

APPENDIX—Continued

[Petition's instituted between 10/20/2003 and 10/24/2003]

TA-W	Subject firm (petitioners)	Location	Date of institution	Date of petition
53,314	Acrotech Midwest Inc. (MN)	Crosby, MN	10/22/2003	10/21/2003
53,315	OBG Manufacturing Co. (Comp)	Liberty, KY	10/22/2003	10/22/2003
53,316	Robert Bosch Tool Corp. (Comp)	Elizabethtown, KY	10/22/2003	10/21/2003
53,317	Sofanou, Inc. of Kentucky (Wkrs)	Morgantown, KY	10/23/2003	10/21/2003
53,318	Moll Industries (Comp)	Austin, TX	10/23/2003	10/21/2003
53,319	Meadwestvaco (PA)	Pittsfield, MA	10/23/2003	10/15/2003
53,320	Standard Motor Products (Wkrs)	Argos, IN	10/23/2003	10/16/2003
53,321	Charter Fabrics, Inc. (Comp)	New York, NY	10/23/2003	09/29/2003
53,322	John Crane, Inc. (Comp)	Vandalia, IL	10/23/2003	10/22/2003
53,323	Franklin Electric (Wkrs)	Jonesboro, IN	10/23/2003	10/16/2003
53,324	New River Industries, Inc. (Comp)	Radford, VA	10/23/2003	10/15/2003
53,325	Security DBS (Comp)	Dallas, TX	10/23/2003	10/21/2003
53,326	Weyerhaeuser (AR)	W. Memphis, AR	10/23/2003	10/21/2003
53,327	Portland Pattern, Inc. (Comp)	Portland, OR	10/23/2003	10/22/2003
53,328	International Paper (Wkrs)	Kaukauna, WI	10/23/2003	10/20/2003
53,329	Advanced Forming Technology (CO)	Longmont, CO	10/23/2003	10/14/2003
53,330	Air Products and Chemical, Inc. (Wkrs)	Allentown, PA	10/23/2003	10/23/2003
53,331	Budd Group (The) (Comp)	Grover, NC	10/23/2003	10/23/2003
53,332	NXL Investments, Inc. (Comp)	Euclid, OH	10/23/2003	10/23/2003
53,333	Fishing Vessel (F/V) WW Northland (Comp)	Haines, AK	10/24/2003	10/12/2003
53,334	Eugene Aluminum and Brass Foundry, Inc. (Comp)	Eugene, OR	10/24/2003	10/17/2003
53,335	Fairchild Semiconductor (Comp)	Mountaintop, PA	10/24/2003	10/20/2003
53,336	Henredon Furniture Ind. (Comp)	Spruce Pine, NC	10/24/2003	10/23/2003
53,337	De Machine Shop (Comp)	Berthoud, CO	10/24/2003	10/23/2003
53,338	Diversified Tool Corp. (Wkrs)	Cambridge Springs, PA	10/24/2003	10/17/2003
53,339	National Manufacturing Co. (Comp)	Sterling IL	10/24/2003	10/15/2003
53,340	Star Machine Shop (Wkrs)	Galax, VA	10/24/2003	10/17/2003
53,341	Underwood Industries of NY (Comp)	Waverly, NY	10/24/2003	10/15/2003
53,342	Halmode Apparel, Inc. (Wkrs)	Roanoke, VA	10/24/2003	09/30/2003
53,343	Arteva Specialities S.a.r.l. (Comp)	Shelby, NC	10/24/2003	10/23/2003
53,344	Royal Appliance Mfg., Co. (Comp)	Glenwillow, OH	10/24/2003	10/16/2003
53,345	Parkdale American, LLC (Comp)	Landis, NC	10/24/2003	10/09/2003
53,346	Parkdale Mills, Inc. (Comp)	Belmont, NC	10/24/2003	10/09/2003
53,347	Thomas Apparel Company (Wkrs)	Hartville, MO	10/24/2003	10/31/2003
53,348	Sampo Corporation of America (Wkrs)	Fremont, CA	10/24/2003	10/07/2003
53,349	Ethan Allen Mfg., Co. (Wkrs)	Beecher Falls, VT	10/24/2003	10/20/2003
53,350	Zytec America, Inc. (Comp)	Greensboro, NC	10/24/2003	10/15/2003

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DEPARTMENT OF LABOR

Employment and Training
Administration

[TA-W-51,929]

LeSportsac, Manufacturing and
Distribution Division, Stearns, KY;
Notice of Negative Determination
Regarding Application for
Reconsideration

By application of August 1, 2003, a petitioner 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 July 11, 2003, and published in the **Federal Register** on July 22, 2003 (68 FR 43371).

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 mis-interpretation of facts or of the law justified reconsideration of the decision.

The petition for the workers of LeSportsac, Manufacturing and Distribution Division, Stearns, Kentucky was denied because criterion (2) was not met. Sales and production of luggage and women's handbags at the subject plant increased from February through May 2001 to the corresponding period of 2002 and also increased from February through May of 2002 to the same period in 2003.

In the request for reconsideration, the petitioner alleged that figures indicating sales and production increases at the subject facility incorporated volumes of imports from China. The petitioner questions how an employment decline could have occurred in conjunction with a sales/production increase.

A communication with a company official in regard to this allegation revealed that the sales and production figures provided to the Department in this investigation were for the Stearns facility exclusively. The official further stated that the company is in the midst of a reorganization of its domestic facilities and that employment declines were a result of streamlining production processes more efficiently and reapportioning employment to other domestic facilities.

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