

DEPARTMENT OF LABOR**Employment and Training
Administration**

[TA-W-42,067]

**Huntsman Polymers Corporation
Utilities Division, Odessa, TX; Notice of
Negative Determination Regarding
Application for Reconsideration**

By application of October 16, 2002, a petitioner 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 October 7, 2002 and published in the **Federal Register** on November 5, 2002 (67 FR 67418).

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 initial investigation resulted in a negative determination based on the finding that the subject firm workers did not produce an article within the meaning of section 222(3) of the Trade Act of 1974. The affected workers managed water and raw materials utilized in the various manufacturing processes performed at the subject firm.

The petitioner alleges that the Utility Division was in direct support of a Trade Adjustment Assistance (TAA) certified facility (Huntsman Polymer Corporation, Odessa, Texas (TA-W-39,780) and thus believes the worker group should be certified eligible to receive TAA.

Upon examination of the initial investigation and further contact with the company, it has been determined that only a small portion of the work performed by the subject workers was directed towards that certified TAA facility. The overwhelming majority of the support activities were directed towards other plant product lines,

which are not under existing TAA certifications.

The investigation further revealed that the Utilities Division required the same number of workers whether it was at full operating capacity or at a reduced operating level.

The dominant factor leading to the declines in employment at Huntsman Polymers Corporation, Utilities Division, Odessa, Texas was related to a "Feasibility Study" in which it was determined that in order to reduce company costs, the Utilities Division would be merged with another facility at the Odessa site.

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 23rd day of December, 2002.

Edward A. Tomchick,

Director, Division of Trade Adjustment Assistance.

[FR Doc. 03-413 Filed 1-8-03; 8:45 am]

BILLING CODE 4510-30-P

DEPARTMENT OF LABOR**Employment and Training
Administration**

[TA-W-50,111]

**Osram Sylvania Products, Inc.,
Bangor, ME; Notice of Termination of
Investigation**

Pursuant to Section 221 of the Trade Act of 1974, as amended, an investigation was initiated on November 18, 2002 in response to a worker petition filed by a company official on behalf of workers at OSRAM SYLVANIA Products, Inc., Bangor, Maine.

The petitioner has requested that the petition be withdrawn. Consequently, the investigation has been terminated.

Signed at Washington, DC this 16th day of December, 2002.

Elliott S. Kushner,

Certifying Officer, Division of Trade Adjustment Assistance.

[FR Doc. 03-404 Filed 1-8-03; 8:45 am]

BILLING CODE 4510-30-P

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 threatened to begin and the subdivision of the firm involved.

The petitioners or any other persons showing a substantial interest in the subject matter of the investigations may request a public hearing, provided such request is filed in writing with the Director, Division of Trade Adjustment Assistance, at the address shown below, not later than January 21, 2003.

Interested persons are invited to submit written comments regarding the subject matter of the investigations to the Director, Division of Trade Adjustment Assistance, at the address shown below, not later than January 21, 2003.

The petitions filed in this case are available for inspection at the Office of the Director, Division of Trade Adjustment Assistance, Employment and Training Administration, U.S. Department of Labor, Room C-5311, 200 Constitution Avenue, NW., Washington, DC 20210.

Signed in Washington, DC this 20th day of December, 2002.

Edward A. Tomchick,

Director, Division of Trade Adjustment Assistance.

APPENDIX

[Petitions instituted between 12/09/2002 and 12/13/2002]

TA-W	Subject firm (petitioners)	Location	Date of institution	Date of petition
50,271	Partminer, Inc. (Wkrs)	Englewood, CO	12/09/2002	12/04/2002
50,272	Hitachi Magnetics Corp. (UAW)	Edmore, MI	12/09/2002	12/03/2002
50,273	Harvard Industries, Inc. (NJ)	Lebanon, NJ	12/09/2002	11/06/2002
50,274	Neenah Foundry (GMP)	Neenah, WI	12/09/2002	12/06/2002
50,275	Chinook Sailing Products (Comp)	Cascade Locks, OR	12/09/2002	12/25/2002
50,276	SuperValu, Inc. (Wkrs)	Belle Vernon, OA	12/09/2002	11/18/2002
50,277	Heico-Ohmite, LLC (Comp)	Skokie, IL	12/09/2002	12/03/2002
50,278	Dennis Windings (Wkrs)	Wilkes-Barre, PA	12/09/2002	12/03/2002
50,279	Pfaltzgraff Co. (The) (Comp)	Thomasville, PA	12/09/2002	11/06/2002
50,280	Holmes Group (The) (Wkrs)	Clinton, MO	12/09/2002	12/09/2002
50,281	U.S. Manufacturing (Wkrs)	Bad Axe, MI	12/09/2002	12/03/2002
50,282	Cusolar Industries, Inc. (MI)	Chesterfield, MI	12/09/2002	12/09/2002
50,283	Advanced Micro Devices (Wkrs)	Austin, TX	12/10/2002	11/23/2002
50,284	Newell Rubbermaid (USWA)	Ogdensburg, NY	12/10/2002	11/27/2002
50,285	Fiber-Line, Inc. (Comp)	Hickory, NC	12/10/2002	11/22/2002
50,286	Indiana Glass Company (Comp)	Dunkirk, IN	12/10/2002	12/06/2002
50,287	Corning Cables Systems (Wkrs)	Hickory, NC	12/10/2002	11/05/2002
50,288	Lancaster Malleable Castings Company (Comp)	Lancaster, PA	12/10/2002	12/02/2002
50,289	Metolius Mountain Products, Inc. (Comp)	Bend, OR	12/10/2002	11/22/2002
50,290	Sipex Corporation (Wkrs)	Billerica, MA	12/10/2002	11/06/2002
50,291	Intelcoat (Comp)	Spartanburg, SC	12/10/2002	12/04/2002
50,292	Gorham/Lenox (Comp)	Smithfield, RI	12/10/2002	12/09/2002
50,293	Mitsubishi Electric Automation (Comp)	Vernon Hills, IL	12/10/2002	12/09/2002
50,294	Gates Rubber Company (Comp)	Denver, CO	12/10/2002	12/04/2002
50,295	Vaughan Furniture Company (Comp)	Galax, VA	12/10/2002	12/06/2002
50,296	TRW Valve Division (SVAA)	Danville, PA	12/10/2002	12/09/2002
50,297	Progressive Die and Automation (Wkrs)	Grand Rapids, MI	12/12/2002	11/14/2002
50,298	SPX Valves/Controls (Comp)	Sartell, MN	12/12/2002	11/15/2002
50,299	CSI Employment Services (IA)	Mt. Pleasant, IA	12/12/2002	12/10/2002
50,300	Nexfor Fraser Levesque Operations (Comp)	Ashland, ME	12/12/2002	12/10/2002
50,301	DeLong Sportswear, Inc. (Comp)	Quanah, TX	12/12/2002	12/11/2002
50,302	Union Tank Car (IBB)	E. Chicago, IN	12/12/2002	12/01/2002
50,303	Profuse Services, Inc. (Comp)	Merkel, TX	12/12/2002	12/05/2002
50,304	Defiance Metal Products of PA (Comp)	Bedford, PA	12/12/2002	11/27/2002
50,305	Burgess Norton Manufacturing Company (Comp)	DeKalb, IL	12/12/2002	12/11/2002
50,306	Nevamar Company (Wkrs)	Stuart, VA	12/12/2002	12/04/2002
50,307	Xerox Corporation (Wkrs)	Yukon, OK	12/12/2002	12/03/2002
50,308	Helicopter Aviation Services Corporation (Wkrs)	Mt. Pleasant, PA	12/12/2002	11/05/2002
50,309	Parkdale Mills, Inc. (Comp)	Belmont, NC	12/12/2002	12/10/2002
50,310	Mossberg Reel, LLC (Comp)	Cumberland, RI	12/12/2002	12/06/2002
50,311	Relizon (Comp)	Newark, OH	12/12/2002	12/02/2002
50,312	Intertape Polymer Group (Comp)	Menasha, WI	12/12/2002	12/09/2002
50,313	Mike Dent Enterprises (Comp)	Burns, OR	12/12/2002	11/13/2002
50,314	Electrogas, Inc. (Wkrs)	San Jose, CA	12/12/2002	12/09/2002
50,315	Capital City Press (GCIU)	Berlin, VT	12/12/2002	12/10/2002
50,316	Gem Case, LLC (Comp)	Cranston, RI	12/12/2002	11/22/2002
50,317	FMC (USWA)	S. Charleston, WV	12/12/2002	12/05/2002
50,318	Fairfield Manufacturing Co., Inc. (UAW)	Lafayette, IN	12/12/2002	12/11/2002
50,319	ACS (Wkrs)	Liberty, KY	12/12/2002	12/10/2002
50,320	American Bag Corp. (Comp)	Stearns, KY	12/12/2002	11/25/2002
50,321	Baxter Health Care Corp. (AR)	Mountain Home, AR	12/12/2002	12/12/2002
50,322	Temp Associates (IA)	Mount Pleasant, IA	12/12/2002	12/10/2002
50,323	Potlatch Corporation (ID)	Lewiston, ID	12/12/2002	12/10/2002
50,324	Smiths Aerospace (Wkrs)	Malvern, PA	12/12/2002	12/09/2002
50,325	Successful Futures (IA)	Mt. Pleasant, IA	12/12/2002	12/10/2002
50,326	Jordan Fashions Corp. (UNITE)	New York, NY	12/12/2002	12/12/2002
50,327	Jo La Foundation (UNITE)	Brooklyn, NY	12/12/2002	12/09/2002
50,328	Crane Manufacturing and Service Corp. (Comp)	Cudahy, WI	12/12/2002	12/05/2002
50,329	U.S. Forgecraft Corp. (AR)	Fort Smith, AR	12/12/2002	12/12/2002
50,330	Bardon Rubber Company (UAW)	Union Grove, WI	12/12/2002	12/11/2002
50,331	Suntec Industries (UAW)	Rockford, IL	12/12/2002	12/11/2002
50,332	Tetley USA, Inc. (Comp)	Williamsport, PA	12/12/2002	12/10/2002
50,333	Rockford Company (The) (Comp)	Rockford, IL	12/13/2002	11/04/2002
50,334	Sumco Phoenix Corporation (Comp)	Fremont, CA	12/13/2002	11/26/2002
50,335	Windless, Inc. (Wkrs)	Altoona, PA	12/13/2002	12/02/2002
50,336	Rhodes Collections, Inc. (Comp)	Garland, TX	12/13/2002	12/06/2002

APPENDIX—Continued

[Petitions instituted between 12/09/2002 and 12/13/2002]

TA-W	Subject firm (petitioners)	Location	Date of institution	Date of petition
50,337	MacLean ESNA (AR)	Pocahontas, AR	12/13/2002	12/12/2002
50,338	Dana Corporation/Long Manufacturing (Comp)	Sheffield, PA	12/13/2002	12/10/2002
50,339	Tower Automotive, Inc. (DALU)	Milwaukee, WI	12/13/2002	12/09/2002
50,340	Lear (PACE)	Peru, IN	12/13/2002	12/09/2002
50,341	Cooper Standard (AR)	El Dorado, AR	12/13/2002	12/12/2002
50,342	Pechiney Plastic Packaging (Wkrs)	Neenah, WI	12/13/2002	12/12/2002
50,343	Fashion Technologies, Inc. (Comp)	Gaffney, SC	12/13/2002	12/10/2002
50,344	Rough and Ready Lumber Co. (Comp)	Cave Junction, OR	12/13/2002	12/12/2002
50,345	Gateway Forest Products (AK)	Ward Cove, AK	12/13/2002	12/12/2002
50,346	Square D Company (Wkrs)	Columbia, MO	12/13/2002	12/10/2002
50,347	Rayovac Corporation (Comp)	Madison, WI	12/13/2002	12/09/2002
50,348	Egger Steel Company (Wkrs)	Sioux Falls, SD	12/13/2002	12/05/2002

[FR Doc. 03-423 Filed 1-8-03; 8:45 am]

BILLING CODE 4510-30-M

DEPARTMENT OF LABOR

Employment and Training
Administration

[TA-W-50,279]

Pfaltzgraff Company, Thomasville, PA;
Notice of Termination of Investigation

Pursuant to section 221 of the Trade Act of 1974, an investigation was initiated on December 9, 2002 in response to a worker petition which was filed on behalf of workers at Pfaltzgraff Company, Thomasville, Pennsylvania.

An active certification covering the petitioning group of workers is already in effect (TA-W-41,917, as amended). Consequently, further investigation in this case would serve no purpose, and the investigation has been terminated.

Signed in Washington, DC this 18th day of December 2002.

Linda G. Poole,

*Certifying Officer, Division of Trade
Adjustment Assistance.*

[FR Doc. 03-418 Filed 1-8-03; 8:45 am]

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DEPARTMENT OF LABOR

Employment and Training
Administration

[TA-W-40,855, TA-W-40,855A]

Quebecor World Kingsport, Inc.,
Kingsport, Tennessee, Quebecor World
Hawkins, Kingsport Press Road, Church
Hill, Tennessee; Notice of Negative
Determination Regarding Application
for Reconsideration

By application of June 5, 2002, the United Steelworkers of America, Local

299 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 applicable to workers of Quebecor World Kingsport, Inc., Kingsport, Tennessee (TA-W-40,855) and Quebecor World Hawkins, Kingsport Press Road, Church Hill, Tennessee (TA-W-40,855A) was issued on May 2, 2002, and was published in the **Federal Register** on May 17, 2002 (67 FR 35143).

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 investigation findings revealed that criterion (3) of the group eligibility requirements of section 222 of the Trade Act of 1974 was not met. Increased imports did not contribute importantly to worker separations at the subject firm. The preponderance in the declines in employment at Quebecor World Hawkins, Kingsport Press Road, Church Hill, Tennessee is the direct result of plant production being shifted to other domestic locations and related bumping into the Quebecor World Kingsport, Incorporated facility. The workers were engaged in activities related to the production of books and also provided warehouse and distribution functions.

The request for reconsideration alleges that the subject plant workers were impacted by company work being

exported to foreign countries and then shipped back to the United States. The petitioner attached a copy of work orders in an attempt to depict this.

The Department of Labor requested that the company verify the work orders lost to foreign sources and the amount of business lost to foreign sources. The company summarized the information and indicated that the amount of the work exported and imported back to the United States was negligible.

The petitioner further states that during February 2002, the company shifted binding equipment (Koibus casing-in line and one Horauf casemaker) from Quebecor World Hawkins to Bogata, Columbia.

Based on information supplied by the company, all plant production was shifted to domestic sources. A shift in plant machinery to a foreign source does not meet the eligibility requirements of section 223 of the Trade Act of 1974. As already indicated, company imports of products like or directly competitive with what the subject plant produced were negligible and thus any shifts in plant machinery to a foreign source is irrelevant.

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 decision. Accordingly, the application is denied.

Signed at Washington, DC this 20th day of December, 2002.

Edward A. Tomchick,

*Director, Division of Trade Adjustment
Assistance.*

[FR Doc. 03-412 Filed 1-8-03; 8:45 am]

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