department, Wixom, Michigan (TA-W-64,327B) who were adversely affected by a shift in production of remanufactured automatic transmissions to Mexico. The amended notice applicable to TA-W-64,327 is hereby issued as follows:

All workers of Jatco USA, Inc., Remanufacturing Department, including on-site leased workers of Kelly Services, Inc. and Express Personnel, Wixom, Michigan (TA-W-64,327); Jatco USA, Inc., Quality Investigations Department, including on-site leased workers of Kelly Services, Inc. and Express Personnel, Wixom, Michigan (TA-W-64,327A); and Jatco USA, Inc., Administrative Department, including on-site leased workers of Kelly Services, Inc. and Express Personnel, Wixom, Michigan (TA-W-64,327B), who became totally or partially separated from employment on or after October 30, 2007, through November 18,

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 8th day of December 2008.

**Elliott S. Kushner,**

*Certifying Officer, Division of Trade Adjustment Assistance.*

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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 December 1 through December 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.

*None.*

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-64,345; Sunspring America, Inc., Henderson, KY: October 25, 2007.*

*TA-W-64,464; Times Fiber Communications, A Division of Amphenol Corporation, Liberty, NC: November 15, 2007.*

*TA-W-64,478; Broyhill Furniture Industries, Inc., Corporate Office, Lenoir, NC: November 18, 2007.*

*TA-W-64,052; Arkansas Extrusions, LLC, Hot Springs, AR: September 12, 2007.*

*TA-W-64,286; MTD Acquisition, Chisholm, MN: October 24, 2007.*

*TA-W-64,324; Chrysler LLC, Mack Avenue Engine Plant, Power Train Division, Detroit, MI: October 30, 2007.*

*TA-W-64,529; Broyhill Furniture Industries, Lenoir Chair #5, aka Lenoir Plant, Lenoir, NC: November 17, 2007.*

*TA-W-63,675; Kerry Group, Inc., Germantown, WI: July 9, 2007.*

*TA-W-64,308; DLJ Production, Inc., Brooklyn, NY: October 27, 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-64,087; Affymetrix, Inc., West Sacramento, CA: September 18, 2007.*

*TA-W-64,100; Ark II Manufacturing, LLC, Amweld Building Products, Stow, OH: September 22, 2007.*

*TA-W-64,217A; ICG Berrien, Inc., Bridgman, MI: September 15, 2007.*

*TA-W-64,217; ICG Castings, Inc., Dowagiac, MI: September 15, 2007.*

*TA-W-64,263; Celanese Emulsions Corp., Emulsion Polymers Division, Meredosia, IL: October 9, 2007.*

*TA-W-64,297; Hewlett-Packard Company, Minnetonka, MN: October 22, 2007.*

*TA-W-64,306; Ainsworth Engineered LLC, Bemidji, MN: October 29, 2007.*

*TA-W-64,339; Tenneco, Elastomers, Napoleon, OH: October 31, 2007.*

*TA-W-64,379; Chole Hersee Company, South Boston, MA: May 12, 2008.*

*TA-W-64,380; Alcoa, Inc., U.S. Primary Metals Division, Rockdale, TX: November 6, 2007.*

*TA-W-64,447; Vibracoustic North America, Ligonier Division,*

*Ligonier, IN: November 13, 2007.*

*TA-W-64,454; Alcatel-Lucent, Global Supply Chain, Charlotte, NC: November 17, 2007.*

*TA-W-64,488; Robertshaw Controls Company, dba Invensys Controls,*

*Holland, MI: November 17, 2007.*

*TA-W-64,317; Callaway Golf Company,*

*Carlsbad, CA: October 30, 2007.*

*TA-W-64,340; A. B. Carter, Inc.,*

*Gastonia, NC: October 31, 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) and section 246(a)(3)(A)(ii) of the Trade Act have been met.

TA-W-64,295; *Coupled Products, LLC, Formerly Known as Dana Corp., Upper Sandusky, OH: October 23, 2007.*

TA-W-64,487; *Advanced Urethane Technologies, Dubuque, IA: November 19, 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.

*None.*

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.

TA-W-64,263A; *Celanese Emulsions Corp., Solid Adhesives Division, Solid Adhesives Division, Meredosia, IL.*

TA-W-64,500; *Fortune Swimwear LLC, Design Studio, New York, NY.*

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-64,314; *Town of Forest City, Wastewater Treatment Department, Forest City, NC.*

TA-W-64,328; *E. Toman and Company, Lyons, IL.*

TA-W-64,510; *Ford Motor Company, Chicago Assembly Plant, Chicago, IL.*

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

TA-W-64,314A; *Town of Forest City, Wastewater Treatment Department, Forest City, NC.*

TA-W-64,314B; *Town of Forest City, Public Works Dept., Water Maintenance Division, Sewer Maintenance Division, Forest City, NC.*

TA-W-64,314C; *Town of Forest City, Parks and Recreation Department, Forest City, NC.*

TA-W-64,314D; *Town of Forest City, Police Department, Forest City, NC.*

TA-W-64,314E; *Town of Forest City, Fire Department, Forest City, NC.*

TA-W-64,314F; *Town of Forest City, Public Works Department, Electric Distribution Division, Forest City, NC.*

TA-W-64,314G; *Town of Forest City, Administration Department, Forest City, NC.*

TA-W-64,338; *Pine Island Sportswear, Ltd, Monroe, NC.*

TA-W-64,369; *ABX Air, Inc., Wilmington, OH.*

TA-W-64,381; *MeLife Group, Inc., Shared Services Division, Tulsa, OK.*

TA-W-64,412; *United Airlines, Inc., United Airlines Maintenance Base, San Francisco, CA.*

TA-W-64,418; *Blockbuster, Inc., Information Technology, McKinney, TX.*

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 December 1 through December 5, 2008. Copies of these determinations are available for inspection in Room N-5428, 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: December 11, 2008.

**Linda G. Poole,**

*Certifying Officer, Division of Trade Adjustment Assistance.*

[FR Doc. E8-29930 Filed 12-17-08; 8:45 am]

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## DEPARTMENT OF LABOR

### Employment and Training Administration

[TA-W-64,359]

#### Alcatel-Lucent, Plano, TX; Notice of Termination of Investigation

Pursuant to Section 221 of the Trade Act of 1974, as amended, an investigation was initiated on November 5, 2008 in response to a petition filed on behalf of workers of Alcatel-Lucent, Plano, Texas.

The petition regarding the investigation has been deemed invalid. The petition was signed by one dislocated worker. A petition filed by workers requires three signatures. Consequently, the investigation has been terminated.

Signed at Washington, DC, this 11th day of December 2008.

**Linda G. Poole,**

*Certifying Officer, Division of Trade Adjustment Assistance.*

[FR Doc. E8-29941 Filed 12-17-08; 8:45 am]

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## DEPARTMENT OF LABOR

### Employment and Training Administration

[TA-W-64,282]

#### Allied Systems, Ltd., Moraine, OH; Notice of Termination of Investigation

Pursuant to Section 221 of the Trade Act of 1974, as amended, an investigation was initiated on October 27, 2008 in response to a worker petition filed by the International Brotherhood of Teamsters, Local 957, on behalf of workers of Allied Systems, Ltd., Moraine, Ohio.

The petitioning group of workers is covered by an active certification, (TA-W-63,344, amended) which expires on June 5, 2010. Consequently, further investigation in this case would serve no purpose, and the investigation has been terminated.