

of the Trade Act as amended, the Department of Labor presents summaries of determinations regarding eligibility to apply for NAFTA-TAA issued during the month of May, 2002.

In order for an affirmative determination to be made and a certification of eligibility to apply for NAFTA-TAA the following group eligibility requirements of section 250 of the Trade Act must be met:

(1) That a significant number or proportion of the workers in the workers' firm, or an appropriate subdivision thereof, (including workers in any agricultural firm or appropriate subdivision thereof) have become totally or partially separated from employment and either—

(2) That sales or production, or both, of such firm or subdivision have decreased absolutely,

(3) That imports from Mexico or Canada of articles like or directly competitive with articles produced by such firm or subdivision have increased, and that the increased imports contributed importantly to such workers' separations or threat of separation and to the decline in sales or production of such firm or subdivision; or

(4) That there has been a shift in production by such workers' firm or subdivision to Mexico or Canada of articles like or directly competitive with articles which are produced by the firm or subdivision.

#### Negative Determinations NAFTA-TAA

In each of the following cases the investigation revealed that criteria (3) and (4) were not met. Imports from Canada or Mexico did not contribute importantly to workers' separations. There was no shift in production from the subject firm to Canada or Mexico during the relevant period.

NAFTA—TAA-04962; *Ogemaw Forge Co., West Branch, MI*  
 NAFTA—TAA-05275; *FMC Technologies, Inc., Homer City, PA*  
 NAFTA—TAA-05301; *BMI Industries, Inc., Schaumburg, IL*  
 NAFTA—TAA-05888; *Pillowtex Corp., Tarboro Plant, Tarboro, NC*  
 NAFTA—TAA-05965; *Inter Tape Polymer, Central Products Co., Marysville, MI*  
 NAFTA—TAA-06013; *Amstead Industries, Inc., American Steel Foundry-Keystone, Alliance, OH*  
 NAFTA—TAA-06124; *Holophane, A Div. Of Acuity Lighting Group, Inc., Springfield, OH*  
 NAFTA—TAA-05022; *Minnesota Mining & Manufacturing Co., Microflex Div., Columbia, MO*

NAFTA—TAA-05248; *Pillowtex Corp., Hawkinsville, GA*  
 NAFTA—TAA-05454; *Faraday, LLC, Siemens Building Technologies, Tecumseh, MI*  
 NAFTA—TAA-05475; *Carling Technologies/Carling Switch, Inc., Brownsville, TX*  
 NAFTA—TAA-05578; *Detroit Tool and Engineering Co., Lebanon, MO*  
 NAFTA—TAA-05587; *Glenayre Electronics, Inc., Quincy, IL*  
 NAFTA—TAA-05619; *Graham Tech, Inc., d/b/a Hopkins Machine & Tool, Cochran, PA*  
 NAFTA—TAA-05708; *Seco/Warwick Corp., Meadville, PA*  
 NAFTA—TAA-05719; *Monona Wire Corp., Spring Green Div., Livingston Facility Livingston, WI*  
 NAFTA—TAA-05789; *Genalite Corp., Jessup, PA*  
 NAFTA—TAA-05831; *Champion Parts, Inc., Beech Creek, PA*  
 NAFTA—TAA-05840; *McCoy-Ellison, Inc., Monroe, NC*  
 NAFTA—TAA-05905; *Laclede Steel Co., Fairless Hills, PA*  
 NAFTA—TAA-05952; *Abitibi Consolidated, Donohue Industries, Inc., Lufkin Div., Lufkin, TX*  
 NAFTA—TAA-06020; *A. Stucki Co., Pittsburgh, PA*

The investigation revealed that the criteria for eligibility have not been met for the reasons specified.

The investigation revealed that workers of the subject firm did not produce an article within the meaning of section 250(a) of the Trade Act, as amended.

NAFTA—TAA-05870; *J. Allan Steel, 3500 Neville Rd, Pittsburgh, PA*  
 NAFTA—TAA-05864; *Westwood, LLC, A Affiliate of KSL Holdings, Inc., Marion Div., Marion, NC*  
 NAFTA—TAA-06150; *Stabilit America, Inc., Glasteel Div., Allentown, PA*

#### Affirmative Determinations NAFTA-TAA

NAFTA—TAA-06004; *Bill Levkoff, Inc., New York, NY: December 26, 2000.*  
 NAFTA—TAA-06024; *ITT Industries, ITT Cannon Switch Products, Eden Prairie, MN: March 20, 2001.*  
 NAFTA—TAA-06033; *Sanmina L.P., Cable Div., Carrollton, TX: April 2, 2001.*  
 NAFTA—TAA-06058; *Walls Industries, Cleburne, TX: March 26, 2001.*  
 NAFTA—TAA-06064; *SML Labels (USA), Inc., San Francisco, CA: April 8, 2001.*  
 NAFTA—TAA-06068; *Jabil Circuit, Auburn Hills, MI: March 12, 2001.*  
 NAFTA—TAA-05700; *Hein-Werner Corp., Baraboo, WI: January 2, 2001.*

NAFTA—TAA-05739; *Shield Acquisition, LLC, Caldwell Moser Leather Co., New Albany, IN: January 17, 2001.*  
 NAFTA—TAA-05826; *Fruit of The Loom, Inc., Jamestown, KY: January 21, 2001.*  
 NAFTA—TAA-05953; *Honeywell, Bendix Commercial Vehicle Systems Div., ABS Plant, Elyria, OH: March 12, 2001.*  
 NAFTA—TAA-05966; *Bristol Tank and Welding Co., Inc., Langhorne, PA: March 5, 2001.*  
 NAFTA—TAA-05979; *Erie Forge and Steel, Inc., Erie, PA: February 26, 2001.*  
 NAFTA—TAA-06014; *Welland Chemical, Inc., Newell, PA: March 19, 2001.*  
 NAFTA—TAA-06037; *The Toro Company, Irrigation Div. Including Leased Workers of Volt Temporary Services, Riverside, CA: March 26, 2001.*  
 NAFTA—TAA-06096; *Intimate Touch, New York, NY: March 21, 2001.*

I hereby certify that the aforementioned determinations were issued during the month of May, 2002. Copies of these determinations are available for inspection in Room C-5311, U.S. Department of Labor, 200 Constitution Avenue, NW., Washington, DC 20210 during normal business hours or will be mailed to persons who write to the above address.

Dated: May 31, 2002.

**Edward A. Tomchick,**

*Director, Division of Trade Adjustment Assistance.*

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## DEPARTMENT OF LABOR

### Employment and Training Administration

#### Notice of Determinations Regarding Eligibility To Apply for Worker Adjustment Assistance and NAFTA Transitional Adjustment Assistance

In accordance with Section 223 of the Trade Act of 1974, as amended, the Department of Labor herein presents summaries of determinations regarding eligibility to apply for trade adjustment assistance for workers (TA-W) issued during the period of May 2002.

In order for an affirmative determination to be made and a certification of eligibility to apply for worker adjustment assistance to be issued, each of the group eligibility requirements of Section 222 of the Act must be met.

(1) That a significant number of proportion of the workers in the workers' firm, or an appropriate subdivision thereof, have become totally or partially separated,

(2) That sales or production, or both, of the firm or subdivision have decreased absolutely, and

(3) That increases of imports of articles like or directly competitive with articles produced by the firm or appropriate subdivision have contributed importantly to the separations, or threat thereof, and to the absolute decline in sales or production.

#### Negative Determinations for Worker Adjustment Assistance

In each of the following cases the investigation revealed that criterion (3) has not been met. A survey of customers indicated that increased imports did not contribute importantly to workers separations at the firm.

TA-W-39,486; *O'Neal Steel, Inc., Weldment Div. Roanoke, VA*

TA-W-39,859; *Modern Tool and Die, Modern Line Products, Indianola, MS*

TA-W-40,943; *Ormet Aluminum Mill Products, Jackson, TN*

TA-W-41,005; *F.L. and J.C. Codman Co., Rockland, MA*

TA-W-41,061; *Jeld-Wen of Shite Swan, White Swan, WA*

TA-W-41,284; *Corning Cable Systems Telecommunications Cable Plant, Hickory, NC*

In the following cases, the investigation revealed that the criteria for eligibility have not been met for the reasons specified.

The workers firm does not produce an article as required for certification under Section 222 of the Trade Act of 1974.

TA-W-41,394; *Watkins Motor Lines, Inc., Charlotte, NC*

TA-W-41,375; *Wolverine Proctor and Schwartz, Inc., Div. of American Tool and Machine Co., Fitchburg, MA*

Increased imports did not contribute importantly to worker separations at the firm.

TA-W-41,479; *Textron Folk, Turf and Specialty Products, Racine, WI*

TA-W-40,988; *Screen Creations Ltd, O'Fallon, MO*

TA-W-41,082; *Bacou-Dalloz, GPT Glendale, Inc., Lakeland, FL*

TA-W-41,247; *Wellington Leisure Products, Parsons, TN*

TA-W-41,356; *Aspen Trailer, Inc., Litchfield, MN*

TA-W-41,361; *Vesuvius USA, South Webster, OH*

#### Affirmative Determination 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.

TA-W-41,528; *the Toro Co., Irrigation Div., Including Leased Workers of Volt Temporary Services Riverside, CA: April 16, 2001.*

TA-W-41,371; *Franklin Brass Mfg. Co., Rancho Dominguez, CA: March 26, 2001.*

TA-W-41,306 & A; *Riverside Paper Corp., Riverside Paper Co., Appleton, WI and Kerwin Paper Mill, Appleton, WI: March 18, 2001.*

TA-W-41,153; *Georgia-Pacific Corp., Louisville, MS: January 8, 2001.*

TA-W-40,107; *Continental Accessories, Inc., North Sturgis, MI: September 7, 2000.*

TA-W-41,084; *Milady Bridals, Inc., Union City, NJ: February 14, 2001.*

TA-W-41,034; *American Mold and Engineering Co., Fridley, MN: January 18, 2001.*

TA-W-40,981; *Gates Ruber Co., Galesburg, IL: January 11, 2001.*

TA-W-40,959; *Jester Apparel, Brooklyn, NY: December 21, 2000.*

TA-W-40,896; *Them's Fine Apparel, Bethel Springs, TN: September 6, 2000.*

TA-W-40,758; *R and M Dress, Inc., Also Known as Old Friends Clothing Co., Lebanon, PA: October 26, 2000.*

TA-W-40,506; *Sunrise Medical Oshkosh, WI: October 29, 2000.*

?TA-W-40,277; *Modern Plastic Technics, West Berlin, NJ: October 2, 2000.*

TA-W-40,172; *SGL Corp., St. Marys, PA: September 20, 2000.*

TA-W-41,544; *Osprey Packs, Inc., Cortez, CO: May 17, 2001.*

TA-W-41,539; *CECO Door Products, Harlingen, TX: April 22, 2001.*

TA-W-41,460; *Hoffman Enclosures, Inc., A Pentair Co., Anoka, MN: April 18, 2001.*

TA-W-41,364; *Amlold Corp., Saddle Brook, NJ: March 19, 2001.*

Also, pursuant to Title V of the North American Free Trade Agreement Implementation Act (Pub. L. 103-182) concerning transitional adjustment assistance hereinafter called (NAFTA-TAA) and in accordance with Section 250(a), Subchapter D, Chapter 2, Title II, of the Trade Act as amended, the Department of Labor presents summaries of determinations regarding eligibility to apply for NAFTA-TAA issued during the month of May, 2002.

In order for an affirmative determination to be made and a

certification of eligibility to apply for NAFTA-TAA the following group eligibility requirements of Section 250 of the Trade Act must be met:

(1) That a significant number of proportion of the workers in the workers' firm, or an appropriate subdivision thereof, (including workers in any agricultural firm or appropriate subdivision thereof) have become totally or partially separated from employment and either—

(2) that sales or production, or both, of such firm or subdivision have decreased absolutely,

(3) that imports from Mexico or Canada of articles like or directly competitive with articles produced by such firm or subdivision have increased, and that the increases imports contributed importantly to such workers' separations or threat of separation and to the decline in sales or production of such firm or subdivision; or

(4) that there has been a shift in production by such workers' firm or subdivision to Mexico or Canada of articles like or directly competitive with articles which are produced by the firm or subdivision.

#### Negative Determinations NAFTA-TAA

In each of the following cases the investigation revealed that criteria (3) and (4) were not met. Imports from Canada or Mexico did not contribute importantly to workers' separations. There was no shift in production from the subject firm to Canada or Mexico during the relevant period.

NAFTA-TAA-06156; *Textron Golf, Turf and Specialty Products, Racine, WI*

NAFTA-TAA-04981; *O'Neal Steel, Inc., Weldment Div., Roanoke, VA*

NAFTA-TAA-05898; *R.C.M.*

*Manufacturing Co., River Falls Manufacturing Co. Div. of S.*

*Rothschild & Co., Fall River, MA*

NAFTA-TAA-05922; *Gates Rubber Co., Galesburg, IL*

NAFTA-TAA-05946; *Modern Tool and Die, Modern Line Products,*

*Indianola, MD*

NAFTA-TAA-05954; *F.L. and J.C. Codman Co., Rockland, MA*

NAFTA-TAA-05962; *Parksley Apparel, Parksley, VA*

NAFTA-TAA-06054; *Guilford Mills, Inc., Cobleskill, NY*

NAFTA-TAA-06083; *MJM Knitwear Corp., Brooklyn, NY*

NAFTA-TAA-06121; *Acorn Products Co., Inc., Lewiston, ME*

NAFTA-TAA-06134; *Independent Tool and Manufacturing, Meadville, PA*

The investigation revealed that the criteria for eligibility have not been met for the reasons specified.

The investigation revealed that workers of the subject firm did not produce an article within the meaning of Section 250(a) of the Trade Act, as amended.

*NAFTA-TAA-06106; Spiegel Group Teleservices, Wichita, Kansas Call Center, Wichita, KS*

*NAFTA-TAA-05819; Seagate Technology, Oklahoma City, OK*

*NAFTA-TAA-06142; Watkins Motor Lines, Inc., Charlotte, NC*

#### **Affirmative Determinations NAFTA-TAA**

*NAFTA-TAA-06097; Amlold Corp., Saddle Brook, NJ: March 21, 2001.*

*NAFTA-TAA-05282; Them's Fine Apparel, Bethel Springs, TN: September 6, 2000.*

*NAFTA-TAA-05338; Continental Accessories, Inc., North Sturgis, MI: September 7, 2000.*

*NAFTA-TAA-05476; Modern Plastics Technics, West Berlin, NJ: October 2, 2000.*

*NAFTA-TAA-05723; Screen Creations, Ltd, O'Fallon, MO: January 8, 2001.*

*NAFTA-TAA-05927; Doerun Sportswear, Inc., Doerun, GA: February 26, 2001.*

*NAFTA-TAA-06123; Starkey Laboratories, Glencoe, MN: April 16, 2001.*

*NAFTA-TAA-06125; Wabash Technologies, Inc., Automotive Business Unit, Huntington, IN: April 15, 2001.*

*NAFTA-TAA-06056; Oetiker, Inc., Livingston, NJ: February 22, 2001.*

*NAFTA-TAA-06175; Wabash Alloys, LLC, Syracuse, NY: March 1, 2001.*

I hereby certify that the aforementioned determinations were issued during the month of May, 2002. Copies of these determinations are available for inspection in Room C-5311, U.S. Department of Labor, 200 Constitution Avenue, NW., Washington, DC 20210 during normal business hours or will be mailed to persons who write to the above address.

Dated: June 4, 2002.

**Edward A. Tomchick,**

*Director, Division of Trade Adjustment Assistance.*

[FR Doc. 02-14600 Filed 6-10-02; 8:45 am]

**BILLING CODE 4510-30-M**

## **DEPARTMENT OF LABOR**

### **Employment and Training Administration**

[TA-W-39,989]

#### **Crouse-Hinds, Division of Cooper Industries, Inc., Syracuse, NY; Notice of Negative Determination Regarding Application for Reconsideration**

By application of March 15, 2002, the International Brotherhood of Electrical Workers (IBEW), Local #2084 requested administrative reconsideration of the Department's negative determination regarding eligibility for workers and former workers of the subject firm to apply for Trade Adjustment Assistance (TAA). The denial notice was signed on February 26, 2002 and published in the **Federal Register** on March 20, 2002 (67 FR 13010).

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 mis-interpretation of facts or of the law justified reconsideration of the decision.

The TAA petition, filed on behalf of workers at Crouse-Hinds, Division of Cooper Industries, Inc., Syracuse, New York engaged in the production of electrical products designed to protect electrical systems, was denied because the "contributed importantly" group eligibility requirement of Section 222(3) of the Trade Act of 1974, as amended, was not met. The "contributed importantly" test is generally demonstrated through a survey of the workers' firm's customers. The investigation revealed that there was no lost customer base at the Syracuse plant. The investigation further revealed that the company anticipates transferring some of the production to a foreign source, but this did not occur during the investigation. The company did not import electrical products that protect electrical systems during the period of the investigation.

The petitioner alleges that some production at the subject firm was recently produced at affiliated foreign facilities. The petitioner further indicated, that this production began at the time of the writing of their request for administrative reconsideration.

A shift in production is not relevant to meeting the eligibility requirement relating to the Trade Act of 1974. In order for the workers to meet the eligibility requirement, imports "like or directly competitive" with what the subject plant produced must "contribute importantly" to the layoffs at the subject plant. A review of the initial investigation shows that the company did not import products "like or directly competitive" during the initial investigation.

A TAA petition filed by the workers of Crouse-Hinds, Division of Cooper Industries, Inc., Syracuse, New York was instituted by the Department of Labor on April 8, 2002. The identifying number is TA-W-41,277. That investigation will consider all pertinent data that was obtained during the initial investigation and all relevant data obtained since that investigation.

#### **Conclusion**

After review of the application and investigative findings, I conclude that there has been no error or misinterpretation of the law or of the facts which would justify reconsideration of the Department of Labor's prior decisions. Accordingly, the application is denied.

Signed at Washington, DC, this 14th day of May, 2002.

**Edward A. Tomchick,**

*Director, Division of Trade Adjustment Assistance.*

[FR Doc. 02-14591 Filed 6-10-02; 8:45 am]

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## **DEPARTMENT OF LABOR**

### **Employment and Training Administration**

#### **Investigations Regarding Certifications of Eligibility To Apply for Worker Adjustment Assistance**

Petitions have been filed with the Secretary of Labor under section 221(a) of the Trade Act of 1974 ("the Act") and are identified in the Appendix to this notice. Upon receipt of these petitions, the Director of the Division of Trade Adjustment Assistance, Employment and Training Administration, has instituted investigations pursuant to section 221(a) of the Act.

The purpose of each of the investigations is to determine whether the workers are eligible to apply for adjustment assistance under Title II, Chapter 2, of the Act. The investigations will further relate, as appropriate, to the determination of the date on which total or partial separations began or