

of the Missouri State Implementation Program ("SIP"); (2) operation of its facility without applying for or obtaining an operating permit as required by the federally approved Missouri Title V provisions, Rule 10 CSR 10-6.065; and (3) violation of federally approved Missouri Rule 10 CSR 10-5.300(3)(A)(2) which requires training of all persons involved in solvent metal cleaning or degrading at all installations that emit volatile organic compounds (VOCs) from solvent metal cleaning or degreasing operations. It also alleges violations of the Resource, Conservation and Recovery Act, 42 U.S.C. 6925, and Clean Water Act, 42 U.S.C. 1321.

The Consent Decree settles these claims in exchange for payment of a civil penalty of \$1,500,000 and True's performance of injunctive relief and three Supplemental Environmental Projects. True will remove the equipment for which it did not get the required permits and replace all of its solvent-based ink presses with presses that use ultraviolet light to cure ink, install three silk-screen cleaning machines that are enclosed systems with a solvent recovery system, and install a water filtration system.

The Department of Justice will receive for a period of thirty (30) days from the date of this publication comments relating to the Consent Decree. Comments should be addressed to the Assistant Attorney General, Environmental and Natural Resources Division, PO Box 7611, U.S. Department of Justice, Washington, DC 20044-7611, and should refer to *U.S. v. True Manufacturing Company Consent Decree*, D.J. Ref. 90-5-2-1-07357.

The Consent Decree may be examined at the Office of the United States Attorney, Eastern District of Missouri, 111 10th Street, St. Louis, MO 63102 and at U.S. EPA Region VII, U.S. EPA, Region VII, 901 N. 5th Street, Kansas City, KS 66101, (913) 551-7471. During the public comment period, the Consent Decree may also be examined on the following Department of Justice website, <http://www.usdoj.gov/enrd/open.html>. A copy of the Consent Decree may also be obtained by mail from the Consent Decree Library, PO Box 7611, U.S. Department of Justice, Washington, DC 20044-7611 or by faxing or e-mailing a request to Tonia Fleetwood (tonia.fleetwood@usdoj.gov), fax no. (202) 514-0097, phone confirmation number (202) 514-1547. In requesting a copy from the Consent Decree Library, please enclose a check in the amount of

\$10.25 (25 cents per page reproduction cost) payable to the U.S. Treasury.

Robert Maher,

Assistant Chief, Environmental Enforcement Section, Environment and Natural Resources Division.

[FR Doc. 04-10842 Filed 5-12-04; 8:45 am]

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DEPARTMENT OF LABOR

Employment and Training Administration

[TA-W-50,186]

Don Shapiro Industries, Inc., Doing Business as Action West, Baxter International Corp., El Paso, TX; 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), as amended, the Department of Labor issued a Certification of Eligibility to Apply for Worker Adjustment Assistance on December 12, 2002, applicable to workers of Don Shapiro Industries, Inc., doing business as Action West, located in El Paso, Texas. The notice was published in the **Federal Register** on January 9, 2003 (68 FR 1201).

At the request of petitioners, the Department reviewed the certification for workers of Action West in El Paso, Texas. New information obtained from the company, shows that on November 7, 2003, Baxter International Corporation acquired the employees and certain assets of the subject firm at the El Paso, Texas location. Some workers have been subsequently separated from employment with Baxter International Corporation.

It is the Department's intent to cover all workers of the firm impacted by increased imports. Accordingly, the Department is amending the certification to expand coverage to workers of the successor firm, Baxter International Corporation.

The amended notice applicable to TA-W-50,186 is hereby issued as follows:

All workers of Don Shapiro Industries, Inc., doing business as Action West, currently known as Baxter Industries Corporation, El Paso, Texas, who became totally or partially separated from employment on or after December 27, 2002, through December 12, 2004, are eligible to apply for adjustment assistance under section 223 of the Trade Act of 1974.

Signed in Washington, DC, this 27th day of April, 2004.

Linda G. Poole,

Certifying Officer, Division of Trade Adjustment Assistance.

[FR Doc. 04-10865 Filed 5-12-04; 8:45 am]

BILLING CODE 4510-13-P

DEPARTMENT OF LABOR

Employment and Training Administration

[TA-W-54,581]

Baxter International Corporation Formerly Action West/Don Shapiro Industries 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 March 15, 2004, in response to a petition filed on behalf of workers of Action West, Don Shapiro, Baxter Corporation, El Paso, Texas.

The investigation revealed that the workers are former employees of Don Shapiro Industries, doing business as Action West, El Paso, Texas. Since Baxter International is a successor firm, the existing certification, TA-W-50,186, is amended this date to include the workers of Baxter International Corporation. Consequently, this investigation is terminated.

Signed at Washington, DC, this 27th day of April 2004.

Linda G. Poole,

Certifying Officer, Division of Trade Adjustment Assistance.

[FR Doc. 04-10867 Filed 5-12-04; 8:45 am]

BILLING CODE 4510-30-P

DEPARTMENT OF LABOR

Employment and Training Administration

[TA-W-53,209]

Computer Sciences Corp., Financial Services Group ("FSG"), East Hartford, CT; Notice of Affirmative Determination Regarding Application for Reconsideration

By letter of November 24, 2003, a petitioner 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 October 24, 2003, and published in the **Federal Register** on November 28, 2003 (68 FR 66878).

The Department reviewed the request for reconsideration and has determined that the Department will conduct further investigation to establish whether petitioning workers produced an article within the meaning of section 222 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 Department of Labor's prior decision. The application is, therefore, granted.

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

Linda G. Poole,

Certifying Officer, Division of Trade Adjustment Assistance.

[FR Doc. 04-10864 Filed 5-12-04; 8:45 am]

BILLING CODE 4510-30-P

DEPARTMENT OF LABOR

Employment and Training Administration

[TA-W-54,143]

Elizabeth Weaving, Inc., Elite Textile Limited, Blacksburg, SC; 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 Certification of Eligibility To Apply for Worker Adjustment Assistance on March 2, 2004, applicable to workers of Elizabeth Weaving, Inc., Grover, North Carolina. The notice was published in the **Federal Register** on April 6, 2004 (69 FR 18110). The certification was amended on March 2, 2004, to correct the city and state location of the subject firm. The notice was published in the **Federal Register** on April 16, 2004 (69 FR 20643).

At the request of the State agency, the Department reviewed the certification for workers of the subject firm. The workers were engaged in the production of upholstery fabric.

New information shows that workers separated from employment at the subject firm from June 30, 2003, until March 12, 2004, had their wages reported under a separate unemployment insurance (UI) tax account for Elite Textile Limited.

Accordingly, the Department is amending the certification to properly reflect this matter.

The intent of the Department's certification is to include all workers of Elizabeth Weaving, Inc., Blacksburg,

South Carolina, who were adversely affected by increased imports.

The amended notice applicable to TA-W-54,143 is hereby issued as follows:

All workers of Elizabeth Weaving, Inc., Elite Textile, Limited, Blacksburg, South Carolina, who became totally or partially separated from employment on or after January 21, 2003, through March 2, 2006, are eligible to apply for adjustment assistance under section 223 of the Trade Act of 1974.

Signed at Washington, DC, this 30th day of April, 2004.

Elliott S. Kushner,

Certifying Officer, Division of Trade Adjustment Assistance.

[FR Doc. 04-10860 Filed 5-12-04; 8:45 am]

BILLING CODE 4510-30-P

DEPARTMENT OF LABOR

Employment and Training Administration

[TA-W-53,993]

Newell Rubbermaid, Inc., Wooster, OH; Notice of Affirmative Determination Regarding Application for Reconsideration

By application of April 2, 2004, the United Steelworkers of America, Local 302L, 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 Department's determination was signed on March 4, 2004, and the Notice was published in the **Federal Register** on April 6, 2004 (69 FR 18109).

The Department reviewed the request for reconsideration and has determined that further investigation is appropriate given that the customer survey may be erroneous.

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 3rd day of May, 2004.

Elliott S. Kushner,

Certifying Officer, Division of Trade Adjustment Assistance.

[FR Doc. 04-10861 Filed 5-12-04; 8:45 am]

BILLING CODE 4510-30-P

DEPARTMENT OF LABOR

Employment and Training Administration

[TA-W-53,702]

Snap-On Tools Manufacturing Company, Kenosha, WI; Notice of Negative Determination Regarding Application for Reconsideration

By application of March 5, 2004, International Association of Machinists, District 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 published in the **Federal Register** on March 12, 2004 (69 FR 11888).

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, filed on behalf of workers at Snap-On Tools Manufacturing Company, Kenosha, Wisconsin engaged in the production of hand tools, was denied because criteria I.C and I.I.B and the "contributed importantly" group eligibility requirement of Section 222 of the Trade Act of 1974, as amended, were not met. The "contributed importantly" test is generally demonstrated through a survey of the workers' firm's customers. The survey revealed an insignificant level of imports during the relevant period. The subject firm imported a negligible amount of hand tools during the relevant period.

The petitioner alleges that the company is currently in the process of purchasing a facility in China for the purpose of shifting some of the production from the subject facility.

A company official was contacted in regard to these allegations. The official stated that there never was a shift of hand tools production from Snap-On Tools Manufacturing Company, Kenosha, Wisconsin abroad and no plans exist to move any production from the subject facility to China.

The petitioner further alleges that Snap-on, Inc. is considering to