

A significant number of workers at the firm are age 50 or over and possess skills that are not easily transferable. Competitive conditions within the industry are adverse.

### Conclusion

After careful review of the facts generated through the second remand investigation, I determine that a shift in production abroad of publications like or directly competitive to that produced at the subject facilities followed by increased imports contributed to the total or partial separation of a significant number or proportion of workers at the subject facilities. In accordance with the provisions of the Act, I make the following certification:

All workers of Capital City Press, Inc., Publication Services Division, Barre, Vermont, who became totally or partially separated from employment on or after August 31, 2004, through two years from the issuance of this revised determination, are eligible to apply for Trade Adjustment Assistance under Section 223 of the Trade Act of 1974, and are eligible to apply for alternative trade adjustment assistance under Section 246 of the Trade Act of 1974, as amended.

Signed at Washington, DC, this 12th day of May 2006.

**Elliott S. Kushner,**

*Certifying Officer, Division of Trade Adjustment Assistance.*

[FR Doc. E6-7935 Filed 5-23-06; 8:45 am]

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## DEPARTMENT OF LABOR

### Employment and Training Administration

[TA-W-58,629]

#### Consolidated Container Company Beverage and Industrial Container Division, Leetsdale, PA; Notice of Revised Determination on Reconsideration

By application of March 13, 2006, the United Electrical, Radio & Machine Workers of America, Local 690 requested administrative reconsideration regarding the Department's Negative Determination Regarding Eligibility to Apply for Worker Adjustment Assistance, applicable to the workers of the subject firm.

The initial investigation resulted in a negative determination issued on February 15, 2006, was based on the finding that imports of polycarbonate bottles did not contribute importantly to worker separations at the subject plant and that there was no shift to a foreign

country. The denial notice was published in the **Federal Register** on March 10, 2006 (71 FR 12396).

To support the request for reconsideration, the petitioner supplied additional information to supplement that which was gathered during the initial investigation. Upon further review of the information and a contact with the company official, it was revealed that the subject firm shifted two production lines of the polycarbonate bottles to Canada during the relevant period and that this shift contributed to the layoffs at the subject firm.

In accordance with section 246 the Trade Act of 1974 (26 U.S.C. 2813), as amended, the Department of Labor herein presents the results of its investigation regarding certification of eligibility to apply for alternative trade adjustment assistance (ATAA) for older workers.

In order for the Department to issue a certification of eligibility to apply for ATAA, the group eligibility requirements of Section 246 of the Trade Act must be met. The Department has determined in this case that the requirements of section 246 have been met.

A significant number of workers at the firm are age 50 or over and possess skills that are not easily transferable. Competitive conditions within the industry are adverse.

### Conclusion

After careful review of the facts obtained in the investigation, I determine that there was a shift in production from the workers' firm or subdivision to Canada of articles that are like or directly competitive with those produced by the subject firm or subdivision. In accordance with the provisions of the Act, I make the following certification:

All workers of Consolidated Container Company, Beverage & Industrial Container Division, Leetsdale, Pennsylvania who became totally or partially separated from employment on or after January 11, 2005 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 are eligible to apply for alternative trade adjustment assistance under Section 246 of the Trade Act of 1974.

Signed in Washington, DC this 12th day of May 2006.

**Elliott S. Kushner,**

*Certifying Officer, Division of Trade Adjustment Assistance.*

[FR Doc. E6-7938 Filed 5-23-06; 8:45 am]

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## DEPARTMENT OF LABOR

### Employment and Training Administration

[TA-W-59,176]

#### East Palestine China Company, East Palestine, OH; Notice of Termination of Investigation

Pursuant to section 221 of the Trade Act of 1974, as amended, an investigation was initiated on April 10, 2006 in response to a worker petition filed by a company official on behalf of workers at East Palestine China Company, East Palestine, Ohio.

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

Signed at Washington, DC, this 11th day of May 2006.

**Richard Church,**

*Certifying Officer, Division of Trade Adjustment Assistance.*

[FR Doc. E6-7945 Filed 5-23-06; 8:45 am]

**BILLING CODE 4510-30-P**

## 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 (TA-W) number and alternative trade adjustment assistance (ATAA) by (TA-W) number issued during the periods of May 2006.

In order for an affirmative determination to be made and a certification of eligibility to apply for directly-impacted (primary) worker adjustment assistance to be issued, each of the group eligibility requirements of Section 222(a) of the Act must be met.

I. Section (a)(2)(A) all of the following must be satisfied:

A. A significant number or proportion of the workers in such workers' firm, or an appropriate subdivision of the firm, have become totally or partially separated, or are threatened to become totally or partially separated;

B. The sales or production, or both, of such firm or subdivision have decreased absolutely; and

C. Increased imports of articles like or directly competitive with articles produced by such firm or subdivision

have contributed importantly to such workers' separation or threat of separation and to the decline in sales or production of such firm or subdivision; or

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

A. A significant number or proportion of the workers in such workers' firm, or an appropriate subdivision of the firm, have become totally or partially separated, or are threatened to become totally or partially separated;

B. There has been a shift in production by such workers' firm or subdivision to a foreign country of articles like or directly competitive with articles which are produced by such firm or subdivision; and

C. One of the following must be satisfied:

1. The country to which the workers' firm has shifted production of the articles is a party to a free trade agreement with the United States;

2. The country to which the workers' firm has shifted production of the articles to a beneficiary country under the Andean Trade Preference Act, African Growth and Opportunity Act, or the Caribbean Basin Economic Recovery Act; or

3. There has been or is likely to be an increase in imports of articles that are like or directly competitive with articles which are or were produced by such firm or subdivision.

Also, in order for an affirmative determination to be made and a certification of eligibility to apply for worker adjustment assistance as an adversely affected secondary group to be issued, each of the group eligibility requirements of Section 222(b) of the Act must be met.

(1) Significant number or proportion of the workers in the workers' firm or an appropriate subdivision of the firm have become totally or partially separated, or are threatened to become totally or partially separated;

(2) The workers' firm (or subdivision) is a supplier or downstream producer to a firm (or subdivision) that employed a group of workers who received a certification of eligibility to apply for trade adjustment assistance benefits and such supply or production is related to the article that was the basis for such certification; and

(3) Either—

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

(B) A loss or business by the workers' firm with the firm (or subdivision)

described in paragraph (2) contributed importantly to the workers' separation or threat of separation.

#### **Affirmative Determinations for Worker Adjustment Assistance and Alternative Trade Adjustment Assistance**

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

The following certifications have been issued. The requirements of (a)(2)(A) (increased imports) of Section 222 have been met, and Section 246(a)(3)(A)(ii) of the Trade Act have been met.

TA-W-59,064; *Gerber Legendary Blades, Fiskars Brands, Your Best Resource*, Portland, OR: March 16, 2005

TA-W-59,095; *Burlington House Finishing Plant*, Burlington, NC: March 27, 2005

TA-W-59,130; *Bari-Jay Fashions Inc.*, New York, NY: March 17, 2005

TA-W-59,146; *NTN—BCA Corporation*, Lititz, PA: June 12, 2005

TA-W-59,236; *Delta Creative, Inc., Delta Technical Coatings, Inc., Select Temp.*, Whittier, CA: April 14, 2005

TA-W-59,125; *Weyerhaeuser Corporation, Elmira Heights*, NY: March 28, 2005

TA-W-59,246; *Newco Fibre Company*, Charlotte, NC: April 5, 2005

TA-W-59,328; *Funny-Bunny Incorporated, Doing Business As Cach Cach*, Santa Ana, CA: May 3, 2005

The following certifications have been issued. The requirements of (a)(2)(B) (shift in production) of Section 222 and Section 246(a)(3)(A)(ii) of the Trade Act have been met.

TA-W-59,104; *TRW Automotive, Occupant Safety Systems Div., Volt Temp.*, Cookeville, TN: March 21, 2005

TA-W-59,149; *Cole Hersee Co., So. Boston*, MA: April 4, 2005

TA-W-59,179; *Solo Cup Operating Group, Hoffmaster Division*, Glens Falls, NY: March 23, 2005

TA-W-59,220; *First Choice Staffing Inc., Working On-Site at ITT, MFC Electronic*, Santa Ana, CA: April 14, 2005

TA-W-59,232; *Superior Uniform Group Inc., McGehee Industries Div.*, McGehee, AR: April 17, 2005

TA-W-59,305; *PDS Technical Services Inc., On-Site at Carrier Corp*, Morrison, TN: April 24, 2005

TA-W-59,195; *Photronics, Inc.*, Milpitas, CA: April 11, 2005

TA-W-59,109; *Fuji Photo Film, Inc., Plant F and Plant N, Staff Source, Inc.*, Greenwood, SC: March 28, 2005

TA-W-59,189; *Photronics, Inc.*, Austin, TX: March 31, 2005

TA-W-59,202; *Howell Pennkraft, Howell*, MI: December 1, 2005

TA-W-59,289; *Isola Group USA Corporation, Polyclad Technologies Div.*, Franklin, NH: April 27, 2005

TA-W-59,289A; *Isola Group USA Corporation, Polyclad Technologies Div.*, Franklin, NH: April 27, 2005

TA-W-59,289B; *Isola Group USA Corporation, Polyclad Technologies Div.*, Millbury, MA: April 27, 2005

TA-W-59,363; *Moore Wallace, An RR Donnelley Co., Pre-Press Depart.*, Iowa City, IA: April 28, 2005

The following certification has been issued. The requirement of supplier to a trade certified firm and Section 246(a)(3)(A)(ii) of the Trade Act have been met.

TA-W-59,206; *Elmore-Pisgah, Inc.*, Spindale, NC: April 12, 2005

TA-W-59,161; *Danish Silversmith*, Cranston, RI: April 5, 2005

The following certification has been issued. The requirement of downstream producer to a trade certified firm and Section 246(a)(3)(A)(ii) of the Trade Act have been met.

None

#### **Negative Determinations for Worker Adjustment Assistance**

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

The investigation revealed that criterion (a)(2)(A)(I.A) and (a)(2)(B)(II.A) (no employment decline) has not been met.

None

The investigation revealed that criteria (a)(2)(A)(I.B.) (Sales or production, or both, did not decline) and (a)(2)(B)(II.B) (shift in production to a foreign country) have not been met.

None

The investigation revealed that criteria (a)(2)(A)(I.C.) (increased imports) and (a)(2)(B)(II.B) (No shift in production to a foreign country) have not been met.

TA-W-59,206; *Elmore-Pisgah, Inc.*, Spindale, NC: April 12, 2005

TA-W-59,161; *Danish Silversmith*, Cranston, RI: April 5, 2005

The investigation revealed that criteria (a)(2)(A)(I.C.) (Increased imports and (a)(2)(B)(II.C) (has shifted production to a foreign country) have not been met.

TA-W-58,740; Jasc Software, Eden Prairie, MN.

TA-W-59,112; Volex, Inc., Power Cord Products Div., Clinton, AR.

The workers firm does not produce an article as required for certification under Section 222 of the Trade Act of 1974.

TA-W-58,975; Nazar Rubber Company, Toledo, OH.

TA-W-59,118; Thomson, Inc., Circleville, OH.

TA-W-59,155; California Cedar Products, McCloud, CA.

TA-W-59,205; Alliance Data, ADS Alliance Data Systems, Inc., Reno, OH.

TA-W-59,225; Cigna Healthcare Service Operations, Columbus, OH.

TA-W-59,300; Philips Medical Systems (Cleveland), Inc., Finance Organization, Highland Heights, OH.

The investigation revealed that criteria (2) has not been met. The workers firm (or subdivision) is not a supplier or downstream producer to trade-affected companies.

None

#### **Affirmative Determinations for Alternative Trade Adjustment Assistance**

In order for the Division of Trade Adjustment Assistance to issue a certification of eligibility to apply for Alternative Trade Adjustment Assistance (ATAA) for older workers, the group eligibility requirements of Section 246(a)(3)(A)(ii) of the Trade Act must be met.

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

In the following cases, it has been determined that the requirements of Section 246(a)(3)(ii) have been met.

I. Whether a significant number of workers in the workers' firm are 50 years of age or older.

II. Whether the workers in the workers' firm possess skills that are not easily transferable.

III. The competitive conditions within the workers' industry (i.e., conditions within the industry are adverse).

#### **Negative Determinations for Alternative Trade Adjustment Assistance**

In order for the Division of Trade Adjustment Assistance to issue a certification of eligibility to apply for Alternative Trade Adjustment Assistance (ATAA) for older workers, the group eligibility requirements of Section 246(a)(3)(A)(ii) of the Trade Act must be met.

In the following cases, it has been determined that the requirements of Section 246(a)(3)(ii) have not been met for the reasons specified.

Since the workers are denied eligibility to apply for TAA, the workers cannot be certified eligible for ATAA.

TA-W-58,991; Lear Corporation, Interior Systems Div., Lebanon, VA.

TA-W-59,197; Collins and Aikman Products Co., PO Box 208, Farmville, NC.

TA-W-58,740; Jasc Software, Eden Prairie, MN.

TA-W-59,112; Volex, Inc., Power Cord Products Div., Clinton, AR.

TA-W-58,975; Nazar Rubber Company, Toledo, OH.

TA-W-59,118; Thomson, Inc., Circleville, OH.

TA-W-59,155; California Cedar Products, McCloud, CA.

TA-W-59,205; Alliance Data, ADS Alliance Data Systems, Inc., Reno, OH.

TA-W-59,225; Cigna Healthcare Service Operations, Columbus, OH.

TA-W-59,300; Philips Medical Systems (Cleveland), Inc., Finance Organization, Highland Heights, OH.

The Department has determined that criterion (1) of Section 246 has not been met. Workers at the firm are 50 years of age or older.

None

The Department has determined that criterion (2) of Section 246 has not been met. Workers at the firm possess skills that are easily transferable.

TA-W-59,064; Gerber Legendary Blades, Fiskars Brands, Your Best Resource, Portland, OR:

TA-W-59,328; Funny-Bunny Incorporated, Doing Business As Cach Cach, Santa Ana, CA:

TA-W-59,220; First Choice Staffing Inc., Working On-Site at ITT, MFC Electronic, Santa Ana, CA:

The Department has determined that criterion (3) of Section 246 has not been met. Competition conditions within the workers' industry are not adverse.

None

I hereby certify that the aforementioned determinations were issued during the month of May 2006. 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 16, 2006.

**Erica R. Cantor,**

*Director, Division of Trade Adjustment Assistance.*

[FR Doc. E6-7949 Filed 5-23-06; 8:45 am]

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## **DEPARTMENT OF LABOR**

### **Employment and Training Administration**

[TA-W-59,306]

#### **Liebert Corporation, Irvine, CA; Notice of Termination of Investigation**

Pursuant to Section 221 of the Trade Act of 1974, as amended, an investigation was initiated on May 1, 2006 in response to a worker petition filed by the Employment Development Department of the State of California on behalf of workers at Liebert Corporation, Irvine, California.

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

Signed at Washington, DC, this 9th day of May 2006.

**Richard Church,**

*Certifying Officer, Division of Trade Adjustment Assistance.*

[FR Doc. E6-7946 Filed 5-23-06; 8:45 am]

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## **DEPARTMENT OF LABOR**

### **Employment and Training Administration**

[TA-W-59,144]

#### **Liu's Garment, Inc.; San Francisco, CA; Notice of Termination of Investigation**

Pursuant to Section 221 of the Trade Act of 1974, as amended, an investigation was initiated on April 3, 2006 in response to a worker petition filed on behalf of workers at Liu's Garment, Inc., San Francisco, California.

The Department has been unable to locate company officials of the subject firm or other knowledgeable persons to obtain the information necessary to reach a determination on worker group eligibility. Consequently, further investigation in this case would serve no purpose, and the investigation has been terminated.

Signed at Washington, DC, this 11th day of May 2006.

**Richard Church,**

*Certifying Officer, Division of Trade Adjustment Assistance.*

[FR Doc. E6-7947 Filed 5-23-06; 8:45 am]

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