

The petitioner has requested that the petition be withdrawn. Consequently, the investigation has been terminated.

Signed at Washington, DC, this 11th day of February, 2004.

**Elliott S. Kushner,**

*Certifying Officer, Division of Trade Adjustment Assistance.*

[FR Doc. 04-3922 Filed 2-23-04; 8:45 am]

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## DEPARTMENT OF LABOR

### Employment and Training Administration

[TA-W-53,947]

#### James Kenney Vineyards, Grants Pass, Oregon; Notice of Termination of Investigation

Pursuant to section 221 of the Trade Act of 1974, an investigation was initiated on January 6, 2004 in response to a worker petition which was filed by a company official and two additional petitioners on behalf of workers at James Kenney Vineyards, Grants Pass, Oregon. The workers produce wine grapes.

The petitioner has requested that the petition be withdrawn. Consequently, the investigation has been terminated.

Signed at Washington, DC, this 5th day of February, 2004.

**Richard Church,**

*Certifying Officer, Division of Trade Adjustment Assistance.*

[FR Doc. 04-3927 Filed 2-23-04; 8:45 am]

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## DEPARTMENT OF LABOR

### Employment and Training Administration

[TA-W 54,122]

#### Magnetika, Inc., Lakewood, NJ; Notice of Termination of Investigation

Pursuant to section 221 of the Trade Act of 1974, as amended, an investigation was initiated on January 30, 2004 in response to a petition filed by a company official on behalf of workers at Magnetika, Inc., Lakewood, New Jersey.

The petitioner has requested that the petition be withdrawn. Consequently, the investigation has been terminated.

Signed at Washington, DC, this 6th day of February, 2004.

**Richard Church,**

*Certifying Officer, Division of Trade Adjustment Assistance.*

[FR Doc. 04-3923 Filed 2-23-04; 8:45 am]

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## DEPARTMENT OF LABOR

### Employment and Training Administration

[TA-W-54,019]

#### North Manchester Foundry, North Manchester, IN; Notice of Termination of Investigation

Pursuant to section 221 of the Trade Act of 1974, as amended, an investigation was initiated on January 15, 2004 in response to a petition filed by United Steelworkers of America Local 626, on behalf of workers at North Manchester Foundry, North Manchester, Indiana.

The Department has been unable to locate the petitioner. Therefore, the petition is deemed invalid. Further investigation in this case would serve no purpose, and the investigation has been terminated.

Signed at Washington, DC, this 11th day of February, 2004.

**Linda G. Poole,**

*Certifying Officer, Division of Trade Adjustment Assistance.*

[FR Doc. 04-3920 Filed 2-23-04; 8:45 am]

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## DEPARTMENT OF LABOR

### Employment and Training Administration

[TA-W-54,069]

#### Phelps Dodge Industries, Inc., Phelps Dodge Magnet Wire Division, El Paso, 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, 2004, in response to a worker petition filed a company official on behalf of workers at Phelps Dodge Industries, Inc., Phelps Dodge Magnet Wire Division, El Paso, Texas.

The petitioner has requested that the petition be withdrawn. Consequently, the investigation has been terminated.

Signed at Washington, DC, this 9th day of February, 2004.

**Richard Church,**

*Certifying Officer, Division of Trade Adjustment Assistance.*

[FR Doc. 04-3921 Filed 2-23-04; 8:45 am]

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## DEPARTMENT OF LABOR

### Employment and Training Administration

[TA-W-53,401]

#### Pitney Bowes, Inc., Holyoke Facility, Holyoke, Massachusetts; Notice of Negative Determination Regarding Application for Reconsideration

By application of December 17, 2003, a petitioner 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 Pitney Bowes, Inc., Holyoke Facility, Holyoke, Massachusetts was signed on December 5, 2003, and published in the **Federal Register** on January 16, 2004 (69 FR 2622).

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 TAA petition was filed on behalf of workers at Pitney Bowes, Inc., Holyoke Facility, Holyoke, Massachusetts engaged in design of Digital Document Delivery software. The petition was denied because the petitioning workers did not produce an article within the meaning of section 222 of the Act.

The petitioner contends that the Department erred in its interpretation of work performed at the subject facility as a service and refers to the production of D3tm software as a final product. As a proof, the petitioner attached a description of the software and a photocopy of the disk, which bears the logo of ALYSIS Technologies.

A company official was contacted for clarification in regard to the nature of the work performed at the subject facility. The official stated that workers of Holyoke facility are Java engineers, engaged in IT solution and development, software coding and documentation. The official further clarified that designed and engineered software (D3) is electronically transmitted from the subject facility to the CD rom production facility in Lisle,