

Employment and Training Administration

[TA-W-27,496]

Allied-Signal Aerospace Company, Garrett Fluid Systems Division, Tempe, AZ; Negative Determination On Reconsideration

On November 18, 1994 the United States Court of International Trade (USCIT) remanded for further investigation the Department's negative determination for workers at the subject firm in *Bennett v. Secretary of Labor* (93-02-00080).

The workers filing under petition TA-W-29,426 were initially denied eligibility to apply for trade adjustment assistance (TAA) on September 18, 1992. The notice was published in the **Federal Register** on October 13, 1992 (57 FR 46880). The workers were denied on application for reconsideration on December 4, 1992. This notice was published in the **Federal Register** on December 11, 1992 (57 FR 58826).

The Department's denial was based on the fact that the increased import criterion and the "contributed importantly" test of the Worker Group Eligibility Requirements of the Trade Act were not met. U.S. imports of parts for military aircraft decreased in the latest 12-month period May through April 1991-1992 compared with the same period in 1990-1991.

The "contributed importantly" test is generally demonstrated through a survey of the workers' firm's customers. The Department conducted a bid survey on 11 major customers of Allied Signal for engine starters, valve, actuation systems and aerospace hardware. The survey showed no foreign impact since the successful awardees were all domestic firms.

The petition shows that the workers in question were from the Tool Room which did not produce an article which actually went on the market. The Tool Room is a support group to production operations.

Other findings show that the production workers were not separately identifiable by product and that only a negligible amount of production was shifted to Singapore. The findings also show that sales are equal to production. None of the systems produced at Tempe were produced for inventory or shelf-life.

The Department, on reconsideration, was able to contact most of persons indicated on petitioner Jeffrey Whitehead petition attachment. None of the company officials or former company officials had any evidence

which would contradict the Department's negative decision.

Also, a reconsideration, the Department obtained a breakout of Tempe's sales for 1990, 1991 and 1992 together with Tempe's purchases from Singapore. All of Singapore's sales went to Allied Signal at Tempe. Tempe's purchases from Singapore declined in 1991 and 1992 compared to the year immediately prior. Although production was resourced to Singapore, the major share came from Allied Signal's outside domestic subcontractors and as such did not have any adverse effect on Allied Signal's Tempe facility.

Further, Tempe's purchases from Singapore were insignificant when compared to total Tempe's sales and would not form a basis for a worker group certification. Tempe's Singapore purchases accounted for only 1.4 percent of Tempe's sales in both 1990 and 1991 and declined to 1.2 percent of Tempe's sales in 1992.

Tempe's sales in 1992 were relatively constant declining only about 1.2 percent compared to 1991. Some major categories of sales (pneumatic systems and jet engine starters) actually increased in 1992 compared to 1991.

Certification under the Trade Act of 1974 is based on increased imports of articles that are like or directly competitive with those articles produced at the workers' firm. The subject firm produces mainly pneumatic systems, engine starters, air valve systems and actuation systems for the aerospace industry. The shipment of tooling (holding fixtures and gauges) and the construction of new tooling for the Singapore plant would not form a basis for a worker group certification. Tooling and the shipment of capital goods to Singapore are not like or directly competitive with the articles produced at Tempe which go into the market as final articles or systems. Much of the weight behind the petitioners allegations comes from a former tool room supervisor who was contacted but could not provide any documentation or evidence to support the petitioners' claim.

The findings show that worker separations occurred because of corporate reorganizing and redesigning.

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, D.C., this 3rd day of April, 1995.

Victor J. Trunzo,

Program Director, Policy and Reemployment Services, Office of Trade Adjustment Assistance.

[FR Doc. 95-9557 Filed 4-17-95; 8:45 am]

BILLING CODE 4510-30-M

[TA-W-30,683]

Amphenol Aerospace, Sidney, New York; Amended Certification Regarding Eligibility To Apply for Worker Adjustment Assistance

In accordance with section 223 of the Trade Act of 1974 (19 USC 2273) the Department of Labor issued a Certification of Eligibility to Apply for Worker Adjustment Assistance on February 23, 1995 applicable to the workers engaged in employment related to the production of electrical connectors at the subject firm.

The certification notice will soon be published in the **Federal Register**.

At the request of the State Agency, the Department reviewed the certification for workers of the subject firm. The findings show that a coverage overlap exists between this certification and TA-W-27,901 issued on January 26, 1993 for workers of the same worker group in Sidney, New York.

Accordingly, the Department is amending the subject certification to reflect the proper coverage.

The amended notice applicable to TA-W-30,683 is hereby issued as follows:

"All workers of Amphenol Aerospace, Sidney, New York engaged in employment related to the production of electrical connectors who became totally or partially separated from employment on or after January 26, 1995 are eligible to apply for adjustment assistance under Section 223 of the Trade Act of 1974."

Signed at Washington, D.C., this 7th day of April, 1995.

Victor J. Trunzo,

Program Manager, Policy and Reemployment Services, Office of Trade Adjustment Assistance.

[FR Doc. 95-9562 Filed 4-17-95; 8:45 am]

BILLING CODE 4510-30-M

[TA-W-30,734]

Artex Manufacturing Company, Inc., Yates Center, Kansas; Notice of Termination of Investigation

Pursuant to section 221 of the Trade Act of 1974, an investigation was initiated on February 13, 1995 in response to a worker petition which was filed on January 30, 1995 on behalf of

workers at Artex Manufacturing Company, Inc., Yates Center, Kansas.

The Department has recently conducted an investigation regarding certification of eligibility to apply for worker adjustment assistance for workers at Artex Manufacturing Company, Inc. in Abilene, Texas (TA-W-30,628); Overland Park, Kansas; Boonville, Missouri (TA-W-30,630); Manhattan, Kansas (TA-W-30,630A) and at Yates Center, Kansas (TA-W-30,628B) which resulted in a denial issued on March 3, 1995. The denial was based on the results of a survey of Artex's customers; and no new information is available that would reverse that determination. Therefore, further investigation would serve no purpose and this investigation has been terminated.

Signed in Washington, D.C. this 3rd day of April, 1995.

Victor J. Trunzo,

Program Manager, Policy and Reemployment Services, Office of Trade Adjustment Assistance.

[FR Doc. 95-9560 Filed 4-17-95; 8:45 am]

BILLING CODE 4510-30-M

[TA-W-30,866]

Nylon Staple Fibers Department, Lowland, TN; Termination of Investigation

Pursuant to Section 221 of the Trade Act of 1974, an investigation was

initiated on March 27, 1995 in response to a worker petition which was filed on behalf of workers at BASF Corporation, Lowland, Tennessee.

All workers of the subject firm are covered under amended certification (TA-W-30,360B). Consequently, further investigation in this case would serve no purpose; and the investigation has been terminated.

Signed at Washington, D.C. this 10th day of April, 1995.

Victor J. Trunzo,

Program Manager, Policy and Reemployment Services, Office of Trade Adjustment Assistance.

[FR Doc. 95-9565 Filed 4-17-95; 8:45 am]

BILLING CODE 4510-30-M

Investigations Regarding Certifications of Eligibility To Apply for Worker Adjustment Assistance

Petitions have been filed with the Secretary of Labor under section 221(a) of the Trade Act of 1974 ("the Act") and are identified in the Appendix to this notice. Upon receipt of these petitions, the Director of the Office of Trade Adjustment Assistance, Employment and Training Administration, has instituted investigations pursuant to section 221(a) of the Act.

The purpose of each of the investigations is to determine whether the workers are eligible to apply for adjustment assistance under Title II,

Chapter 2, of the Act. The investigations will further relate, as appropriate, to the determination of the date on which total or partial separations began or threatened to begin and the subdivision of the firm involved.

The petitioners or any other persons showing a substantial interest in the subject matter of the investigations may request a public hearing, provided such request is filed in writing with the Director, Office of Trade Adjustment Assistance, at the address shown below, not later than April 28, 1995.

Interested persons are invited to submit written comments regarding the subject matter of the investigations to the Director, Office of Trade Adjustment Assistance, at the address shown below, not later than April 28, 1995.

The petitions filed in this case are available for inspection at the Office of the Director, Office of Trade Adjustment Assistance, Employment and Training Administration, U.S. Department of Labor, 200 Constitution Avenue, NW., Washington, DC 20210.

Signed at Washington, DC, this 3rd day of April, 1995.

Victor J. Trunzo,

Program Manager, Policy and Reemployment Services, Office of Trade Adjustment Assistance.

APPENDIX

Petitioners (union/workers/firm)	Location	Date received	Date of petition	Petition No.	Articles produced
Exxon Production Research Co (Co)	Houston, TX	04/03/95	03/20/95	30,871	Support Services—Oil and Gas.
United Merchants & Manufacturers (Co)	Buffalo, SC	04/03/95	03/19/95	30,872	Unfinished Apparel Fabric.
Joshua Meier Corporation (Wrks)	North Bergen, NJ	04/03/95	03/16/95	30,873	Office Products.
Texwipe Company (Wrks)	Upper Saddle Riv., NJ	04/03/95	03/14/95	30,874	Swabs & Foam Cleaning Products.
Val Mode Lingerie, Inc. (Co)	Bridgeton, NJ	04/03/95	03/17/95	30,875	Ladies Sleepwear.
Anchor Hocking Packaging Co. (GMP)	Glessboro, NJ	04/03/95	01/26/95	30,876	Lids Or Caps For Food and Pharmaceutical.
Bogart Graphics (Wrks)	Erie, PA	04/03/95	03/19/95	30,877	Business Forms.
Russell-Newman, Inc. (Co)	Stamford, TX	04/03/95	03/17/95	30,878	Robes and Loungewear.
Cabot Oil & Gas Corporation (Co)	Houston, TX	04/03/95	03/23/95	30,879	Crude Oil and Natural Gas.
G.E. Power Systems (IUE)	Schenectady, NY	04/03/95	11/19/94	30,880	Turbines and Generators.
Electro-Scan, Inc. (IBT)	Garfield, NJ	04/03/95	03/20/95	30,881	Picture Tubes.
Fischer & Porter Electronics (Wrks)	Vineland, NJ	04/03/95	03/22/95	30,882	Printing Circuits and Components.
Jaclyn, Inc. (Co)	West New York, NJ	04/03/95	03/21/95	30,883	Leather and Plastic Handbags.
Pine Grove Woolens, Inc. (Wrks.)	Pine Grove, PA	04/03/95	03/24/95	30,884	Ladies' Coats and Jackets.
Saratoga Resources, Inc. (Wrks)	Houston, TX	04/03/95	02/27/95	30,885	Oil and Gas.
Ametek Aerospace Products, Inc. (Wrks)	Allentown, PA	04/03/95	03/21/95	30,886	Printed Circuit Boards.
Texaco Inc.-TRMI (Wrks)	Bellaire, TX	04/03/95	03/18/95	30,887	Oil and Gas Marketing Services.
Rogge Affiliates, Inc. (Wrks)	Bandon, OR	04/03/95	03/16/95	30,888	Veneer and Wood.
DeCorp, Inc. (Wrks)	Carrollton, TX	04/03/95	03/24/95	30,889	Women's Dresses and Sportswear.
Robertshaw Control CO (Wrks)	El Paso, TX	04/03/95	03/20/95	30,890	Control Valves and Parts.
Citation Oil and Gas Corp. (Wrks)	Hays, KS	04/03/95	03/03/95	30,891	Oil Drilling.
Central Products Co. (UPIU)	Linden, NJ	04/03/95	03/22/95	30,892	Reinforced Sealing Tapes.