

**DEPARTMENT OF LABOR****Employment and Training Administration**

[TA-W-82,458; TA-W-82,458A]

**REC Silicon, Inc.; Including On-Site Leased Workers From Express Employment Professionals; Including Workers Whose Unemployment Insurance (UI) Wages Were Reported Through REC Solar Grade Silicon LLC; Moses Lake, Washington; REC Advanced Silicon Materials, LLC; Including On-Site Leased Workers From Spherion Recruiting and Staffing Silver Bow, Montana; 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 March 22, 2013, applicable to workers of REC Silicon, Inc., including on-site leased workers from Express Employment Professionals, and including workers whose unemployment insurance wages are reported through REC Solar Grade Silicon, LLC, Moses Lake, Washington. The Department's notice of determination was published in the **Federal Register** on April 9, 2013 (78 FR 21153).

At the request of a company official, the Department reviewed the certification for workers of the subject firm. The company reported that the workers from REC Advanced Silicon Materials, LLC, including on-site leased workers from Spherion Recruiting and Staffing, Silver Bow, Montana (TA-W-82,458A) have been separated or threatened with separation due to the same conditions that led to certification of the workers at the Moses Lake, Washington facility. Specifically, the worker separations at both facilities are attributable to the acquisition from a foreign country by the firm of articles like or directly competitive with the polysilicon produced by the firm.

Accordingly, the Department is amending the certification to include the workers of REC Advanced Silicon Materials, LLC, including on-site leased workers from Spherion Recruiting and Staffing, Silver Bow, Montana (TA-W-82,458A).

The amended notice applicable to TA-W-82,458 is hereby issued as follows:

"All workers of REC Silicon, Inc., including on-site leased workers from Express Employment Professionals, and

including workers whose unemployment insurance wages are reported through REC Solar Grade Silicon, LLC, Moses Lake, Washington (TA-W-82,458) and REC Advanced Silicon Materials, LLC, including on-site leased workers from Spherion Recruiting and Staffing, Silver Bow, Montana (TA-W-82,458A) who became totally or partially separated from employment on or after February 12, 2012 through March 22, 2015, and all workers in the group threatened with total or partial separation from employment on the date of certification through March 22, 2015, 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 24th day of December, 2013.

**Michael W. Jaffe**

*Certifying Officer, Office of Trade Adjustment Assistance.*

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**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 December 9, 2013 through December 13, 2013.

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