

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 and a certification of eligibility to apply for worker adjustment assistance as an adversely affected secondary group to be issued, 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.

Negative Determinations for Worker Adjustment Assistance

In the following cases, the investigation revealed that the criteria for eligibility have not been met for the reasons specified.

The investigation revealed that criteria (a)(2)(A)(I.C.) (Increased imports) and (a)(2)(B)(II.B) (No shift in

production to a foreign country) have not been met.

TA-W-52,665; *Textron Fastening Systems, a wholly-owned subsidiary of Textron, Inc., PFPD Plant, Tooling Department, Rockford, IL*
 TA-W-52,489; *Portola Packaging, Inc., U.S. Closure Div., Sumter, SC*
 TA-W-52,580; *Irwin-Hodson Metal Manufacturing LLC, Portland, OR*
 TA-W-52,594; *Squires Hardwoods, Inc., Shannon Div., Shannon, NC*
 TA-W-52,374; *Ellwood City Forge, a div. of Ellwood of The Ellwood Group, Inc., Ellwood City, PA*
 TA-W-52,355; *Honeywell International, Inc., Industry Solutions, Cupertino, CA*
 TA-W-52,394; *Guilford Mills, Inc., Guilford East, Wallace, NC*
 TA-W-52,159; *Milford Fabricating Co., Detroit, MI*
 TA-W-52,416; *Jolly Gardener, Poland, ME*
 TA-W-52,576; *Smith Meter, Inc., a/k/a/ FMV Technologies, Inc., Erie, PA*
 TA-W-52,758; *Bear Garden Fisheries, Kodiak, AK*
 TA-W-52,761; *Fishing Vessel (F/V) Leopard, Kenai, AK*

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

TA-W-52,598 & A; *Minacs, Flint, MI & Swartz Creek, MI*
 TA-W-52,622; *Descartes Systems (USA) LLC, an affiliate of The Descartes Systems Group, Inc., Atlanta, GA*
 TA-W-52,666; *Precede America, Inc., Hillsboro, OR*
 TA-W-52,670; *Joy Mining Machinery, Abingdon, VA*
 TA-W-52,632; *UAW-Daimler Chrysler Child Development Center, National Training Center, Huntsville, AL*
 TA-W-52,383; *AG Communication Systems, Phoenix, AZ*
 TA-W-52,615; *Underwriters Laboratories, Inc., Camas, WA*
 TA-W-52,660; *C.J. USA Transport, Wayne, MI*
 TA-W-52,651; *R.R. Donnelley & Sons Co., Lancaster Financial Printing Div., Lancaster, PA*
 TA-W-52,637; *MSX International Engineering Services, Inc., a wholly-owned subsidiary of MSX International, Inc., Collaborative Engineering Management Services Div., Madison Heights, MI*
 TA-W-52,444; *Luzenac America, Inc., a subsidiary of Rio Tinto, PLC, Centennial, CO*
 TA-W-52,451; *Saurer, Inc., a/k/a Schlafhorst, Inc., Charlotte, NC*

The investigation revealed that criterion (a)(2)(A)(I.A) (no employment decline) has not been met.

TA-W-52,725; *Fishing Vessel (F/V) Bad Betty, Homer, AK*

TA-W-52,697; *Pryor Fish Camp, Kodiak, AK*

TA-W-52,760; *Fishing Vessel (F/V) Freedom, Mt. Vernon, WA*

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

TA-W-52,396; *Phoenix Technologies, Ltd, Irvine, CA*

The investigation revealed that criteria (a)(2)(A)(I.B) (Sales or production, or both, did not decline) and (a)(2)(B)(II.B) (has shifted production to a county not under the free trade agreement with U.S.) have not been met.

TA-W-52,550; *Crane Valve North America, Washington, IA*

TA-W-52,314; *Presstek, Inc., Hudson, NH*

TA-W-52,399A; *Morelock Enterprises, Closures Div., including leased workers from Staffing Services, Bend, OR*

The investigation revealed that criteria (2) has not been met. The workers firm (or subdivision) is not a supplier or downstream producer to trade-affected companies.

TA-W-52,353; *Nevamar Co., LLC, Waverly, VA*

TA-W-52,568; *Day International, Textiles Div., Greenville, SC*

TA-W-52,676; *Defender Services, Inc., Working at Pillowtex Plant #1, Kannapolis, NC, A; Defender Services, Inc., Working at Pillowtex Plant #16, Salisbury, NC, B; Defender Services, Inc., Working at Pillowtex Plant #6, Concord, NC and C; Defender Services, Inc., Working at Pillowtex Corp., Eden, NC*

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.

The following certifications have been issued. The requirements of (a)(2)(A) (increased imports) of Section 222 have been met.

TA-W-52,530; *Fluor Industrial Services, Inc., Maintenance and Industrial Services Div., Kannapolis, NC: August 11, 2002.*

TA-W-52,463; *Kannapolis Energy Partners, LLC, Kannapolis, NC: July 31, 2002.*