Conclusion

After careful review of the application, I conclude that the claim is of sufficient weight to justify reconsideration of the U.S. Department of Labor's prior decision. The application is, therefore, granted.

Signed at Washington, DC, this 15th day of October 2010.

Elliott S. Kushner,
Certifying Officer, Office of Trade Adjustment Assistance.

DEPARTMENT OF LABOR
Employment and Training Administration

[TA–W–72,729]

International Paper, Pineville Mill, Industrial Packaging Group, Pineville, LA; Notice of Affirmative Determination Regarding Application for Reconsideration

By application dated November 2, 2009, the company official from the subject firm requested administrative reconsideration of the negative determination regarding workers’ eligibility to apply for Trade Adjustment Assistance (TAA) applicable to workers and former workers of the subject firm. The determination was issued on August 20, 2010 and the Notice of Determination was published in the Federal Register on September 3, 2010 (75 FR 54187).

The initial investigation resulted in a negative determination based on the findings that neither the subject firm nor any of its customers imported articles like or directly competitive with uncoated freesheet containerboard produced by the subject firm nor did the subject firm shift production to a foreign country or acquire from another country articles like or directly competitive with the uncoated freesheet containerboard produced by the subject firm. The initial investigation also revealed that the subject firm did not produce a component part that was used by a firm that employed a worker group that is currently eligible to apply for TAA and that directly incorporated the containerboard in the production of the article that was the basis for the TAA certification.

In request for reconsideration, the subject firm provided new information in regard to the product produced by the subject firm.

The Department of Labor has carefully reviewed the request for reconsideration and the existing record, and has determined that the Department will conduct further investigation to determine if the workers meet the eligibility requirements of the Trade Act of 1974.

Conclusion

After careful review of the application, I conclude that the claim is of sufficient weight to justify reconsideration of the U.S. Department of Labor’s prior decision. The application is, therefore, granted.

Signed at Washington, DC, this 15th day of October 2010.

Elliott S. Kushner,
Certifying Officer, Office of Trade Adjustment Assistance.

DEPARTMENT OF LABOR
Employment and Training Administration

[TA–W–73,479]

Enesco, LLC, Gund Division, Distribution Center, Edison, NJ; Notice of Affirmative Determination Regarding Application for Reconsideration

By application dated October 5, 2010, by an Illinois State workforce official requested administrative reconsideration of the negative determination regarding workers’ eligibility to apply for Trade Adjustment Assistance (TAA) applicable to workers and former workers of Enesco, LLC, Gund Division, Distribution Center, Edison, New Jersey (subject firm). The determination was issued on August 27, 2010. The Department’s Notice of Determination was published in the Federal Register on September 15, 2010 (75 FR 56144). The workers are engaged in activities related to giftware products.

The negative determination was based on the findings that the subject firm did not, during the period under investigation, shift to a foreign country the supply of services like or directly competitive with the services performed by the workers or acquire these services from a foreign country; that the workers’ separation, or threat of separation, was not related to any increase in imports of like or directly competitive services; and that the workers did not produce an article or supply a service that was directly used in the production of an article or the supply of service by a firm that employed a worker group that is eligible to apply for TAA based on the aforementioned article or service.

In the request for reconsideration, the petitioner stated that the petition was filed on behalf of a worker who worked within a separate department at a separate location and that the services performed by the aforementioned department and location have shifted to a foreign country.

The Department has carefully reviewed the request for reconsideration and the existing record, and has determined that the Department will conduct further investigation to determine if the petitioning workers meet the eligibility requirements of the Trade Act of 1974, as amended.

Conclusion

After careful review of the application, I conclude that the claim is of sufficient weight to justify reconsideration of the U.S. Department of Labor’s prior decision. The application is, therefore, granted.

Signed at Washington, DC, this 18th day of October 2010.

Elliott S. Kushner,
Certifying Officer, Office of Trade Adjustment Assistance.

DEPARTMENT OF LABOR
Employment and Training Administration

[TA–W–64,993]

TTM Technologies, Including On-Site Leased Workers From Kelly Services, Aerotek, and an On-Site Leased Worker From Orbotech, Inc., Redmond, WA; Amended Certification Regarding Eligibility To Apply for Worker Adjustment Assistance and Alternative Trade Adjustment Assistance


At the request of the State agency, the Department reviewed the certification for workers of the subject firm. The workers are engaged in the production of printed circuit boards.