

Daimler North America Corporation, Gastonia Components and Logistics Division, Gastonia, North Carolina. The notice was published in the **Federal Register** on January 25, 2010 (75 FR 3935).

At the request of the State Agency, the Department reviewed the certification for workers of the subject firm. The workers produce truck parts and components for heavy trucks.

The review shows that on April 13, 2007, a certification of eligibility to apply for adjustment assistance was issued for all workers of Freightliner LLC, Parts Manufacturing Plant (PMP), Gastonia, North Carolina, separated from employment on or after March 7, 2006 through April 13, 2009. The notice was published in the **Federal Register** on April 26, 2007 (72 FR 20873).

In order to avoid an overlap in worker group coverage, the Department is amending the July 15, 2008 impact date established for TA-W-71,706, to read April 14, 2009.

The amended notice applicable to TA-W-71,706 is hereby issued as follows:

All workers of Daimler Trucks North America, LLC, a subsidiary of Daimler North America Corporation, Gastonia Components and Logistics Division, Gastonia, North Carolina, who became totally or partially separated from employment on or after April 14, 2009, through November 13, 2011, and all workers in the group threatened with total or partial separation from employment on date of certification through two years from the date of certification, are eligible to apply for adjustment assistance under Chapter 2 of Title II of the Trade Act of 1974, as amended.

Signed in Washington, DC, this 1st day of March 2010.

**Michael W. Jaffe,**

*Certifying Officer, Division of Trade Adjustment Assistance.*

[FR Doc. 2010-5309 Filed 3-11-10; 8:45 am]

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## DEPARTMENT OF LABOR

### Employment and Training Administration

[TA-W-71,054C]

#### **Apria Healthcare, Including On-Site Leased Workers From Corestaff, Ultimate Staffing (Roth Staffing Companies), and Aerotek, Cromwell, CT; Amended Certification Regarding Eligibility To Apply for Worker Adjustment Assistance**

In accordance with section 223 of the Trade Act of 1974, as amended ("Act"), 19 U.S.C. 2273, the Department of Labor issued a Certification of Eligibility to

Apply for Worker Adjustment Assistance on November 23, 2009, applicable to workers of Apria Healthcare, including on-site leased workers from Corestaff, Cromwell, Connecticut. The notice was published in the **Federal Register** on January 25, 2010 (75 FR 3938).

At the request of the State agency, the Department reviewed the certification for workers of the subject firm. The workers are engaged in activities related to the information technology and patient billing and collection services.

Information shows that workers leased from Ultimate Staffing and Aerotek were employed on-site at the Cromwell, Connecticut location of Apria Healthcare. On-site leased workers from Ultimate Staffing had their wages reported under a separate unemployment insurance (UI) tax account for Roth Staffing Companies.

The Department has determined that these workers were sufficiently under the control of the subject firm to be considered leased workers.

Based on these findings, the Department is amending this certification to include workers leased from Ultimate Staffing (Roth Staffing Companies) and Aerotek working on-site at the Cromwell, Connecticut location of Apria Healthcare.

The amended notice applicable to TA-W-71,054 is hereby issued as follows:

All workers of Apria Healthcare, including on-site leased workers from Corestaff, Foothill Ranch, California (TA-W-71,054), Apria Healthcare, including on-site leased workers from Corestaff, Indianapolis, Indiana (TA-W-71,054A), Apria Healthcare, including on-site leased workers from Corestaff, Machesney Park, Illinois (TA-W-71,054B), Apria Healthcare, including on-site leased workers from Corestaff, Ultimate Staffing (Roth Staffing Companies) and Aerotek, Cromwell, Connecticut (TA-W-71,054C), Apria Healthcare, including on-site leased workers from Corestaff, Tampa, Florida (TA-W-71,054D), Apria Healthcare, including on-site leased workers from Corestaff, Minster, Ohio (TA-W-71,054E), Apria Healthcare, including on-site leased workers from Corestaff, St. Louis, Missouri (TA-W-71,054F), and Apria Healthcare, including on-site leased workers from Corestaff, San Diego, California (TA-W-71,054G), who became totally or partially separated from employment on or after June 5, 2008, through November 23, 2011, and all workers in the group threatened with total or partial separation from employment on date of certification through two years from the date of certification, are eligible to apply for adjustment assistance under Chapter 2 of Title II of the Trade Act of 1974, as amended.

Signed in Washington, DC, this 26th day of February 2010.

**Del Min Amy Chen,**

*Certifying Officer, Division of Trade Adjustment Assistance.*

[FR Doc. 2010-5308 Filed 3-11-10; 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**

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 by (TA-W) number issued during the period of February 1 through February 19, 2010.

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. Under Section 222(a)(2)(A), the following must be satisfied:

(1) A significant number or proportion of the workers in such workers' firm have become totally or partially separated, or are threatened to become totally or partially separated;

(2) The sales or production, or both, of such firm have decreased absolutely; and

(3) One of the following must be satisfied:

(A) Imports of articles or services like or directly competitive with articles produced or services supplied by such firm have increased;

(B) Imports of articles like or directly competitive with articles into which one or more component parts produced by such firm are directly incorporated, have increased;

(C) Imports of articles directly incorporating one or more component parts produced outside the United States that are like or directly competitive with imports of articles incorporating one or more component parts produced by such firm have increased;

(D) Imports of articles like or directly competitive with articles which are produced directly using services supplied by such firm, have increased; and

(4) The increase in imports contributed importantly to such

workers' separation or threat of separation and to the decline in the sales or production of such firm; or

II. Section 222(a)(2)(B) all of the following must be satisfied:

(1) A significant number or proportion of the workers in such workers' firm have become totally or partially separated, or are threatened to become totally or partially separated;

(2) One of the following must be satisfied:

(A) There has been a shift by the workers' firm to a foreign country in the production of articles or supply of services like or directly competitive with those produced/supplied by the workers' firm;

(B) There has been an acquisition from a foreign country by the workers' firm of articles/services that are like or directly competitive with those produced/supplied by the workers' firm; and

(3) The shift/acquisition contributed importantly to the workers' separation or threat of separation.

In order for an affirmative determination to be made for adversely affected workers in public agencies 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) A significant number or proportion of the workers in the public agency have become totally or partially separated, or are threatened to become totally or partially separated;

(2) The public agency has acquired from a foreign country services like or directly competitive with services which are supplied by such agency; and

(3) The acquisition of services contributed importantly to such workers' separation or threat of separation.

In order for an affirmative determination to be made for adversely affected secondary 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(c) of the Act must be met.

(1) A significant number or proportion of the workers in the workers' firm have become totally or partially separated, or are threatened to become totally or partially separated;

(2) The workers' firm is a Supplier or Downstream Producer to a firm that employed a group of workers who received a certification of eligibility under Section 222(a) of the Act, and such supply or production is related to the article or service that was the basis for such certification; and

(3) Either—

(A) The workers' firm is a supplier and the component parts it supplied to the firm described in paragraph (2) accounted for at least 20 percent of the production or sales of the workers' firm; or

(B) A loss of business by the workers' firm with the firm described in paragraph (2) contributed importantly to the workers' separation or threat of separation.

In order for an affirmative determination to be made for adversely affected workers in firms identified by the International Trade Commission and a certification issued regarding eligibility to apply for worker adjustment assistance, each of the group eligibility requirements of Section 222(f) of the Act must be met.

(1) The workers' firm is publicly identified by name by the International Trade Commission as a member of a domestic industry in an investigation resulting in—

(A) An affirmative determination of serious injury or threat thereof under section 202(b)(1);

(B) An affirmative determination of market disruption or threat thereof under section 421(b)(1); or

(C) An affirmative final determination of material injury or threat thereof under section 705(b)(1)(A) or 735(b)(1)(A) of the Tariff Act of 1930 (19 U.S.C. 1671d(b)(1)(A) and 1673d(b)(1)(A));

(2) The petition is filed during the 1-year period beginning on the date on which—

(A) A summary of the report submitted to the President by the International Trade Commission under section 202(f)(1) with respect to the affirmative determination described in paragraph (1)(A) is published in the **Federal Register** under section 202(f)(3); or

(B) Notice of an affirmative determination described in subparagraph (1) is published in the **Federal Register**; and

(3) The workers have become totally or partially separated from the workers' firm within—

(A) The 1-year period described in paragraph (2); or

(B) Notwithstanding section 223(b)(1), the 1-year period preceding the 1-year period described in paragraph (2).

#### **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-71,129; *Shakespeare Company, LLC, DBA Jarden Applied Materials, Staffmark, Columbia, SC. June 9, 2008.*

TA-W-71,333; *Marketing Alliance Group, American Display, Array Marketing, Optimum Staffing, Chattanooga, TN. June 22, 2008.*

TA-W-72,209A; *JD Norman Industries, Inc., Vista Plant, Unistaff, Addison, IL. August 31, 2008.*

TA-W-72,209; *JD Norman Industries, Inc., Belden Plant/Unistaff, Addison, IL. August 31, 2008.*

TA-W-72,388; *RR Donnelley Hillside, Leased Workers from Staffmark, Hillside, IL. September 18, 2008.*

TA-W-71,187; *Cisco Systems, Inc., Network Management Technology Group, Boxborough, MA. May 18, 2008.*

TA-W-71,986; *IPSCO Tubulars (Kentucky), Inc., TMK IPSCO North America, Leased Workers Accountants to You, Kforce, Belcan, Wilder, KY. December 7, 2008.*

TA-W-70,105; *San Antonio Shoe, Inc., Conway Division, Conway, AR. May 18, 2008.*

TA-W-71,460; *Warner Electric, Altra Industrial Motion, Inc., South Beloit, IL. June 25, 2008.*

TA-W-71,517; *Idaho Timber of Montana, LLC, A Subsidiary of Leucadia National Corporation, Whitefish, MT. June 30, 2008.*

TA-W-71,563; *KB Alloys, LLC, Adecco, Robards, KY. July 7, 2008.*

TA-W-71,605; *Suzlon Rotor Corporation, Pipestone, MN. July 8, 2008.*

TA-W-71,978A; *Swanson Group Manufacturing, LLC, Swanson Group, Inc., Glendale, OR. August 5, 2008.*

TA-W-71,978; *Swanson Group Aviation, LLC, Swanson Group, Inc., Trucking Division, Grants Pass, OR. August 5, 2008.*

TA-W-71,992; *Five-M Apparel, Inc., Trenton, TN. August 10, 2008.*

TA-W-72,204; *CDR Manufacturing, D/B/A Ayrshire Electronics, Williamsburg, KY. August 25, 2008.*

TA-W-72,206; *Engineering Design and Sales, Inc. (EDS), Danville, VA. September 2, 2008.*

TA-W-72,214; *RIB Lake Plywood, Inc., Rib Lake, WI. September 4, 2008.*

TA-W-72,230; *Frantz Manufacturing Company, Bearing and Sterling Steel Ball Division, Leased Workers from Geni Temps, Sterling, IL. September 2, 2008.*

- TA-W-72,333; Ellwood National Crankshaft Company, Express Personnel Services and Adecco Employment Services, Irvine, PA. September 15, 2008.
- TA-W-72,502; Burke Hosiery Mills, Inc., Hickory, NC. November 3, 2009.
- TA-W-72,583; Mansfield Brass and Aluminum, New Washington, OH. October 13, 2008.
- TA-W-72,893; Goetz Custom Technologies, LLC, Ichiban Yacht Painters, All Clear Carbon Composites, Bristol, RI. October 23, 2008.
- TA-W-72,959; Ansonia Copper and Brass, Waterbury Division, Waterbury, CT. November 25, 2008.
- TA-W-71,420; Business Technology Services, Inc., DBA Biztech, King of Prussia, PA. June 16, 2008.
- TA-W-72,813; Sermatech International, Pennsylvania Coatings Division, Royersford, PA. November 9, 2008.
- TA-W-72,292; S.C. Garment, Inc., San Francisco, CA. September 4, 2008.
- The following certifications have been issued. The requirements of Section 222(a)(2)(B) (shift in production or services) of the Trade Act have been met.
- TA-W-71,185; Caterpillar, Inc., Leased Workers From Kroeschell Operations, Inc., Pendergrass, GA. June 12, 2008.
- TA-W-70,162; Emcore Corporation, Albuquerque, NM. May 18, 2008.
- TA-W-70,456; National Semiconductor Corporation, Interface and Hi-Rel Design Centers, Leased Workers from Manpower, South Portland, ME. May 20, 2008.
- TA-W-70,671; Daramic, LLC, Including on-site leased workers from Aerotech and MRI Newburgh, Owensboro, KY. May 26, 2008.
- TA-W-70,734; General Motors Powertrain SMC, Saginaw, MI. May 28, 2008.
- TA-W-71,059; DuctSox Corporation, Dubuque, IA. May 27, 2008.
- TA-W-71,222A; Arrow International, Inc., Telexflex, Inc./Medical Division, Reading, PA. June 5, 2008.
- TA-W-71,222B; Arrow International, Inc.—Spring Ridge, Telexflex, Inc./Medical Division, Spring Ridge, PA. June 5, 2008.
- TA-W-71,222; Arrow International, Inc., Telexflex, Inc./Medical Division, Wyomissing, PA. June 15, 2008.
- TA-W-71,536; Symmetry Medical Cases, D/B/A Riley Medical, Kelly Services, Manpower, Auburn, ME. July 1, 2008.
- TA-W-71,864; Axxion Group Corporation, Manpower and Instaff, El Paso, TX. July 28, 2008.
- TA-W-72,253; Russell Brands, LLC, Administrative Services Division/ Fruit of the Loom, Alexander City, AL. September 3, 2008.
- TA-W-72,509; Ametek, Inc., Technical and Industrial Products Division, New Ulm, MN. October 5, 2008.
- TA-W-72,593; Ciba Vision Corporation, Global Manufacturing and Supply Division, Leased Workers from Pro Unlimited, Duluth, GA. October 15, 2008.
- TA-W-72,594; Heraeus Electro-Nite Company, LLC, Peru, IN. October 14, 2008.
- TA-W-72,818; Denman Tire Corporation, Leavittsburg, OH. November 9, 2008.
- TA-W-72,824; Phasetronics, Inc., Machine Shop Division, Clearwater, FL. November 9, 2008.
- TA-W-72,862; SKF Aeroengine, AB SKF/Manpower Professionals, Manpower, Inc., Falconer, NY. November 6, 2008.
- TA-W-72,889; Nortel Networks, Ltd., GSM/UMTS Voice & Packet Core Dept, Carrier Network, Richardson, TX. November 11, 2008.
- TA-W-72,963; General Electric—Carolina Products Plant, GE Home and Business Solutions Div., Leased Workers Adecco Temporary Agency, Goldsboro, NC. November 16, 2008.
- TA-W-73,064; Hoerbiger Driveteck USA, Inc, Staffing Solutions, Auburn, AL. December 10, 2008.
- TA-W-71,567; Patsy Aiken Designs, Raleigh, NC. July 2, 2008.
- TA-W-71,797A; Broyhill Furniture Industries, Inc., BCW 195/BCT 196/BCG 197, Leased Workers from People Connection, Lenoir, NC. January 10, 2009.
- TA-W-71,797B; Broyhill Furniture Industries, Inc., Broyhill Transport 009, Lenoir, NC. January 10, 2009.
- TA-W-71,797C; Broyhill Furniture Industries, Inc., Import Warehouse 023, Lenoir, NC. January 10, 2009.
- TA-W-71,797D; Broyhill Furniture Industries, Inc., Lenoir Furniture Corp. 305, Lenoir, NC. January 10, 2009.
- TA-W-71,797E; Broyhill Furniture Industries, Inc., Rutherford Distribution Center 045, Lenoir, NC. January 10, 2009.
- TA-W-71,797F; Broyhill Furniture Industries, Inc., Upholstery Product Development 054, Lenoir, NC. January 10, 2009.
- TA-W-71,797; Broyhill Furniture Industries, Inc., Vision One Plant 008, Leased Workers from Onin Staffing, Lenoir, NC. January 10, 2009.
- TA-W-70,819; CA, Incorporate, Formerly Computer Associates, Leased Workers from CDI, Lisle, IL. May 27, 2008.
- TA-W-71,241; A.O. Smith Electrical Products Company, Finance Department/Accounts Payable Subdivision, Tipp City, OH. June 16, 2008.
- TA-W-71,849; Owens Illinois, Inc., Global Manufacturing (GMEC) Div., Leased Workers from ITS Technologies etc., Perrysburg, OH. July 28, 2008.
- TA-W-72,100; TRG Customer Solutions, Bend, OR. August 20, 2008.
- TA-W-72,519; EDS, An HP Company, Re-Branded as HP- Enterprise Services, (Electronic Data), Plano, TX. October 5, 2008.
- TA-W-72,738; Knowledge Networks, Cranford, NJ. October 30, 2008.
- TA-W-72,846; Hewlett Packard, Technical Support Call Center, Boise, ID. October 29, 2008.
- TA-W-72,887; Hospira, Inc., Leased Workers From Kelly Services, Lake Forest Division, Lake Forest, IL. November 16, 2008.
- TA-W-72,921; Kostal of America, Inc., Kostal Beteiligungsgesellschaft GMBH, Leased Workers from Trialon Corp., Troy, MI. November 20, 2008.
- TA-W-72,952; Damco USA, Inc. Corporate IT, Formerly known as Maersk Logistics, Madison, NJ. November 24, 2008.
- TA-W-72,969; Agfa Healthcare, Inc., Leased Workers of Find Great People, Greenville, SC. November 25, 2008.
- TA-W-73,063; Bank of America, Global Client Service Large Corporate Research and Resolution Division, Concord, CA. August 3, 2008.
- TA-W-71,018; The Nielsen Company, IT and Infrastructure Division, Leased Workers of TATA Consultancy Services, Green Bay, WI. May 21, 2008.
- The following certifications have been issued. The requirements of Section 222(b) (adversely affected workers in public agencies) of the Trade Act have been met.
- None.
- The following certifications have been issued. The requirements of Section 222(c) (supplier to a firm whose workers are certified eligible to apply for TAA) of the Trade Act have been met.
- TA-W-70,517; Parker Hannifin Corporation, Nichols Portland Division, Leased Workers of Benney Staffing Services, Portland, ME. May 18, 2008.
- TA-W-70,850; PCC Airfoils, LLC, Minerva Division, Precision Castparts Corp., Minerva, OH. May 29, 2008.

TA-W-71,172; Durakon Industries, Inc., Penda Corporation/Adecco and Nove Search Associates, Lapeer, MI. June 9, 2008.

TA-W-71,201; Formed Fiber Technologies, Inc., Leased Workers from Adecco, Auburn, ME. June 12, 2008.

TA-W-71,363; Frank Chervan, Inc., Manpower Temporary Services, Bedford, VA. June 12, 2008.

TA-W-72,021; Elco Sintered Alloy's Company, Inc., Kersey, PA. August 12, 2008.

TA-W-72,520; Precision Castparts Corps (PCC), Crooksville, OH. October 1, 2008.

TA-W-72,609; Valeo Climate Control Corporation, Leased Workers of Dako Resources, Auburn Hills, MI. October 16, 2008.

TA-W-72,705; Foam Tech, Inc., Leased Workers from Bradley Personnel and Select Staffing, Lexington, NC. October 28, 2008.

TA-W-71,270; Pentagon Technologies Group, Inc., Portland, OR. June 16, 2008.

TA-W-71,397; Teradyne, Inc., Semiconductor Test Div., CDI Talent Management, Richardson, TX. June 23, 2008.

TA-W-71,490; Helicranes, Inc., Bellingham, WA. June 29, 2008.

TA-W-72,004; Chesterfield Tool and Engineering, Inc., Tri-State Hone and Hydraulics Division, Daleville, IN. August 10, 2008.

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

TA-W-71,848; Systems Intergrators, LCC, Volt Technical, Glendale, AZ. July 28, 2008.

TA-W-71,979; Parts Finishing Group Indiana, Kendallville, IN. August 10, 2008.

TA-W-72,478; Hanson Trucking, Inc., Columbia Falls, MT. September 30, 2008.

TA-W-72,617; Bay Creek Manufacturing, Inc., Summersville, MO. October 16, 2008.

TA-W-72,664; Bay Creek Manufacturing, Inc., Mountain View, MO. October 22, 2008.

The following certifications have been issued. The requirements of Section 222(f) (firms identified by the International Trade Commission) of the Trade Act have been met.

TA-W-71,549; IPSCO Tubulars, Inc., TMK IPSCO North America, Leased Workers from Temps Plus, Wackenhut Security, Blytheville, AR. December 7, 2008.

### Negative Determinations for Worker 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.

The investigation revealed that the criterion under paragraph (a)(1), or (b)(1), or (c)(1) (employment decline or threat of separation) of section 222 has not been met.

TA-W-71,288; Hancock Company/IAG, dba Gitman & Co., New York, NY.

TA-W-71,359; Electrolux Major Appliance, Anderson, SC.

TA-W-71,616; Digi International, Inc., Eden Prairie, MN.

TA-W-72,029; Automotive Components Holdings, LLC, Ford Motor Co., Saline Plant Division, Saline, MI.

TA-W-72,539; Slymark Inc., Telemarketing Division, Los Angeles, CA.

TA-W-72,932; Swimwear Anywhere, Farmingdale, NY.

The investigation revealed that the criteria under paragraphs (a)(2)(A)(i) (decline in sales or production, or both) and (a)(2)(B) (shift in production or services to a foreign country) of section 222 have not been met.

TA-W-72,560; Chrysler Group, LLC, Formerly known as Chrysler, LLC, Toledo Assembly Complex, Toledo, OH.

The investigation revealed that the criteria under paragraphs (a)(2)(A) (increased imports) and (a)(2)(B) (shift in production or services to a foreign country) of section 222 have not been met.

TA-W-70,108; Woodstructures, Inc., Biddleford, ME.

TA-W-70,114; Schlumberger Technology Corporation, Fort Smith, AR.

TA-W-70,261; Stimson Lumber Company, Clatskanie, OR.

TA-W-70,271; Georgia-Pacific West, Inc., Building Products Division, Philomath, OR.

TA-W-70,366; Lennox Industries, Inc., Stuttgart Division, Stuttgart, AR.

TA-W-70,501; Cummins Power Generation, Adecco USA, Inc., Aerotek, Inc., Bartech Group, etc, Fridley, MN.

TA-W-70,529; Meridian Automotive Systems, Salisbury, NC.

TA-W-70,605; Benshaw, Inc., Curtis Wright Flow Control Company, High Point, NC.

TA-W-70,741; Cadmus Journal Services, Inc., Cenveo/Cadmus Communications, Easton, MD.

TA-W-70,762; EcoResin LLC, Forest City, NC.

TA-W-70,802; H.S. Die and Engineering, Inc., Grand Rapids, MI.

TA-W-70,910; Sypris Technologies, Sypris Solutions Division, Kenton, OH.

TA-W-70,929; International Polarizer, A Compay of PPG Industries, Manpower, Marlborough, MA.

TA-W-71,148; Avistrap an ITW Company, Illinois Tool Works Division, Lewistown, PA.

TA-W-71,191; Detroit Diesel Remanufacturing, East Division, Bylesville, OH.

TA-W-71,257; Beaver Brook Mill, Inc., Nashville Plantation, ME.

TA-W-71,291; Modine Manufacturing Company, Pemberville, OH.

TA-W-71,884; Chipblaster, Inc., Meadville, PA.

TA-W-72,103; Terex USA, LLC, Cedar Rapids, IA.

TA-W-72,185; GHS Corporation, Battle Creek, MI.

TA-W-72,568; Modine Manufacturing Co., Fuel Cell Pilot Plant Division, Racine, WI.

TA-W-72,756; Hendrickson USA, LLC, Canton Trailer Manufacturing Facility, Henrickson USA, Canton, OH.

TA-W-72,966; Damascus Steel Casting Company, New Brighton, PA.

TA-W-70,736; First American Information Service Company, Data Trace, LLC Division, Santa Ana, CA.

TA-W-71,472; Ford Motor Credit Company, LLC, Dearborn Central Office Division/Ford Motor Company, Dearborn, MI.

TA-W-71,504A; United Auto Workers, aka International Union, Local 98, Indianapolis, IN.

TA-W-71,504B; United Auto Workers, aka The International Union, Local 226, Indianapolis, IN.

TA-W-71,504; United Auto Workers, aka International Union, Greater Marion County UAW/CAP, Indianapolis, IN.

TA-W-72,124; Joy Ranch, Inc., Woodlawn, VA.

TA-W-72,743; Ormet Primary Aluminum Corporation, Hannibal, OH.

TA-W-72,753; Galax Energy Concepts, Galax, VA.

TA-W-72,837; Heart Land Drilling, Inc., Abilene, TX.

The investigation revealed that the criteria under paragraphs (b)(2) and (b)(3) (public agency acquisition of services from a foreign country) of section 222 have not been met. None.

The investigation revealed that criteria of Section 222(c)(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 as eligible to apply for TAA. *None.*

I hereby certify that the aforementioned determinations were issued during the period of February 1 through February 19, 2010. Copies of these determinations are available for inspection in Room N-5428, 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: March 2, 2010.

**Elliott S. Kushner,**

*Certifying Officer, Division of Trade Adjustment Assistance.*

[FR Doc. 2010-5303 Filed 3-11-10; 8:45 am]

**BILLING CODE 4510-FN-P**

## DEPARTMENT OF LABOR

### Employment and Training Administration

#### **Workforce Investment Act (WIA)—Indian and Native American Employment and Training Programs; Solicitation for Grant Applications (SGA)—Final Grantee Award Procedures for Program Years (PY) 2010 and 2011**

*Announcement Type:* New. Notice of Award Procedures for Grantees.

*Funding Opportunity Number:* SGA-DFA-PY-09-04.

*Catalog of Federal Domestic Assistance Number (CFDA):* 17.265.

*Key Dates:* The deadline for Notice of Intent (NOI) Part A is April 12, 2010. Applications must be received no later than 4 p.m. Eastern time. Address: Mailed applications must be addressed to the U.S. Department of Labor (DOL), Employment and Training Administration, Division of Federal Assistance, Attention: B. Jai Johnson, Grant Officer, Reference SGA/DFA PY-09-04, 200 Constitution Avenue, NW., Room N4716, Washington, DC 20210. For complete "Application and submission information," please refer to Section IV.

#### **I. Funding Opportunity Description**

Section 166 of the Workforce Investment Act (WIA) authorizes programs to serve the employment and training needs of Indian and Native American adults and youth through competitive two-year grant awards with Indian Tribes, Tribal organizations, Alaska Native entities, Indian-controlled organizations serving Indians, or Native

Hawaiian organizations. *See* WIA Section 166, Public Law 105-220 as amended, codified at 29 U.S.C. 2911.

This SGA contains the procedures by which DOL will select and designate grantees for PYs 2010 and 2011 (July 1, 2010 to June 30, 2012) to operate Indian and Native American Employment and Training Programs under WIA Section 166 within specified "service areas." Grantees' programs must be open to participation by any eligible applicant, cannot be restricted by Tribal affiliation, and must ensure equitable access to employment and training services within the service area. Requirements for these programs are set forth in WIA Section 166 and the implementing regulations, 20 CFR parts 667 and 668, published at 65 FR 49294 and 49435 (August 11, 2000). The specific eligibility and application requirements for designation as a grantee are set forth at 20 CFR part 668, subpart B, which is attached to this SGA as Exhibit A (SF 424).

Applying the statutory and regulatory requirements, DOL will select entities for WIA Section 166 funding for a two-year period. Designated grantees will be funded annually during the designation period, contingent upon compliance with all grant award requirements and the availability of Federal funds. DOL waived nation-wide competition for the WIA Section 166 program in PYs 2006 through 2009. DOL has decided that there will be no waivers of competition for PY 2010 and 2011.

All applicants for designation as a WIA Section 166 grantee for PY 2010 and PY 2011 must follow the directions for filing an NOI—Part A in accordance with Section IV-B herein if they wish to be considered for an award of WIA funds. The employment and training activities proposed in the applications for Indian, Alaska Native, and Native Hawaiian individuals must:

- (a) Develop the academic, occupational, and literacy skills of such individuals;
- (b) Make such individuals more competitive in the workforce; and
- (c) Promote the economic and social development of Indian, Alaska Native, and Native Hawaiian communities in accordance with the goals and values of such communities.

Congress has also directed DOL to administer the WIA Section 166 Program in a manner consistent with the principles of the Indian Determination Self-Determination and Education Assistance Act, 25 U.S.C. 450, *et seq.*, and the government-to-government relationship between the Federal Government and Indian Tribal governments (WIA Section 166(a) (2)).

This SGA describes the information that all applicants must submit in order to be designated as a WIA Section 166 grantee. Before making a designation determination, the Grant Officer will conduct a "responsibility review," in accordance with 20 CFR 667.170 (a review of the applicant's available records to assess its overall ability to administer Federal funds), of all applicants, along with a review of the applicant's ability to administer funds, in accordance with 20 CFR 668.220, and 668.230, to determine if applicants are capable of handling and accounting for Federal funds.

Entities new to this process should be aware that being designated as a Section 166 grantee, according to this SGA, will not automatically result in a grant award. Entities that are designated as grantees must prepare and obtain DOL approval of a two-year Comprehensive Service Plan (CSP). The CSP must include a detailed strategic plan for eligible adult and youth participants. Instructions for preparation of the CSP will be issued to all designated service providers in accordance with 20 CFR part 668, subpart G.

After DOL approves a Section 166 designee's CSP, DOL and the grantee will execute a grant agreement that includes the certifications and assurances required under 20 CFR 668.292. The grant agreement will reflect the amount of Section 166 funds awarded in accordance with 20 CFR 668.296 and 668.440. Upon approval of the required planning documents, the funds will be released to the grantee via a Notice of Obligation.

#### **II. Award Information**

##### *A. Amount of Funds To Be Awarded*

Funds available under this notice will be awarded by grant. Approximately \$53 million is available to fund the Comprehensive Service Program (Adult) and \$14 million is available for the Supplemental (Youth) Services Program.

##### *B. Type of Assistance Instrument*

As stated in Section I, DOL has not waived competition for any service areas for the PY 2010-2011 grant cycle. Therefore, challengers may compete with current grantees. The amount of WIA Section 166 funds to be awarded to each INA grantee will be determined under the procedures set forth at 20 CFR 668.296 for funds under the Adult program and 20 CFR 668.440 for youth-funded programs. DOL will determine award amounts after grantees have been designated.