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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 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 June 21, 2002.

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 June 21, 2002.

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 8th day of April, 2002.

Edward A. Tomchick,

Director, Division of Trade Adjustment Assistance.

APPENDIX

[Petitions instituted on 04/08/2002]

TA-W	Subject firm (petitioners)	Location	Date of petition	Product(s)
41,230	Eagle Picher Industries (Wkrs)	Seneca, MO	03/07/2002	Lead Acid Batteries.
41,231	Corning, Inc. (AFGWU)	Wilmington, NC	02/08/2002	Fiber Optics.
41,232	Presto Lifts (IBT)	Pawtucket, RI	03/25/2002	Equipment used to move Boxes.
41,233	Associated Garments (Wkrs)	Miami, FL	2/19/2002	Garments.
41,234	Spring Ford Industries (Wkrs)	Springdale, NC	03/15/2002	Men & Women Apparel.
41,235	Charmilles Technologies (Wkrs).	Owosso, MI	01/19/2002	Electrical Discharge Machinery.
41,236	Kayby Mills of NC (Wkrs)	Thomasville, GA	10/30/2001	Hosiery products—Socks, Tights.
41,237	Garan Manufacturing (Wkrs) ..	Philadelphia, MS	11/06/2001	Children's Pants.
41,238	Keystone Thermistor (Co.)	Mt. Jewett, PA	02/26/2002	Temperature Devices for Automotive.
41,239	Enerflex, Inc.	Cedar Mountain, NC	03/29/2002	Provide Steam Power Supply Service.
41,240	Nortel Networks (Wkrs)	Raleigh, NC	02/28/2002	GSM Base Stations.
41,241	Alliant Techsystems (Wkrs)	Radford, VA	02/14/2002	M14 Propellants.
41,242	Chevron U.S.A. Production (Co.).	Houston, TX	03/07/2002	Crude Oil and Natural Gas.
41,243	Texaco Exploration (Co.)	Houston, TX	03/07/2002	Crude Oil and Natural Gas.
41,244	Jetfill Division—Turdon (Co.)	Houston, TX	06/01/2002	InkJet Cartridges.
41,245	International Paper (IAM)	Oswego, NY	03/07/2002	Lingerboard and Medium.
41,246	Avanti (Wkrs)	Chili, NY	02/24/2002	Advertising Catalog.
41,247	Wellington Leisure Prod. (Wkrs).	Parsons, TN	03/06/2002	Replacement Cushions & Patio Umbrellas.
41,248	NAS Interplex (Wkrs)	Flushing, NY	02/10/2002	Electronic Connectors.
41,249	Getinge Castle, Inc. (Co.)	Rochester, NY	02/15/2002	Sterilizers for Hospitals.
41,250	Tuthill Vacuum System (Wkrs)	Canton, MA	02/17/2002	Vacuum Pumps.
41,251	American Components (Wkrs)	Dandridge, TN	02/22/2002	Car Seats Supports.
41,252	Rosebar Textile Co. (Co.)	New York, NY	08/21/2001	Textiles.
41,253	Metso Minerals Industries (GMP).	Birmingham, AL	04/01/2002	Pump Parts.
41,254	Cooper Lighting (IBEW)	Elk Grove Villa, IL	02/26/2002	Light Fixtures.
41,255	American Greetings (Wkrs)	Corbin, KY	03/26/2002	Printed Greeting Card Sheets.
41,256	Isfel Co., Inc. (The) (Wkrs)	New York, NY	03/11/2002	Girl's Sportswear—Admin. Services.
41,257	J. Miller Industries (Co.)	Corona, CA	03/09/2002	Fiberglass Tent Poles.
41,258A	Weyerhaeuser Co (WCIW)	Enumclaw, WA	03/01/2001	Logs.
41,258B	Weyerhaeuser Co (WCIW)	Rainier, WA	03/01/2001	Logs.
41,258	Weyerhaeuser Co. (IAM)	Snoqualmie, WA	03/01/2002	Logs.
41,259	Fibermark (PACE)	Rochester, MI	03/14/2002	Filtration Paper.
41,260	Laird Technologies (Co.)	Asheboro, NC	03/14/2002	Tele-Communication Products.
41,261	Dayton Pattern (IAMAW)	Dayton, OH	03/15/2002	Patterns and Related.
41,262	Alexander Garments (Wkrs) ...	Hialeah, FL	02/15/2002	Boys Pants and Belts.
41,263	CII/Tyco Electronics (Wkrs) ...	Sabula, IA	03/07/2002	Contact Relays.
41,264	Ilissa Bridals Ltd. (Wkrs)	New York, NY	03/07/2002	Bridal Dresses.
41,265	A.P. Green Industries (Comp)	Middletown, PA	03/07/2002	Precast Refractories.
41,266	Beacon Blankets (Wkrs)	Swannanoa, NC	03/01/2002	Cotton Woven Blankets.
41,267	Limited Edition Shirt (Co.)	Ranshaw, PA	03/05/2002	Police and Security Uniforms.
41,268	Truman Logging (Co.)	Rexford, MT	03/04/2002	Manufacturing Trees into Logs.
41,269	Victoria Vogue (Co.)	Bethlehem, PA	01/10/2002	Cosmetic Applicators.

APPENDIX—Continued
[Petitions instituted on 04/08/2002]

TA-W	Subject firm (petitioners)	Location	Date of petition	Product(s)
41,270	Devil Dog Mfg. (Co.)	Zebulon, NC	03/05/2002	Women and Children Apparel.
41,271A	Koppel Steel Corp (USWA)	Ambridge, PA	03/04/2002	Seamless Oil Country Tubular Goods.
41,271	Koppel Steel Corp. (USWA) ...	Beaver Falls, PA	03/04/2002	Seamless Oil Country Tubular Goods.
41,272	Amdocs, Inc. (Wkrs)	Hillsboro, OR	03/08/2002	Telecommunications Fraud Detection Sftwr.
41,273	Regal Garment (Wkrs)	New York, NY	03/07/2002	Women's Apparel.
41,274	Azon Corporation (Wkrs)	Johnson City, NY	03/07/2002	Film and Paper.
41,275	Stoltze Aspen Mills (Wkrs)	Sigurd, UT	03/04/2002	Pallet Stock.
41,276	GBC (Wkrs)	Ashland, MS	03/06/2002	Office and School Supplies.
41,277	Cooper Crouse Hinds (Wkrs)	Syracuse, NY	03/01/2002	Tool and Die Makers.
41,278	Siegwerk, Inc. (Wkrs)	Lynchburg, VA	03/05/2002	Gravure Printing Ink.
41,279	Levolor Kirsh Window (Co.) ...	Shamokin, PA	03/12/2002	Roller-Shades & Mini-Blinds.
41,280	Pat and Rose Dress (Wkrs) ...	New York, NY	03/06/2002	Womens Sportswear and Dresses.
41,281	Kimberly Clark Technical (PACE).	E. Rygate, VT	03/24/2002	Technical Papers.
41,282	Precision Technologies (Wkrs)	Franklin, PA	03/01/2002	Prototypes, Injection Mold Tooling.
41,283	SEH-America, Inc. (Comp)	Vancouver, WA	04/04/2002	Polished Silicon Wafers.
41,284	Corning Cable Systems (Wkrs).	Hickory, NC	04/04/2002	Fiber Optic Cable.

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DEPARTMENT OF LABOR**Employment and Training
Administration**

[TA-W-40,721]

**Englehard Corporation, McIntyre, GA;
Notice of Negative Determination
Regarding Application for
Reconsideration**

By application of March 21, 2002, the company 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 Englehard Corporation, McIntyre, Georgia engaged in the production of paper coating and

filling—kaolin, was denied because the “contributed importantly” group eligibility requirement of Section 222(3) of the Trade Act of 1974, as amended, was not met. Increased imports did not contribute importantly to worker separations at the subject plant.

The petitioner alleges that the customers they supplied during the initial investigation are located outside the United States. The petitioner further states that these customers switched their purchases from the subject firm in favor of purchasing from sources located in Brazil. In addition the subject firm now has domestic customers that are now purchasing from Brazil and other countries.

A review of the initial investigation shows that the major declining customers were all foreign companies located in Europe. Based on information provided during the initial investigation and recent clarification from the company, the preponderance in the declines in sales and production at the subject plant are related to the declines in purchases from the subject firm's foreign customers located in Europe. Those customers switched their purchases from the subject firm in favor of purchasing Brazilian imports of products “like or directly competitive” with what the subject plant produced. The loss of foreign customers, switching their purchasing from subject firm in favor of purchasing from foreign sources does not meet the eligibility requirements under criterion (3) of the Trade Act of 1974.

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 16th day of May, 2002.

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

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DEPARTMENT OF LABOR**Employment and Training
Administration**

[TA-W-40,235]

**Ericsson, Research Triangle Park, NC;
Notice of Negative Determination
Regarding Application for
Reconsideration**

By application received on February 22, 2002, the petitioner(s) 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 Ericsson, Research Triangle Park, North Carolina, was signed on January 18, 2002, and published in the **Federal Register** on February 5, 2002 (67 FR 5294).

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