

The determination was issued on July 30, 2010, and the Notice of determination was published in the **Federal Register** on August 13, 2010 (75 FR 49532). The workers provide storage services.

The negative determination was based on the finding that a shift of production to Canada in 2006 did not contribute importantly to separations at the subject firm because, during the period of the investigation, the subject firm did not produce an article; rather, the subject firm provided storage services for other subsidiaries of AMG, the parent company, and those storage services were shifted to an affiliate domestic facility. In addition, the subject firm did not supply services to a firm that employed a worker group that is currently eligible to apply for TAA.

The request for reconsideration alleges that the workers did not supply the services identified in the determination. The worker also states that the subject firm is in the process of permanently decommissioning and shifted operations to various facilities throughout the United States as well as Canada, Brazil, England, and Mexico.

The Department has carefully reviewed the request for reconsideration and the existing record, and has determined that the Department will conduct further investigation to determine if the workers meet the eligibility requirements of the Trade Act of 1974, as amended.

#### Conclusion

After careful review of the application, I conclude that the claim is of sufficient weight to justify reconsideration of the U.S. Department of Labor's prior decision. The application is, therefore, granted.

Signed at Washington, DC, this 7th day of October 2010.

**Del Min Amy Chen,**

*Certifying Officer, Office of Trade Adjustment Assistance.*

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#### DEPARTMENT OF LABOR

##### Employment and Training Administration

[TA-W-73,156]

##### **American Spring Wire Corporation, Kankakee, IL; Notice of Affirmative Determination Regarding Application for Reconsideration**

By application dated August 24, 2010, workers requested administrative reconsideration of the negative

determination regarding workers' eligibility to apply for Trade Adjustment Assistance (TAA) applicable to workers and former workers of the subject firm. The determination was issued on July 30, 2010 and the Notice of Determination was published in the **Federal Register** on August 13, 2010 (75 FR 49532). The workers produce metal stampings.

The negative determination was based on the findings that there was no increase in imports of metal stampings (or like or directly competitive articles) by the subject firm or its customers, and no shift to/acquisition from a foreign country by the workers' firm of article like or directly competitive with the metal stampings produced by the subject workers. The investigation also revealed that the workers did not produce a component part that was used by a firm that employed workers eligible to apply for TAA and used the component parts in the production of the article that was the basis for the certification.

The request for reconsideration alleges that the subject firm supplied component parts to firms in the automotive industry and asserts that increased imports of finished articles that contain foreign-made component parts like or directly competitive with the metal stampings produced by the subject firm contributed importantly to separations at the Kankakee, Illinois facility.

The Department has carefully reviewed the request for reconsideration and the existing record, and has determined that the Department will conduct further investigation to determine if the workers meet the eligibility requirements of the Trade Act of 1974, as amended.

#### Conclusion

After careful review of the application, I conclude that the claim is of sufficient weight to justify reconsideration of the U.S. Department of Labor's prior decision. The application is, therefore, granted.

Signed at Washington, DC, this 7th day of October 2010.

**Del Min Amy Chen,**

*Certifying Officer, Office of Trade Adjustment Assistance.*

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#### DEPARTMENT OF LABOR

##### Employment and Training Administration

[TA-W-72,971]

##### **ASC Machine Tools, Inc., Spokane Valley, WA; Notice of Affirmative Determination Regarding Application for Reconsideration**

By application dated September 21, 2010, a representative of the International Association of Machinists and Aerospace Workers (IAM&AW), District Lodge 751, requested administrative reconsideration of the negative determination regarding workers' eligibility to apply for Trade Adjustment Assistance (TAA) applicable to workers and former workers of ASC Machine Tools, Inc., Spokane Valley, Washington (the subject firm). The Notice of negative determination was issued on August 11, 2010 and published in the **Federal Register** on August 30, 2010 (75 FR 52986). The workers produce custom-order metal cutting machinery used to form and cut metal, including assembled equipment, component parts of equipment, and spare parts.

The negative determination was based on the findings that the subject firm sales decline was due to loss of export sales of foreign customers' bids to competitors outside the United States. The initial investigation also revealed decreased aggregate imports of metal cutting equipment during the relevant period and that the subject firm is not a supplier or downstream producer for any firm that employed a worker group eligible to apply for TAA.

The union official, in the request for reconsideration, alleges increased imports from Sen Fung Rollform Machinery Corporation in Taiwan and Metform International in Canada. The union official also articulates the concern that "the affected workers are being penalized due to the inconsistent customer base of the company" and requests that aggregate import data during 2007 and 2008 be considered.

The Department has carefully reviewed the request for reconsideration and the existing record, and has determined that the Department will conduct further investigation to determine if the workers meet the eligibility requirements of the Trade Act of 1974, as amended.

#### Conclusion

After careful review of the application, I conclude that the claim is of sufficient weight to justify reconsideration of the U.S. Department