

## APPENDIX—Continued

Subject firm	Location	Date received at governor's office	Petition number	Articles produced
United Plastics Group, Inc. (Wkrs) .....	Brooksville, FL .....	07/16/2002	NAFTA-6,399	automotive injections.
Komatsu America Corp. (Co.) .....	Peoria, IL .....	06/26/2002	NAFTA-6,400	ball studs, pins and castings.
Volant Ski (Wkrs) .....	Wheatridge, Co .....	06/10/2002	NAFTA-6,401	alpine skis.
National Electrical Carbon (Wkrs) .....	Birmingham, AL .....	07/23/2002	NAFTA-6,402	carbon brushes.
Coper Wiring Devices (Eagle Electric) (Wkrs) ...	Long Island City, NY ...	07/23/2002	NAFTA-6,403	switches, adapters, etc.
Clark Alabma (Co.) .....	Pell City, AL .....	07/23/2002	NAFTA-6,404	Industrial material handling equipment.
Saint Gobain Abrasives North America (PACE)	Niagara Falls, NY .....	07/23/2002	NAFTA-6,405	abrasive products.
Don Alleson Athletic (Co.) .....	Toccoa, GA .....	07/24/2002	NAFTA-6,406	athletic apparel, gym shorts.
Amcoe Speciality Packaging (Co.) .....	Newport News, VA .....	07/08/2002	NAFTA-6,407	plastic food containers.
Emerson Electric (Co.) .....	Vernon, AL .....	07/25/2002	NAFTA-6,408	electric heating/residential appliances.
Skyworks Solutions (Co.) .....	Havenhill, MA .....	07/16/2002	NAFTA-6,409	semiconductor components.
Goodyear Tire and Rubber (The) (USWA) .....	Green, OH .....	07/26/2002	NAFTA-6,410	air springs.
Carolina Mills (Co.) .....	Gastonia, NC .....	07/25/2002	NAFTA-6,411	spur synthetic yarns.
U.S. Precision Glass (Co.) .....	Lewisburg, OH .....	07/11/2002	NAFTA-6,412	glass for furniture.
Kelly Springfield (Wkrs) .....	Fayetteville, NC .....	07/29/2002	NAFTA-6,413	tires.
Harris Welco—J.W. Harris (Co.) .....	Kings Mountain, NC ...	07/29/2002	NAFTA-6,414	machinery.
MEL, Inc. (Co.) .....	Winchester, MA .....	07/29/2002	NAFTA-6,415	dyeing of materials.
Norscan, Inc. (Co.) .....	Conover, NC .....	07/30/2002	NAFTA-6,416	cable protection devices.
Gate City Printing (Wkrs) .....	Greensboro, NC .....	07/25/2002	NAFTA-6,417	printed packaging.
Lapcor Plastic—Mirro/Wearever. Co. (Wkrs) .....	Manitowoc, WI .....	07/29/2002	NAFTA-6,418	cookware sets.

[FR Doc. 02-20612 Filed 8-13-02; 8:45 am]

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## DEPARTMENT OF LABOR

### Employment and Training Administration

[NAFTA-6124]

#### Holophane, a Division of Acuity Lighting Group, Inc., Springfield, OH; Notice of Negative Determination Regarding Application for Reconsideration

By application dated July 9, 2002, the International Union, UAW, Region 2B and Local Union No. 1876 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 May 22, 2002, and was published in the **Federal Register** on June 11, 2002 (67 FR 40005).

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 denial of NAFTA-TAA for workers engaged in activities related to the production of castings which are sold within the corporation at Holophane, a Division of Acuity Lighting Group, Inc., Springfield, Ohio 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 castings from Mexico or Canada, nor did the subject firm shift production from Springfield, Ohio to Mexico or Canada. The subject firm has decided to outsource castings domestically and transfer some other secondary functions to another company facility in the United States.

The petitioner alleges that the subject firm shifted subject plant machinery and equipment to a warehouse located in Brownsville, Texas and then shipped the machinery to an affiliated plant located in Matamoros, Mexico that produces outdoor architectural lighting

fixtures and poles. The petitioner also supplied pictures and various shipping information (printed and handwritten) pertaining to the shifts in plant machinery to Mexico.

A review of the company data supplied in the initial decision shows the subject plant was an internal component supplier of Aluminum Die-Castings, Low Pressure Castings and Sand Casting to an affiliated Holophane manufacturing plant located in Newark, New Jersey. As part of a business diagnostics project, an evaluation was made by the company to determine if Holophane should continue to produce its own castings since manufacturing Aluminum castings is not a core competency of Holophane. Consequently, the building and Die Cast equipment was sold to a domestic company located in Arkansas with a production plant located in Tennessee. The plant located in Tennessee will supply the Die cast component parts to Holophane. With regard to the Low-pressure Castings and Sand Casting, other firms located in Ohio are now supplying Holophane products produced by the subject plant. All secondary operations previously performed at the Springfield facility have been transferred to affiliated plants located in Utica, Ohio. Therefore, all of the work performed at the subject plant prior to the closure is still being

produced in the United States, either at Company facilities or by various domestic suppliers.

Further review of the initial decision shows that a very small amount of the foundry equipment from Springfield was transferred to the company's existing foundry operation at the Cast Light de Mexico S. A. plant located in Matamoros, Mexico. The transferred equipment to Mexico shows the machinery was not being used and therefore has not replaced any of the production previously performed at the Springfield, Ohio plant during the relevant period.

### 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 6th day of August, 2002.

**Edward A. Tomchick,**

*Director, Division of Trade Adjustment Assistance.*

[FR Doc. 02-20619 Filed 8-13-02; 8:45 am]

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## DEPARTMENT OF LABOR

### Employment and Training Administration

[NAFTA—05977]

#### Progress Lighting, Philadelphia, 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 March 12, 2002, in response to a petition filed on behalf of workers at Progress Lighting, Philadelphia, Pennsylvania.

An active certification covering the petitioning group of workers is already in effect (NAFTA-04208A, as amended). Consequently, further investigation in this case would serve no purpose, and the investigation has been terminated.

Signed at Washington, DC, this 25th day of July, 2002.

**Edward A. Tomchick,**

*Director, Division of Trade Adjustment Assistance.*

[FR Doc. 02-20618 Filed 8-13-02; 8:45 am]

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## DEPARTMENT OF LABOR

### Employment and Training Administration

[NAFTA-6205]

#### ZF-Meritor, LLC, Meritor Clutch Company, Maxton, North Carolina; Dismissal of Application for Reconsideration

Pursuant to 29 CFR 90.18(C) an application for administrative reconsideration was filed with the Director of the Division of Trade Adjustment Assistance for workers at ZF Meritor, LLC, Meritor Clutch Company, Maxton, North Carolina. The application contained no new substantial information which would bear importantly on the Department's determination. Therefore, dismissal of the application was issued.

NAFTA-6205; ZF Meritor, LLC, Meritor Clutch Company Maxton, North Carolina (August 6, 2002)

Signed at Washington, DC this 8th day of August, 2002.

**Edward A. Tomchick,**

*Director, Division of Trade Adjustment Assistance.*

[FR Doc. 02-20620 Filed 8-13-02; 8:45 am]

**BILLING CODE 4510-30-P**

## DEPARTMENT OF LABOR

### Employment Standards Administration

#### Proposed Collection; Comment Request

**ACTION:** Notice.

**SUMMARY:** The Department of Labor, as part of its continuing effort to reduce paperwork and respondent burden, conducts a preclearance consultation program to provide the general public and Federal agencies with an opportunity to comment on proposed and/or continuing collections of information in accordance with the Paperwork Reduction Act of 1995 (PRA95) [44 U.S.C. 3506(c)(2)(A)]. This program helps to ensure that requested data can be provided in the desired format, reporting burden (time and financial resources) is minimized, collection instruments are clearly

understood, and the impact of collection requirements on respondents can be properly assessed. Currently, the Employment Standards Administration, Wage and Hour Division, is soliciting comments concerning the proposed collection "Application for Federal Certificate of Age"(WH-14)." A copy of the proposed information collection request can be obtained by contacting the office listed below in the addressee section of this Notice.

**DATES:** Written comments must be submitted to the office listed in the addressee section below on or before October 15, 2002.

**ADDRESSES:** Ms. Patricia A. Forkel, U.S. Department of Labor, 200 Constitution Ave., NW., Room S-3201, Washington, DC 20210, telephone (202) 693-0339, fax (202) 693-1451, e-mail [pforkel@fenix2.dol-esa.gov](mailto:pforkel@fenix2.dol-esa.gov). Please use only one method of transmission for comments (mail, fax, or e-mail).

#### SUPPLEMENTARY INFORMATION:

##### I. Background

Section 3(1) of the Fair Labor Standards Act (FLSA) provides, in part, that an employer may protect against unwitting employment of "oppressive child labor" [as defined in section 3(1)], by having on file a certificate issued pursuant to Department of Labor (DOL) regulations certifying that the named person meets the FLSA minimum wage requirements for employment. Section 11(c) of the FLSA requires that all employers covered by the Act make, keep, and preserve records of wages, hours, and other conditions and practices of employment with respect to their employees. Regulations 29 CFR part 570, subpart B, set forth the requirements for obtaining certifications of age. State age, employment or working certificates which substantially meet the Federal regulatory requirements for certificates of age are an acceptable alternative to obtaining a Federal Certificate of Age. Form WH-14 is the application which is to be completed by the youth and prospective employer to obtain a Federal Certificate of Age in those States where no State certificates are issued or State certificates do not meet the Federal regulatory requirements. This information collection is currently approved by the Office of Management and Budget (OMB) for use through January 2003.

##### II. Review Focus

The Department of Labor is particularly interested in comments which: