

of the law justified reconsideration of the decision.

The TAA petition, filed on behalf of workers at Camaco, LLC, Marianna Division, Marianna, Arkansas engaged in production of automotive parts, such as metal seat frames, brackets and reinforcement was denied because the "contributed importantly" group eligibility requirement of Section 222 of the Trade Act of 1974 was not met. The "contributed importantly" test is generally demonstrated through a survey of the workers' firm's customers. The survey revealed no imports of automotive parts, such as metal seat frames, brackets and reinforcement in 2005, 2006 and January of 2007 when compared with January of 2006. The subject firm did not import automotive parts, such as metal seat frames, brackets and reinforcement in the relevant period nor did it shift production to a foreign country.

In the request for reconsideration, the petitioner stated that the subject firm made parts for a company which shifted production to Mexico. As a result of this shift, the subject firm experienced declines in sales. Therefore, workers of the subject firm should be eligible for TAA and ATAA.

A company official was contacted to verify the business relationship between the subject firm and the alleged company. The company official stated that the company mentioned in the request for reconsideration was not the subject firm's customer and that the subject firm did not sell parts directly to this firm during the relevant time period. Because the alleged company was not the subject firm's customer during the relevant time period, any information regarding business activities of this company is not relevant to this investigation.

The request for reconsideration also states that "some of the equipment that was utilized here at CAMACO-Marianna is being sent to India to be used at a manufacturing facility there for production of automotive parts."

Further contact with the company official confirmed that CAMACO, LLC, Marianna Division, Marianna, Arkansas is planning to shift a portion of its manufacturing equipment from Marianna, Arkansas to India. The company official further indicated that no production has been moved from the Marianna facility to India as of April 12, 2007, and no time line was established to when this may occur.

Should the shift to India occur, the petitioner is encouraged to file a new petition on behalf of workers at the CAMACO, LLC, Marianna Division, Marianna, Arkansas, thereby creating a

relevant period of investigation that would include changing conditions.

The petitioner further refers to the TAA certifications issued to various businesses and industries located in Marianna, Arkansas. The petitioner alleges that because the subject firm has been the largest employer in Marianna, Arkansas and hence other companies in the area were certified eligible for TAA, workers of the subject firm should also be eligible.

A review of other businesses is not relevant to an investigation concerning import impact on workers applying for trade adjustment assistance. As noted above, "contributed importantly" test is generally demonstrated through a survey of customers of the workers' firm to examine the direct impact on a specific firm. No increased imports were evidenced during the survey of subject firm's customers and the subject firm did not shift production to a foreign country.

#### 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 13th day of April, 2007.

**Elliott S. Kushner,**

*Certifying Officer, Division of Trade Adjustment Assistance.*

[FR Doc. E7-7726 Filed 4-23-07; 8:45 am]

**BILLING CODE 4510-FN-P**

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## DEPARTMENT OF LABOR

### Employment and Training Administration

[TA-W-60,556]

#### **Hitachi Electronic Devices (USA), Inc., Including On-Site Leased Workers of Action Staffing (American Services), Greenville, SC; Amended Certification Regarding Eligibility To Apply for Worker Adjustment Assistance and Alternative Trade Adjustment Assistance**

In accordance with Section 223 of the Trade Act of 1974 (19 U.S.C. 2273), and Section 246 of the Trade Act of 1974 (26 U.S.C. 2813), as amended, the Department of Labor issued a Certification of Eligibility to Apply for Worker Adjustment Assistance and Alternative Trade Adjustment Assistance on February 16, 2007, applicable to workers of Hitachi

Electronic Devices (USA), Inc., including on-site leased workers of Action Staffing, Greenville, South Carolina. The notice was published in the **Federal Register** on February 27, 2007 (72 FR 8795).

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 projection tubes for televisions.

New information provided by the subject firm, shows that American Services is the parent company of the leasing firm, Action Staffing. Leased workers separated from employment at the subject firm had their wages reported under the unemployment insurance (UI) tax account for American Services.

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 Hitachi Electronic Devices (USA), Inc. who were adversely affected by increased imports.

The amended notice applicable to TA-W-60,556 is hereby issued as follows:

All workers of Hitachi Electronic Devices (USA), Inc., including on-site leased workers from Action Staffing, American Services, Greenville, South Carolina, who became totally or partially separated from employment on or after November 25, 2006, through February 16, 2009, are eligible to apply for adjustment assistance under Section 223 of the Trade Act of 1974, and are also eligible to apply for alternative trade adjustment assistance under Section 246 of the Trade Act of 1974.

Signed at Washington, DC, this 16th day of April 2007.

**Linda G. Poole,**

*Certifying Officer, Division of Trade Adjustment Assistance.*

[FR Doc. E7-7725 Filed 4-23-07; 8:45 am]

**BILLING CODE 4510-FN-P**

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## DEPARTMENT OF LABOR

### Employment and Training Administration

#### **Investigations Regarding Certifications of Eligibility To Apply for Worker Adjustment Assistance and Alternative Trade 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 Division 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, Division of Trade Adjustment Assistance, at the address shown below, not later than May 4, 2007.

Interested persons are invited to submit written comments regarding the subject matter of the investigations to the Director, Division of Trade Adjustment Assistance, at the address shown below, not later than May 4, 2007.

The petitions filed in this case are available for inspection at the Office of the Director, Division of Trade Adjustment Assistance, Employment and Training Administration, U.S. Department of Labor, Room C-5311, 200 Constitution Avenue, NW., Washington, DC 20210.

Signed at Washington, DC, this 17th day of April 2007.

**Ralph Dibattista,**

*Director, Division of Trade Adjustment Assistance.*

#### APPENDIX

[TAA petitions instituted between 4/9/07 and 4/13/07]

TA-W	Subject firm (petitioners)	Location	Date of institution	Date of petition
61261	Missbrenner Prints, Inc. (Comp)	Clifton, NJ	04/09/07	03/13/07
61262	Linium Staffing LLC (State)	Vernon, CT	04/09/07	04/05/07
61263	Parker Hannifin Corporation (Comp)	Iron Gate, VA	04/09/07	04/05/07
61264	Sanmine-Woburn (State)	Woburn, MA	04/09/07	04/06/07
61265	O'Bryan Brothers, Inc. (Wkrs)	Leon, IA	04/09/07	04/06/07
61266	Mortgage Guaranty Insurance Corp. (Wkrs)	Milwaukee, WI	04/09/07	03/23/07
61267	Fox River Paper/Neenah Paper (Comp)	Housatonic, MA	04/10/07	04/09/07
61268	Hewlett Packard Development Company TSG division (State).	Austin, TX	04/10/07	04/09/07
61269	Auto Truck Transport Corp. (State)	Portland, OR	04/10/07	04/09/07
61270	CNH American LLC, Belleville Manufacturing Plant (Comp)	Belleville, PA	04/10/07	04/09/07
61271	J.H. Baxter & Company (UBCJA)	Eugene, OR	04/10/07	04/05/07
61272	U.S. Borax Inc.-Rio Tinto Minerals (State)	Valencia, CA	04/10/07	04/06/07
61273	Jeld-Wen Door Systems (Wkrs)	Chiloquin, OR	04/10/07	03/16/07
61274	Robert Bosch Corp. (State)	Sumter, SC	04/10/07	04/09/07
61275	DeRoyal Textiles (Comp)	Camden, SC	04/10/07	04/09/07
61276	ABN Amro (State)	Chicago, IL	04/10/07	04/09/07
61277	Tonawanda Valve, Inc. (UAW)	North Tonawanda, NY	04/10/07	04/05/07
61278	Exxon Mobil Chemical Company (Wkrs)	Stratford, CT	04/10/07	04/09/07
61279	Lexmark International, Inc (Wkrs)	Lexington, KY	04/10/07	04/09/07
61280	Dutailer va Inc (Comp)	Martinsville, VA	04/10/07	03/28/07
61281	Form Tech Industries LLC (Comp)	Canal Fulton, OH	04/11/07	04/03/07
61282	Amphenol Phoenix Interconnect (State)	Tustin, CA	04/11/07	04/10/07
61283	IBM Corp. (State)	Fulton, KY	04/11/07	04/10/07
61284	Continental Structural Plastic (Comp)	Petoskey, MI	04/11/07	03/20/07
61285	Metrologic Corp (State)	Blackwood, NJ	04/11/07	04/10/07
61286	Nevamar LLC, subsid of Panolam Industries Int'l Inc. (Wkrs).	Tarboro, NC	04/11/07	04/02/07
61287	HSS-Delphi/Belly Services (State)	Signaw, MI	04/11/07	03/26/07
61288	Honeywell International (State)	Golden Valley, MN	04/11/07	04/10/07
61289	The Siemon Company (State)	Watertown, CT	04/11/07	04/10/07
61290	Flexible Technologies (Comp)	Abbeville, SC	04/12/07	04/10/07
61291	RR Donnelley (Wkrs)	Liberty, MO	04/12/07	04/04/07
61292	Millipore Corporation Bioscience Division (State)	Danvers, MA	04/12/07	04/10/07
61293	Georgia Pacific Corrugated (Wkrs)	Ridgeway, VA	04/12/07	04/08/07
61294	Oberie & Associates Inc (State)	Richmond, IN	04/12/07	04/11/07
61295	Magnetics Division of Spang Inc. (Wkrs)	East Butler, PA	04/12/07	04/10/07
61296	Valeo Engine Cooling (Wkrs)	Jamestown, NY	04/12/07	04/11/07
61297	Melcor Corporation Laird Technologies (Comp)	Trenton, NJ	04/12/07	04/05/07
61298	American Manufacturing International, Inc. (Comp)	Paterson, NJ	04/12/07	04/10/07
61299	Isaco International (Wkrs)	Miami Lakes, FL	04/13/07	04/12/07
61300	McKinney Products Co. (Union)	Scranton, PA	04/13/07	04/12/07
61301	Lexington Furniture Plant 15 (Wkrs)	Lexington, NC	04/13/07	04/06/07
61302	TDS/US Automotive (Comp)	Chesapeake, VA	04/13/07	03/28/07
61303	Distinctive Machine Corp (Comp)	Rockford, MI	04/13/07	04/11/07
61304	Securitas (working on the site at Robert Bosch) (State)	Sumter, SC	04/13/07	04/11/07
61305	La-Z-Boy Manufacturing, Inc., Lincolnton Facility (Wkrs)	Lincolnton, NC	04/13/07	04/10/07
61306	Anolog Devices, Inc (Wkrs)	Norwood, MA	04/13/07	04/02/07
61307	Simply Asia Food (McCormick) (State)	Union City, CA	04/13/07	04/04/07
61308	Allied Air (Armstrong Air Conditioning) (Wkrs)	Bellevue, OH	04/13/07	04/04/07
61309	Shiloh Ind. Mansfield Blanking Div. (USW)	Mansfield, OH	04/13/07	04/05/07
61310	Global Heating Solutions (Comp)	Allegan, MI	04/13/07	04/10/07
61311	HSS Material Management Solutions (State)	Saginaw, MI	04/13/07	04/11/07

## APPENDIX—Continued

[TAA petitions instituted between 4/9/07 and 4/13/07]

TA-W	Subject firm (petitioners)	Location	Date of institution	Date of petition
61312 .....	Ashdale Foam Inc. (Comp) .....	Conover, NC .....	04/13/07	04/10/07

[FR Doc. E7-7722 Filed 4-23-07; 8:45 am]  
BILLING CODE 4510-FN-P

**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 *April 2 through April 6, 2007*.

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 issued 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.

*TA-W-61,011; Shafer Electronics Co., Shafer MN: March 15, 2007.*

*TA-W-61,023; Lenze Corporation, Emporia, KS: February 23, 2006.*

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-61,008; Hutchens Industries, Inc. Foundry, Mansfield, MO: February 8, 2006.*

*TA-W-61,018; International Truck and Engine Corporation Truck Development and Technical Center, Fort Wayne, IN: February 22, 2006.*

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.

*TA-W-61,210; Carlson Wood Products, Inc., Sinclairville, NY: March 22, 2006.*

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.*