

Signed at Washington, DC, this 8th day of July, 2005.

**Richard Church,**

*Certifying Officer, Division of Trade Adjustment Assistance.*

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## DEPARTMENT OF LABOR

### Employment and Training Administration

[TA-W-57,476]

#### Menasha Packaging Company, Otsego Mill, Otsego, MI; Notice of Termination of Investigation

Pursuant to Section 221 of the Trade Act of 1974, as amended, an investigation was initiated on June 29, 2005 in response to a petition filed by a company official on behalf of workers at Menasha Packaging Company, Otsego Mill, Otsego, Michigan.

The petitioner has requested that the petition be withdrawn. Consequently, further investigation would serve no purpose, and the investigation has been terminated.

Signed at Washington, DC, this 1st day of July, 2005.

**Linda G. Poole,**

*Certifying Officer, Division of Trade Adjustment Assistance.*

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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 (TA-W) number and alternative trade adjustment assistance (ATAA) by (TA-W) number issued during the periods of June and July 2005.

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.

#### 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 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-57,224; *Meridian Automotive Systems, Inc., Canandaigua, NY*  
TA-W-57,131; *Merry Maid Novelties, Bangor, PA*

TA-W-57,145; *Columbia Lighting, Hubbell Lighting, Inc. Division, Spokane, WA*

TA-W-57,197; *Penn Ventilation, a subsidiary of Air System Components, LP, Tabor City, NC*  
TA-W-56,565; *Kraft Foods Global, Inc., South Edmeston Manufacturing, New Berlin, NY*

TA-W057,206; *Motor Components, LLC, Elmira, NY*

TA-W-57,111; *Dayco Products LLC, Engineering Department, Rochester Hills, MI*

TA-W-57,172; *Meridian Automotive Systems, Inc., Newton, NC*

TA-W-57,214; *Omnova Solutions, Inc., Decorative Products Div., Jeannette, PA*

TA-W-57,230; *Lear Automotive Manufacturing, LLC, Monroe, MI*

TA-W-57,345; *Merrimac Paper Co., Lawrence, MA*

TA-W-56,986; *BASF Corp., Agricultural Products Div., Beaumont, TX*

TA-W-57,171; *Focus: Hope, Manufacturing Div., Detroit, MI*

TA-W-57,247 & *A Menasha Packaging Co., LLC Neenah, WI and Hartford, WI*

TA-W-57,285; *Pemstar Chaska Div., Chaska, MN*

TA-W-57,465; *Premier Refractories, Snow Shoe, PA*

TA-W-57,190; *National Wood Products, Oxford, ME*

The investigation revealed that criteria (a)(2)(A)(I.B.) (Sales or