

denial notice was published in the **Federal Register** on March 9, 2005 (70 FR 11706).

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 group eligibility criteria for the ATAA program that the Department must consider under Section 246 of the Trade Act are:

1. Whether a significant number of workers in the workers' firm are 50 years of age or older.

2. Whether the workers in the workers' firm possess skills that are not easily transferable.

3. The competitive conditions within the workers' industry (*i.e.*, conditions within the industry are adverse).

The initial ATAA investigation determined that the skills of the subject worker group are easily transferable to other positions in the local area.

In the request for reconsideration, the petitioner alleges that the separated group of workers who are 50 years and older includes employees whose skills are very limited and not easily transferable to other positions.

The Department conducted additional investigation and contacted company official to determine workers' eligibility for ATAA. Based on the company official's statements it was revealed that there are several existing and new manufacturing facilities within the commuting area, which are in the process of hiring workers with skills similar to those possessed by the subject worker group. Consequently, the investigation confirmed that workers' skills are easily transferable to other companies.

#### 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 22nd day of March, 2005.

**Elliott S. Kushner,**

*Certifying Officer, Division of Trade Adjustment Assistance.*

[FR Doc. E5-1526 Filed 4-4-05; 8:45 am]

BILLING CODE 4510-30-P

#### DEPARTMENT OF LABOR

##### Employment and Training Administration

[TA-W-56,808]

##### Hydro Gate Acquisition Company, Inc.; Commerce City, CO; Notice of Termination of Investigation

Pursuant to Section 221 of the Trade Act of 1974, as amended, an investigation was initiated on March 24, 2005, in response to a worker petition filed by a company official on behalf of workers at Hydro Gate Acquisition, Inc., Commerce City, Colorado.

The Department issued a certification regarding eligibility to apply for worker adjustment assistance and alternative trade adjustment assistance relating to the petitioning group of workers on February 7, 2005 (TA-W-56,352). Consequently, further investigation would serve no purpose, and the investigation has been terminated.

Signed at Washington, DC, this 25th day of March 2005.

**Elliott S. Kushner,**

*Certifying Officer, Division of Trade Adjustment Assistance.*

[FR Doc. E5-1529 Filed 4-4-05; 8:45 am]

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#### DEPARTMENT OF LABOR

##### Employment and Training Administration

[TA-W-56,683]

##### Intel Corporation, Hawthorn Farm 1, Hillsboro, OR; Notice of Termination of Investigation

Pursuant to Section 221 of the Trade Act of 1974, as amended, an investigation was initiated on March 4, 2005 in response to a petition filed on behalf of workers at Intel Corporation, Hawthorn Farm 1, Hillsboro, Oregon.

The petitioners have requested that the petition be withdrawn. Consequently, the investigation has been terminated.

Signed at Washington, DC, this 25th day of March, 2005.

**Linda G. Poole,**

*Certifying Officer, Division of Trade Adjustment Assistance.*

[FR Doc. E5-1527 Filed 4-4-05; 8:45 am]

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#### DEPARTMENT OF LABOR

##### Employment and Training Administration

[TA-W-51,937 and TA-W-51,937A]

##### Magnequench UG, Valparaiso, Indiana; Including an Employee of Magnequench UG, Valparaiso, Indiana, Located in Morgan Hills, CA; Amended Notice of Certification Regarding Eligibility To Apply for Worker Adjustment Assistance

In accordance with section 223 of the Trade Act of 1974 (19 U.S.C. 2273) the Department of Labor issued a Notice of Certification Regarding Eligibility to Apply for Worker Adjustment Assistance on July 16, 2003, applicable to workers of Magnequench UG, Valparaiso, Indiana. The notice was published in the **Federal Register** on August 5, 2003 (68 FR 46231).

At the request of the State agency, the Department reviewed the certification for workers of the subject firm. New information shows that a worker separation occurred involving an employee of the Valparaiso, Indiana facility of Magnequench UG who was located in Morgan Hills, California. Mr. James Place provided sales support services for the production of permanent magnets at the Valparaiso, Indiana location of the subject firm.

Based on these findings, the Department is amending this certification to include an employee of the Valparaiso, Indiana facility of Magnequench UG located in Morgan Hills, California. The intent of the Department's certification is to include all workers of Magnequench UG, Valparaiso, Indiana, who were adversely affected by a shift in production to Mexico.

The amended notice applicable to TA-W-51,937 is hereby issued as follows:

All workers of Magnequench UG, Valparaiso, Indiana (TA-W-51,937), including an employee of Magnequench UG, Valparaiso, Indiana, located in Morgan Hills, California (TA-W-51,937A), who became totally or partially separated from employment on or after May 30, 2002, through July 16, 2005 are eligible to apply for adjustment assistance under Section 223 of the Trade Act of 1974.

Signed at Washington, DC, this 28th day of March 2005.

**Elliott S. Kushner,**

*Certifying Officer, Division of Trade Adjustment Assistance.*

[FR Doc. E5-1523 Filed 4-4-05; 8:45 am]

**BILLING CODE 4510-30-P**

## DEPARTMENT OF LABOR

### Employment and Training Administration

[TA-W-52,833]

#### **The Owenby Company Including Workers Whose Wages Were Paid By Skilstaf, Inc., Blairsville, GA; Amended Certification Regarding Eligibility To Apply for Worker Adjustment Assistance and Alternative Trade Adjustment Assistance**

In accordance with Section 223 of the Trade Act of 1974 (19 U.S.C. 2273) the Department of Labor issued a Certification of Eligibility to Apply for Worker Adjustment Assistance and Alternative Trade Adjustment Assistance on September 29, 2003, applicable to workers of The Owenby Company, Blairsville, Georgia. The notice was published in the **Federal Register** on November 6, 2003 (68 FR 62833).

At the request of the State agency, the Department reviewed the certification for workers of the subject firm. The workers were engaged in the production of tee shirts.

Information provided by the State agency shows that Skilstaf, Inc. was contracted by The Owenby Company to provide payroll function services to workers on-site at the Blairsville, Georgia location of The Owenby Company.

Information also shows that all workers separated from employment at the subject firm had their wages reported under a separate unemployment insurance (UI) tax account for Skilstaf, Inc.

Based on these findings, the Department is amending this certification to include workers whose wages were reported by Skilstaf, Inc. at The Owenby Company, Blairsville, Georgia.

The intent of the Department's certification is to include all workers of The Owenby Company who was adversely affected by increased imports.

The amended notice applicable to TA-W-52,833 is hereby issued as follows:

All workers of The Owenby Company, including workers whose wages were reported by Skilstaf, Inc., Blairsville, Georgia,

who became totally or partially separated from employment on or after September 2, 2002, through September 29, 2005, are eligible to apply for adjustment assistance under Section 223 of the Trade Act of 1974 and are also eligible to apply for alternative trade adjustment assistance under Section 246 of the Trade Act of 1974.

Signed at Washington, DC, this 29th day of March, 2005.

**Richard Church,**

*Certifying Officer, Division of Trade Adjustment Assistance.*

[FR Doc. E5-1524 Filed 4-4-05; 8:45 am]

**BILLING CODE 4510-30-P**

## DEPARTMENT OF LABOR

### Employment and Training Administration

[TA-W-56,773]

#### **Ruskin Company; Clayton, OH; Notice of Termination of Investigation**

Pursuant to Section 221 of the Trade Act of 1974, an investigation was initiated on March 16, 2005 in response to a petition filed by a company official and the United Steel Workers Union, Local 4545 on behalf of workers at Ruskin Company, Clayton, Ohio.

The petitioners have requested that the petition be withdrawn. Consequently, the investigation has been terminated.

Signed in Washington, DC, this 25th day of March 2005.

**Elliott S. Kushner,**

*Certifying Officer, Division of Trade Adjustment Assistance.*

[FR Doc. E5-1528 Filed 4-4-05; 8:45 am]

**BILLING CODE 4510-30-P**

## DEPARTMENT OF LABOR

### Employment and Training Administration

#### **Appointments to the Advisory Committee on Apprenticeship (ACA)**

**AGENCY:** Employment and Training Administration, Labor.

**ACTION:** Notice of ACA appointments.

**SUMMARY:** The Employment and Training Administration hereby announces the appointments of 31 members to fill vacancies on the Advisory Committee on Apprenticeship (ACA), an advisory board to the Secretary. The ACA, which is authorized by Section 2 of the National Apprenticeship Act (29 U.S.C. 50), complies with the requirements of the Federal Advisory Committee Act (5 U.S.C., App.). The Committee will be an

effective instrument for providing assistance, advice, and counsel to the Secretary of Labor and the Assistant Secretary for the Employment and Training Administration in the development and implementation of administration policies and programs regarding apprenticeship.

Members are appointed for one-year or two-year terms. Ten members represent labor, ten members represent employers, and eleven members represent the public. The National Association of State and Territorial Apprenticeship Directors and the National Association of Governmental Labor Officials will have representation within the public group of the Committee. The Secretary shall appoint one of the public members as Chairperson of the Advisory Committee. A representative of the U.S. Department of Education and a representative of the Department of Commerce will be invited to serve as non-voting "ex-officio" members of the Committee. The Assistant Secretary for Employment and Training shall be a member ex-officio. The Designated Federal Official for the ACA is Mr. Anthony Swoope, Administrator of the Office of Apprenticeship Training, Employer and Labor Services.

**FOR FURTHER INFORMATION CONTACT:** Mr. Anthony Swoope, Administrator, Office of Apprenticeship Training, Employer and Labor Services, Employment and Training Administration, U.S. Department of Labor, Room N-4671, 200 Constitution Avenue, NW., Washington, D.C. 20210, telephone: (202) 693-2796 (this is not a toll-free number).

**SUPPLEMENTARY INFORMATION:** The following is a list of the committee members by group:

#### **Represents: Employers**

Mr. Robert W. Baird, Vice President, Apprenticeship and Training, Standards and Safety, Independent Electrical Contractors, Inc., Alexandria, Virginia.

Ms. Linda Bien, President and CEO, North East Medical Services, San Francisco, California.

Ms. Phyllis Eisen, Vice President, Manufacturing Institute, Washington, DC.

Ms. Julie A. Flik, Executive Vice President, Compass Group, North American Division, Bion Island, Mamaroneck, New York.

Mr. Fred Haag, Senior Vice President-Electrical, Infrasource Inc., Madison, Mississippi.