



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 August 18, 2014 through August 22, 2014.

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 issue 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.

None.

AFFIRMATIVE DETERMINATIONS FOR WORKER ADJUSTMENT ASSISTANCE
AND ALTERNATIVE TRADE 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) and Section 246(a)(3)(A)(ii) of the Trade Act have been met.

85,186, KomTek Technologies, Worchester, Massachusetts.

March 28, 2013.

85,214, ConAgra Foods, Inc., Dunkirk, New York. April 3,

2013.

85,214A, ConAgra Foods, Inc., Fredonia, New York. April 3,

2013.

85,364, New Process Steel, El Paso, Texas. June 6, 2013.

85,380, Clayburn, Inc., Grantsville, Maryland. June 17,

2013.

85,415, Maggy London International, Limited, New York, New

York. June 30, 2013.

85,417, West Linn Paper Company, West Linn, Oregon. July 8,

2013.

85,426, Precision Contract Manufacturing, Inc.,

Springfield, Vermont. July 15, 2013.

85,428, Mallinckrodt Pharmaceuticals, St. Louis, Missouri.

July 16, 2013.

85,449, Nilfisk-Advance, Inc., Springdale, Arkansas. July

28, 2013.

85,455, Coastal Vision, U.S., Inc., Blaine, Washington,

July 28, 2013.

85,459, Superior Industries International Arkansas, LLC.,

Rogers, Arkansas. July 31, 2013.

85,472, Global Gases America, Inc., Bethlehem,

Pennsylvania. August 7, 2013.

NEGATIVE DETERMINATIONS FOR ALTERNATIVE TRADE ADJUSTMENT
ASSISTANCE

In the following cases, it has been determined that the requirements of 246(a)(3)(A)(ii) have not been met for the reasons specified.

None.

NEGATIVE DETERMINATIONS FOR WORKER ADJUSTMENT ASSISTANCE AND
ALTERNATIVE TRADE 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.

Because the workers of the firm are not eligible to apply for TAA, the workers cannot be certified eligible for ATAA.

The investigation revealed that criteria (a) (2) (A) (I.C.) (increased imports) and (a) (2) (B) (II.B.) (shift in production to a foreign country) have not been met.

85,280, ClearEdge Power LLC., South Windsor, Connecticut.

The workers' firm does not produce an article as required for certification under Section 222 of the Trade Act of 1974.

85,249, Mitel, Inc., Mesa, Arizona.

85,293, Microsemi Corporation, Allentown, Pennsylvania.

85,375, Caterpillar, Inc., Pearisburg, Virginia.

85,420, Swank Inc., Taunton, Massachusetts.

85,463, Moser Baer Technologies, Inc., Fairpoint. New York.

DETERMINATIONS TERMINATING INVESTIGATIONS OF PETITIONS FOR
WORKER ADJUSTMENT ASSISTANCE

After notice of the petitions was published in the Federal Register and on the Department's website, as required by Section 221 of the Act (19 U.S.C. 2271), the Department initiated investigations of these petitions.

The following determinations terminating investigations were issued because the petitioner has requested that the petition be withdrawn.

85,430, EveryWare Global, Inc., Monaca, Pennsylvania.

85,437, Microsemi Corporation, Garden Grove, California.

The following determinations terminating investigations were issued because the petitioning groups of workers are covered by active certifications. Consequently, further investigation in these cases would serve no purpose since the petitioning group of workers cannot be covered by more than one certification at a time.

85,270, Honeywell International, Inc., Phoenix, Arizona.

85,471, Motorola Mobility, Fort Worth, Texas.

I hereby certify that the aforementioned determinations were issued during the period of August 18, 2014 through August 22, 2014. These determinations are available on the Department's website www.doleta.gov/tradeact/taa/taa_search_form.cfm under the searchable listing of determinations or by calling the Office of Trade Adjustment Assistance toll free at 888-365-6822.

Signed at Washington D.C. this 28th day of August 2014.

Del Min Amy Chen,
Certifying Officer, Office of
Trade Adjustment Assistance.
4510-FN-P

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