

DEPARTMENT OF LABOR

Employment and Training Administration

TA-W-93,883

VIAVI SOLUTIONS INC.  
INCLUDING WORKERS WHOSE WAGES REPORTED UNDER TRILITHIC  
INDIANAPOLIS, 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 June 12, 2018 by three workers on behalf of workers of Viavi Solutions Inc., including workers whose wages reported under Trilithic, Indianapolis, Indiana (herein referred to as "Viavi Solutions Inc."). The workers' firm is engaged in activities related to the production of troubleshooting tools for cable operator network applications. Please note that this certification covers two locations in Indianapolis, Indiana: 5808 Churchman Bypass and 9710 Park Davis Drive.

During the course of the investigation, information was collected from the workers' firm and the petitioners.

Section 222(a) (1) has been met because 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.

Section 222(a) (2) (B) has been met because the workers' firm has shifted to a foreign country the production of an article like or directly competitive with the article produced by the workers which contributed importantly to worker group separations at Viavi Solutions Inc.

Conclusion

After careful review of the facts obtained in the investigation, I determine that workers of Viavi Solutions Inc., including workers whose wages reported under Trilithic,

Indianapolis, Indiana, who are engaged in activities related to the production of troubleshooting tools for cable operator network applications 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 Viavi Solutions Inc., including workers whose wages reported under Trilithic, Indianapolis, Indiana, who became totally or partially separated from employment on or after June 11, 2017 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 5th day of July 2018.

/s/Jacquelyn R. Mendelsohn

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JACQUELYN R. MENDELSON  
Certifying Officer, Office of  
Trade Adjustment Assistance