

## APPENDIX—Continued

[30 TAA petitions instituted between 3/30/15 and 4/10/15]

TA-W	Subject firm (petitioners)	Location	Date of institution	Date of petition
85933 .....	Lorain Northern Railroad (Union) .....	Lorain, OH .....	04/09/15	04/08/15
85934 .....	Emerson Process Management LLP (State/One-Stop) .....	Knoxville, TN .....	04/10/15	04/09/15
85935 .....	Leach International North America/Esterline Corporation (State/One-Stop).	Buena Park, CA .....	04/10/15	04/09/15
85936 .....	Total Safety Inc. (Workers) .....	Decatur, AL .....	04/10/15	04/09/15

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**DEPARTMENT OF LABOR****Employment and Training Administration**

[TA-W-83,367]

**Pixel Playground, Inc. Woodland Hills, California; Notice of Affirmative Determination Regarding Application for Reconsideration**

By application dated January 26, 2015 a worker requested administrative reconsideration of the negative determination regarding workers' eligibility to apply for worker adjustment assistance applicable to workers and former workers of Pixel Playground, Inc., Woodland Hills, California. The determination was issued on December 9, 2014 and the Notice of Determination was published in the **Federal Register** on September 29, 2014 (79 FR 58383).

Pursuant to 29 CFR 90.18(c) 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 initial investigation resulted in a negative determination based on the findings that the firm did not shift the supply of services to a foreign country, that imports of like or directly competitive services did not increase, and that the firm was not a Supplier or Downstream Producer.

The request for reconsideration asserts that workers of Pixel Playground, Inc. were impacted by international competition and increased imports. The request for reconsideration also asserts

that the worker group served as a subcontractor supplier to a TAA-certified firm.

The Department of Labor 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 26th day of March, 2015.

**Michael W. Jaffe,***Certifying Officer, Office of Trade Adjustment Assistance.*

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**DEPARTMENT OF LABOR****Employment and Training Administration**

[TA-W-83,044]

**Spirit Aerosystems, Inc., Including On-Site Leased Workers From Logistics Resources, Inc., Adecco, LSI Staffing, Zero Chaos, Apollo, Butler, CTS, Foster Design, Hi-Tek Professionals, Johnson Services Group, Mindlance, Moten Tate, Inc., Manpower, PDS Technical Services, Spencer Reed Group, Strom Aviation, Systemart, Total Technical Services, Vayu, Inc., and Volt Technical Resources Wichita, Kansas; 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 October 18, 2013, applicable to leased workers from

Logistics Resources, Inc., Adecco, LSI Staffing, Zero Chaos, Apollo, Butler, CTS, Foster Design, Hi-Tek Professionals, Johnson Services Group, Mindlance, Moten Tate, Inc., Manpower, PDS Technical Services, Spencer Reed Group, Strom Aviation, Systemart, Total Technical Services, Vayu, Inc., and Volt Technical Resources, working on-site at Spirit Aerosystems, Inc., Wichita, Kansas. The Department's Notice of Determination was published in the **Federal Register** on November 6, 2013 (79 FR 32328).

At the request of a State Workforce Official, the Department reviewed the certification for workers of the subject firm. The workers were engaged in the production of aero-structures.

The investigation confirmed that workers leased from Logistics Resources, Inc., Adecco and LSI Staffing were employed on-site at Spirit Aerosystems, Inc., Wichita, Kansas. 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 Logistics Resources, Inc., Adecco and LSI Staffing, working on-site at the Wichita, Kansas location of Spirit Aerosystems, Inc.

The amended notice applicable to TA-W-83,044 is hereby issued as follows:

"All workers of Spirit Aerosystems, Inc., including on-site leased workers from Logistics Resources, Inc., Adecco, LSI Staffing, Zero Chaos, Apollo, Butler, CTS, Foster Design, Hi-Tek Professionals, Johnson Services Group, Mindlance, Moten Tate, Inc., Manpower, PDS Technical Services, Spencer Reed Group, Strom Aviation, Systemart, Total Technical Services, Vayu, Inc., and Volt Technical Resources, Wichita, Kansas, (TA-W-83,044) who became totally or partially separated from employment on or after August 29, 2012, through October 18, 2015, and all workers in the group threatened with total or partial separation from the date of certification through October 18, 2015, are eligible to apply for adjustment assistance under Chapter 2 of Title II of the Trade Act of 1974, as amended."