

DEPARTMENT OF LABOR

Employment and Training Administration

TA-W-96,098

PK USA, INC.
A SUBSIDIARY OF PRESS KOGYO CO., LTD
SHELBYVILLE, INDIANA

Certification Regarding Eligibility
To Apply for Worker Adjustment Assistance

In accordance with Section 223 of the Trade Act of 1974, as amended ("Act"), 19 U.S.C. § 2273, the Department of Labor herein presents the results of an investigation regarding certification of eligibility to apply for worker adjustment assistance.

The group eligibility requirements for workers of a firm under Section 222(a) of the Act, 19 U.S.C. § 2272(a), are satisfied if the following criteria are met:

- (1) a significant number or proportion of the workers in such workers' firm have become totally or partially separated, or are threatened to become totally or partially separated;
- (2) (B) (i) (I) there has been a shift by the workers' firm to a foreign country in the production of articles or supply of services like or directly competitive with those produced/supplied by the workers' firm; OR
 - (II) there has been an acquisition from a foreign country by the workers' firm of articles/services that are like or directly competitive with those produced/supplied by the workers' firm; AND
- (ii) the shift/acquisition must have contributed importantly to the workers' separation or threat of separation.

The investigation was initiated in response to a petition filed on July 27, 2020 by a state workforce office on behalf of workers and former workers of PK USA, Inc., a subsidiary of Press Kogyo Co., Ltd, Shelbyville, Indiana (PK USA-Shelbyville). Workers of PK USA-Shelbyville are engaged in activities related to the production of component parts for motor vehicles.

Firm includes an individual proprietorship, partnership, joint venture, association, corporation, business trust, cooperative, trustee in bankruptcy, and receiver under decree of any court, as well as any predecessor, successor-in-interest, or affiliated firm controlled or substantially beneficially owned by substantially the same entity. 29 CFR 90

During the course of the investigation, information was collected from the petition, the workers' firm, the firm's customer(s), industry reports, and other sources.

Section 222(a)(1) has been met because a significant number or proportion of the workers in PK USA-Shelbyville have become totally or partially separated, or are threatened to become totally or partially separated.

Section 222(a)(2)(B) has been met because the workers' firm has shifted to a foreign country a portion of production of like or directly competitive articles which contributed importantly to worker group separations at PK USA-Shelbyville.

Conclusion

After careful review of the facts obtained in the investigation, I determine that workers of PK USA-Shelbyville, who are engaged in activities related to the production of component parts for motor vehicles, meet the worker group certification criteria under Section 222(a) of the Act, 19 U.S.C. § 2272(a). In accordance with Section 223 of the Act, 19 U.S.C. § 2273, I make the following certification:

"All workers of PK USA, Inc., a subsidiary of Press Kogyo Co., Ltd, Shelbyville, Indiana, who became totally or partially separated from employment on or after July 24, 2019 through two years from the date of certification, and all workers in the group threatened with total or partial separation from employment on the date of certification through two years from the date of certification, are eligible to apply for adjustment assistance under Chapter 2 of Title II of the Trade Act of 1974, as amended."

Signed in Washington, D.C., this 4th day of March, 2021

Del-Min Amy Chen

DEL-MIN AMY CHEN

Certifying Officer, Office of
Trade Adjustment Assistance