

In the request for reconsideration the petitioner alleged that business at the subject firm declined because the subject firm's major customer is importing or will be importing like or directly competitive products. In particular, the petitioner stated that the customer is changing its purchases from a ceramic based substrate to a plastic based substrate.

On reconsideration the Department of Labor surveyed this declining customer regarding its purchases of like or directly competitive products with multi-layer ceramic green sheet during 2006, 2007, and January through February 2008 over the corresponding 2007 period. The survey revealed that the customer did not import like or directly competitive products with multi-layer ceramic green sheet during the relevant period.

The petitioner also stated that there was a shift in production of multi-layer ceramic green sheet to Taiwan.

The fact that the subject firm's customers are shifting their production abroad is not relevant to this investigation. According to section (a)(2)(B) of the Trade Act, in order to be eligible for TAA on the basis of a shift in production abroad, the shift in production must be implemented by the subject firm or its subdivision.

In this case, the subject firm did not import multi-layer ceramic green sheet nor was there a shift in production from subject firm abroad during the relevant period.

### Conclusion

After reconsideration, I affirm the original notice of negative determination of eligibility to apply for worker adjustment assistance for workers and former workers of Barnes Aerospace, Ceramics Division, Windsor, Connecticut.

Signed at Washington, DC this 14th day of August, 2008.

**Elliott S. Kushner,**

*Certifying Officer, Division of Trade Adjustment Assistance.*

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## DEPARTMENT OF LABOR

### Employment and Training Administration

#### Request for Certification of Compliance—Rural Industrialization Loan and Grant Program

**AGENCY:** Employment and Training Administration, Labor.

**ACTION:** Notice.

**SUMMARY:** The Employment and Training Administration is issuing this notice to announce the receipt of a "Certification of Non-Relocation and Market and Capacity Information Report" (Form 4279-2) for the following:

*Applicant/Location:* Titanic Tennessee, LLC/Pigeon Forge, Tennessee.

*Principal Product/Purpose:* The loan, guarantee, or grant application is for a new business venture to build and equip a Titanic museum/theme attraction. The NAICS industry code for this enterprise is: 712110 Museums.

**DATES:** All interested parties may submit comments in writing no later than September 4, 2008. Copies of adverse comments received will be forwarded to the applicant noted above.

**ADDRESSES:** Address all comments concerning this notice to Anthony D. Dais, U.S. Department of Labor, Employment and Training Administration, 200 Constitution Avenue, NW., Room S-4231, Washington, DC 20210; or e-mail *Dais.Anthony@dol.gov*; or transmit via fax (202) 693-3015 (this is not a toll-free number).

**FOR FURTHER INFORMATION CONTACT:**

Anthony D. Dais, at telephone number (202) 693-2784 (this is not a toll-free number).

**SUPPLEMENTARY INFORMATION:** Section 188 of the Consolidated Farm and Rural Development Act of 1972, as established under 29 CFR Part 75, authorizes the United States Department of Agriculture to make or guarantee loans or grants to finance industrial and business activities in rural areas. The Secretary of Labor must review the application for financial assistance for the purpose of certifying to the Secretary of Agriculture that the assistance is not calculated, or likely, to result in: (a) A transfer of any employment or business activity from one area to another by the loan applicant's business operation; or (b) an increase in the production of goods, materials, services, or facilities in an area where there is not sufficient demand to employ the efficient capacity of existing competitive enterprises unless the financial assistance will not have an adverse impact on existing competitive enterprises in the area. The Employment and Training Administration within the Department of Labor is responsible for the review and certification process. Comments should address the two bases for certification and, if possible, provide data to assist in the analysis of these issues.

Signed at Washington, DC, this 14th of August, 2008.

**Gay M. Gilbert,**

*Administrator, Office of Workforce Investment, Employment and Training Administration.*

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## DEPARTMENT OF LABOR

### Employment and Training Administration

[TA-W-63,710]

#### Citgo Lube and Wax Facility, Lake Charles, LA; Notice of Termination of Investigation

Pursuant to Section 221 of the Trade Act of 1974, as amended, an investigation was initiated on July 18, 2008 in response to a petition filed by a state workforce official on behalf of workers of Citgo Lube and Wax Facility, Lake Charles, Louisiana.

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

Signed at Washington, DC, this 13th day of August, 2008.

**Elliott S. Kushner,**

*Certifying Officer, Division of Trade Adjustment Assistance.*

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## DEPARTMENT OF LABOR

### Employment and Training Administration

[TA-W-63,833]

#### CMA Actuation Products, Philipsburg, PA; Notice of Termination of Investigation

Pursuant to Section 221 of the Trade Act of 1974, as amended, an investigation was initiated on August 7, 2008, in response to a petition filed by a company official on behalf of workers of CMA Actuation Products, Philipsburg, Pennsylvania.

The petitioner has requested that the petition be withdrawn. Consequently, the investigation has been terminated.

Signed at Washington, DC, this 14th day of August, 2008.

**Linda G. Poole,**

*Certifying Officer, Division of Trade Adjustment Assistance.*

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