

corporation, they produce different products. The two plants are not vertically integrated and therefore the Johnstown workers may not be tied to the Canton TAA certification.

### 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 30th day of October 2001.

**Edward A. Tomchick,**

*Director, Division of Trade Adjustment Assistance.*

[FR Doc. 01-28981 Filed 11-19-01; 8:45 am]

**BILLING CODE 4510-30-M**

## DEPARTMENT OF LABOR

### Employment and Training Administration

[TA-W-39,188]

#### **Rhoda Lee, Inc., New York, NY; Notice of Negative Determination Regarding Application for Reconsideration**

By application dated June 12, 2001, the Amalgamated Ladies' Garment Cutters' Union, Local 10, UNITE 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 May 8, 2001, and published in the **Federal Register** on May 23, 2001 (66 FR 28553).

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 petition for the workers of Rhoda Lee, Inc., New York, New York 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 denial was based on evidence indicating that markers the impacted

worker group produced, were only used when the company contracted out work and the company did not import markers during the relevant period.

The petitioner alleges that Rhoda Lee, Inc. replaced domestic production (apparel) with imports, thus the need for markers decreased resulting in the displacement of the worker(s).

The impacted worker(s) of the subject plant producing markers were separately identifiable from other functions performed at the subject firm and therefore is the group of worker(s) which may be considered for TAA eligibility. The company did not import makers and only purchased markers from other domestic sources during the relevant period.

The imports of any other product (apparel) by the company is not relevant to this petition that was filed on behalf of worker(s) producing markers.

### 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 26th day of October 2001.

**Edward A. Tomchick,**

*Director, Division of Trade Adjustment Assistance.*

[FR Doc. 01-28985 Filed 11-19-01; 8:45 am]

**BILLING CODE 4510-30-M**

## DEPARTMENT OF LABOR

### Employment and Training Administration

[NAFTA-05455]

#### **Harris Welco, J.W. Harris Company, Kings Mountain, NC; 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 USC 2273), an investigation was initiated on October 22, 2001, in response to a petition filed by a company official on behalf of workers at Harris Welco, J.W. Harris Company, Kings Mountain, North Carolina.

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 2nd day of November, 2001.

**Linda G. Poole,**

*Certifying Officer, Division of Trade Adjustment Assistance.*

[FR Doc. 01-28978 Filed 11-19-01; 8:45 am]

**BILLING CODE 4510-30-M**

## DEPARTMENT OF LABOR

### Employment and Training Administration

#### **Investigations Regarding Certifications of Eligibility To Apply for NAFTA Transitional Adjustment Assistance**

Petitions for transitional adjustment assistance under the North American Free Trade Agreement-Transitional Adjustment Assistance Implementation Act (Pub. L. 103-182), hereinafter called (NAFTA-TAA), have been filed with State Governors under section 250(b)(1) of Subchapter D, Chapter 2, Title II, of the Trade Act of 1974, as amended, are identified in the Appendix to this Notice. Upon notice from a Governor that a NAFTA-TAA petition has been received, the Director of the Division of Trade Adjustment Assistance (DTAA), Employment and Training Administration (ETA), Department of Labor (DOL), announces the filing of the petition and takes action pursuant to paragraphs (c) and (e) of section 250 of the Trade Act.

The purpose of the Governor's actions and the Labor Department's investigations are to determine whether the workers separated from employment on or after December 8, 1993 (date of enactment of Pub. L. 103-182) are eligible to apply for NAFTA-TAA under Subchapter D of the Trade Act because of increased imports from or the shift in production to Mexico or Canada.

The petitioners or any other persons showing a substantial interest in the subject matter of the investigations may request a public hearing with the Director of DTAA at the U.S. Department of Labor (DOL) in Washington, DC provided such request if filed in writing with the Director of DTAA not later than November 30, 2001.

Also, interested persons are invited to submit written comments regarding the subject matter of the petitions to the Director of DTAA at the address shown below not later than November 30, 2001.

Petitions filed with the Governors are available for inspection at the Office of the Director, DTAA, ETA, DOL, Room

C-5311, 200 Constitution Avenue, NW.,  
Washington, DC 20210.

Signed at Washington, DC this 13th day of  
November, 2001.

**Edward A. Tomchick,**  
*Director, Division of Trade Adjustment  
Assistance.*

## APPENDIX

Subject firm	Location	Date received at Governor's Office	Petition No.	Articles produced
Fibermark (PACE)	Rochester, MI	10/22/2001	NAFTA-5,453	Fiber based materials.
Faraday LLC (IBEW)	Tecumseh, MI	10/22/2001	NAFTA-5,454	Fire alarm systems.
Harris Welco (Wkrs)	Kings Mountain, NC	10/22/2001	NAFTA-5,455	Plastic lens.
Apparel Finishers (Wkrs)	Athen, GA	10/22/2001	NAFTA-5,456	Garments.
Private Manufacturing (Wkrs)	El Paso, TX	10/19/2001	NAFTA-5,457	Warehousing & packing for garments.
Scientific Atlanta (Wkrs)	Norcross, GA	10/22/2001	NAFTA-5,458	Electronic hardware.
Mulox (Wkrs)	Baxley, GA	10/23/2001	NAFTA-5,459	Flexible bulk containers.
Summitville Carolina (Wkrs)	Morganton, NC	10/23/2001	NAFTA-5,460	Glazed ceramic floor.
Key Industries (Wkrs)	Tompkinsville, KY	10/23/2001	NAFTA-5,461	Blue jeans and overalls.
Modern Engineering (Wkrs)	Troy, MI	10/24/2001	NAFTA-5,462	Engineering documents.
C-Mac Quartz Crystals (Wkrs)	Mechanicsburg, PA	10/25/2001	NAFTA-5,463	Electronic oscillators.
Harvard Industries (UAW)	Jackson, MI	10/25/2001	NAFTA-5,464	Automotive cooling fans for car.
Teasdale Tool (Co.)	Meadville, PA	10/25/2001	NAFTA-5,465	Molds, Mold inserts and molded products.
Nocona Athletic Goods—Nocona Leather (Co.)	Nocona, TX	10/25/2001	NAFTA-5,466	Baseball gloves and football protective.
Commercial Warehouse Trail (Co.)	El Paso, TX	10/25/2001	NAFTA-5,467	Surgical blankets.
CW Industries—Hazelton Enterprises (Wkrs)	Hazelton, PA	10/25/2001	NAFTA-5,468	Electrical switches.
Aalfs Manufacturing (Co.)	Mena, AR	10/25/2001	NAFTA-5,469	Denim bottoms.
Tyco International Power Systems (CWA)	Mesquite, TX	10/26/2001	NAFTA-5,470	Power supplies.
Syst-A-Matic tool and Design (Co.)	Meadville, MA	10/29/2001	NAFTA-5,471	Design and build of connector holders.
Design and Cut (Wkrs)	Cartersville, GA	10/29/2001	NAFTA-5,472	Cut clothes.
Madill Corporation (IAM)	Kalama, WA	10/25/2001	NAFTA-5,473	Logging equipment.
Bremen Bowdon Invest (Wkrs)	Bowdon, GA	10/29/2001	NAFTA-5,474	Men's suits, sport coats and pants.
Carling Technologies—Carling Switch (Wkrs)	Brownsville, TX	10/26/2001	NAFTA-5,475	Switches and magnetic circuit breakers.
Modern Plastic Technics (Wkrs)	West Berlin, NJ	10/17/2001	NAFTA-5,476	Bar code scanning equipment.
Vison Tool and Manufacturing (Wkrs)	Meadville, PA	10/26/2001	NAFTA-5,477	Molds, dies and spare tooling.
Precon New Products (Wkrs)	Boise, ID	10/22/2001	NAFTA-5,478	Retractable phone cords.
Stan's Wood Products (Wkrs)	Bend, OR	10/25/2001	NAFTA-5,479	Pressboard and particle board.
AA Precisioneering (Wkrs)	Meadville, PA	10/29/2001	NAFTA-5,480	Injection molds.
Texfi Industries (Co.)	Jefferson, GA	10/29/2001	NAFTA-5,481	Apparel fabric.
Texfi Industries (Co.)	Rocky Mountain, NC	10/29/2001	NAFTA-5,482	Apparel fabric.
Hi Swear Automotive (Co.)	Torrance, CA	10/24/2001	NAFTA-5,483	Wheel bearing nuts.
Maysville Garment (Co.)	Maysville, NC	10/29/2001	NAFTA-5,484	Knit & woven shirts, dresses, knit pants.
Harris Welco—Welcast Plastics (Co.)	Barberton, OH	10/29/2001	NAFTA-5,485	Plastic lens.
Dixon Ticonderoga (Wkrs)	Sandvsky, OH	10/29/2001	NAFTA-5,486	Lead and chalk.
Crouzet Corporation (Co.)	Carrollton, TX	10/27/2001	NAFTA-5,487	Timers.
Phelps Dodge Sierrita (Co.)	Green Valley, AZ	10/29/2001	NAFTA-5,488	Cooper.
Arvinmeritor (Co.)	Fayette, AL	10/29/2001	NAFTA-5,489	Automotive exhaust components.
Johnson Controls (Wkrs)	Renyoldsburg, OH	10/29/2001	NAFTA-5,490	Programmable temperature controls.
Creative Leather and Vinyl (Wkrs)	Brookfield, WI	10/30/2001	NAFTA-5,491	Leather parts for shoes, wallets.
Wheeling Corrugating Co (Wkrs)	Chehalis, WA	10/29/2001	NAFTA-5,492	Steel Products.
Buckeye Steel Castings Co (USWA)	Columbus, OH	10/30/2001	NAFTA-5,493	Castings for Rail Cars.
SportRack Accessories (Wkrs)	Shelburne, VT	10/29/2001	NAFTA-5,494	Sportrack Accessories.
Thermal Industries, Inc (Wkrs)	Pittsburgh, PA	10/30/2001	NAFTA-5,495	Vinyl Lineal Extrusion.
Sony Electronics (Wkrs)	Mt. Pleasant, PA	10/22/2001	NAFTA-5,496	Aperture Grilles, TV's.
Cardinal Brands/Hazel, Inc (Wkrs)	Washington, MO	11/05/2001	NAFTA-5,497	Office Products—Duffel Bags, Backpacks.
Williamette Industries, Inc. (Co.)	Winston, OR	11/02/2001	NAFTA-5,498	Laminated Veneer Lumber.
Prime Tanning Corp (RWDSU)	Saint Joseph, MO	11/05/2001	NAFTA-5,499	Finished Leather.
Romart, Inc. (UNITE)	Scranton, PA	10/31/2001	NAFTA-5,500	Men's Sport, Dress Coats, Formalwear.
Huhtamaki (Wkrs)	Mt. Carmel, PA	10/31/2001	NAFTA-5,501	Plastic Containers and Lids.
Linnon Plywood Association (Co.)	Portland, OR	10/30/2001	NAFTA-5,502	Lumber.
Telair International (Wkrs)	Rancho Dominguez, CA	10/31/2001	NAFTA-5,503	Air Cargo Containers.
Flambeau Corp (Co.)	Sun Prairie, WI	11/01/2001	NAFTA-5,504	Cell Phone Components.
Bassett Mirror Co., Inc. (Wkrs)	Bassett, VA	11/01/2001	NAFTA-5,505	Tables.
Syst-A-Matic Tool and Design (Co.)	Meadville, PA	10/29/2001	NAFTA-5,506	Connector Holders—Automobiles.
Dana Corp. (Co.)	Robinson, IL	11/01/2001	NAFTA-5,507	Automobiles.
Skyjack, Inc. (Wkrs)	Wathena, KS	11/01/2001	NAFTA-5,508	Aerial Lifts.
HMG Intermark Worldwide Manufacturing (Co.)	Reading, PA	11/01/2001	NAFTA-5,509	Assembly of Parts (Plastic, Wood, Metal).
Corning, Inc. (AFGWU)	State College, PA	11/02/2001	NAFTA-5,510	Television Panels & Funnels.

## APPENDIX—Continued

Subject firm	Location	Date received at Governor's Office	Petition No.	Articles produced
Control Concepts Corp, (Co.)	Ocala, FL	10/25/2001	NAFTA-5,511	Surge Suppression Equipment.
Sunbrand—Wilcox and Gibbs (Co.)	Norcross, GA	11/05/2001	NAFTA-5,512	Software.
Cook Technologies (Wkrs)	Green Lane, PA	11/02/2001	NAFTA-5,513	Medical blades.
Pennsylvania Tool and Gages (Co.)	Meadville, PA	11/02/2001	NAFTA-5,514	Plastic injection molds.
Carlisle Engineered Products (UAW)	Erie, PA	11/02/2001	NAFTA-5,515	Molding dies.
Tri Cities Manufacturing (Wkrs)	Tuscumbia, AL	10/31/2001	NAFTA-5,516	Electronic assemblies for auto.
Armstrong—Hunt International (Wkrs)	Milton, FL	11/02/2001	NAFTA-5,517	Heat exchangers.
Appleton Papers (Wkrs)	Camphill, PA	11/06/2001	NAFTA-5,518	Carbonless paper.
Motor Coil Mfg.—Wabtec Corp. (Wkrs)	St. Louis, MO	11/06/2001	NAFTA-5,519	Reconditioned train traction motors.
Willamette Industries (Co.)	Saginaw, OR	10/29/2001	NAFTA-5,520	Lumber.
Value Line Textiles (Co.)	Pilot Mountain, NC	11/07/2001	NAFTA-5,521	Socks.
Value Line Textiles (Co.)	Lenior City, TN	11/07/2001	NAFTA-5,522	Socks.
Motorola (Co.)	Elk Grove Village, IL	11/05/2001	NAFTA-5,523	Radio transceivers.
Tresco Tool (Co.)	Guys Mills, PA	11/08/2001	NAFTA-5,524	Plastic injection molds.
R.L. Stowe Mills (Co.)	Belmont, NC	11/05/2001	NAFTA-5,525	Textile yarn.
Haskell Senator International (IUE)	Verona, PA	11/08/2001	NAFTA-5,526	Office furniture.
Freudenberg=Nok (Wkrs)	Bensenville, IL	11/08/2001	NAFTA-5,527	Crank shaft seals, pan seals & lop seals.
Robbins—Witt (Wkrs)	Wearren, AR	11/08/2001	NAFTA-5,528	Flooring.
Safeway, Inc. (IBT)	Grandview, WA	11/09/2001	NAFTA-5,529	Mayonnaise and salad dressing.
Bristol Compressors (Co.)	Sparta, NC	11/09/2001	NAFTA-5,530	Compressors.
Regal Rugs (PACE)	North Vernon IN	11/07/2001	NAFTA-5,531	Bath and accent rugs.
Flextronics International (Co.)	Palm Harbor, FL	11/08/2001	NAFTA-5,532	Electronic boards.
Port Townsend Paper (PACE)	Port Townsend, WA	11/08/2001	NAFTA-5,533	Kraft paper and kraft paper containers.
Trion Industries (Co.)	Wilkes Barre, PA	11/07/2001	NAFTA-5,534	Packaging of toys.
Rich Products (BETGM)	Appleton, WI	11/06/2001	NAFTA-5,535	Frozen bread, rolls, sweet goods etc.
Libro Shirt—Lebro Shirt (Co.)	Lykens, PA	11/06/2001	NAFTA-5,536	Police uniform shirt.
Chem West Systems (Wkrs)	Portland, OR	11/05/2001	NAFTA-5,537	Plastic cabinets.
St. Clair Technologies (Wkrs)	Charlotte, MI	01/07/2001	NAFTA-5,538	Wiring harness.

[FR Doc. 01-28977 Filed 11-19-01; 8:45 am]  
BILLING CODE 4510-30-M

## DEPARTMENT OF LABOR

### Mine Safety and Health Administration

#### Proposed Information Collection Request Submitted for Public Comment and Recommendations; Records of Tests and Examinations of Personnel Hoisting Equipment

**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.

**DATES:** Submit comments on or before January 22, 2002.

**ADDRESSES:** Send comments to Gordon J. Burke, Jr., Director, Administration and Management, 4015 Wilson Boulevard, Room 615, 4015, Arlington, VA 22203-1984. Commenters are encouraged to send their comments on a computer disk, or via Internet E-mail to [Burke-Gordon@msha.gov](mailto:Burke-Gordon@msha.gov), along with an original printed copy. Mr. Burke can be reached at (703) 235-1383 (voice), or (703) 235-1563 (facsimile).

**FOR FURTHER INFORMATION CONTACT:** Charlene N. Barnard, Regulatory Specialist, Records Management Division, U.S. Department of Labor, Mine Safety and Health Administration, Room 725, 5014 Wilson Boulevard, Arlington, VA 22203-1984. Ms. Barnard can be reached at [Barnard-charlene@msha.gov](mailto:Barnard-charlene@msha.gov) (Internet E-mail), (703) 235-1470 (voice), or (703) 235-1563 (facsimile).

#### SUPPLEMENTARY INFORMATION:

##### I. Background

These requirements provide for a record of specific test and inspections of a mines's personnel hoisting systems, including the wire rope, to ensure that the system remains safe to operate. Review of the record indicates whether deficiencies are developing in the

equipment, in particular the wire rope, so that corrective action may be taken before an accident occurs. The requirements also provide for a systematic procedure for the inspection, testing, and maintenance of shaft and hoisting equipment. The mine operator must certify that the required inspections, tests, and maintenance have been made then record any unsafe condition identified during the examination or test.

The precise format in which the record is kept is left to the discretion of the mine operator. All records are made by the person conducting the required examination or test. Unless otherwise noted below, these records are to be retained for one year at the mine site.

##### II. Desired Focus of Comments

Currently, the Mine Safety and Health Administration (MSHA) is soliciting comments concerning the proposed extension of the information collection related to the Records of Tests and Examinations of Personnel Hoisting Equipment. MSHA is particularly interested on comments which:

- Evaluate whether the proposed collection of information is necessary for the proper performance of the functions of the agency, including whether the information will have practical utility;