

production to Canada. One of the petitioners directed the Department to a specific company official.

A conversation with this company official revealed that there was no production shifted from the Harbor Springs, Pellston or Boyne City facilities to Canada.

The petitioners also alleged that the Department had not followed through with specific customer bid information provided in the initial investigation. The petitioners also indicated that these potential customers had awarded contracts to companies that produced abroad, and that the subject firm was excluded from competition due to competitive imports.

The Department conducted a bid survey of customers based on specified dates in the relevant period. Results of this survey revealed that either the contracts were awarded to domestic firms or, in cases where the contracts were awarded to companies that manufactured abroad, the subject firm was not the most competitive domestic bidder.

Conclusion

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

Signed at Washington, DC this 8th day of March, 2004.

Elliott S. Kushner,

Certifying Officer, Division of Trade Adjustment Assistance.

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DEPARTMENT OF LABOR

Employment and Training Administration

[TA-W-53,147 and TA-W-53,147A]

Eagle Picher, Inc., Hillsdale, MI; Eagle Picher, Inc., Jonesville, MI; Amended Certification Regarding Eligibility to Apply for Worker Adjustment Assistance and Alternative Trade Adjustment Assistance

In accordance with section 223 of the Trade Act of 1974 (19 U.S.C. 2273), and under section 246 of the Trade Act of 1974, as amended, the Department of Labor issued a Certification of Eligibility to Apply for Worker Adjustment Assistance and Alternative Trade Adjustment Assistance on November 21, 2003, applicable to workers of Eagle

Picher, Inc., located in Hillsdale, Michigan. The notice was published in the **Federal Register** on December 29, 2003 (68 FR 74978).

On January 6, 2004, the Department amended the certification to include workers at the Jonesville, Michigan location of Eagle Picher, Inc. The notice of amendment was published in the **Federal Register** on January 28, 2004 (69 FR 4178).

At the request of the State Agency, the Department reviewed the certification for workers of the subject firm. The amendment failed to cite the eligibility for workers of Picher, Inc., in both Hillsdale and Jonesville, Michigan, to apply for transitional adjustment assistance.

The Department is again amending the certification to include eligibility for workers of the subject firm to apply for ATAA.

The amended notice applicable to TA-W-53,147 is hereby issued as follows:

All workers of Eagle Picher, Inc., Hillsdale, Michigan (TA-W-53,147), and Eagle Picher, Inc., Jonesville, Michigan (TA-W-53,147A), who became totally or partially separated from employment on or after September 26, 2002, through November 21, 2005, are eligible to apply for adjustment assistance under section 223 of the Trade Act of 1974, and are also eligible to apply for alternative trade adjustment assistance under section 246 of the Trade Act of 1974, as amended.

Signed in Washington, DC, this 9th day of March, 2004.

Linda G. Poole,

Certifying Officer, Division of Trade Adjustment Assistance.

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DEPARTMENT OF LABOR

Employment and Training Administration

[TA-W-53,145]

General Aluminum Manufacturing Co., Hudson Forge, Hudson, MI; Notice of Negative Determination Regarding Application for Reconsideration

By application of January 23, 2004, the International Union, United Automobile, Aerospace & Agricultural Implement Workers of America-UAW, requested administrative reconsideration of the Department's negative determination regarding eligibility to apply for Trade Adjustment Assistance (TAA), applicable to workers and former workers of the subject firm. The denial notice was signed on November 17, 2003, and published in

the **Federal Register** on December 29, 2003 (68 FR 74977).

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 petition for the workers of General Aluminum Manufacturing Co., Hudson Forge, Hudson, Michigan was denied because the "contributed importantly" group eligibility requirement of section 222 of the Trade Act of 1974, as amended, was not met. The "contributed importantly" test is generally demonstrated through a survey of customers of the workers' firm. The survey revealed that none of the respondents increased their purchases of exhaust manifolds and related automobile component parts. The company did not import exhaust manifolds and related automobile component parts, nor did the company shift production to a foreign source during the relevant period.

The union alleges that the subject firm is an upstream supplier for a trade-affected company. The petitioner states that Hudson Forge facility was a sister plant and an upstream supplier to Metalloy Corporation Machining Operations, Hudson, Michigan, workers of which were certified eligible for TAA on February 11, 2002. The union further alleges that the closing of the Metalloy Corporation Machining Operations resulted in Hudson Forge ceasing operations.

A company official was contacted in regard to these allegations. As a result, it was revealed that the subject firm supplied one part to the Metalloy Corporation Machining Operations, Hudson Michigan. In December of 2001, Metalloy Corporation Machining Operations, Hudson, Michigan shut down and moved its production to another General Aluminum Division in Fremont, Indiana, including the part manufactured by the subject firm. It was established that Metalloy Corporation Machining Operations, Hudson, Michigan ceased its production in December of 2001, which means that the subject firm did not supply components to this firm during the relevant period of this investigation. Furthermore, the review of the original investigation

revealed that the value of sales and production at the subject facility increased in 2002 compared with 2001. Therefore the closure of Metalloy Corporation Machining Operations, Hudson, Michigan did not have an impact on the subject firm's production and did not result in subject firm's loss of business.

Conclusion

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

Signed in Washington, DC this 8th day of March, 2004.

Elliott S. Kushner,

Certifying Officer, Division of Trade Adjustment Assistance.

[FR Doc. 04-6547 Filed 3-23-04; 8:45 am]

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DEPARTMENT OF LABOR

Employment and Training Administration

Investigations Regarding Certifications of Eligibility To Apply for Worker Adjustment Assistance

Petitions have been filed with the Secretary of Labor under Section 221(a) of the Trade Act of 1974 ("the Act") and are identified in the Appendix to this notice. Upon receipt of these petitions, the Director of the Division of Trade Adjustment Assistance, Employment and Training Administration, has instituted investigations pursuant to Section 221(a) of the Act.

The purpose of each of the investigations is to determine whether the workers are eligible to apply for adjustment assistance under Title II, Chapter 2, of the Act. The investigations will further relate, as appropriate, to the determination of the date on which total or partial separations began or threatened to begin and the subdivision of the firm involved.

The petitioners or any other persons showing a substantial interest in the subject matter of the investigations may request a public hearing, provided such request is filed in writing with the Director, Division of Trade Adjustment Assistance, at the address shown below, not later than April 5, 2004.

Interested persons are invited to submit written comments regarding the subject matter of the investigations to the Director, Division of Trade Adjustment Assistance, at the address shown below, not later than April 5, 2004.

The petitions filed in this case are available for inspection at the Office of the Director, Division of Trade Adjustment Assistance, Employment and Training Administration, U.S. Department of Labor, Room C-5311, 200 Constitution Avenue, NW., Washington, DC 20210.

Signed at Washington, DC this 18th day of March, 2004.

Timothy Sullivan,

Director, Division of Trade Adjustment Assistance.

APPENDIX

[Petitions instituted between 02/17/2004 and 02/20/2004]

TA-W	Subject firm (petitioners)	Location	Date of institution	Date of petition
54,263	Olney Wallcovering (Wkrs)	Spartanburg, SC	02/17/2004	02/11/2004
54,264	Comeaux Marketing (Wkrs)	St. Amant, LA	02/17/2004	02/09/2004
54,265	Rainbow Displays, Inc. (Wkrs)	Endicott, NY	02/17/2004	01/23/2004
54,266	D.A. Stuart Co. (MI)	Ecorse, MI	02/17/2004	02/05/2004
54,267	Lucent Technologies (GA)	Alpharetta, GA	02/17/2004	02/10/2004
54,268	Flextronics (Wkrs)	San Diego, CA	02/17/2004	02/12/2004
54,269	Accuride Corp. (Wkrs)	Henderson, KY	02/17/2004	02/12/2004
54,270	Tellabs (Wkrs)	Naperville, IL	02/17/2004	02/12/2004
54,271	Budget Meter (WI)	Milwaukee, WI	02/17/2004	02/12/2004
54,272	Tweave, Inc. (Wkrs)	Norton, MA	02/17/2004	02/09/2004
54,273	K.S. Bearings (UAW)	Greensburg, IN	02/17/2004	02/12/2004
54,274	Boeing (SPEEA)	Witchita, KS	02/17/2004	02/12/2004
54,275	FMC Measurement/Smith Meter (UAW)	Erie, PA	02/17/2004	02/13/2004
54,276	Cardinal Brands (PSPP)	Topeka, KS	02/17/2004	02/13/2004
54,277	Summit Sportswear/S and R Products (CA)	Santa Ana, CA	02/17/2004	02/13/2004
54,278	Cochrane Furniture (Wkrs)	Lincolnton, NC	02/17/2004	02/06/2004
54,279	Rockbestos Suprenant Cable Corp. (CWA)	Clinton, MA	02/17/2004	02/13/2004
54,280	Baptist Regional Medical Center (Wkrs)	Corbin, KY	02/17/2004	02/02/2004
54,281	Chami Design (Comp)	Tacoma, WA	02/17/2004	02/12/2004
54,282	Unifrax Corporation (Comp)	Niagara Falls, NY	02/18/2004	02/12/2004
54,283	Encompass Group, LLC (Comp)	Houston, TX	02/18/2004	02/13/2004
54,284	Pechiney Plastic Packaging, Inc. (NJ)	Washington, NJ	02/18/2004	02/05/2004
54,285	Asarco, Inc. (Wkrs)	Salt Lake City, UT	02/18/2004	02/17/2004
54,286	Surratt Hosiery Mills (Comp)	Denton, NC	02/18/2004	02/12/2004
54,287	Masonite Corporation (Comp)	Danville, VA	02/18/2004	02/12/2004
54,288	Hedstrom Company (Wkrs)	Ashland, OH	02/18/2004	02/10/2004
54,289	Regal Boloit Corporation (Wkrs)	Sankville, WI	02/18/2004	02/17/2004
54,290	Rubbermaid Cleaning Products (Comp)	Greenville, NC	02/18/2004	02/16/2004
54,291	Gateway Mfg., Inc. (Comp)	Hillsdale, MI	02/18/2004	02/05/2004
54,292	Hamilton Collection (The) (Comp)	Jacksonville, FL	02/18/2004	01/27/2004
54,293	Dexter Shoe Co. (ME)	Dexter, ME	02/18/2004	02/05/2004
54,294	A and M Tool Molding Division (Comp)	Arden, NC	02/18/2004	02/12/2004
54,295	Sure Fit, Inc. (Comp)	Allentown, PA	02/18/2004	02/16/2004
54,296	Sprint (Wkrs)	Plymouth, IN	02/18/2004	02/18/2004
54,297	Johnson Controls, Inc. (UAW)	Dayton, NJ	02/18/2004	02/17/2004
54,298	Accenture c/o Dupont (Wkrs)	Orange, TX	02/18/2004	02/10/2004
54,299	H.I. Apparel Cutting, Inc. (Comp)	Clinton, NC	02/18/2004	02/13/2004