

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.

Signed in Washington, DC, this 1st day of October 2004.

**Elliott S. Kushner,**

*Certifying Officer, Division of Trade Adjustment Assistance.*

[FR Doc. E4-2694 Filed 10-15-04; 8:45 am]

**BILLING CODE 4510-30-P**

## DEPARTMENT OF LABOR

### Employment and Training Administration

[TA-W-54,484]

#### **Cady Industries, Inc., Pearson, GA; Notice of Revised Determination on Reconsideration**

By letter postmarked June 8, 2004 (received July 7, 2004), a worker of Cady Industries, Inc., Pearson, Georgia requested administrative reconsideration regarding the Department's Negative Determination Regarding Eligibility to Apply for Worker Adjustment Assistance, applicable to the workers of the subject firm.

The initial investigation, initiated on March 12, 2004, resulted in a negative determination based on the finding that imports of bulk bag fabric, silt fences, leno fabric, leno bags, polypropylene fabric, and polypropylene tubing did not contribute importantly to worker separations at the subject plant and no shift of production to a foreign source occurred. The negative determination was issued on April 21, 2004. The Department's determination Notice was published in the **Federal Register** on June 2, 2004 (69 FR 31135).

The Department had previously processed a request for reconsideration for workers of the subject firm. The earlier request was filed on May 11, 2004, by a company official.

The May 11, 2004 request for reconsideration resulted in a dismissal of the application because no new information was presented that would bear importantly on Department's denial of the petition. The dismissal letter was signed on June 24, 2004. The Notice of Dismissal of Application for Reconsideration was issued on June 25, 2004 and published in the **Federal Register** on July 1, 2004 (69 FR 39968).

On July 7, 2004, the Department received the subsequent request for reconsideration (June 8, 2004 postmarked letter) and conducted another reconsideration investigation.

As part of the second reconsideration investigation, the Department further reviewed the initial investigation and engaged in a detailed re-evaluation of the customers' survey. The Department determined that a significant number of major declining customers contacted during the original investigation increased their imports of bulk bag fabric, silt fences, leno fabric, leno bags, polypropylene fabric, and polypropylene tubing in the relevant period. The imports accounted for a meaningful portion of the subject plant's lost sales and production.

Prior to the issuance of a determination certifying the subject worker group, however, the Department was informed that the petitioner had filed an appeal with the U.S. Court of International Trade (USCIT) on June 21, 2004. As a result of the filing, the Department suspended the issuance of the revised determination.

In its Motion for Voluntary Remand, the Department requested that it be permitted to render a revised determination for the subject worker group. On August 26, 2004, the USCIT granted the Department's motion.

In accordance with Section 246 the Trade Act of 1974 (26 U.S.C. 2813), as amended, the Department of Labor herein presents the results of its investigation regarding certification of eligibility to apply for alternative trade adjustment assistance (ATAA) for older workers.

In order for the Department to issue a certification of eligibility to apply for ATAA, the group eligibility requirements of Section 246 of the Trade Act must be met. The Department has determined in this case that the requirements of Section 246 have been met.

A significant number of workers at the firm are age 50 or over and possess skills that are not easily transferable. Competitive conditions within the industry are adverse.

#### **Conclusion**

After careful review of the complete administrative file, I conclude that increased imports of articles like or directly competitive with those produced at Cady Industries, Inc., Pearson, Georgia, contributed importantly to the declines in sales or production and to the total or partial separation of workers at the subject firm. In accordance with the provisions of the Act, I make the following certification:

All workers of Cady Industries, Inc., Pearson, Georgia, who became totally or partially separated from employment on or after March 11, 2003 through two years from

the date of this certification, are eligible to apply for adjustment assistance under section 223 of the Trade Act of 1974, and are eligible to apply for alternative trade adjustment assistance under Section 246 of the Trade Act of 1974.

Signed in Washington, DC this 30th day of September 2004.

**Elliott S. Kushner,**

*Certifying Officer, Division of Trade Adjustment Assistance.*

[FR Doc. E4-2693 Filed 10-15-04; 8:45 am]

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## DEPARTMENT OF LABOR

### Employment and Training Administration

[TA-W-55,424]

#### **Degussa Corporation, Silanes Plant, Theodore, AL; Notice of Termination of Investigation**

Pursuant to section 221 of the Trade Act of 1974, as amended, an investigation was initiated on August 11, 2004 in response to a worker petition filed on behalf of workers at Degussa Corporation, Silanes Plant, Theodore, Alabama.

The petitioners have requested that the petition be withdrawn. Consequently, the investigation has been terminated.

Signed in Washington, DC this 30th day of September 2004.

**Elliott S. Kushner,**

*Certifying Officer, Division of Trade Adjustment Assistance.*

[FR Doc. E4-2695 Filed 10-15-04; 8:45 am]

**BILLING CODE 4510-30-P**

## DEPARTMENT OF LABOR

### Employment and Training Administration

[TA-W-55,547]

#### **Eddie Labels & Accessories Corporation, City of Industry, CA; Notice of Termination of Investigation**

Pursuant to section 221 of the Trade Act of 1974, as amended, an investigation was initiated on September 2, 2004 in response to a petition filed on behalf of workers at Eddie Labels & Accessories Corporation, City of Industry, California.

The Department has been unable to locate the company official for the subject group or to obtain the information necessary to reach a determination on worker group eligibility. Consequently, further investigation in this case would serve

no purpose, and the investigation has been terminated.

Signed at Washington, DC, this 29th day of September 2004.

**Richard Church,**

*Certifying Officer, Division of Trade Adjustment Assistance.*

[FR Doc. E4-2696 Filed 10-15-04; 8:45 am]

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## DEPARTMENT OF LABOR

### Employment and Training Administration

[TA-W-50,368]

#### **The Flexaust Company, Inc., Appliance Division, Currently Known as Flexaust Appliance, Inc., El Paso, TX; Amended Certification Regarding Eligibility To Apply for Worker Adjustment Assistance**

In accordance with section 223 of the Trade Act of 1974 (19 U.S.C. 2273) the Department of Labor issued Amended Certification Regarding Eligibility to Apply for Worker Adjustment Assistance on February 21, 2003, applicable to workers of The Flexaust Company, Inc., Appliance Division, El Paso, Texas. The notice was published in the **Federal Register** on March 10, 2003 (68 FR 11410).

At the request of a company official, the Department reviewed the certification for workers of the subject firm. The workers are engaged in the production of belts and hoses for vacuum cleaners.

New information shows that following a company name change, in January 2003, The Flexaust Company, Inc., Appliance Division is currently known as Flexaust Appliance, Inc. Workers separated from employment as the subject firm had their wages reported under a separated unemployment insurance (UI) tax account for Flexaust Appliance, Inc.

Accordingly, the Department is amending this certification to properly reflect this matter.

The intent of the Department's certification is to include all workers of The Flexaust Company, Inc., Appliance Division who were adversely affected by increased imports.

The amended notice applicable to TA-W-50,368 is hereby issued as follows:

All workers of The Flexaust Company, Inc., Appliance Division, currently known as Flexaust Appliance, Inc., El Paso, Texas, who became totally or partially separated from employment on or after December 7, 2001, through February 21, 2005, are eligible to

apply for adjustment assistance under section 223 of the Trade Act of 1974.

Signed at Washington, DC this 30th day of September 2004.

**Richard Church,**

*Certifying Officer, Division of Trade Adjustment Assistance.*

[FR Doc. E4-2692 Filed 10-15-04; 8:45 am]

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## DEPARTMENT OF LABOR

### Employment and Training Administration

[TA-W-55,680]

#### **Seneca Foods Corporation, Dayton, WA; Notice of Termination of Investigation**

Pursuant to Section 221 of the Trade Act of 1974, as amended, an investigation was initiated on September 24, 2004 in response to a petition filed by a company official on behalf of workers at Seneca Foods Corporation, Dayton, Washington.

The petitioner has requested that the petition be withdrawn. Consequently, the investigation has been terminated.

Signed in Washington, DC, this 30th day of September 2004.

**Elliott S. Kushner,**

*Certifying Officer, Division of Trade Adjustment Assistance.*

[FR Doc. E4-2699 Filed 10-15-04; 8:45 am]

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## DEPARTMENT OF LABOR

### Employment and Training Administration

[TA-W-55,614]

#### **Technical Fabricators, Inc., Spartanburg, SC; Notice of Termination of Investigation**

Pursuant to Section 221 of the Trade Act of 1974, as amended, an investigation was initiated on September 16, 2004 in response to a petition filed by a company official on behalf of workers at Technical Fabricators, Inc., Spartanburg, South Carolina.

The petitioner has requested that the petition be withdrawn. Consequently, the investigation has been terminated.

Signed at Washington, DC, this 30th day of September 2004.

**Richard Church,**

*Certifying Officer, Division of Trade Adjustment Assistance.*

[FR Doc. E4-2698 Filed 10-15-04; 8:45 am]

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## DEPARTMENT OF LABOR

### Employment and Training Administration

[TA-W-55,597A, TA-W-55,597B, TA-W-55,97C]

#### **VF Jeanswear Limited Partnership, Subsidiary of VF Corporation Faben Facility, Cutting and Parts Division, Fabens, Texas; VF Jeanswear Limited Partnership, Subsidiary of VF Corporation Rojas Facility, Administrative Division, El Paso, Texas; VF Jeanswear Limited Partnership, Subsidiary of VF Corporation Riverside Facility, Laundry and Finishing Division, El Paso, TX; 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) the Department of Labor issued a Certification of Eligibility to Apply for Worker Adjustment Assistance and Alternative Trade Adjustment Assistance on September 23, 2004, applicable to workers of VF Jeanswear Limited Partnership, subsidiary of VF Corporation, Cutting and Parts Division, Fabens, Texas, VF Jeanswear Limited Partnership, subsidiary of VF Corporation, Administrative Division, El Paso, Texas and VF Jeanswear Limited Partnership, subsidiary of VF Corporation, Laundry and Finishing Division, El Paso, Texas. The notice will be published soon in the **Federal Register**.

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 jeans for men; women and children provide administrative support services, and laundry and finishing of the jeans and are separately identifiable by location.

New findings show that there was a previous certification, TA-W-40,737 and TA-W-40,737A, issued on February 11, 2002, for workers of VF Jeanswear Limited Partnership, Fabens Facility, Fabens, Texas, Rojas Facility, El Paso, Texas and Riverside Facility, El Paso, Texas who were engaged in employment related to the production of jeans, administrative support services and laundry and finishing of the jeans. That certification expired February 11, 2004. To avoid an overlap in worker group coverage, the certification is being amended to change the impact date from September 10, 2003 to February 12, 2004, for workers of the subject firm.