

APPENDIX.—TAA PETITIONS INSTITUTED BETWEEN 7/17/06 AND 7/21/06—Continued

TA-W	Subject firm (petitioners)	Location	Date of institution	Date of petition
59757	Boxer Rebellion, Inc.(Wkrs)	Emporia, VA	07/21/06	07/12/06
59758	Fulflex of Vermont(Comp)	Brattleboro, VT	07/21/06	07/19/06
59759	Uniwave, Inc.(Comp)	Farmingdale, NY	07/21/06	07/19/06
59760	Huntington Foam Corporation(Comp)	Mt. Pleasant, PA	07/21/06	07/19/06
59761	Ace Products, LLC(Wkrs)	Conneautville, PA	07/21/06	07/19/06
59762	United Autoworkers (UAW)(State)	Greenville, MI	07/21/06	07/20/06
59763	Carlisle Publishing Services(Comp)	Dubuque, IA	07/21/06	07/20/06
59764	Astro Dye Works(Comp)	Calhoun, GA	07/21/06	07/20/06
59765	Indiana Tube Corporation(Comp)	Evansville, IN	07/21/06	07/20/06
59766	HBD Industries(State)	Oneida, TN	07/21/06	07/20/06
59767	Cooper Standard(State)	El Dorado, AR	07/21/06	07/20/06
59768	Lenovo, Incorporated(Wkrs)	Durham, NC	07/21/06	07/20/06
59769	Chapin International(State)	Batavia, NY	07/21/06	07/20/06
59770	Surgical Support Services(Wkrs)	Eureka, MO	07/21/06	07/19/06

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DEPARTMENT OF LABOR**Employment and Training
Administration****Notice of Determinations Regarding
Eligibility To Apply for Worker
Adjustment Assistance and Alternative
Trade 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 period of July 2006.

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. 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 for secondarily affected 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) 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.

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.

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

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

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

**Affirmative Determinations for Worker
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 Section 222(a)(2)(A) (increased imports) of the Trade Act have been met.

None.

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

TA-W-59,635; *Minnesota Rubber, A Quadion Company, Mason City, IA*: June 23, 2005.

The following certifications have been issued. The requirements of Section 222(b) (supplier to a firm whose workers are certified eligible to apply for TAA) of the Trade Act have been met.

None.

The following certifications have been issued. The requirements of Section 222(b) (downstream producer for a firm whose workers are certified eligible to apply for TAA based on increased imports from or a shift in production to Mexico or Canada) of the Trade Act have been met.

None.

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 Section 222(a)(2)(A) (increased imports) and Section 246(a)(3)(A)(ii) of the Trade Act have been met.

TA-W-59,481; *Electrolux Home Products, Laundry Division, Jefferson, IA*: May 22, 2005.

TA-W-59,542; *Tyler Pipe Co., Division of McWane, Inc., Macungie, PA*: May 15, 2005.

TA-W-59,579; *Harodite Industries, Taunton, MA*: June 15, 2005.

TA-W-59,641; *Arizona Textiles, A Division of Charming Shoppers, Phoenix, AZ*: June 27, 2005.

TA-W-59,665; *Hillerich and Bradsby Co., Louisville Slugger Division, Ontario, CA*: July 3, 2005.

TA-W-59,669; *Cedar Works, LLC, Pennington Seed, Inc., Peebles, OH*: July 5, 2005.

TA-W-59,448; *Collins and Aikman Products Co., Soft Trim Division, Farmville, NC*: May 24, 2005.

TA-W-59,541; *Waterbury Rolling Mills, Olin Corporation, Waterbury, CT*: June 8, 2005.

TA-W-59,604; *Georgia Pacific, Idaho White Pine Division, Willstaff Temporary Agency, Savannah, GA*: June 21, 2005.

TA-W-59,634; *Hi-Lite Industries, Inc., Greensburg, PA*: June 26, 2005.

TA-W-59,700; *RMG Foundry LLC, Mishawaka, IN*: July 10, 2005.

TA-W-59,566; *Cho Won, Inc., Van Nuys, CA*: June 13, 2005.

TA-W-59,610; *E C Service, Inc., New York, NY*: June 16, 2005.

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

TA-W-59,608; *Eaton Corporation, Oklahoma City Clutch Plant, Express & Manpower, Oklahoma City, OK*: June 21, 2005.

TA-W-59,644; *Quebecor World Kingsport, Inc., Kingsport, TN*: June 24, 2005.

TA-W-59,661; *National Starch and Chemical, A Division of Imperial Chemical Industry, Hazleton, PA*: June 30, 2005.

TA-W-59,686; *Maxtor Corp., A Wholly owned Subsidiary of Seagate Corp., Shrewsbury, MA*: July 7, 2005.

TA-W-59,691; *Russell Corporation, Russell Activewear Div., Brundidge, AL*: July 7, 2005.

TA-W-59,562; *Arkema, Inc., Thiochemicals Division, Riverview, MI*: May 26, 2005.

TA-W-59,619; *Williams Controls, Inc., Opti Staffing, Madden Industrial Craftsman, Staffmark, Portland, OR*: June 20, 2005.

TA-W-59,663; *Stapleton Metals Division, Clarksville, AR*: July 3, 2005.

TA-W-59,676; *Job Store, Inc. (The), On-Site At Picolight, Inc., Louisville, CO*: July 6, 2005.

TA-W-59,692; *Hooker Furniture Corp., Roanoke, VA*: July 10, 2005.

The following certifications have been issued. The requirements of Section 222(b) (supplier to a firm whose workers are certified eligible to apply for TAA) and Section 246(a)(3)(A)(ii) of the Trade Act have been met.

TA-W-59,442; *TCI Ceramics, Inc., A Subsidiary of National Magnetics Group, Hagerstown, MD*: May 22, 2005.

TA-W-59,558; *Clarion Technologies, Inc., Caledonia, MI*: June 21, 2005.

TA-W-59,657; *IH Services, Inc., Working at Rabun Apparel, Inc., A Division of Fruit of the Loom, Rabun Gap, GA*: June 29, 2005.

The following certifications have been issued. The requirements of Section 222(b) (downstream producer for a firm whose workers are certified eligible to apply for TAA based on increased imports from or a shift in production to Mexico or Canada) and Section 246(a)(3)(A)(ii) of the Trade Act have been met.

None.

Negative Determinations For Alternative Trade Adjustment Assistance

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

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

TA-W-59,635; *Minnesota Rubber, A Quadion Company, Mason City, IA*.

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

None.

Negative Determinations for Worker Adjustment Assistance and Alternative Trade Adjustment Assistance

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

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

The investigation revealed that criteria (a)(2)(A)(I.A.) and (a)(2)(B)(II.A.) (employment decline) have not been met.

TA-W-59,624; *Pintex Cutting Company, Greenville, SC*.

TA-W-59,642; *Fontaine International, Inc., Calera, AL*.

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.) (shift in production to a foreign country) have not been met.

TA-W-58,891; *Molnlycke Health Care, Inc., El Paso, TX*.

TA-W-59,517; *Advanced Electronics, Inc., Boston, MA*.

The investigation revealed that the predominate cause of worker separations is unrelated to criteria (a)(2)(A)(I.C.) (increased imports) and (a)(2)(B)(II.C.) (shift in production to a foreign country).

TA-W-59,520; *Leemah Electronics, Inc., San Francisco, CA*.

TA-W-59,627; Liebert Corporation, Irvine, CA.

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

TA-W-59,494; Sun Microsystems, Inc., Information Technology Group, Santa Clara, CA.

TA-W-59,521; Dora L. International, Customer Service Division, Los Angeles, CA.

TA-W-59,632; Lightmaster Systems, Inc., Cupertino, CA.

TA-W-59,637; Americas Finance Organization, A Subdivision of Lenovo USA, Research Triangle Park, NC.

TA-W-59,640; Armstrong World Industries Inc., Customer Service Call Center, Lancaster, PA.

TA-W-59,662; Geneva Steel LLC, A Subsidiary of Geneva Steel Holdings, Vineyard, UT.

TA-W-59,683; Morse Automotive Corp., Arkadelphia, AR.

The investigation revealed that criteria of Section 222(b)(2) has not been met. The workers' firm (or subdivision) is not a supplier to or a downstream producer for a firm whose workers were certified eligible to apply for TAA.

TA-W-59,534; Pictorial Engraving Co., Charlotte, NC.

I hereby certify that the aforementioned determinations were issued during the month of July 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: July 28, 2006.

Erica R. Cantor,
Director, Division of Trade Adjustment Assistance.

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DEPARTMENT OF LABOR

Employment and Training Administration

[TA-W-58,935]

WSW Company of Sharon, Inc., a Subsidiary of Wormser Company, Sharon, TN; Notice of Negative Determination on Reconsideration

On May 10, 2006, the Department issued an Affirmative Determination Regarding Application for Reconsideration for the workers and former workers of the subject firm. The

Notice was published in the **Federal Register** on May 19, 2006 (71 FR 29184).

The petition for Trade Adjustment Assistance (TAA), dated February 28, 2006, filed on behalf of workers of WSW Company of Sharon, Inc., a Subsidiary of Wormser Company, Sharon, Tennessee (subject facility) was denied because, during the relevant period, the workers did not produce an article within the meaning of the Trade Act and did not support a domestic production facility that was import-impacted. While the subject facility was previously certified for TAA (TA-W-51,848), the certification expired prior to the petition date (expired on June 30, 2005).

In the request for reconsideration, the petitioners assert that, during the relevant period, they were engaged in activity related to the production of an article (children's sleepwear) manufactured by Wormser Company (subject firm).

During the reconsideration investigation, the Department confirmed that domestic production had ceased in 2004 and, therefore, determined that production did not take place at the subject facility during the relevant period.

In subsequent submissions, the petitioners asserted that they produced "pick tickets" (internal-use distribution documents) and labels used for shipping. Although the workers' activities resulted in printed material, this material is incidental to the provision of distribution services. The Department has consistently determined that items produced as a result of the provision of services are not marketable and not an article for purposes of the Trade Act.

Further, information provided by the petitioners reveal that the activities in which they were engaged supported a domestic warehousing and shipping facility, not a production facility.

Conclusion

After review of the application and investigative findings, I conclude that there has been no error or misinterpretation of the law or of the facts which would justify reconsideration of the Department of Labor's prior decision. Accordingly, the application is denied.

Signed at Washington, DC, this 27th day of July 2006.

Elliott S. Kushner,
Certifying Officer, Division of Trade Adjustment Assistance.

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DEPARTMENT OF LABOR

Employment and Training Administration

Solicitation for Grant Applications (SGA); Community-Based Job Training Grants Correction

AGENCY: Employment and Training Administration (ETA), Labor.

ACTION: Notice; correction and supplemental information.

SUMMARY: The Employment and Training Administration published a document in the **Federal Register** on July 3, 2006, concerning the availability of grant funds to support workforce training for high-growth/high-demand industries through the national system of community and technical colleges. This correction is to explain how One-Stop Career Center applicants must apply and to provide additional clarification regarding direct training costs, tuition payments, and the leveraging of Workforce Investment Act resources.

FOR FURTHER INFORMATION CONTACT: Kevin Brumback, Grants Management Specialist, Division of Federal Assistance, (202) 693-3381.

Corrections

In the **Federal Register** of July 3, 2006, in FR Volume 71, Number 127: On Page 37953, in the third column, Section III(A)(4) is corrected to read:

4. One-Stop Career Centers, as established under Section 121 of the Workforce Investment Act of 1998 (Pub. L. 105-220). The eligible applicant for One-Stop Career Centers is the One-Stop Operator, as defined under Section 121 of the Workforce Investment Act of 1998 (Pub. L. 105-220), on behalf of the One-Stop Career Center. The applicant must: (1) Have a letter of concurrence from all signatories to the One-Stop Career Center Memorandum of Understanding, including the Local Workforce Investment Board (WIB) and all mandatory partners, as specified in Section 121 of the Workforce Investment Act of 1998; (2) demonstrate that the proposed activities are consistent with the state strategic Workforce Investment Act plan; and (3) demonstrate that the Local Workforce Investment Board, or its designated fiscal agent, will serve as the fiscal agent for the grant. The Workforce Investment Board's support and involvement in the project should be detailed in the letter of concurrence, which should also address the above requirements (2) and (3). The WIB may also address above requirements 2 and 3 in a separate letter