

and market excess capacity developed within Southdown, the decision was made to discontinue manufacturing operations in Pittsburgh and maximize production at the Louisville Plant and deliver cement into the Pittsburgh market (via the Pittsburgh plant functioning as a terminal).

The company did not import products from Mexico or Canada that are like and directly competitive with what the subject plant produced.

#### 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 decisions. Accordingly, the application is denied.

Signed at Washington, DC, this 5th day of February, 2002.

**Edward A. Tomchick,**

*Director, Division of Trade Adjustment Assistance.*

[FR Doc. 02-4736 Filed 2-27-02; 8:45 am]

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#### DEPARTMENT OF LABOR

##### Employment and Training Administration

[NAFTA-05786]

##### **Flextronics Enclosures Systems, Inc., Kingston, PA; Notice of Termination of Investigation**

Pursuant to Title V of the North American Free Trade Agreement Implementation Act (Pub. L. 103-182) concerning transitional adjustment assistance, hereinafter called (NAFTA-TAA), and in accordance with Section 250(a), Subchapter D, Chapter 2, Title II, of the Trade Act of 1974, as amended (19 U.S.C. 2273), an investigation was initiated on January 28, 2002, in response to a petition filed by a company official on behalf of workers at Flextronics Enclosures Systems, Inc., Kingston, Pennsylvania.

The Petitioner has requested that the petition be withdrawn. Consequently, further investigation in this case would serve no purpose, and the investigation has been terminated.

Signed at Washington, DC, this 19th day of February, 2002.

**Linda G. Poole,**

*Certifying Officer, Division of Trade Adjustment Assistance.*

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#### DEPARTMENT OF LABOR

##### Employment and Training Administration

[NAFTA-05745]

##### **Gold Toe Brands, Inc., Great American Knitting Mills, Bally, PA; Notice of Termination of Investigation**

Pursuant to Title V of the North American Free Trade Agreement Implementation Act (Pub. L. 103-182) concerning transitional adjustment assistance, hereinafter called (NAFTA-TAA), and in accordance with section 250(a), Subchapter D, Chapter 2, Title II, of the Trade Act of 1974, as amended (19 U.S.C. 2273), an investigation was initiated on January 18, 2002, in response to a petition filed by a company official on behalf of workers at Gold Toe Brands, Inc., Great American Knitting Mills, Inc., Bally, Pennsylvania.

The petitioner has requested that the petition be withdrawn. Consequently, further investigation in this case would serve no purpose, and the investigation has been terminated.

Signed at Washington, DC, this 20th day of February, 2002.

**Linda G. Poole,**

*Certifying Officer, Division of Trade Adjustment Assistance.*

[FR Doc. 02-4733 Filed 2-27-02; 8:45 am]

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#### DEPARTMENT OF LABOR

##### Employment and Training Administration

[NAFTA-005312E]

##### **Rockwell Automation, Department 225, Milwaukee, WI; Notice of Termination of Investigation**

Pursuant to Title V of the North American Free Trade Agreement Implementation Act (Pub. L. 103-182) concerning transitional adjustment assistance, hereinafter called NAFTA-TAA and in accordance with section 250(a), subchapter D, chapter 2, Title II, of the Trade Act of 1974, as amended (19 U.S.C. 2331), an investigation was initiated on September 10, 2001, in response to a petition filed by United Electrical, Radio and Machine Workers (UE), Local 1111, on behalf of workers at Rockwell Automation, Department 225, Milwaukee, Wisconsin. Workers produced NEMA disconnects.

An active certification covering the petitioning group of workers remains in effect (NAFTA-004283). Consequently, further investigation in this case would

serve no purpose, and the investigation has been terminated.

Signed in Washington, DC, this 20th day of February, 2002.

**Linda G. Poole,**

*Certifying Officer, Division of Trade Adjustment Assistance.*

[FR Doc. 02-4734 Filed 2-27-02; 8:45 am]

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#### DEPARTMENT OF LABOR

##### Employment and Training Administration

[NAFTA-4778]

##### **Shasta View Produce, Inc., Malin, OR; Notice of Negative Determination Regarding Application for Reconsideration**

By application dated August 24, 2001, the company requested administrative reconsideration of the Department's negative determination regarding eligibility to apply for North American Free Trade Agreement-Transitional Adjustment Assistance (NAFTA-TAA), applicable to workers and former workers of the subject firm. The denial notice was signed on July 16, 2001, and was published in the **Federal Register** on August 6, 2001 (66 FR 41053).

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 denial of NAFTA-TAA for workers engaged in activities related to the production of potatoes and potato products at Shasta View Produce, Inc., Malin, Oregon was based on the finding that criteria (3) and (4) of the group eligibility requirements of paragraph (a)(1) of section 250 of the Trade Act, as amended, were not met. There were no company imports of potatoes and potato products from Mexico or Canada, nor did Shasta View Produce, Inc. shift production from Malin, Oregon to Mexico or Canada. Major customers did not import potatoes or potato products from Mexico or Canada during the relevant period.

The petitioner alleges that Canadian imports of potatoes increased significantly. Although the Department