

TA-W-32,687; *William Rifkin & Sons*, Philadelphia, PA: August 14, 1995
 TA-W-32,680; *Florence Eiseman, Inc.*, Fon Du Lac, WI: August 7, 1995
 TA-W-32,678; *Modular Devices, Inc.*, Torrance, CA: August 12, 1995
 TA-W-32,668; *Vanco Industries, Inc.*, Eutaw, AL: July 29, 1995
 TA-W-32,688; *North American Refractories Co.*, Womelsdorf, PA: August 13, 1995
 TA-W-32,663; *Cameron Converting, Inc.*, Elizabethtown, NC: July 16, 1995
 TA-W-32,723; *Foseco, Inc.*, Mt. Braddock, PA: August 26, 1995
 TA-W-32,700; *Summit Technology, Inc.*, Waltham, MA: August 15, 1995
 TA-W-32,657 & A; *Forstmann & Co., Inc.*, New York, NY and *Carpini USA Division of Forstmann & Co., Inc.*, New York, NY: August 5, 1995
 TA-W-32,696; *Hodge Apparel, Inc.*, Harrisville, WV: August 6, 1995
 TA-W-32,674; *Artistic Creations*, Roselle, NJ: July 20, 1995
 TA-W-32,645; *Elkem Metals Co.*, Niagara Falls, NY: August 6, 1995
 TA-W-32,642; *Springs/Dundee Bath Fashions Group*, Dadeville, AL: July 30, 1995
 TA-W-32,653; *Premier Edible Oils Corp.*, Portland, OR: August 5, 1995
 TA-W-32,652; *The Chas. H. Lilly Co.*, Portland, OR: July 29, 1995
 TA-W-32,650; *Wilson Automation Div. of Newcor, Inc.*, Warren, MI: August 2, 1995
 TA-W-32,724; *Camco Products & Services*, Anchorage, AK: August 22, 1995
 TA-W-32,626; *Devro-Teepak, Inc.*, Columbia, SC and Danville, IL: July 26, 1995
 TA-W-32,677; *Jete' LLC*, Jump Apparel Co., New York, NY: August 6, 1995
 TA-W-32,734 & A; *Tell City Chair Co.*, Tell City, IN & *Leitchfield*, KY: August 20, 1995
 TA-W-32,714 & A; *Goodyear Tire & Rubber Co.*, Topeka, KS and *Goodyear Tire & Rubber Co.*, Logistic Center, Topeka, KS: August 28, 1995

Also, pursuant to Title V of the North American Free Trade Agreement Implementation Act (P.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 October, 1996.

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 increases in 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 of 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-01232; *Hoskins Manufacturing Co.*, New Paris, IN
 NAFTA-TAA-01221; *UNIFI, Inc.*, Spun Yarns Div., Mount Pleasant, NC
 NAFTA-TAA-01227; *Ozark Quilt Supply*, Winona, MO
 NAFTA-TAA-01220; *Trinity Industries*, New Ondon, MN Washington

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

NAFTA-TAA-01234; *Philip Environmental, Inc.*, Georgetown Facility, Seattle, WA

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

Affirmative Determinations NAFTA-TAA

The following certifications have been issued; the date following the company name & location for each determination references the impact date for all workers for such determination.

NAFTA-TAA-01246; *Hudson RCI*, Temecula, CA: September 17, 1995
 NAFTA-TAA-01269; *Syborn International*, d/b/a Kerr Manufacturing, Massena, NY: October 8, 1995
 NAFTA-TAA-01198; *Modular Devices, Inc.*, Torrance, CA: August 12, 1995
 NAFTA-TAA-01203; *Rohm and Haas Co.*, Philadelphia, PA: August 7, 1995
 NAFTA-TAA-01230; *Pendleton Wollen Mills, Inc.*, Portland, OR: August 26, 1995
 NAFTA-TAA-01249; *R & G Sloane Manufacturing Co., Inc.*, Little Rock, AR: September 30, 1995
 NAFTA-TAA-01181; *Premier Edible Oils Corp.*, Portland, OR: August 9, 1995
 NAFTA-TAA-01257; *Aalfs Manufacturing, Inc.*, Texarkana, AR: September 18, 1995
 NAFTA-TAA-01256; *Johnson and Johnson, Personal Products Co.*, North Little Rock, AR: March 3, 1997
 NAFTA-TAA-01229; *Amana Refrigeration, Inc.*, Delaware, OH: August 27, 1995

I hereby certify that the aforementioned determinations were issued during the month of October, 1996. Copies of these determinations are available for inspection in Room C-4318, U.S. Department of Labor, 200 Constitution Avenue, N.W., Washington, D.C. 20210 during normal business hours or will be mailed to persons who write to the above address.

Dated: October 28, 1996.

Russell T. Kile,
 Program Manager, Policy & Reemployment Services, Office of Trade Adjustment Assistance.

[FR Doc. 96-28788 Filed 11-7-96; 8:45 am]

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[TA-W-32,603]

Allergan, Inc., Spincast Division, Waco, TX; Notice of Negative Determination Regarding Application for Reconsideration

By application postmarked October 11, 1996, one of the petitioners requested administrative reconsideration of the Department's negative determination regarding worker eligibility to apply for trade adjustment assistance. The denial notice was signed on September 26, 1996 and published in the Federal Register on October 16, 1996 (61 FR 53936).

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 request for reconsideration claims that the Department did not consider Allergan's transfer of the production of contact lenses to a foreign country.

Findings of the investigation showed that workers of Allergan, Incorporated, Spincast Department located in Waco, Texas produced contact lenses. The Department's denial of TAA for workers of the subject firm was based on the fact that the "contributed importantly" test of the Group Eligibility requirements of Section 222 of the Trade Act of 1974 was not met. Layoffs at Allergan were attributable to the sale of the Spincast Division to a foreign facility. The corporate decision to sell the Spincast Division is not a basis for worker certification. Other investigation findings show that the new foreign-owned firm will be producing contact lenses at its own foreign location, and will not be exporting the contact lens production to the United States.

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, D.C. this 28th day of October 1996.

Russell T. Kile,

Program Manager, Policy and Reemployment Services, Office of Trade Adjustment Assistance.

[FR Doc. 96-28785 Filed 11-7-96; 8:45 am]

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[TA-W-32,630 et al.]

Amended Certification Regarding Eligibility To Apply for Worker Adjustment Assistance

Conoco Incorporated Exploration and Production, North America, Headquartered in Houston, Texas, operating out of other locations, TA-W-32,630A, Texas, with other operations in the following States: TA-W-32,630B Colorado, TA-W-32,630C Louisiana, TA-W-32,630D North Dakota, TA-W-32,630E New Mexico, TA-W-

32,630F Oklahoma and TA-W-32,630G, Conoco Incorporated, Headquarters, Houston, Texas.

In accordance with Section 223 of the Trade Act of 1974 (19 U.S.C. 2273) the Department of Labor issued a Notice of Certification Regarding Eligibility to Apply for Worker Adjustment Assistance on September 13, 1996, applicable to all workers of Conoco Incorporated, Exploration and Production, North America, headquartered in Houston, Texas and operating at various locations in the United States. The notice was published in the Federal Register on October 1, 1996 (61 FR 51304).

At the request of the company, the Department reviewed the certification for workers of the subject firm. The company reports that Conoco's administrative support staff located in Houston, Texas, providing support services to the subject firm's Exploration and Production, North America, upstream operations, were inadvertently excluded from the worker certification.

The intent of the Department's certification is to include all workers of Conoco, Incorporated who were adversely affected by increased imports of crude oil and natural gas liquids and related petroleum products (upstream). Accordingly, the Department is amending the certification to include Conoco's headquarters staff in Houston, Texas, providing support services to Conoco Incorporated, Exploration and Production, North America (upstream).

The amended notice applicable to TA-W-32,630 is hereby issued as follows:

"All workers of Conoco Incorporated, Exploration and Production, North America (Headquarters), Houston, Texas (TA-W-32,630), and operating out of other locations in Texas (TA-W-32,630A) with other operations in the following states: Colorado (TA-W-32,630B), Louisiana (TA-W-32,630C), North Dakota (TA-W-32,630D), New Mexico (TA-W-32,630E) and Oklahoma (TA-W-32,630F) engaged in employment related to the exploration and production of crude oil, natural gas liquids and related products (upstream) who became totally or partially separated from employment on or after September 26, 1996 through two years from the date of certification are eligible to apply for adjustment assistance under Section 223 of the Trade Act of 1974" and "All workers of Conoco Incorporated, Headquarters, Houston, Texas (TA-W-32,630G) engaged in support service activities for Conoco, Incorporated, Exploration and Production, North America, (upstream) who became totally or partially separated from employment on or after August 1, 1995 are eligible to apply for adjustment assistance under Section 223 of the Trade Act of 1974."

Signed in Washington, D.C. this 30th day of October, 1996.

Russell T. Kile,

Program Manager, Policy and Reemployment Services, Office of Trade Adjustment Assistance.

[FR Doc. 96-28783 Filed 11-7-96; 8:45 am]

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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 Program Manager of the Office 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 of 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 Program Manager, Office of Trade Adjustment Assistance, at the address shown below, not later than November 18, 1996.

Interested persons are invited to submit written comments regarding the subject matter of the investigations to the Program Manager, Office of Trade Adjustment Assistance, at the address shown below, not later than November 18, 1996.

The petitions filed in this case are available for inspection at the Office of the Program Manager, Office of Trade Adjustment Assistance, Employment and Training Administration, U.S. Department of Labor, 200 Constitution Avenue, N.W., Washington, D.C. 20210.

Signed at Washington, D.C. this 21st day of October, 1996.

Linda G. Poole,

Acting Program Manager, Policy & Reemployment Services, Office of Trade Adjustment Assistance.