DEPARTMENT OF LABOR

Employment and Training Administration

[TA–W–73,562]

Colville Indian Plywood and Veneer, Colville Tribal Enterprise Corporation Wood Products Division, Including On-Site Workers from Colville Tribal Construction and On-Site Contract Workers from C & K General Contractor, Doran Richter Logging, EB Corporation, Francis L. Seymour, Gene Matt Trucking, George Marchand, Havillah Logging, Joe Peone, Joe Somday Logging, Jus’n Logging, Laramie Logging, Lone Rock Contracting, Mawdsley Logging, McCuen Jones, San Poil Logging, Scott Thordmike, Silver Nichol Trucking and Stensgar Logging, Omak, WA; 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 May 20, 2010, applicable to workers of Colville Indian Plywood and Veneer, Colville Tribal Enterprise Corporation Wood Products Division, Omak, Washington. The Department’s Notice was published in the Federal Register on June 7, 2010 (75 FR 32223). The certification was amended on June 30, 2010 to include on-site contract worker firms. The Department’s Notice of amended certification was published in the Federal Register on July 19, 2010 (75 FR 41896–41897).

At the request of the Washington State Labor Council, AFL-CIO, and 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 boards and dimensional lumber of ponderosa pine.

The company reports that workers of Colville Tribal Construction were employed on-site at the Omak, Washington location of Colville Indian Plywood and Veneer, Colville Tribal Enterprise Corporation Wood Products Division, to perform construction, electrical and operational maintenance support functions. The Department has determined that these workers were sufficiently under the control of the subject firm to be included in this certification.

Based on these findings, the Department is amending this certification to include employees of Colville Tribal Construction working on-site at the Omak, Washington location of Colville Indian Plywood and Veneer, Colville Tribal Enterprise Corporation Wood Products Division.

The amended notice applicable to TA–W–73,596 is hereby issued as follows:

“All workers of Colville Indian Plywood and Veneer, Colville Tribal Enterprise Corporation Wood Products Division, including on-site workers from Colville Tribal Construction and on-site contract workers from C & K General Contractor, Doran Richter Logging, EB Corporation, Francis L. Seymour, Gene Matt Trucking, George Marchand, Havillah Logging, Joe Peone, Joe Somday Logging, Jus’n Logging, Laramie Logging, Lone Rock Contracting, Mawdsley Logging, McCuen Jones, San Poil Logging, Scott Thordmike, Silver Nichol Trucking and Stensgar Logging, Omak, Washington, who became totally or partially separated from employment on or after February 24, 2009, through May 20, 2012, and all workers in the group threatened with total or partial separation from employment on the 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 in Washington, DC, this 9th day of June 2011.

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

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BILLING CODE 4510–FN–P

DEPARTMENT OF LABOR

Employment and Training Administration


UAW–Chrysler Technical Training Center, Technology Training Joint Programs Staff, Including On-Site Leased Workers From Cranks, O/E Learning, DBSI, Idea, and Tonic/MVP, Detroit, MI; UAW–Chrysler Technical Training Center, Technology Training Joint Programs Staff, Including On-Site Leased Workers From Cranks, O/E Learning, DBSI, Idea, and Tonic/MVP, Warren, MI; Amended Revised Determination on Reconsideration

In accordance with Section 223 of the Trade Act of 1974, as amended (“Act”), 19 U.S.C. 2273, the Department of Labor (Department) issued a Revised Determination on Reconsideration on December 22, 2010, applicable to workers and former workers of UAW–Chrysler Technical Training Center, Technology Training Joint Programs Staff, Detroit, Michigan (TA–W–71,047) and Warren, Michigan (TA–W–71,047A). The workers supply technical training services such as applied industrial technology, industrial automation, industrial maintenance and welding. The Department’s Notice was published in the Federal Register on January 12, 2011 (76 FR 2147–2148).

The certification was amended on May 18, 2011 include on-site leased workers from Manpower. The amended Notice was published in the Federal Register on May 27, 2011 (76 FR 30974).

At the request of the State agency, the Department reviewed the certification for workers of the subject firm. New findings show that workers leased from Manpower were erroneously included in the certification document. Company officials and the State workforce agency have confirmed that only workers leased from Cranks, O/E Learning, DBSI, Idea, and Tonic/MVP were employed on-site at the Detroit, Michigan and Warren, Michigan locations of UAW–Chrysler National Training Center, Technology Training Joint Programs Staff. The Department has determined that these workers were sufficiently under the control of UAW–Chrysler National Training Center, Technology Training Joint Programs Staff to be considered leased workers.

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 the subject firm who were adversely affected by increased imports.

The amended notice applicable to TA–W–71,047 and TA–W–71,047A are hereby issued as follows:

“All workers of UAW–Chrysler National Training Center, Technology Training Joint Programs Staff, including on-site leased workers from Cranks, O/E Learning, DBSI, Idea, and Tonic/MVP, Detroit, Michigan (TA–W–71,047) and UAW–Chrysler National Training Center, Technology Training Joint Programs Staff, including on-site leased workers from Cranks, O/E Learning, DBSI, Idea, and Tonic/MVP, Warren, Michigan (TA–W–71,047A), who became totally or partially separated from employment on or after May 27, 2006, through December 22, 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 Title II of the Trade Act of 1974, as amended.”
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 May 30, 2011 through June 3, 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. 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;

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.

None.

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(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.