

DEPARTMENT OF LABOR

Employment and Training Administration

TA-W-95,168

BAYER U.S. LLC
INCLUDING ON-SITE LEASED WORKERS FROM
BELCAN TECH SERVICES, COMPUTER TASK GROUP, US TECH SOLUTIONS,
YOH, A DAY & ZIMMERMANN COMPANY, AND ZING (ELITE)
MISHAWAKA, 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 September 11, 2019 by a state workforce office on behalf of workers of Bayer U.S. LLC, Mishawaka, Indiana ("Bayer"). The workers' firm is engaged in activities related to the supply of customer logistics services supporting the consumer health, pharmaceuticals, and business units. The workers are engaged in activities related to the supply of order to cash, demand planning, supply chain management, and IT operation services. The subject worker group includes on-site leased workers from Belcan Tech Services, Computer Task Group, US Tech Solutions, YOH, A Day & Zimmermann Company, and Zing (Elite).

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

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 supply of a service like or directly competitive with the service supplied by the

workers which contributed importantly to worker group separations at Bayer.

Conclusion

After careful review of the facts obtained in the investigation, I determine that workers of Bayer U.S. LLC, including on-site leased workers from Belcan Tech Services, Computer Task Group, US Tech Solutions, YOH, A Day & Zimmermann Company, and Zing (Elite), Mishawaka, Indiana, who are engaged in activities related to the supply of order to cash, demand planning, supply chain management, and IT operation services 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 Bayer U.S. LLC, including on-site leased workers from Belcan Tech Services, Computer Task Group, US Tech Solutions, YOH, A Day & Zimmermann Company, and Zing (Elite), Mishawaka, Indiana, who became totally or partially separated from employment on or after September 10, 2018, 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 25th day of September 2019.

/s/Hope D. Kinglock

HOPE D. KINGLOCK

Certifying Officer, Office of
Trade Adjustment Assistance