

## INTERNATIONAL TRADE COMMISSION

[USITC SE-03-003]

### Sunshine Act Meeting

*Agency Holding the Meeting:*  
International Trade Commission.

*Time and Date:* February 12, 2003 at 11 a.m.

*Place:* Room 101, 500 E Street, SW., Washington, DC 20436. Telephone: (202) 205-2000.

*Status:* Open to the public.

*Matters to be Considered:*

1. Agenda for future meetings: none.
2. Minutes.
3. Ratification list.

4. Inv. No. 731-TA-745 (review)(Steel Concrete Reinforcing Bar from Turkey)—briefing and vote. (The Commission is currently scheduled to transmit its determination and Commissioners' opinions to the Secretary of Commerce on or before February 24, 2003.)

5. Outstanding action jackets: none.

In accordance with Commission policy, subject matter listed above, not disposed of at the scheduled meeting, may be carried over to the agenda of the following meeting.

Issued: January 31, 2003.

By order of the Commission.

**Marilyn R. Abbott,**

*Secretary to the Commission.*

[FR Doc. 03-2796 Filed 1-31-03; 3:12 pm]

**BILLING CODE 7020-02-P**

*Contact Person for More Information:*  
Larry Solomon, Deputy Director, 202-307-3106, ext. 44254.

**Morris L. Thigpen,**

*Director.*

[FR Doc. 03-2505 Filed 2-3-03; 8:45 am]

**BILLING CODE 4410-35-M**

## DEPARTMENT OF LABOR

### Employment and Training Administration

[TA-W-41,183 and NAFTA-05987]

#### Alcoa Lebanon Works, A Division of Alcoa, Inc.; Lebanon, PA; Notice of Negative Determination Regarding Application for Reconsideration

By application of August 9, 2002 and August 10, 2002 (postmark dates), the petitioners requested administrative reconsideration of the Department's negative determination regarding eligibility for workers and former workers of the subject firm to apply for Trade Adjustment Assistance (TAA) under petition TA-W-41,183 and North American Free Trade Agreement-Transitional Adjustment Assistance (NAFTA-TAA) under petition NAFTA-5987. The TAA and NAFTA-TAA denial notices applicable to workers of Alcoa Lebanon Works, A Division of Alcoa, Inc., Lebanon, Pennsylvania were signed on July 5, 2002 and published in the **Federal Register** on July 22, 2002 (67 FR 47861 and 47682, respectively).

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 TAA petition, filed on behalf of workers at Alcoa Lebanon Works, A Division of Alcoa, Inc., Lebanon, Pennsylvania, 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 "contributed importantly" test is generally demonstrated through a survey of the workers' firm's customers. The survey revealed that the customers did not increase their imports of light gauge steel products and foil products, while

decreasing their purchases from the subject firm during the relevant period. The workers produced light gauge steel products and foil products.

The NAFTA-TAA petition for the same worker group was denied because criteria (3) and (4) of the group eligibility requirements in paragraph (a)(1) of Section 250 of the Trade Act, as amended, were not met. There was no shift in production from the workers' firm to Mexico or Canada during the relevant period. Imports from Canada or Mexico did not contribute importantly to worker separations.

The petitioners believe that the Department of Labor examined the incorrect product(s) produced by the subject firm. The petitioner states that they did not produce light gauge steel, but produced aluminum products.

A review of the data supplied by the company indicates that the firm produced light gauge aluminum sheet and foil products. The Department of Labor erred in the initial decision by referring to the products produced by the subject plant as light gauge steel and foil products. A review of the initial data supplied by the company and further analysis of the customer survey show that the Department investigated the correct products (light gauge aluminum sheet and foil products) produced by the Alcoa Lebanon Works plant.

The petitioner's also believe that the decisions should be based on steel production, exports and imports.

Imported steel into the United States is not relevant to the TAA and NAFTA investigations that were filed on behalf of workers producing light gauge aluminum sheet products and foil products. The product imported must be "like or directly" competitive with what the subject firm produced and the imports must "contribute importantly" to the layoffs at the subject plant to meet the eligibility requirements for adjustment assistance under Section 223 of the Trade Act of 1974.

#### Conclusion

After review of the application and investigative findings, I conclude that there has been no 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 9th day of January, 2003.

**Edward a. Tomchick,**

*Director, Division of Trade Adjustment Assistance.*

[FR Doc. 03-2545 Filed 2-3-03; 8:45 am]

**BILLING CODE 4510-30-P**

## DEPARTMENT OF JUSTICE

### National Institute of Corrections

#### Advisory Board Meeting

*Time and Date:* 8:30 a.m. to 5 p.m. on Monday, March 31, 2003 and 8:30 a.m. to 12 noon on Tuesday, April 1, 2003.

*Place:* The Churchill Hotel, 1914 Connecticut Avenue NW., Washington, DC 20009.

*Status:* Open.

*Matters To Be Considered:* Division reports concerning Fiscal Year 2004 Service Plan and Fiscal Year 2005 Budget Recommendations; Report by the Department of Health and Human Services; NIC Information Center update; Discussion concerning executive training programs; Quarterly Report by Office of Justice Programs; and updates on NIC's strategic planning and Interstate Compact activities.