

*River Falls Manufacturing Co., Division of S. Rothschild & Co., Fall River, MA: October 15, 2000.*

TA-W-40,772; *O-Cedar Brands, Inc., Standard Brush Div., Smallwares Department, Portland, In: January 31, 2001.*

TA-W-40,799; *Pinnacle Frames, Pocahontas, AR: January 11, 2001.*

TA-W-41,027 & A; *Centurion Wireless Technologies, Inc., Lincoln, NE and Westminster, CO: January 15, 2001.*

TA-W-41,056; *LTV Tubular Products Co./ LTV Copperweld, Youngstown, OH: February 8, 2001.*

TA-W-39,478; *Window Concepts, Inc., Wilson, NC: June 6, 2000.*

TA-W-40,390; *Carlisle Engineered Products, Lake City, PA: October 23, 2000.*

TA-W-40,574; *Heckett Multiserv, A Div. Of Harsco Corp., Employed at Geneva Steel, Provo, UT: November 30, 2000.*

TA-W-40,603; *Tiffany Knits, Inc., Schuylkill Haven, PA: November 5, 2000.*

TA-W-40,631; *Skip's Cutting, Inc., American Dye and Finishing, TA-W-41,265; A.P. Green Industries, Inc., Including Leased Workers of Drexel Personnel Services, Middletown, PA: March 7, 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 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 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-05034B; *General Electric Industrial Systems, Magnetic Wire Div., Fort Wayne, IN*

NAFTA-TAA-05087; *RHI America, Farber, MO*

NAFTA-TAA-05505; *Bassett Mirror Co., Inc., Inc.*

NAFTA-TAA-05663; *Exide Technologies, Transportation Global Business Unit, Shreveport, LA*

NAFTA-TAA-05787; *Flextronics Enclosures, Smithfield, NC*

NAFTA-TAA-05880; *Victaulic Co. of America, Easton, PA*

NAFTA-TAA-05893; *Metso Minerals Industries, Inc., Clintonville, WI*

NAFTA-TAA-05895; *Jabil Circuit, Inc., Meridian, ID*

NAFTA-TAA-05963A; *Valeo Climate Control, Aluminum Tubing Line, USA-2 Div., Grand Prairie, TX*

NAFTA-TAA-06031; *H.J. Seagrott Co., Inc., Berlin, NY*

NAFTA-TAA-05465; *Teasdale Tool Corp., Meadville, PA*

NAFTA-TAA-05934; *Sheldahl, Inc., Northfield, MN*

NAFTA-TAA-05944; *Invensys Climate Controls, Plastics Molding Div., Brownsville, TX*

NAFTA-TAA-06109; *Gretagnacbeth, LLC A Sub. Of Amazys AG, New Windsor, NY*

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-05972; *Cummins Diesel Recon, Charleston, SC*

NAFTA-TAA-05623; *Protel, Inc., Lakeland, FL*

NAFTA-TAA-06023; *Aerocell Structures, Hot Springs, AR*

The investigation revealed that criteria (1) has not been met. A significant number or proportion of the workers in such workers' firm or an appropriate subdivision including workers in any agricultural firm or appropriate sub-division thereof) did not become totally or partially separated from employment.

NAFTA-TAA-05128; *Ambler Industries, A Subsidiary of Fishman and Tobin, Inc., Orangeburg, SC*

#### Affirmative Determinations NAFTA-TAA

NAFTA-TAA-05963; *Valeo Climate Control, USA-2, Division, Automotive Air Conditioning Condensers Line, Grand Prairie, TX: March 18, 2001.*

NAFTA-TAA-05034 & A; *General Electric Industrial Systems Motors Div., Fort Wayne, IN and Transformer Div., Fort Wayne, IN: June 22, 2000.*

NAFTA-TAA-05859 & A; *Schott Corp., Minnesota Plant, Jefferson, MN and Canby Plant, Canby, MN: February 14, 2001.*

NAFTA-TAA-05933; *Comdial Corp., Telecom, Charlottesville, VA: March 5, 2001.*

NAFTA-TAA-05945; *Dunham-Bush, Inc., Harrisonburg, VA: January 30, 2001.*

NAFTA-TAA-05996 & A; *Riverside Paper Corp., Riverside Paper Co., Appleton, WI and Kerwin Paper Mill, Appleton, WI: March 20, 2001.*

NAFTA-TAA-06021; *Aspen Trailer, Inc., Litchfield, MN: March 19, 2001.*

NAFTA-TAA-05896; *Brach Confections, Inc., Chicago, IL: February 25, 2001.*

NAFTA-TAA-05917; *Kraft Foods, Cereals/ Desserts Div., Minneapolis, MN: February 26, 2001.*

NAFTA-TAA-06006; *Braden Manufacturing, LLC, Fort Smith, AR: March 25, 2001.*

NAFTA-TAA-06008; *Howmet Castings, City of Industry, CA: March 21, 2001.*

NAFTA-TAA-06038; *Birdair, Inc., Amherst, NY: March 11, 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 28, 2002.

**Edward A. Tomchick,**

*Director, Division of Trade Adjustment Assistance.*

[FR Doc. 02-13939 Filed 6-3-02; 8:45 am]

BILLING CODE 4510-30-P

#### DEPARTMENT OF LABOR

##### Employment and Training Administration

[TA-W-40,590]

##### Alfa Laval Inc.; Formerly Known as Tri-Clover, Kenosha, Wisconsin; Notice of Negative Determination Regarding Application for Reconsideration

By application of February 21, 2002, the International Association of Machinists and Aerospace Workers, Lodge 34 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 January 22, 2002, and published in the **Federal Register** on February 5, 2002 (67 FR 5293).

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 petition, filed on behalf of workers at Alfa Laval Inc., formerly known as Tri-Clover, Kenosha, Wisconsin producing fittings, valves and pumps 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 investigation revealed that increased imports did not contribute importantly to worker separations at the subject firm during the relevant period. The investigation further revealed that during 2000, Tri-Clover was acquired by a company that also owned Alfa Laval. As both companies produced similar product lines, a strategic business decision was made to consolidate production among multiple facilities. Thus declines in sales, production and employment were attributable to eliminating excess capacity. Plant production of valves and pumps were scheduled to be shifted to other domestic locations during mid2002. Plant production of fittings was transferred to a foreign source, but was not imported back to the United States during the relevant period. The petitioner appears to be alleging that shifts in subject plant production of fittings to a foreign source occurred and that plant production of valves and pumps will be shifted to foreign sources in the near future, therefore the workers of the subject plant should be considered eligible for TAA.

An examination of the initial investigation revealed that shifts in production (fittings) at the subject firm have occurred. The other products (valves and pumps) produced at the subject firm were scheduled to be shifted during mid2002. The shifts in production (also outsourcing) to foreign sources is not relevant to meeting criterion (3) of the Trade Act of 1974.

The products produced by the subject firm would have to be imported back into the United States and also must "contribute importantly" to the layoffs at the subject firm for the worker groups engaged in producing fittings, valves and pumps to be certified eligible to apply for TAA. No such evidence was provided to show that this occurred during the relevant period.

#### 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 6th day of May, 2002.

**Edward A. Tomchick,**  
*Director, Division of Trade Adjustment Assistance.*

[FR Doc. 02-13942 Filed 6-3-02; 8:45 am]

**BILLING CODE 4510-30-P**

#### DEPARTMENT OF LABOR

##### Employment and Training Administration

[TA-W-39,471]

##### **Besser Co., Alpena Michigan; Notice of Affirmative Determination Regarding Application for Reconsideration**

By letter of January 4, 2002, the International Brotherhood of Boilermakers, Local Lodge D-472 requested administrative reconsideration of the Department of Labor's Notice of Negative Determination Regarding Eligibility to Apply for Worker Adjustment Assistance, applicable to workers of the subject firm. The denial notice was signed on November 27, 2001, and published in the **Federal Register** on December 18, 2001 (66 FR 65220).

The Department reviewed the request for reconsideration and has determined that the Department will examine the petitioner's allegation claiming that the Department did not survey a representative sample of the subject firm's customer base.

#### Conclusion

After careful review of the application, I conclude that the claim is of sufficient weight to justify reconsideration of the Department of Labor's prior decision. The application is, therefore, granted.

Signed at Washington, DC, this 26th day of April, 2002.

**Edward A. Tomchick,**  
*Director, Division of Trade Adjustment Assistance.*

[FR Doc. 02-13940 Filed 6-3-02; 8:45 am]

**BILLING CODE 4510-30-P**

#### DEPARTMENT OF LABOR

##### Employment and Training Administration

[TA-W-40,647]

##### **Biltwell Clothing Co., Farmington, Missouri; Notice of Termination of Investigation**

Pursuant to section 221 of the Trade Act of 1974, an investigation was initiated on January 28, 2002 in response to a worker petition, which was filed by the company on behalf of workers at Biltwell Clothing Co., Farmington, Missouri.

An active certification covering the petitioning group of workers remains in effect (TA-W-39,244). Consequently, further investigation in this case would serve no purpose, and the investigation has been terminated.

Signed in Washington, DC, this 3rd day of May, 2002.

**Linda G. Poole,**  
*Certifying Officer, Division of Trade Adjustment Assistance.*

[FR Doc. 02-13943 Filed 6-3-02; 8:45 am]

**BILLING CODE 4510-30-P**

#### DEPARTMENT OF LABOR

##### Employment and Training Administration

[TA-W-40,525, TA-W-40,525E, and TA-W-40,525F]

##### **The Boeing Company Commercial Airplane Group, Seattle, Washington, Corinth, Texas, and Irving, Texas; Amended Certification Regarding Eligibility To Apply for Worker Adjustment Assistance**

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 March 18, 2002, applicable to workers of The Boeing Company, Commercial Airplane Group, Seattle, Washington. The notice was published in the **Federal Register** on March 29, 2002 (67 FR 15226).

At the request of the company, the Department reviewed the certification for workers of the subject firm. The