DEPARTMENT OF LABOR

Employment and Training Administration

[TA–W–75,218]

International Automotive Components, North America, Including On-Site Leased Workers From At-Work Personnel and CJR Solutions, d/b/a Harvard Resources Solutions, Lebanon, VA; 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 April 6, 2011, applicable to workers of International Automotive Components, North America, including on-site leased workers from At-Work Personnel and CJR Solutions, d/b/a Harvard Resources Solutions, Lebanon, Virginia. The notice was published in the Federal Register on April 22, 2011 (76 FR 22732).

At the request of the State Agency, the Department reviewed the certification for workers of the subject firm. The workers are engaged employment related to the production of component parts for the automotive industry.

The review shows that on January 28, 2009, a certification of eligibility to apply for adjustment assistance was issued for workers of International Automotive Components, North America, Lebanon, Virginia, separated on or after December 29, 2007 through January 28, 2011. The Department’s Notice was published in the Federal Register on February 23, 2009 (74 FR 8115).

In order to avoid an overlap in worker group coverage, the Department is amending the February 9, 2010 date established for TA–W–75,218 to read January 29, 2011.

The amended notice applicable to TA–W–75,218 is hereby issued as follows:

All workers of International Automotive Components, North America, including on-site leased workers from At-Work Personnel and CJR Solutions, d/b/a Harvard Resource Solutions, Lebanon, Virginia, who became totally or partially separated from employment on or after January 29, 2011, through April 6, 2013, 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.

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At the request of the State of New York, the Department reviewed the certification for workers of the subject firm. The workers are engaged in employment related to the supply of administrative and managerial services for WestPoint Home, Inc.

New information shows that worker separations have occurred involving employees under the control of the New York, New York location of WestPoint Home, Inc., New York Corporate Sales Office, working off-site in Illinois, Georgia, Minnesota, Indiana, and North Carolina. Information also shows that worker separations occurred at satellite offices of the subject firm: Plano, Texas; Daleville, Indiana; Rogers, Arkansas; and Winston-Salem, North Carolina. These workers are engaged in employment related to the supply of administrative and managerial services for WestPoint Home, Inc.

Based on these findings, the Department is amending this certification to include employees of the
New York, New York facility of the subject firm working off-site in Illinois, Georgia, Minnesota, Indiana, North Carolina, Texas, and Arkansas, as well as workers in Sales Offices in Plano, Texas, Daleville, Indiana, Rogers, Arkansas, and Winston-Salem, North Carolina.

The intent of the Department’s certification is to include all workers of the subject firm who are adversely affected by the shift by the subject firm in the supply of administrative and managerial services to China, Pakistan, India and Bahrain.

The amended notice applicable to TA–W–74,218 is hereby issued as follows:

All workers of WestPoint Home, Inc., New York, New York, including employees working off-site in Illinois, Georgia, Minnesota, Indiana, and North Carolina (TA–W–74,218), and WestPoint Home, Inc., Plano, Texas Sales Office, Plano, Texas (TA–W–74,218A), Daleville, Indiana Sales Office, Daleville, Indiana (TA–W–74,218B), Rogers, Arkansas Sales Office, Rogers, Arkansas (TA–W–74,218C), and Winston-Salem Sales Office, Winston-Salem, North Carolina (TA–W–74,218D), who became totally or partially separated from employment on or after July 1, 2010 through June 25, 2012, 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 the Trade Act of 1974, as amended.

Signed in Washington, DC, this 11th day of May 2011.

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

[FR Doc. 2011–12580 Filed 5–20–11; 8:45 am]
BILLING CODE 4510–FN–P

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Notice of Determinations Regarding Eligibility To Apply for Worker 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 by (TA–W) number issued during the period of May 2, 2011 through May 6, 2011.

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. Under Section 222(a)(2)(A), the following must be satisfied:

(1) A significant number or proportion of the workers in such workers’ firm have become totally or partially separated, or are threatened to become totally or partially separated;

(2) The sales or production, or both, of such firm have decreased absolutely; and

(3) One of the following must be satisfied:

(A) Imports of articles or services like or directly competitive with articles produced or services supplied by such firm have increased;

(B) Imports of articles like or directly competitive with articles into which one or more component parts produced by such firm are directly incorporated, have increased;

(C) Imports of articles directly incorporating one or more component parts produced outside the United States that are like or directly competitive with imports of articles incorporating one or more component parts produced by such firm have increased;

(D) Imports of articles like or directly competitive with articles which are produced directly using services supplied by such firm, have increased; and

(4) The increase in imports produced importantly to such workers’ separation or threat of separation and to the decline in the sales or production of such firm; or

II. Section 222(a)(2)(B) all of the following must be satisfied:

(1) A significant number or proportion of the workers in such workers’ firm have become totally or partially separated, or are threatened to become totally or partially separated;

(2) The sales or production, or both, of such firm have decreased absolutely; and

(3) One of the following must be satisfied:

(A) The workers’ firm is a supplier and the component parts it supplied to the firm described in paragraph (2) contributed importantly to such workers’ separation or threat of separation.

B. There has been an acquisition from a foreign country by the workers’ firm of articles/services that are like or directly competitive with those produced/supplied by the workers’ firm;

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B. There has been an acquisition from a foreign country by the workers’ firm of articles/services that are like or directly competitive with those produced/supplied by the workers’ firm; and

(3) Either—

(A) The workers’ firm is a supplier and the component parts it supplied to the firm described in paragraph (2) accounted for at least 20 percent of the production or sales of the workers’ firm; or

(B) A loss of business by the workers’ firm with the firm described in paragraph (2) contributed importantly to the workers’ separation or threat of separation.

In order for an affirmative determination to be made for adversely affected secondary 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) A significant number or proportion of the workers in the public agency have become totally or partially separated, or are threatened to become totally or partially separated;

(2) The public agency has acquired from a foreign country services like or directly competitive with services which are supplied by such agency; and

(3) The acquisition of services contributed importantly to such workers’ separation or threat of separation.

In order for an affirmative determination to be made for adversely affected secondary 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(c) of the Act must be met.

(1) A significant number or proportion of the workers in the workers’ firm have become totally or partially separated, or are threatened to become totally or partially separated;

(2) The workers’ firm is a Supplier or Downstream Producer to a firm that employed a group of workers who received a certification of eligibility under Section 222(a) of the Act, and such supply or production is related to the article or service that was the basis for such certification; and

(3) Either—

(A) the workers’ firm is a supplier and the component parts it supplied to the firm described in paragraph (2) contributed importantly to such workers’ separation or threat of separation.

(B) There are significant customers or the component parts it supplied to the firm described in paragraph (2) contributed importantly to such workers’ separation or threat of separation.

In order for an affirmative determination to be made for adversely affected workers in public agencies and a certification issued regarding eligibility to apply for worker adjustment assistance, each of the group eligibility requirements of Section 222(d) of the Act must be met.

(1) A significant number or proportion of the workers in the public agency have become totally or partially separated, or are threatened to become totally or partially separated;

(2) The public agency has acquired from a foreign country services like or directly competitive with services which are supplied by such agency; and

(3) The acquisition of services contributed importantly to such workers’ separation or threat of separation.

In order for an affirmative determination to be made for adversely affected secondary 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(e) of the Act must be met.

(1) A significant number or proportion of the workers in the workers’ firm have become totally or partially separated, or are threatened to become totally or partially separated;

(2) The workers’ firm is a Supplier or Downstream Producer to a firm that employed a group of workers who received a certification of eligibility under Section 222(a) of the Act, and such supply or production is related to the article or service that was the basis for such certification; and

(3) Either—

(A) the workers’ firm is a supplier and the component parts it supplied to the firm described in paragraph (2) contributed importantly to such workers’ separation or threat of separation.

(B) There are significant customers or the component parts it supplied to the firm described in paragraph (2) contributed importantly to such workers’ separation or threat of separation.

In order for an affirmative determination to be made for adversely affected secondary 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(f) of the Act must be met.

(1) The workers’ firm is publicly identified by name by the International Trade Commission as a member of a domestic industry in an investigation resulting in—

(A) An affirmative determination of serious injury or threat thereof under section 202(b)(1);