DEPARTMENT OF LABOR
Employment and Training Administration

[TA–W–70,599]
Innovion Corporation, Gresham, Oregon; Notice of Affirmative Determination Regarding Application for Reconsideration

On March 16, 2010, the Department received the petitioner’s application (dated March 2, 2010) requesting administrative reconsideration of the negative determination regarding workers’ eligibility to apply for Trade Adjustment Assistance (TAA) applicable to workers and former workers of the subject firm. The determination was issued on December 15, 2009, and the Notice of Determination was published in the Federal Register on February 16, 2010 (75 FR 7034).

The initial investigation resulted in a negative determination based on the findings that there was no increase in imports or shift/acquisition of ion implantation services by the workers’ firm or customers. The workers’ separations were held to be attributable to a major customer cancelling a contract with the workers’ firm in order to perform ion implantation services in-house.

In the request for reconsideration, the petitioner provided additional information regarding customers of the subject firm.

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 31st day of March, 2010.

Del Min Amy Chen,
Certifying Officer, Division of Trade Adjustment Assistance.

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Delphi Thermal Systems, Lockport, New York. The notice was published in the Federal Register on October 8, 2008 (73 FR 59891).

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 of automotive heat exchanger products and HVAC modules.

New information shows that following a bankruptcy agreement, Delphi Thermal Systems was taken over by General Motors and is currently known as General Motors Components Holdings LLC. Workers separated from employment at the subject firm had their wages reported under two separate unemployment insurance (UI) tax accounts under the names of General Motors Components Holdings LLC and Delphi Thermal Systems.

Accordingly, the Department is amending this certification to properly reflect this matter.

The intent of the Department’s certification is to include all workers of Delphi Thermal Systems, currently known as General Motors Components Holdings LLC, Lockport, New York, who were adversely affected by imports of articles like or directly competitive with automotive heat exchanger products and HVAC modules.

The amended notice applicable to TA–W–63,818 is hereby issued as follows:

All workers of Delphi Thermal Systems, currently known as General Motors Components Holdings LLC, Lockport Operations, Lockport, New York, who became totally or partially separated from employment on or after March 18, 2007, through April 14, 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 31st day of March, 2010.

Del Min Amy Chen,
Certifying Officer, Division of Trade Adjustment Assistance.

DEPARTMENT OF LABOR
Employment and Training Administration

[T A–W–63,818]

Delphi Thermal Systems Currently Known as General Motors Components Holdings LLC, Lockport Operations, Lockport, NY; Amended Certification Regarding Eligibility To Apply for Worker Adjustment Assistance and Alternative Trade Adjustment Assistance


At the request of a petitioner, the Department reviewed the certification for workers of the subject firm. The workers produce engineering specifications, software, and firmware used in the manufacture of HP Edgeline printers. An important part of this work involved the production and testing of printer prototypes.

New information shows that workers leased from the above mentioned firms were employed on-site at the Vancouver, Washington location of Hewlett Packard Company, Imaging and Printing Group, Edgeline Development & Light Production Systems (LPS) Operations Division, Edgeline Development and Operations. 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 the above mentioned firms working on-site at the Vancouver, Washington location of Hewlett Packard Company, Imaging and Printing Group,