

(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 Breed Technologies Incorporated, Knoxville, Tennessee was denied because the "contributed importantly" group eligibility requirement of Section 222(3) 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 imported automobile seat belt components.

The petitioner states that the production of automobile seat belt components made at the subject firm was relocated to a foreign facility. They further assert that these currently foreign-produced components "will become part of seat belt assemblies that are now being imported from Mexico to the United States". They conclude that if the subject firm had not decided to shift component production, there would be no job loss.

Seat belt assemblies are not "like or directly competitive" with the products produced (automobile seat belt components) by the subject firm. Therefore, the imports of seat belt assemblies is not relevant in meeting the

eligibility requirement of Section 222(3) of the Trade Act of 1974, as amended.

### 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 13th day of February 2003.

**Edward A. Tomchick,**

*Director, Division of Trade Adjustment Assistance.*

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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 March 6, 2003.

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 March 6, 2003.

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 27th day of January 2003.

**Edward A. Tomchick,**

*Director, Division of Trade Adjustment Assistance.*

## APPENDIX

[Petitions Instituted Between 01/22/2003 and 01/24/2003]

TA-W	Subject firm (petitioners)	Location	Date of institution	Date of petition
50,604	Cessna Aircraft Company (Wkrs)	Wichita, KS	01/22/2003	01/14/2003
50,605	Jackson Sewing Center (Wkrs)	Madisonville, TN	01/22/2003	01/10/2003
50,606	Emerson Tool Company (Comp)	Paris, TN	01/22/2003	01/10/2003
50,607	Nortel Networks (Wkrs)	RTP, NC	01/22/2003	12/16/2002
50,508	A.O. Smith Electrical Products Co. (Comp)	McMinnville, TN	01/22/2003	01/09/2003
50,609	Cendant Corporation (Wkrs)	Elizabethton, TN	01/22/2003	01/13/2003
50,610	Warnaco, Inc. (Wkrs)	Thomasville, GA	01/22/2003	01/13/2003
50,611	Acme Electronics, LLC (Comp)	Cuba, NY	01/22/2003	11/26/2002
50,612	O. Mustad and Son, Inc. (Wkrs)	Auburn, NY	01/22/2003	01/06/2003
50,613	Foamex, L.P. (Comp)	Milan, TN	01/22/2003	01/01/2003
50,614	Auto Sound/Entronix (MN)	Eveleth, MN	01/22/2003	01/16/2003
50,615	BP Solar, LLC (Comp)	Toano, VA	01/22/2003	01/18/2003
50,616	Connector Service Corporation (Wkrs)	Mentor, OH	01/22/2003	01/10/2003
50,617	BP Solar, LLC (Comp)	Fairfield, CA	01/22/2003	01/18/2003
50,618	F/V Lila-L (Comp)	Nanek, AK	01/22/2003	01/16/2003
50,619	Neenah Paper Co. (PACE)	Neenah, WI	01/22/2003	01/17/2003
50,620	Youngstown Forge (Wkrs)	Youngstown, OH	01/22/2003	01/21/2003
50,621	F/V Frances A. (Comp)	Naknek, AK	01/22/2003	01/18/2003
50,622	Dallas Semiconductor/Maxim (Wkrs)	Dallas, TX	01/22/2003	01/09/2003
50,623	Arimon Technologies, Inc. (Comp)	Montello, WI	01/22/2003	01/17/2003
50,624	Agilent Technologies (Wkrs)	Loveland, CO	01/22/2003	01/16/2003
50,625	F/V Thunderbird/Seahunter Fisheries (Comp)	Anchorage, AK	01/22/2003	01/21/2003
50,626	Crowe Logging, Inc. (Wkrs)	Encampment, WY	01/22/2003	01/15/2003
50,627	F/V Blue Angel (Comp)	Naknek, AK	01/22/2003	01/20/2003
50,628	Xerox Corporation (Wkrs)	Irving, TX	01/22/2003	01/18/2003