

DEPARTMENT OF LABOR

Employment and Training Administration

TA-W-93,523

SONY DADC

A SUBSIDIARY OF SONY CORPORATION OF AMERICA
INCLUDING ON-SITE LEASED WORKERS FROM NEXUS EMPLOYMENT
SOLUTIONS PLUS, COWORX STAFFING SERVICES, RESOURCEMFG, AND
INDUSTRIAL OUTSOURCING SERVICES
TERRE HAUTE, INDIANA

Amended 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 issued a Certification of Eligibility to Apply for Worker Adjustment Assistance on April 1, 2018, applicable to workers of Sony DADC, a subsidiary of Sony Corporation of America, including on-site leased workers from Nexus Employment Solutions Plus, CoWorx Staffing Services, and ResourceMFG, Terre Haute, Indiana. The Department's notice of determination was published in the Federal Register on July 18, 2018 (83 FR 33955).

At the request of a state workforce office, the Department reviewed the certification for workers of the subject firm. The workers are engaged in activities related to the production of optical discs containing content in the CD, DVD, BD, and UHD formats.

The subject firm reports that workers whose wages were reported under Industrial Outsourcing Services were employed on-site at the Terre Haute, Indiana, location of Sony DADC, a subsidiary of Sony Corporation of America, during the period relevant to the investigation. The Department has determined that these workers were sufficiently under the control of the subject firm to be considered leased workers.

The intent of the Department's certification is to include all workers of the subject firm who were adversely affected by the acquisition from a foreign country of optical discs containing content in the CD, DVD, BD, and UHD formats.

Based on these findings, the Department is amending this certification to include workers of Industrial Outsourcing Services working on-site at Sony DADC's facility in Terre Haute, Indiana.

The amended notice applicable to TA-W-93,523 is hereby issued as follows:

"All workers of Sony DADC, a subsidiary of Sony Corporation of America, including on-site leased workers from Nexus Employment Solutions Plus, CoWorx Staffing Services, ResourceMFG, and Industrial Outsourcing Services, Terre Haute, Indiana, who became totally or partially separated from employment on or after February 4, 2017, through April 1, 2020, 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 15th day of November, 2018.

/s/Hope D. Kinglock

HOPE D. KINGLOCK

Certifying Officer, Office of
Trade Adjustment Assistance

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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 February 6, 2018 by three workers on behalf of workers of Sony DADC, a subsidiary of Sony Corporation of America, including on-site leased workers from Nexus Employment Solutions Plus, CoWorx Staffing Services, and ResourceMFG, Terre Haute, Indiana (Sony DADC). The workers' firm is engaged in activities related to the production of optical discs containing content in the CD, DVD, BD, and UHD formats.

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

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 acquired from a foreign country articles like or directly competitive with articles produced by the workers which

contributed importantly to worker group separations at Sony DADC.

Conclusion

After careful review of the facts obtained in the investigation, I determine that workers of Sony DADC, a subsidiary of Sony Corporation of America, including on-site leased workers from Nexus Employment Solutions Plus, CoWorx Staffing Services, and ResourceMFG, Terre Haute, Indiana, who are engaged in activities related to the production of optical discs containing content in the CD, DVD, BD, and UHD formats, 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 Sony DADC, a subsidiary of Sony Corporation of America, including on-site leased workers from Nexus Employment Solutions Plus, CoWorx Staffing Services, and ResourceMFG, Terre Haute, Indiana, who became totally or partially separated from employment on or after February 4, 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 1st day of April 2018.

/s/Hope D. Kinglock

HOPE D. KINGLOCK
Certifying Officer, Office of
Trade Adjustment Assistance