

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 is 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.

During the second remand investigation, the Department obtained additional information regarding Invista's shift in production of nylon fiber to Mexico, Invista's business decisions related to the post-shift reorganization, and the subsequent worker separations at Invista. SAR 67-71.

Following a careful review of the information obtained during its investigations, the Department determined that a significant portion or number of workers at Invista was separated and that there was a shift in production to Mexico of articles like or directly competitive with nylon fiber produced at Invista. Therefore, the Department determines that the group eligibility requirements under Section 222(a)(2)(B) the Trade Act of 1974, as amended, have been met.

In accordance with Section 246 the Trade Act of 1974 (26 U.S.C. 2813), as amended, the Department herein presents the results of its investigation regarding certification of eligibility to apply for ATAA.

The Department has determined in this case that the group eligibility requirements of Section 246 have been met.

A significant number of workers at the firm are age 50 or over and possess skills that are not easily transferable. Competitive conditions within the industry are adverse.

### Conclusion

After careful review of the facts generated through the first and second remand investigations, I determine that a shift in production by Invista to Mexico of articles like or directly competitive to nylon fiber produced at Invista contributed to the total or partial separation of a significant number or proportion of workers at Invista.

In accordance with the provisions of the Act, I make the following certification:

All workers of Invista, S.A.R.L. Nylon Apparel Filament Fibers Group, A Subsidiary of Koch Industries, Inc., Chattanooga,

Tennessee, who became totally or partially separated from employment on or after August 21, 2006, through two years from the issuance of this revised determination are eligible to apply for Trade Adjustment Assistance under Section 223 of the Trade Act of 1974, and are 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 September 2009.

**Elliott S. Kushner,**

*Certifying Officer, Division of Trade Adjustment Assistance.*

[FR Doc. E9-25146 Filed 10-19-09; 8:45 am]

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## DEPARTMENT OF LABOR

### Employment and Training Administration

**TA-W-64,643, Chrysler LLC, Headquarters, Including On-Site Leased Workers From Aerotek, Ajilon, et al., Auburn Hills, MI; TA-W-64,643A, Chrysler LLC, Technology Center, Including On-Site Leased Workers From Aerotek, Ajilon, et al., Auburn Hills, MI; TA-W-64,643B, Chrysler LLC, Featherstone, Including On-Site Leased Workers From Aerotek, Bartech Group, et al., Auburn Hills, MI; TA-W-64,643C, Chrysler LLC, Chrysler Office Building, Including On-Site Leased Workers From Aerotek, Ajilon, et al., Auburn Hills, 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 December 19, 2008, applicable to workers of Chrysler LLC, Headquarters, Auburn Hills, Michigan, Chrysler LLC, Technology Center, Auburn Hills, Michigan and Chrysler LLC, Featherstone, Auburn Hills, Michigan. The notice was published in the **Federal Register** on January 14, 2009 (74 FR 2136). The notice was amended on April 24, 2009 to include on-site leased workers. The Notice was published in the **Federal Register** on May 18, 2009 (74 FR 23216). The notice was amended again on August 27, 2009 to include workers at the Chrysler Office Building, an annex of the Headquarters at the Auburn Hills Complex. The notice was published in the **Federal**

**Register** on September 22, 2009 (74 FR 48297)

At the request of the State agency, the Department reviewed the certification for workers of the subject firm. The workers are engaged in activities related to the production automotive vehicles and automotive vehicle parts.

New information shows that workers leased from the INCAT, Ta Ta Technologies, TechOps and Tech Team Global were employed on-site at the Auburn Hills, Michigan locations of the above mentioned plants of Chrysler LLC.

The Department has determined that these workers were sufficiently under the control of Chrysler LLC, Headquarters, Technology Center, Featherstone and Chrysler Office Building to be considered leased workers.

Based on these findings, the Department is amending this certification to include workers leased from INCAT, Ta Ta Technologies, TechOps and Tech Team Global working on-site at the Auburn Hills, Michigan locations of the subject firm.

The amended notice applicable to TA-W-64,494 is hereby issued as follows:

All workers of Chrysler LLC, Headquarters, including on-site leased workers from Aerotek, Ajilon, Argos, ASG Renaissance, Bartech, Group, CDI Information Services, Computer Consultants of America, Computer Engrg Services, Epitex Group, Gtech Professional Staffing, JDM Systems Consultants, Kelly Services, Preferred Solutions, Resource Technologies, Spherion, Synova, and TAC Transportation, INCAT, Ta Ta Technologies, TechOps and Tech Team Global, Auburn Hills, Michigan (TA-W-64,643), Chrysler LLC, Technology Center, including on-site leased workers from Aerotek, Ajilon, Altair Engineering, Applied Technologies, Argos, ASG Renaissance, Automated Analysis Corp/Belcan, Bartech Group, CAE Tech, CDI Information Services, CER-CAD Engineering Resources, Computer Consultants of America, Computer Engrg Services, Compuware, Controller Technologies, Data Communications Corp., Emerging Technologies Corp., Engineering Technology Assoc., Gonzalez Design Engineering, Gtech Professional Staffing, Incat, Jefferson Wells International, Kelly Services, Magnasteyr, Meda Technical Services, Modern Professional Services, MSX International, Optical Q Quest Corp., Quantum Consultants, Rapid Global Business, Resource Technologies, Ricardo, RSB Systems, Spherion, Synova, Syntel Int'l, Systems Technology, TAC Transportation, TEC, Technical Training, UGS PLM Solutions, Unique Systems Design, Valley Forge, Wel-Tek International, INCAT, Ta Ta Technologies TechOps and Tech Team Global, Auburn Hills, Michigan (TA-W-64,643A), Chrysler LLC, Featherstone, including on-site leased workers from

Aerotek, Bartech Group, CDE Information Services, Computer Consultants of America, Computer Engreg Services, Crassociates, Gtech Professional Staffing, Incat, JDM Systems Consultants, Kelly Services, Meda Technical Services, Modern Professional Services, MSX International, O/E Learning, Resource Technologies, Ricardo, Spherion, Synova, Systems Technology, TAC, Technical Training, INCAT, Ta Ta Technologies and Tech Team Global, Auburn Hills, Michigan (TA-W-64,643B), and all workers of Chrysler LLC, Chrysler Office Building, including on-site leased workers from Aerotek, Ajilon, Argos, Bartech Group, CDI Information Services, Computer Consultants of America, Inc., Computer Engreg Services, Epittec Group, Inc., Gtech Professional Staffing, Inc., JDM Systems Consultants, Inc., Kelly Services, Inc., Preferred Solutions, Resource Technologies Corp., Spherion, Synova, TA Transportation, INCAT, Ta Ta Technologies, TechOps and Tech Team Global, Auburn Hills, Michigan, who became totally or partially separated from employment on or after December 2, 2007 through December 19, 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 29th day of September 2009.

**Elliott S. Kushner,**

*Certifying Officer, Division of Trade Adjustment Assistance.*

[FR Doc. E9-25156 Filed 10-19-09; 8:45 am]

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## DEPARTMENT OF LABOR

### Employment and Training Administration

[TA-W-70,813]

#### **Sparton Electronics; Including On-Site Leased Workers From Kelly Services, et al.; Jackson, MI; Amended Certification Regarding Eligibility To Apply for Worker Adjustment Assistance**

In accordance with Section 223 of the Trade Act of 1974, as amended ("Act"), 19 U.S.C. 2273, the Department of Labor issued a Certification of Eligibility to Apply for Worker Adjustment Assistance on July 29, 2009, applicable to workers of Sparton Electronics, including on-site leased workers from Kelly Services, Manpower of Jackson, HRU, Inc., Technical Resources and Patriot Technical, Jackson, Michigan. 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 electronic circuit boards.

The company reports that on-site leased workers from CSS USA were employed on-site at the Jackson, Michigan location of Sparton Electronics. 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 workers leased from CSS USA working on-site at the Jackson, Michigan location of Sparton Electronics.

The amended notice applicable to TA-W-70,813 is hereby issued as follows:

All workers of Sparton Electronics, including on-site leased workers from Kelly Services, Manpower of Jackson, HRU, Inc., Technical Resources, Patriot Technical and CSS USA, Jackson, Michigan, who became totally or partially separated from employment on or after May 19, 2008, through July 29, 2011, and all workers in the group threatened with total or partial separation from employment on date of certification through two years from the date of certification, are eligible to apply for adjustment assistance under Chapter 2 of Title II of the Trade Act of 1974, as amended.

Signed at Washington, DC, this 29th day of September 2009.

**Elliott S. Kushner,**

*Certifying Officer, Division of Trade Adjustment Assistance.*

[FR Doc. E9-25158 Filed 10-19-09; 8:45 am]

**BILLING CODE 4510-FN-P**

## DEPARTMENT OF LABOR

### Employment and Training Administration

[TA-W-65,784]

#### **Oval International; Hoquiam, WA; Notice of Affirmative Determination Regarding Application for Reconsideration**

By application dated August 26, 2009, a petitioner requested administrative reconsideration of the negative determination regarding workers' eligibility to apply for Trade Adjustment Assistance (TAA) and Alternative Trade Adjustment Assistance (ATAA) applicable to workers and former workers of the subject firm. The determination was issued on August 6, 2009. The Notice of Determination was

published in the **Federal Register** on September 2, 2009 (74 FR 45474).

The initial investigation resulted in a negative determination based on the finding that imports of pulp bale strapping machines and spare parts did not contribute importantly to worker separations at the subject firm. The investigation revealed that the subject firm did not shift production of pulp bale strapping machines and spare parts to foreign countries during the period under investigation.

In the request for reconsideration, the petitioner alleged that employment at the subject firm was negatively impacted by a shift in production of spare parts abroad. To support the allegation, the petition supplied additional documentation.

The Department has carefully reviewed the request for reconsideration and the existing record and has determined that the Department will conduct further investigation to determine if the workers meet the eligibility requirements of the Trade Act of 1974.

### Conclusion

After careful review of the application, I conclude that the claim is of sufficient weight to justify reconsideration of the U.S. Department of Labor's prior decision. The application is, therefore, granted.

Signed at Washington, DC, this 29th day of September 2009.

**Elliott S. Kushner,**

*Certifying Officer, Division of Trade Adjustment Assistance.*

[FR Doc. E9-25160 Filed 10-19-09; 8:45 am]

**BILLING CODE 4510-FN-P**

## DEPARTMENT OF LABOR

### Employment and Training Administration

[TA-W-61,554]

#### **Semitool, Incorporated Including On-Leased Employees From LC Staffing, Express Personnel and Workplace, Inc. Kalispell, MT; Including Employees in Support of Semitool, Incorporated, Kalispell, MT Working at Various Locations in the Following States: TA-W-61,554C Arizona et al.; Amended Certification Regarding Eligibility To Apply for Worker Adjustment Assistance and Alternative Trade Adjustment Assistance**