

## APPENDIX

[46 TAA Petitions instituted between 7/11/16 and 7/22/16]

TA-W	Subject firm (petitioners)	Location	Date of institution	Date of petition
92003	Hewlett Packard Enterprise (State/One-Stop)	Plano, TX	07/11/16	07/08/16
92004	Atlas Copco Hurricane LLC (Workers)	Franklin, IN	07/11/16	07/11/16
92005	CTS Corporation (Company)	Elkhart, IN	07/11/16	07/08/16
92006	Thermo Fisher Scientific (State/One-Stop)	Chelmsford, MA	07/11/16	06/29/16
92007	DSI Underground Systems (Workers)	Martinsburg, WV	07/12/16	07/11/16
92008	Perceptive (Parexel) Informatics (State/One-Stop)	Billerica, MA	07/12/16	07/11/16
92009	Epicor Software Corporation (Workers)	Westminster, CO	07/13/16	07/12/16
92010	Atos IT Solutions and Services (State/One-Stop)	Redmond, WA	07/13/16	07/12/16
92011	GateHouse Media (Lawyers Weekly LLC/Virginia Publishing), Customer Service (State/One-Stop)	Boston, MA	07/13/16	07/11/16
92012	International Business Machines Corporation (IBM) (State/One-Stop)	Schaumburg and the Atlanta locations, IL	07/14/16	07/13/16
92013	Fenton Art Glass Company (Workers)	Williamstown, WV	07/15/16	07/08/16
92014	Chrysler Dundee Engine Plant (Workers)	Dundee, MI	07/15/16	07/13/16
92015	Mattel, Inc., Mattel Global Shared Service Solutions (MGSSS) (State/One-Stop)	East Aurora, NY	07/15/16	07/13/16
92016	Erie Bolt Company (EBC) (Union)	Erie, PA	07/15/16	07/14/16
92017	D & L Oil Tool (State/One-Stop)	Tulsa, OK	07/15/16	07/14/16
92018	Computer Sciences Corporation (CSC) (State/One-Stop)	Tysons, VA	07/15/16	07/14/16
92019	Halliburton (Wireline and Perforating) (State/One-Stop)	Houston, TX	07/15/16	07/14/16
92020	American Light Bulb Manufacturing Inc. (State/One-Stop)	Mullins, SC	07/18/16	07/15/16
92021	Sanford LP (Company)	Shelbyville, TN	07/19/16	07/18/16
92022	Indiana Tool & Manufacturing Company, Inc. (Company)	Plymouth, IN	07/19/16	07/19/16
92023	Alcatel-Lucent Nokia (State/One-Stop)	Naperville, IL	07/19/16	07/18/16
92024	TEKsystems (State/One-Stop)	El Segundo, CA	07/19/16	07/18/16
92025	Conmet/Consolidated Metco Inc. (State/One-Stop)	Clackamas, OR	07/19/16	07/18/16
92026	Daimler Trucks North America, LLC (State/One-Stop)	Portland, OR	07/19/16	07/18/16
92027	McDonald's Corporation (State/One-Stop)	Columbus, OH	07/19/16	07/18/16
92028	Alcatel-Lucent Enterprise (ALE) (State/One-Stop)	New Providence, NJ	07/19/16	07/18/16
92029	Control Devices, LLC formerly Flexi-Hinge Valve Co., Inc. (Workers)	Fairview, PA	07/20/16	07/19/16
92030	Blue Scope Buildings of North America/Blue Scope Steel (State/One-Stop)	Kansas City, MO	07/20/16	07/19/16
92031	JP Morgan Chase, Hedge Fund Service Division (State/One-Stop)	Brooklyn, NY	07/20/16	07/19/16
92032	Ralph Lauren (State/One-Stop)	New York, NY	07/20/16	07/19/16
92033	Viskase Companies, Inc. (Company)	Osceola, AR	07/20/16	07/19/16
92034	TTM/Viasystems Technologies Corp., LLC (State/One-Stop)	Forest Grove, OR	07/20/16	07/19/16
92035	Federal Republic of Germany (Company)	Holloman Air Force Base, NM	07/21/16	07/20/16
92036	ITW Ark-Les (Company)	New Berlin, WI	07/21/16	07/20/16
92037	Specialty/Euclid Vidaro (Workers)	Asheboro, NC	07/21/16	07/20/16
92038	Berry Plastics (Company)	Dunkirk, NY	07/21/16	07/20/16
92039A	Norandal USA, Inc. (Company)	Salisbury, NC	07/21/16	07/20/16
92039	Norandal USA, Inc. (Company)	Huntington, TN	07/21/16	07/20/16
92040	Willamette Egg Farms (State/One-Stop)	Canby, OR	07/22/16	07/21/16
92041	Verizon Communications/Enterprise Solutions/Verizon Business Order Pro (State/One-Stop)	Colorado Springs, CO	07/22/16	07/21/16
92042	Shimadzu USA Manufacturing Inc. (State/One-Stop)	Canby, OR	07/22/16	07/21/16
92043	SeaChange International, Inc. (State/One-Stop)	Portland, OR	07/22/16	07/21/16
92043A	SeaChange International, Inc. (State/One-Stop)	Milpitas, CA	07/22/16	07/21/16
92044	Northwest Pipe Company (Company)	Denver, CO	07/22/16	07/21/16
92045	CH2M (State/One-Stop)	Portland, OR	07/22/16	07/21/16
92046	Blueprint Consulting Services (State/One-Stop)	Irving, TX	07/22/16	07/22/16

[FR Doc. 2016-20047 Filed 8-22-16; 8:45 am]

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## DEPARTMENT OF LABOR

## Employment and Training Administration

[TA-W-91,218]

**Mesabi Radial Tire Company, 1801 5th Avenue East, Hibbing, Minnesota; Notice of Affirmative Determination Regarding Application for Reconsideration**

By application dated January 29, 2016, the state workforce office requested administrative reconsideration of the negative

determination regarding workers' eligibility to apply for worker adjustment assistance applicable to workers and former workers of Mesabi Radial Tire Company, 1801 5th Avenue East, Hibbing, Minnesota. The determination was issued on January 12, 2016.

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 initial investigation resulted in a negative determination based on the findings that imports did not increase, and that the workers' firm does not import wholesale or repair services. Further, the firm did not shift the supply of wholesale or repair services or like or directly competitive services to a foreign country or acquire wholesale or repair services or like or directly competitive services from a foreign country. Further, the firm is not a Supplier to a firm that employed a group of workers who received a certification of eligibility under Section 222(a) of the Act, 19 U.S.C. 2272(a). The

services supplied by the workers firm were not used in the production of an article, iron ore. The services supplied were used within the tools/equipment used to mine for ore. Finally, the firm does not act as a Downstream Producer to a firm that employed a group of workers who received a certification of eligibility under Section 222(a) of the Act, 19 U.S.C. 2272(a). The workers' firm was not engaged in value-added finishing processes used in the production of an article or supply of a service.

The request for reconsideration states that this determination is erroneous and that the subject firm should be considered to be a downstream supplier because without their products steel cannot be manufactured. The request also included additional information relating to this statement.

The Department of Labor has carefully reviewed the request for reconsideration and the existing record, and has determined that the Department will conduct further investigation to determine if the workers meet the eligibility requirements of the Trade Act of 1974.

### Conclusion

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

Signed at Washington, DC, this 15th day of July, 2016.

**Jessica R. Webster,**

*Certifying Officer, Office of Trade Adjustment Assistance.*

[FR Doc. 2016-20049 Filed 8-22-16; 8:45 am]

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## DEPARTMENT OF LABOR

### Employment and Training Administration

#### Notice of Determinations Regarding Eligibility to Apply for Worker Adjustment Assistance

In accordance with Section 223 of the Trade Act of 1974, as amended (19 U.S.C. 2273) the Department of Labor herein presents summaries of determinations regarding eligibility to apply for trade adjustment assistance for workers by (TA-W) number issued during the period of *July 11, 2016 through July 22, 2016*.

In order for an affirmative determination to be made for workers of a primary firm and a certification issued regarding eligibility to apply for worker

adjustment assistance, each of the group eligibility requirements of Section 222(a) of the Act must be met.

I. Under Section 222(a)(2)(A), the following must be satisfied:

(1) a significant number or proportion of the workers in such workers' firm have become totally or partially separated, or are threatened to become totally or partially separated;

(2) the sales or production, or both, of such firm have decreased absolutely; and

(3) One of the following must be satisfied:

(A) imports of articles or services like or directly competitive with articles produced or services supplied by such firm have increased;

(B) imports of articles like or directly competitive with articles into which one or more component parts produced by such firm are directly incorporated, have increased;

(C) imports of articles directly incorporating one or more component parts produced outside the United States that are like or directly competitive with imports of articles incorporating one or more component parts produced by such firm have increased;

(D) imports of articles like or directly competitive with articles which are produced directly using services supplied by such firm, have increased; and

(4) the increase in imports contributed importantly to such workers' separation or threat of separation and to the decline in the sales or production of such firm; or

II. Section 222(a)(2)(B) all of the following must be satisfied:

(1) a significant number or proportion of the workers in such workers' firm have become totally or partially separated, or are threatened to become totally or partially separated;

(2) One of the following must be satisfied:

(A) there has been a shift by the workers' firm to a foreign country in the production of articles or supply of services like or directly competitive with those produced/supplied by the workers' firm;

(B) there has been an acquisition from a foreign country by the workers' firm of articles/services that are like or directly competitive with those produced/supplied by the workers' firm; and

(3) the shift/acquisition contributed importantly to the workers' separation or threat of separation.

In order for an affirmative determination to be made for adversely affected secondary workers of a firm and

a certification issued regarding eligibility to apply for worker adjustment assistance, each of the group eligibility requirements of Section 222(b) of the Act must be met.

(1) a significant number or proportion of the workers in the workers' firm have become totally or partially separated, or are threatened to become totally or partially separated;

(2) the workers' firm is a Supplier or Downstream Producer to a firm that employed a group of workers who received a certification of eligibility under Section 222(a) of the Act, and such supply or production is related to the article or service that was the basis for such certification; and

(3) either—

(A) the workers' firm is a supplier and the component parts it supplied to the firm described in paragraph (2) accounted for at least 20 percent of the production or sales of the workers' firm; or

(B) a loss of business by the workers' firm with the firm described in paragraph (2) contributed importantly to the workers' separation or threat of separation.

In order for an affirmative determination to be made for adversely affected workers in firms identified by the International Trade Commission and a certification issued regarding eligibility to apply for worker adjustment assistance, each of the group eligibility requirements of Section 222(e) of the Act must be met.

(1) the workers' firm is publicly identified by name by the International Trade Commission as a member of a domestic industry in an investigation resulting in—

(A) an affirmative determination of serious injury or threat thereof under section 202(b)(1);

(B) an affirmative determination of market disruption or threat thereof under section 421(b)(1); or

(C) an affirmative final determination of material injury or threat thereof under section 705(b)(1)(A) or 735(b)(1)(A) of the Tariff Act of 1930 (19 U.S.C. 1671d(b)(1)(A) and 1673d(b)(1)(A));

(2) the petition is filed during the 1-year period beginning on the date on which—

(A) a summary of the report submitted to the President by the International Trade Commission under section 202(f)(1) with respect to the affirmative determination described in paragraph (1)(A) is published in the **Federal Register** under section 202(f)(3); or

(B) notice of an affirmative determination described in subparagraph (1) is published in the **Federal Register**; and