

(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 petition for the workers of Breed Technologies Incorporated, Knoxville, Tennessee 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 customers of the workers' firm. The survey revealed that none of the respondents increased their purchases of imported automobile seat belt components.

The petitioner states that the production of automobile seat belt components made at the subject firm was relocated to a foreign facility. They further assert that these currently foreign-produced components "will become part of seat belt assemblies that are now being imported from Mexico to the United States". They conclude that if the subject firm had not decided to shift component production, there would be no job loss.

Seat belt assemblies are not "like or directly competitive" with the products produced (automobile seat belt components) by the subject firm. Therefore, the imports of seat belt assemblies is not relevant in meeting the

eligibility requirement of Section 222(3) of the Trade Act of 1974, as amended.

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 13th day of February 2003.

Edward A. Tomchick,

Director, Division of Trade Adjustment Assistance.

[FR Doc. 03-4285 Filed 2-21-03; 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 March 6, 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 March 6, 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 at Washington, DC, this 27th day of January 2003.

Edward A. Tomchick,

Director, Division of Trade Adjustment Assistance.

APPENDIX

[Petitions Instituted Between 01/22/2003 and 01/24/2003]

| TA-W | Subject firm (petitioners) | Location | Date of institution | Date of petition |
|--------|--------------------------------------------|------------------|---------------------|------------------|
| 50,604 | Cessna Aircraft Company (Wkrs) | Wichita, KS | 01/22/2003 | 01/14/2003 |
| 50,605 | Jackson Sewing Center (Wkrs) | Madisonville, TN | 01/22/2003 | 01/10/2003 |
| 50,606 | Emerson Tool Company (Comp) | Paris, TN | 01/22/2003 | 01/10/2003 |
| 50,607 | Nortel Networks (Wkrs) | RTP, NC | 01/22/2003 | 12/16/2002 |
| 50,508 | A.O. Smith Electrical Products Co. (Comp) | McMinnville, TN | 01/22/2003 | 01/09/2003 |
| 50,609 | Cendant Corporation (Wkrs) | Elizabethton, TN | 01/22/2003 | 01/13/2003 |
| 50,610 | Warnaco, Inc. (Wkrs) | Thomasville, GA | 01/22/2003 | 01/13/2003 |
| 50,611 | Acme Electronics, LLC (Comp) | Cuba, NY | 01/22/2003 | 11/26/2002 |
| 50,612 | O. Mustad and Son, Inc. (Wkrs) | Auburn, NY | 01/22/2003 | 01/06/2003 |
| 50,613 | Foamex, L.P. (Comp) | Milan, TN | 01/22/2003 | 01/01/2003 |
| 50,614 | Auto Sound/Entronix (MN) | Eveleth, MN | 01/22/2003 | 01/16/2003 |
| 50,615 | BP Solar, LLC (Comp) | Toano, VA | 01/22/2003 | 01/18/2003 |
| 50,616 | Connector Service Corporation (Wkrs) | Mentor, OH | 01/22/2003 | 01/10/2003 |
| 50,617 | BP Solar, LLC (Comp) | Fairfield, CA | 01/22/2003 | 01/18/2003 |
| 50,618 | F/V Lila-L (Comp) | Nanek, AK | 01/22/2003 | 01/16/2003 |
| 50,619 | Neenah Paper Co. (PACE) | Neenah, WI | 01/22/2003 | 01/17/2003 |
| 50,620 | Youngstown Forge (Wkrs) | Youngstown, OH | 01/22/2003 | 01/21/2003 |
| 50,621 | F/V Frances A. (Comp) | Naknek, AK | 01/22/2003 | 01/18/2003 |
| 50,622 | Dallas Semiconductor/Maxim (Wkrs) | Dallas, TX | 01/22/2003 | 01/09/2003 |
| 50,623 | Arimon Technologies, Inc. (Comp) | Montello, WI | 01/22/2003 | 01/17/2003 |
| 50,624 | Agilent Technologies (Wkrs) | Loveland, CO | 01/22/2003 | 01/16/2003 |
| 50,625 | F/V Thunderbird/Seahunter Fisheries (Comp) | Anchorage, AK | 01/22/2003 | 01/21/2003 |
| 50,626 | Crowe Logging, Inc. (Wkrs) | Encampment, WY | 01/22/2003 | 01/15/2003 |
| 50,627 | F/V Blue Angel (Comp) | Naknek, AK | 01/22/2003 | 01/20/2003 |
| 50,628 | Xerox Corporation (Wkrs) | Irving, TX | 01/22/2003 | 01/18/2003 |

APPENDIX—Continued

[Petitions Instituted Between 01/22/2003 and 01/24/2003]

| TA-W | Subject firm (petitioners) | Location | Date of institution | Date of petition |
|--------|-------------------------------------------|---------------------|------------------------|---------------------|
| 50,629 | Truth Hardware (GMP) | W. Hazleton, PA | 01/22/2003 | 01/20/2003 |
| 50,630 | F/V Alica Dawn (Comp) | Tagiak, AK | 01/22/2003 | 01/17/2003 |
| 50,631 | Garden State Tanning (Comp) | Williamsport, MD | 01/22/2003 | 01/21/2003 |
| 50,632 | Trans Air Manufacturing (Comp) | Mt. Pleasant, IA | 01/22/2003 | 01/14/2003 |
| 50,633 | R.G. Barry Corporation (Comp) | Goldsboro, NC | 01/22/2003 | 12/20/2002 |
| 50,634 | International Paper (Comp) | Hopkinsville, KY | 01/22/2003 | 01/20/2003 |
| 50,635 | Science Application International (AK) | Anchorage, AK | 01/22/2003 | 01/21/2003 |
| 50,636 | F/V Indiana (Comp) | Ketchikan, AK | 01/22/2003 | 01/21/2003 |
| 50,637 | Sitka Sound Seafoods (AK) | Yakutat, AK | 01/22/2003 | 01/21/2003 |
| 50,638 | Golden View Fisheries, Inc. (Comp) | Anchorage, AK | 01/22/2003 | 01/16/2003 |
| 50,639 | Maya Kanulie (Comp) | Togiak, AK | 01/22/2003 | 01/17/2003 |
| 50,640 | Pechiney Rolled Products, LLC (Comp) | Ravenswood, WV | 01/23/2003 | 12/23/2002 |
| 50,641 | Shipley (MA) | Marlboro, MA | 01/23/2003 | 01/22/2003 |
| 50,642 | Motorola, Inc. (Comp) | Ft. Worth, TX | 01/23/2003 | 11/27/2002 |
| 50,643 | Aran Mold and Die Co., Inc. (Comp) | Elmwood Park, NJ | 01/23/2003 | 01/14/2003 |
| 50,644 | Levolor Kirsch Window Fashions (Comp) | High Point, NC | 01/23/2003 | 01/20/2003 |
| 50,645 | Sisiutl Fisheries (Comp) | Kodiak, AK | 01/23/2003 | 01/15/2003 |
| 50,646 | Levolor Kirsch Window Fashions (Comp) | Athens, GA | 01/23/2003 | 01/20/2003 |
| 50,647 | General Electric (IUE) | Euclid, OH | 01/23/2003 | 01/22/2003 |
| 50,648 | Isaac Hazan Group (Wkrs) | Secaucus, NJ | 01/23/2003 | 01/10/2003 |
| 50,649 | Ultra Tool Company (Comp) | Baxter, MN | 01/23/2003 | 01/18/2003 |
| 50,650 | Davol, Inc. (Comp) | Lawrence, KS | 01/23/2003 | 01/22/2003 |
| 50,651 | Vishay BLH, Inc. (Wkrs) | Canton, MA | 01/23/2003 | 01/22/2003 |
| 50,652 | Carbide (The)/Graphite Group, Inc. (Comp) | Pittsburgh, PA | 01/23/2003 | 01/08/2003 |
| 50,653 | Tsuda Surface Technologies, Inc (Comp) | Henderson, NV | 01/23/2003 | 01/14/2003 |
| 50,654 | International Paper (ICWU) | Dover, OH | 01/23/2003 | 01/21/2003 |
| 50,655 | Evenflo Company, Inc. (Comp) | Ballground, GA | 01/23/2003 | 01/22/2003 |
| 50,656 | Evenflo Company, Inc. (Comp) | Suring, WI | 01/23/2003 | 01/22/2003 |
| 50,657 | Hewlett Packard (Wkrs) | Swedesboro, NJ | 01/23/2003 | 01/09/2003 |
| 50,658 | Woodstock Lamp and Shade Company (UFCW) | Woodstock, IL | 01/23/2003 | 01/09/2003 |
| 50,659 | Ametek (Comp) | Sellersville, PA | 01/23/2003 | 01/13/2003 |
| 50,660 | Abitibi Consolidated (Wkrs) | Steilacoom, WA | 01/23/2003 | 01/22/2003 |
| 50,661 | Swank, Inc. (Comp) | Norwalk, CT | 01/23/2003 | 01/17/2003 |
| 50,662 | OBG Distribution Company, LLC (Wkrs) | Celina, TN | 01/23/2003 | 01/10/2003 |
| 50,663 | Synalloy Corporation (Comp) | Spartanburg, SC | 01/23/2003 | 01/15/2003 |
| 50,664 | Tyco Healthcare Retail Group, Inc. (Comp) | Harmony, PA | 01/23/2003 | 01/21/2003 |
| 50,665 | Deepwell Tribular Services, Inc. (Comp) | Midland, TX | 01/23/2003 | 01/23/2003 |
| 50,666 | John Crowley, Inc. (Comp) | Jackson, MI | 01/23/2003 | 01/22/2003 |
| 50,667 | JDS Uniphase Corp. (Wkrs) | Manteca, CA | 01/23/2003 | 01/09/2003 |
| 50,668 | JDS Uniphase (Wkrs) | San Jose, CA | 01/23/2003 | 12/09/2002 |
| 50,669 | Shinei International (Wkrs) | Hillsboro, OR | 01/24/2003 | 01/23/2003 |
| 50,670 | Abitibi Consolidated Corporation (PACE) | Houston, TX | 01/24/2003 | 01/23/2003 |
| 50,671 | Motorola Computer Group (Wkrs) | Tempe, AZ | 01/24/2003 | 01/20/2003 |
| 50,672 | North American Marine Jet (AR) | Benton, AR | 01/24/2003 | 01/23/2003 |
| 50,673 | Monterey, Inc. (Wkrs) | Cowan, TN | 01/24/2003 | 01/16/2003 |
| 50,674 | Ametek (Comp) | Bartow, FL | 01/24/2003 | 01/21/2003 |
| 50,675 | Springfield Wire, Inc. (Comp) | Springfield, MA | 01/24/2003 | 01/20/2003 |
| 50,676 | Matrox Electronic Systems Ltd. (FL) | Boca Raton, FL | 01/24/2003 | 01/21/2003 |
| 50,677 | JD Phillips Corporation (MI) | Alpena, MI | 01/24/2003 | 12/05/2002 |
| 50,678 | Keller Manufacturing (Wkrs) | Culpeper, VA | 01/24/2003 | 01/22/2003 |
| 50,679 | TRS Ceramics, Inc. (Wkrs) | State College, PA | 01/24/2003 | 01/17/2003 |
| 50,680 | Avery Dennison (Comp) | Milford, MA | 01/24/2003 | 01/16/2003 |
| 50,681 | West Mill Clothes, Inc. (Comp) | Woodside, NY | 01/24/2003 | 01/23/2003 |
| 50,682 | Sanborn (CO) | Colorado Spring, CO | 01/24/2003 | 01/23/2003 |
| 50,683 | Decibel Products (TX) | Dallas, TX | 01/24/2003 | 01/22/2003 |

[FR Doc. 03-4267 Filed 2-21-03; 8:45 am]

BILLING CODE 4510-30-M

DEPARTMENT OF LABOR**Employment and Training
Administration**

[TA-W-50,665]

**Deepwell Tubular Services, Inc.,
Midland, TX; Notice of Termination of
Investigation**

Pursuant to section 221 of the Trade Act of 1974, as amended, an investigation was initiated on January 23, 2003 in response to a worker petition filed by a worker on behalf of the workers at Deepwell Tubular Services, Inc., Midland, Texas.

The petition regarding the investigation has been deemed invalid. Consequently, the investigation has been terminated.

Signed at Washington, DC, this 31st day of January, 2003.

Linda G. Poole,

*Certifying Officer, Division of Trade
Adjustment Assistance.*

[FR Doc. 03-4278 Filed 2-21-03; 8:45 am]

BILLING CODE 4510-30-P

DEPARTMENT OF LABOR**Employment and Training
Administration**

[TA-W-41,453]

**Fun Tees, Inc., Distribution Center,
Concord, NC; Notice of Negative
Determination Regarding Application
for Reconsideration**

By application received on August 20, 2002, a petitioning worker 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 Fun Tees, Inc., Distribution Center, Concord, North Carolina was signed on July 31, 2002, and published in the **Federal Register** on August 9, 2002 (67 FR 51870).

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.

Workers at the subject facility were engaged in the shipping and distribution of tee shirts. The petition was denied because the petitioning workers did not produce an article within the meaning of section 222(3) of the Act.

The petitioner requesting reconsideration stated that she produced neck labels and hang tags at the subject facility and that this production was shipped abroad during the relevant period. Further contact with the company confirmed that the petitioner did produce neck labels and hang tags at the Concord facility and that this production did shift overseas within the relevant period. The worker did not affix labels or tags to the tee shirts.

Communication with the company revealed that the petitioning worker's layoff was the direct result of a shift in subject plant production of neck labels and hang tags to offshore facilities. However, the neck labels and hang tags are not imported back to the United States, but affixed to tee shirts as a finished product. The tee shirts are then imported back to the United States. Increased imports of finished articles cannot be used as the basis for certification of workers producing a component for the finished article. Imports of tee shirts and not neck labels and hang tags must be considered to meet criterion (3) of the worker group's eligibility requirements of section 222 of the Trade Act.

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 3rd day of February 2003.

Edward A. Tomchick

*Director, Division of Trade Adjustment
Assistance.*

[FR Doc. 03-4279 Filed 2-21-03; 8:45 am]

BILLING CODE 4510-30-P

DEPARTMENT OF LABOR**Employment and Training
Administration**

[TA-W-41, 640]

**Halmode Apparel, Inc., Roanoke, VA;
Notice of Negative Determination
Regarding Application for
Reconsideration**

By application received on September 5, 2002, a company official 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 Halmode Apparel Inc., Roanoke, Virginia was signed on August 26, 2002, and published in the **Federal Register** on September 10, 2002 (67 FR 57456).

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 was filed on behalf of workers at Halmode Apparel Inc., Roanoke, Virginia engaged in activities related to the distribution of apparel. The petition was denied because the petitioning workers did not produce an article within the meaning of section 222(3) of the Act.

The petitioner alleges that layoffs at Halmode Apparel Inc., Roanoke, Virginia were "directly related to the impact of imports". The petitioner stated that the subject facility had once served as a production facility and that that production had been shifted abroad.

Since that production ceased in 1998, it falls outside the time frame of this investigation.

The petitioner also alleges that the loss of jobs at the subject facility was impacted by imports due to the company shifting its distribution services to a location that was more cost effective to receive import shipments.

As the worker activity that was shifted did not involve production, the shift in subject firm activities is irrelevant.