

Signed at Washington, DC, this 24th day of January, 2002.

Edward A. Tomchick,

Director, Division of Trade Adjustment Assistance.

[FR Doc. 02-2682 Filed 2-4-02; 8:45 am]

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DEPARTMENT OF LABOR

Employment and Training Administration

[TA-W-39,345]

Tri-State Plastics, Inc., Gastonia, North Carolina; Dismissal of Application for Reconsideration

Pursuant to 29 CFR 90.18(C) an application for administrative reconsideration was filed with the Director of the Division of Trade Adjustment Assistance for workers at Tri-State Plastics, Inc., Gastonia, North Carolina. The application contained no new substantial information which would bear importantly on the Department's determination. Therefore, dismissal of the application was issued.

TA-W-39,345; Tri-State Plastics, Inc., Gastonia, North Carolina (January 24, 2002)

Signed at Washington, DC this 24th day of January, 2002.

Edward A. Tomchick,

Director, Division of Trade Adjustment Assistance.

[FR Doc. 02-2685 Filed 2-4-02; 8:45 am]

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DEPARTMENT OF LABOR

Employment and Training Administration

[NAFTA-05193]

Micro Motion, Inc., Boulder, Colorado; Including Temporary Workers of Aorist Enterprises, Inc. and Staffing Solutions Employed at Micro Motion, Inc., Boulder, Colorado; Amended Certification Regarding Eligibility To Apply for NAFTA-Transitional Adjustment Assistance

In accordance with section 250(A), Subchapter D, Chapter 2, Title II, of the Trade Act of 1974 (19 USC 2273), the Department of Labor issued a Certification for NAFTA Transitional Adjustment Assistance on October 2, 2001, applicable to workers of Micro Motion, Inc., Boulder, Colorado. The notice published in the **Federal Register** on October 19, 2001 (66 FR 53252).

At the request of the State agency, the Department reviewed the certification

for workers of the subject firm. Information provided by the State shows that some employees of the subject firm were temporary workers from Aorist Enterprises, Inc., Lakewood, Colorado and Staffing Solutions, Longmont, Colorado to produce mass flow meters and electronic transmitters at the Boulder, Colorado location of the subject firm.

Based on these findings, the Department is amending the certification to include temporary workers of Aorist Enterprises, Inc., Lakewood, Colorado and Staffing Solutions, Longmont, Colorado who were engaged in the production of mass flow meters and electronic transmitters at Micro Motion, Inc., Boulder, Colorado.

The intent of the Department's certification is to include all workers of Micro Motion, Inc., Boulder, Colorado adversely affected by a shift in production of mass flow meters and electronic transmitters to Mexico. The amended notice applicable to NAFTA-05193 is hereby issued as follows:

All workers of Micro Motion, Inc., Boulder, Colorado, including temporary workers of Aorist Enterprises, Inc. and Staffing Solutions engaged in the production of mass flow meters and electronic transmitters at Micro Motion, Inc., Boulder, Colorado, who became totally or partially separated from employment on or after August 7, 2000, through October 2, 2003, are eligible to apply for NAFTA-TAA under section 250 of the Trade Act of 1974.

Signed at Washington, DC, this 28th day of January, 2002.

Linda G. Poole,

Certifying Officer, Division of, Trade Adjustment Assistance.

[FR Doc. 02-2695 Filed 2-4-02; 8:45 am]

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DEPARTMENT OF LABOR

Employment and Training Administration

[NAFTA-5041]

Seagate Technology, Inc., OKC 1020 Division, Oklahoma City, Oklahoma; Dismissal of Application for Reconsideration

Pursuant to 29 CFR 90.18(C) an application for administrative reconsideration was filed with the Director of the Division of Trade Adjustment Assistance for workers at Seagate Technology, Inc., OKC 1020 Division, Oklahoma City, Oklahoma. The application contained no new substantial information which would

bear importantly on the Department's determination. Therefore, dismissal of the application was issued.

NAFTA-5041; Seagate Technology, Inc., OKC 1020 Division, Oklahoma City, Oklahoma (January 15, 2002)

Signed at Washington, DC, this 24th day of January, 2002.

Edward A. Tomchick,

Director, Division of Trade Adjustment Assistance.

[FR Doc. 02-2687 Filed 2-4-02; 8:45 am]

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DEPARTMENT OF LABOR

Employment and Training Administration

[NAFTA-05190 and NAFTA-05190A]

Sequa Corporation Men's Apparel Group Athens, Georgia; Sequa Corporation Men's Apparel Group Corporate Office Hackensack, New Jersey; Amended Certification Regarding Eligibility To Apply for NAFTA-Transitional Adjustment Assistance

In accordance with section 250(A), Subchapter D, Chapter 2, Title II, of the Trade Act of 1974 (19 USC 2273), the Department of Labor issued a Certification for NAFTA Transitional Adjustment Assistance on September 25, 2001, applicable to workers of Sequa Corporation, Men's Apparel Group, Athens, Georgia. The notice published in the **Federal Register** on October 11, 2001 (66 FR 51974).

At the request of the company, the Department reviewed the certification for workers of the subject firm. Information provided by the company shows that worker separations have occurred at the Corporate Office, Hackensack, New Jersey location of the subject firm. The Corporate Office provides administrative support function services including sales and marketing for the Men's Apparel Group of the subject firm.

Based on these findings, the Department is amending the certification to include workers of the Corporate Office, Hackensack, New Jersey location of Sequa Corporation, Men's Apparel Group.

The intent of the Department's certification is to include all workers of Sequa Corporation, Men's Apparel Group adversely affected by an increase of imports from Mexico.

The amended notice applicable to NAFTA-05190 is hereby issued as follows:

All workers of Sequa Corporation, Men's Apparel Group, Athens, Georgia (NAFTA-5190) and Sequa Corporation, Men's Apparel Group, Corporate Office, Hackensack, New Jersey (NAFTA-5190A) who became totally or partially separated from employment on or after August 10, 2000, through September 25, 2003, are eligible to apply for NAFTA-TAA under section 250 of the Trade Act of 1974.

Signed at Washington, DC, this 28th day of January, 2002.

Linda G. Poole,

Certifying Officer, Division of Trade Adjustment Assistance.

[FR Doc. 02-2696 Filed 2-4-02; 8:45 am]

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DEPARTMENT OF LABOR

Employment and Training Administration

[NAFTA-05163]

Tyco Electronics Fiber Optics Division, Glen Rock, Pennsylvania; Notice of Negative Determination Regarding Application for Reconsideration

By application dated October 12, 2001, a former employee requested administrative reconsideration of the Department's negative determination regarding eligibility to apply for North American Free Trade Agreement—Transitional Adjustment Assistance (NAFTA-TAA), applicable to workers and former workers of the subject firm. The denial notice was signed on September 28, 2001, and was published in the **Federal Register** on October 19, 2001 (66 FR 53252).

Pursuant to 29 CFR 90.18(c) reconsideration may be granted under the following circumstances:

- (1) if it appears on the basis of facts not previously considered that the determination complained of was erroneous;
- (2) if it appears that the determination complained of was based on a mistake in the determination of facts not previously considered; or
- (3) if in the opinion of the Certifying Officer, a misinterpretation of facts or of the law justified reconsideration of the decision.

The denial of NAFTA-TAA for workers engaged in activities related to the production of fiber optic connectors at Tyco Electronics, Fiber Optics Division, Glen Rock, Pennsylvania was based on the finding that criteria (3) and (4) of that group eligibility requirement of paragraph (a)(1) of section 250 of the Trade Act, as amended, were not met. There were no company imports of fiber-optic connectors from Mexico or Canada, nor did the company shift plant

production from the Glen Rock, Pennsylvania plant to Mexico or Canada. The preponderance in the declines in employment at the subject firm was related to a shift in plant production to another affiliated domestic plant.

The petitioner alleges that plant production was shifted to an affiliated plant located in Mexico.

Information provided by the company shows that a negligible portion of the plant production was shifted to Mexico during the relevant period of the investigation. The overwhelming (over 98%) portion of subject plant production was transferred to Harrisburg, Pennsylvania. No plant machinery was transferred to Mexico during the relevant period.

The petitioners supplied a list of products that they indicated were transferred to Mexico. The overwhelming majority of these products were transferred prior to the relevant time frame of the investigation. Some of these products were produced at the subject firm only when orders required quick turn around time. The majority of these products were procured at a sister facility located in Harrisburg, Pennsylvania when quick turn around times were required. The quick turn around products equivalent to what the Mexican plant produced account for a relatively small portion of products that were produced at the subject plant.

The petitioner also claims that plant workers trained workers from an affiliated Mexican plant.

The workers did train workers from the Mexican plant during the relevant time frame. However, the training relates to only a negligible portion of production performed at the subject plant.

Conclusion

After review of the application and investigative findings, I conclude that there has been no error of misinterpretation of the law or of the facts which would justify reconsideration of the Department of Labor's prior decisions. Accordingly, the application is denied.

Signed at Washington, DC, this 22nd day of January 2002.

Edward A. Tomchick,

Director, Division of Trade Adjustment Assistance.

[FR Doc. 02-2694 Filed 2-4-02; 8:45 am]

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DEPARTMENT OF LABOR

Occupational Safety and Health Administration

[Docket No. NRTL95-F-1]

Nationally Recognized Testing Laboratories, Revised Fee Schedule

AGENCY: Occupational Safety and Health Administration (OSHA), Labor.

ACTION: Notice.

SUMMARY: This notice provides the revised schedule of fees to be charged by the Occupational Safety and Health Administration (OSHA) to Nationally Recognized Testing Laboratories (NRTLs). As provided under 29 CFR 1910.7, OSHA charges fees for specific types of services it provides to NRTLs. These services are: Processing applications for the initial recognition of an organization as an NRTL, or for expansion or renewal of an existing NRTL's recognition, and performing audits (post-recognition reviews) of NRTLs to determine whether they continue to meet the requirements for recognition. Annually, OSHA reviews the costs to the Government of providing the services to determine whether any changes to the fees are warranted. If change is warranted, we publish a notice to detail the projected costs of providing those services during the upcoming calendar year and solicit public comment on the revised fees.

The notice to propose the revised fees was published in the **Federal Register** on December 12, 2001 (66 FR 64274), and one comment was received. As stated in that notice, the revised fees would, and in fact did, go into effect on January 1, 2002. The revised fees will remain in effect until superseded by a later fee schedule.

DATES: The Fees Schedule shown in this notice went into effect on January 1, 2002.

FOR FURTHER INFORMATION CONTACT: Bernard Pasquet, Office of Technical Programs and Coordination Activities at the above address, or phone (202) 693-2110. Our Web page includes information about the NRTL Program (see <http://www.osha-slc.gov/dts/otpc/nrtl/index.html> or see <http://www.osha.gov> and select "Programs").

SUPPLEMENTARY INFORMATION:

Notice of Final Decision

The Occupational Safety and Health Administration (OSHA) hereby gives notice that it has revised the fees that the Agency charges to Nationally Recognized Testing Laboratories (NRTLs). OSHA has taken this action as