

Arkansas Workforce Investment Board Issuance PY 04-10

From: Sandra Winston, Director

Date: September 16, 2004

Re: Certification Regarding Eligibility to Apply for Trade Adjustment Assistance and Alternative Trade Adjustment Assistance

1. **Purpose:** To provide information concerning the Certification of Trade Adjustment Assistance for KLIPSCH LLC, HOPE, AR.
2. **Background:** See attached Certification TA-W-55414.
3. **Information:** The Office of Trade Adjustment Assistance issued a Certification on August 24, 2004. Employees of this company are eligible to apply for Trade Adjustment Assistance under the Trade Act of 2002. Below is the information concerning the TAA Certification.

KLIPSCH LLC, HOPE, AR	
Petition Filing Date:	August 09, 2004
Petition Number:	TAW-55414
Impact Date:	August 09, 2003
Certification Date:	August 31, 2004
Termination Date:	September 08, 2006

A Legal Notice announcing the Certification will run in a newspaper of general circulation. Employees and former employees will be mailed letters requesting that they contact their nearest local office concerning benefits available under the Trade Act of 2002. WIA staff will be advised to coordinate training activities with ESD. Local Office Managers shall ensure that adversely affected workers are offered the full range of employability services such as counseling, testing, training, job referral, placement, job- search, job relocation assistance and TRA.

4. **Action Required:** Please notify the appropriate members of your staff regarding the contents of this issuance and coordinate training activities with the WIA Provider.
5. **For Additional Information:** Direct any questions concerning this issuance to the TAA Unit at (501) 682-7082.
6. **Expiration:** September 08, 2006

DEPARTMENT OF LABOR

Employment and Training Administration

TA-W-55,414

KLIPSCH LLC
INCLUDING ON-SITE LEASED WORKERS FROM SELECT STAFF
HOPE, ARKANSAS

Certification Regarding Eligibility
To Apply For Worker Adjustment Assistance and
Negative Determination Regarding Eligibility to Apply For
Alternative Trade Adjustment Assistance

In accordance with Section 223 of the Trade Act of 1974 (19 USC 2273), the Department of Labor herein presents the results of its investigation regarding certification of eligibility to apply for worker adjustment assistance.

In order to make an affirmative determination and issue a certification of eligibility to apply for Trade Adjustment Assistance, the group eligibility requirements in either paragraph (a)(2)(A) or (a)(2)(B) of Section 222 of the Trade Act must be met. It is determined in this case that the requirements of (a)(2)(A) of Section 222 have been met.

The investigation was initiated August 11, 2004 in response to a petition filed by a state agency representative on behalf of workers of Klipsch LLC, Hope, Arkansas. The workers at the subject firm produced wood and vinyl-wrapped loudspeakers.

The subject firm also leases on-site workers from Select Staff.

The investigation revealed that sales, production, and employment declined in January through July 2004, when compared to the same time period of the previous year.

The investigation also revealed that the company increased its reliance on imports of vinyl-wrapped loudspeakers during the relevant period.

In addition, in accordance with Section 246 the Trade Act of 1974 (26 USC 2813), as amended, the Department of Labor herein presents the results of its investigation regarding certification of eligibility to apply for alternative trade adjustment assistance (ATAA) for older workers.

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 Department has determined that criterion 2 has not been met.

The investigation revealed workers in the workers' facility possess skills that are easily transferable.

Conclusion

After careful review of the facts obtained in the investigation, I determine that increases of imports of articles like or directly competitive with vinyl-wrapped loudspeakers produced at Klipsch LLC, Hope, Arkansas, contributed importantly to the total or partial separation of workers and to the decline in sales or production at that firm or subdivision. In accordance with the provisions of the Act, I make the following certification:

"All workers of Klipsch LLC, including on-site leased workers from Select Staff, Hope, Arkansas who became totally or partially separated from employment on or after August 9, 2003, through two years from the date of certification, are eligible to apply for adjustment assistance under Section 223 of the Trade Act of 1974;" and

I further determine that all workers of Klipsch LLC, including on-site leased workers from Select Staff, Hope, Arkansas, are denied eligibility to apply for alternative trade adjustment assistance under Section 246 of the Trade Act of 1974.

Signed in Washington, D. C. this 31st day of August 2004.

/s/ Linda G. Poole

LINDA G. POOLE
Certifying Officer, Division of
Trade Adjustment Assistance