

## APPENDIX—111—Continued

[TAA petitions instituted between 2/23/09 and 2/27/09]

TA-W	Subject firm (petitioners)	Location	Date of institution	Date of petition
65431 .....	CWR Manufacturing Corporation (Comp) .....	East Syracuse, NY .....	02/27/09	02/26/09
65432 .....	Gmark Industries (Comp) .....	McAllen, TX .....	02/27/09	02/26/09
65433 .....	American Racing (State) .....	Denver, CO .....	02/27/09	02/26/09
65434 .....	J L French Automative Castings, Inc. (Comp) .....	Sheboygan, WI .....	02/27/09	02/24/09
65435 .....	Trim Masters, Inc. (40356) .....	Nicholasville, KY .....	02/27/09	02/26/09

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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 April 10, 2009.

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 April 10, 2009.

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 N-5428, 200 Constitution Avenue, NW., Washington, DC 20210.

Signed at Washington, DC, this 24th day of March 2009.

**Linda G. Poole**

*Certifying Officer, Division of Trade Adjustment Assistance.*

## APPENDIX—TAA PETITIONS INSTITUTED BETWEEN 3/2/09 AND 3/6/09

TA-W	Subject firm (petitioners)	Location	Date of institution	Date of petition
65436 .....	Continental Automotive Systems US, Inc. (Comp) ....	Elkhart, IN .....	03/02/09	02/26/09
65437B .....	Navistar, Inc. (UAW) .....	Indianapolis, IN .....	03/02/09	02/26/09
65437A .....	Indianapolis Costing Corp. (UAW) .....	Indianapolis, IN .....	03/02/09	02/26/09
65437 .....	Navistar, Inc. (UAW) .....	Indianapolis, IN .....	03/02/09	02/26/09
65438 .....	Gulliver's Travels, Inc. (Wkrs) .....	Sarasota, FL .....	03/02/09	02/27/09
65439 .....	Mazer Corporation (Wkrs) .....	Dayton, OH .....	03/02/09	02/27/09
65440 .....	Fibermark, N.A. (Wkrs) .....	West Springfield, MA .....	03/02/09	02/27/09
65441 .....	Triumph Apparel Corporation (Comp) .....	York, PA .....	03/02/09	02/27/09
65442 .....	Freudenberg Nok (State) .....	Plymouth, MI .....	03/02/09	02/27/09
65443 .....	Johnson Controls (Comp) .....	Columbia, TN .....	03/02/09	02/11/09
65444 .....	Graphic Visual Solution, Inc. (Comp) .....	Greensboro, NC .....	03/02/09	02/27/09
65445 .....	ASML (Wkrs) .....	Boise, ID .....	03/02/09	02/25/09
65446 .....	GlaxoSmithKline (Wkrs) .....	Collegedale, PA .....	03/02/09	02/27/09
65447 .....	BHP Billiton (Comp) .....	Miami, AZ .....	03/02/09	02/27/09
65448 .....	K & K Screw Products, LLC (State) .....	East China, MI .....	03/02/09	02/27/09
65449 .....	Kamin, LLC (Wkrs) .....	Sandersville, GA .....	03/02/09	02/26/09
65450 .....	Akzo Nobel Coatings, Inc. (Wkrs) .....	High Point, NC .....	03/02/09	02/23/09
65451 .....	Reynolds Food Packaging (Union) .....	Grove City, PA .....	03/02/09	02/02/09
65452 .....	Newport Precision, Inc. (Wkrs) .....	Newport, TN .....	03/03/09	03/02/09
65453 .....	Tokyo Electron Massachusetts (State) .....	Beverly, MA .....	03/03/09	02/25/09
65454 .....	Mid-Columbia Lumber and Box (State) .....	Madras, OR .....	03/03/09	03/02/09
65455 .....	Graphic Visual Solutions, Inc. (Comp) .....	Greensboro, NC .....	03/03/09	02/27/09
65456 .....	Silver King Refrigeration, Inc. (State) .....	Plymouth, MN .....	03/03/09	03/02/09
65457 .....	American Standard Brands (Wkrs) .....	Mansfield, OH .....	03/03/09	02/25/09
65458 .....	Diversified Machine, Inc. (Comp) .....	Milwaukee, WI .....	03/03/09	02/27/09
65459 .....	Carbone of America Industries Corp. (IUECWA) .....	St. Marys, PA .....	03/03/09	03/02/09
65460 .....	Flabeg Corporation (USW) .....	Brackenridge, PA .....	03/03/09	02/27/09
65461 .....	Wood Grain Millworks, Inc. (State) .....	Prineville, OR .....	03/03/09	03/02/09
65462 .....	Sekisui Voltek, LLC (Wkrs) .....	Coldwater, MI .....	03/03/09	03/02/09
65463 .....	Century Land and Timber, Inc. (Comp) .....	Greenville, NC .....	03/04/09	02/27/09
65464 .....	Delphi Steering (Comp) .....	Saginaw, MI .....	03/04/09	02/26/09
65465 .....	Pinehurst Manufacturing, Inc. (Comp) .....	Albermarle, NC .....	03/04/09	03/03/09
65466 .....	Conoco-Phillips (State) .....	Ponca City, OK .....	03/04/09	03/03/09

APPENDIX—TAA PETITIONS INSTITUTED BETWEEN 3/2/09 AND 3/6/09—Continued

TA-W	Subject firm (petitioners)	Location	Date of institution	Date of petition
65467	Kenworth Truck Company (PACCAR, Inc.) (IAMAW)	Renton, WA	03/04/09	03/02/09
65468	Utah Stamping Company (Wkrs)	Clearfield, UT	03/04/09	03/03/09
65469	The Hershey Company (Wkrs)	Hershey, PA	03/04/09	02/05/09
65470	Fluidmaster, Inc. (Comp)	San Juan Capistrano, CA	03/04/09	03/03/09
65471	Nabors Drilling USA, LP (State)	Fruita, CO	03/04/09	02/27/09
65472	Lincoln Industrial Corporation (UAW)	St. Louis, MO	03/04/09	02/26/09
65473	Bakers Pride Oven Company, Inc. (Comp)	New Rochelle, NY	03/04/09	02/25/09
65474	Smart Apparel (US) Inc. (18951)	Quakertown, PA	03/04/09	03/04/09
65475	Mohawk Industries, Inc. (Wkrs)	Dillon, SC	03/04/09	02/04/09
65476	Valentine Tool and Stamping, Inc. (Comp)	Norton, MA	03/04/09	03/03/09
65477	Osborne and Osborne Wood Products (Wkrs)	Galax, VA	03/04/09	02/19/09
65478	Metaldyne (Comp)	Whitsett, NC	03/04/09	03/03/09
65479	Vaagen Bros. Lumber, Inc. (Comp)	Colville, WA	03/04/09	03/04/09
65480	Tech Group (State)	Van Buren, AR	03/04/09	03/03/09
65481	IM Flash Technologies, LLC (Wkrs)	Lehi, UT	03/04/09	03/02/09
65482	Northeast Pellets, LLC (Comp)	Ashland, ME	03/04/09	02/27/09
65483	Viasystems (Comp)	Newberry, SC	03/04/09	03/03/09
65484	Lineage Power (Comp)	Tustin, CA	03/04/09	02/26/09
65485	Sapa HE Tubing (USW)	Louisville, KY	03/04/09	03/03/09
65486	Ortho Pharmaceutical (State)	Manati, PR	03/04/09	03/04/09
65487	Boralex Sherman, LLC (Comp)	Stacyville, ME	03/04/09	03/02/09
65488	Great Lakes Recovery Systems (USW)	Ecorse, MI	03/04/09	02/18/09
65489	Tecumseh Products Company (Wkrs)	Paris, TN	03/04/09	02/17/09
65490	Mold-Tech Michigan (CWA)	Fraser, MI	03/04/09	02/19/09
65491	Mazer Corporation (Wkrs)	Dayton, OH	03/04/09	02/27/09
65492	Kimball Office (Wkrs)	Borden, IN	03/05/09	02/13/09
65493	Plains Cotton Cooperative Association (Comp)	Lubbock, TX	03/05/09	02/11/09
65494	Mega Brands (State)	Livingston, NJ	03/05/09	03/04/09
65495	Gerber Technology and Gerber Service (Comp)	New York, NY	03/05/09	03/04/09
65496	Ovonic Energy Products, Inc. (IUECWA)	Springboro, OH	03/05/09	03/05/09
65497	Masterbrand (Wkrs)	Littlestown, PA	03/05/09	03/04/09
65498	Mine Safety Appliances (Wkrs)	Callery, PA	03/05/09	02/23/09
65499	Celanese (Wkrs)	Pampa, TX	03/05/09	03/03/09
65500	Plum Creek MDF, Inc. (Comp)	Columbia Falls, MT	03/05/09	03/04/09
65501	R. H. Donnelley, Inc. (Wkrs)	Dunmore, PA	03/05/09	02/20/09
65502	Gerber Coburn and Gerber Service (Comp)	Fort Gibson, OK	03/06/09	03/02/09
65503	Gerber Technology (Comp)	Tolland, CT	03/06/09	03/02/09
65504	Telephan Videocom Services (Comp)	New Castle, DE	03/06/09	03/01/09
65505	Weiler Corporation (Comp)	Cresco, PA	03/06/09	03/04/09
65506	1928 Jewelry Company (Wkrs)	Burbank, CA	03/06/09	01/29/09
65507	Arcelor Mittal (Wkrs)	Marion, OH	03/06/09	03/04/09
65508	Camp-Hill Corporation (Wkrs)	McKeesport, PA	03/06/09	03/05/09
65509	Moose River Lumber Company, Inc. (Comp)	Moose River, ME	03/06/09	03/05/09
65510	Bemis Contract Group (Wkrs)	Lenoir, NC	03/06/09	03/05/09
65511	FMC Manufacturing, LLC (Wkrs)	Monmouth, IL	03/06/09	03/05/09
65512	AK Steel Corporation (IAMAW)	West Chester, OH	03/06/09	03/05/09
65513	Tyrone Mining, LLC (Wkrs)	Tyrone, NM	03/06/09	02/27/09

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**DEPARTMENT OF LABOR**

**Employment and Training Administration**

[TA-W-64,796]

**Tracy Evans Ltd, New York, NY; Notice of Negative Determination Regarding Application for Reconsideration**

By application dated March 9, 2009, petitioners 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 January 27, 2009 and published in the **Federal Register** on February 23, 2009 (74 FR 8116).

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 initial investigation resulted in a negative determination which was based on the finding that imports of designs and patterns for women's garments did not contribute importantly to worker separations at the subject plant and there was no shift of production to a country that is a party to a free trade agreement with the United States or a beneficiary country. The "contributed importantly" test is generally demonstrated through a survey of the workers' firm's declining domestic customers. In this instance, the subject firm did not sell designs and patterns for women's garments to outside domestic customers, thus a