

Eligibility to Apply for Worker Adjustment Assistance on August 3, 2012, applicable to the workers of HCL America Inc., a subsidiary of HCL Technologies Limited, Webster, New York (subject firm). The Department's Notice of determination was published in the **Federal Register** on August 16, 2012. Workers are engaged in activities related to the supply of application support and development services and infrastructure services (hardware/software testing) for clients.

New information revealed that workers at the Wilsonville, Oregon facility (TA-W-81,776A) operated in conjunction with workers at the Webster, New York facility (TA-W-81,776).

The intent of the Department's certification is to include all workers of HCL America, Inc., Webster, New York (TA-W-81,776) and Wilsonville, Oregon (TA-W-81,776A), who were all adversely affected by an acquisition of services from a foreign Country.

The amended notice applicable to TA-W-81,776 is hereby issued as follows:

All workers of HCL America Inc., a subsidiary of HCL Technologies Limited, including on-site leased workers from Xerox Corporation, V Dart, Inc., KRG Technologies, Inc., Genuent, Inc., BMC Corporation Professional Services, and Fusion Storm, Webster, New York (TA-W-81,776) and all workers of HCL America, Inc., a subsidiary of HCL Technologies Limited, Wilsonville, Oregon (TA-W-81,776A), who became totally or partially separated from employment on or after July 3, 2011 through August 3, 2014, and all workers in the group threatened with partial or total separation from employment on August 3, 2012 through August 3, 2014, 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 6th day of February, 2013.

**Del Min Amy Chen,**

*Certifying Officer, Office of Trade Adjustment Assistance.*

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## DEPARTMENT OF LABOR

### Employment and Training Administration

[TA-W-81,846]

#### **Goodman Networks, Inc., Core Network Engineering (Deployment Engineering) Division Including Workers in the Core Network Engineering (Deployment Engineering) Division in Alpharetta, GA, Hunt Valley, MD, Naperville, IL, and St. Louis, MO, Who Report to Plano, TX; Notice of Revised Determination on Reconsideration**

On December 12, 2012, the Department of Labor issued a Notice of Affirmative Determination Regarding Application for Reconsideration applicable to workers and former workers of Goodman Networks, Inc., Core Network Engineering (Deployment Engineering) Division, including workers in the Core Network Engineering (Deployment Engineering) Division in Alpharetta, Georgia, Hunt Valley, Maryland, Naperville, Illinois, and St. Louis, Missouri, who report to Plano, Texas (subject firm). The suffixes used in the initial determination to identify the workers have been removed; however, the subject worker group remains the same.

The workers are engaged in activities related to the supply of services of installation specification writing and maintenance customer record drawings for the installation of telecommunication equipment. The workers are not separately identifiable function or service supplied. The worker group does not include any leased workers.

Section 222(a)(1) has been met because a significant number or proportion of the workers in the subject firm have become totally or partially separated, or are threatened with such separation.

Section 222(a)(2)(A)(i) has been met because subject firm sales of installation specification writing and maintenance customer record drawings services have decreased absolutely.

Section 222(a)(2)(A)(ii) has been met because customer imports of services like or directly competitive with installation specification writing and maintenance customer record drawings services supplied by the subject firm have increased during the relevant period.

Finally, Section 222(a)(2)(A)(iii) has been met because increased customer imports contributed importantly to the worker group separations and sales declines at the subject firm.

## Conclusion

After careful review of the additional facts obtained during the reconsideration investigation, I determine that workers of Goodman Networks, Inc., Core Network Engineering (Deployment Engineering) Division, including workers in the Core Network Engineering (Deployment Engineering) Division in Alpharetta, Georgia, Hunt Valley, Maryland, Naperville, Illinois, and St. Louis, Missouri, who report to Plano, Texas, who were engaged in employment related to the supply of services for installation specification writing and maintenance customer record drawings for the installation of telecommunication equipment, meet the worker group certification criteria under Section 222(a) of the Act, 19 U.S.C. 2272(a). In accordance with Section 223 of the Act, 19 U.S.C. 2273, I make the following certification:

All workers Goodman Networks, Inc., Core Network Engineering (Deployment Engineering) Division, including workers in the Core Network Engineering (Deployment Engineering) Division in Alpharetta, Georgia, Hunt Valley, Maryland, Naperville, Illinois, and St. Louis, Missouri, who report to Plano, Texas who became totally or partially separated from employment on or after July 31, 2011, through two years from the date of certification, 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 at Washington, DC, this 8th day of February, 2013.

**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

[TA-W-81,575]

#### **Wipro Limited, Wipro Technologies, Alliance Managers Including Remote Workers and Workers in Oakbrook Terrace, IL, Mountain View, CA, Atlanta, GA, Bellevue, WA, Addison, TX, and Boston, MA Who Report to East Brunswick, NJ; Notice of Revised Determination on Reconsideration**

On August 23, 2012, the Department of Labor issued a Notice of Affirmative Determination Regarding Application for Reconsideration applicable to

workers and former workers of Wipro Limited, Wipro Technologies, Alliance Managers, including remote workers and workers in Oakbrook Terrace, Illinois, Mountain View, California, Atlanta, Georgia, Bellevue, Washington, Addison, Texas, and Boston Massachusetts, who report to East Brunswick, New Jersey (Wipro Limited, Wipro Technologies, Alliance Managers). The Department's Notice was published in the **Federal Register** on September 6, 2012 (77 FR 54927). The suffixes used in the initial determination to identify the workers have been removed; however, the subject worker group remains the same.

The subject workers are engaged in activities related to the supply of the supply of sales of alliance related services or products through sales employees of the subject firm and are not separately identifiable function or service supplied. The subject worker group does not include any leased workers.

Section 222(a)(1) has been met because a significant number or proportion of the workers in Wipro Limited, Wipro Technologies, Alliance Managers have become totally or partially separated, or are threatened with such separation.

Section 222(a)(2)(B) has been met because the subject firm has shifted a portion of the supply of services like or directly competitive with the supply of sales of alliance related services or products through sales employees of the subject firm, which contributed importantly to worker group separations at Wipro Limited, Wipro Technologies, Alliance Managers.

### Conclusion

After careful review of the additional facts obtained during the reconsideration investigation, I determine that workers of Wipro Limited, Wipro Technologies, Alliance Managers, who were engaged in employment related to the supply of sales of alliance related services or products through sales employees of the subject firm, meet the worker group certification criteria under Section 222(a) of the Act, 19 U.S.C. 2272(a). In accordance with Section 223 of the Act, 19 U.S.C. 2273, I make the following certification:

All workers of Wipro Limited, Wipro Technologies, Alliance Managers, including remote workers and workers in Oakbrook Terrace, Illinois, Mountain View, California, Atlanta, Georgia, Bellevue, Washington, Addison, Texas, and Boston Massachusetts, who report to East Brunswick, New Jersey, who became totally or partially separated from employment on or after May 6, 2011,

through two years from the date of certification, 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 at Washington, DC, this 11th day of February, 2013.

**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

[TA-W-82,188; TA-W-82,188A]

#### **PNC Bank, National Association, Retail Bank Franklin, PA; PNC Bank, National Association, Retail Bank West Chester, IL; Notice of Negative Determination Regarding Application for Reconsideration**

By application received on January 25, 2013, petitioners requested administrative reconsideration of the negative determination regarding workers' eligibility to apply for Trade Adjustment Assistance (TAA) applicable to workers and former workers of PNC Bank, National Association, Retail Bank, Franklin, Pennsylvania (TA-W-82,188), and PNC Bank, National Association, Retail Bank, West Chester, Illinois (TA-W-82,188A) (hereafter referred to collectively as "the subject firm"). The negative determination was issued on December 27, 2012. The Department's Notice of Determination was published in the **Federal Register** on January 10, 2013 (78 FR 2290). The subject firm supplies banking and financial services; the subject worker groups supply call center services.

Pursuant to 29 CFR 90.18(c), administrative 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 negative determination was based on the Department's findings that the subject firm did not shift to a foreign country the call center services supplied by the workers, or like or directly competitive services, or acquire such services from a foreign country; that increased imports by the subject firm of the supply of services like or directly competitive with the call center services supplied by the workers did not contribute importantly to the workers' separation, or threat of separation; and that the workers' firm is not a supplier or a downstream producer to a firm that employed a group of workers who are eligible to apply for TAA.

The request for reconsideration alleges that worker group separations at PNC's Retail Banks in Franklin, Pennsylvania and West Chester, Illinois are attributable to a shift of services to foreign countries; specifically, that the subject firm's confirmation that there were no increased imports of call center services in 2010, 2011, and during January through October 2012 is "an admission on the part of PNC that it does outsource services like or directly competitive with call center services" and that PNC Bank has advertised for a "Project Manager for PNC Bank at Tata Consultancy Services" in India. The request also states that the "other facilities within the United States" to which call center services shifted from the Franklin, Pennsylvania and West Chester, Illinois facilities are "over 90 miles away resulting in a 2-hour one-way commute."

The request for reconsideration also repeated assertions in the TAA petition, included copies of certifications applicable to workers of several banks (TA-W-82,037; TA-W-81,995; TA-W-81,832; TA-W-81,616; TA-W-80,440; TA-W-80,361; and TA-W-80,278), and referred to attachments to the TAA petition.

A careful review of previously-submitted information shows that the Department received information from the subject firm that directly addressed the allegations of a shift in the supply of call center services (and like or directly competitive services) to a foreign country (including the specific allegation of the shift of services to Canada and the United Kingdom); use of call centers outside the United States; and increased imports of call center services (and like or directly competitive services). The review also shows that the Department had considered the supplemental petition material prior to issuing the negative determination.

The petitioners did not supply facts not previously considered or provide