

Federal Register

Wednesday
June 4, 1980

Highlights

- 37681 Trade with Romania, Hungary, and People's Republic of China** Presidential determination
- 37700 Grant Program** HHS/Sec'y publishes proposed rule deleting those portions that duplicate or conflict with HHS' departmentwide regulations on administration of grants; comments by 7-21-80
- 37785 Federal Aid Programs** OMB issues notice of mandatory information requirements for program announcements
- 37687 Securities** SEC issues regulations regarding customer protection dealing with reserves and custody of securities; effective 6-4-80
- 37704 Telephone** FCC terminates inquiry concerning unsolicited telephone calls and use of the automatic dialer recorded message player
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Questions and requests for specific information may be directed to the telephone numbers listed under INFORMATION AND ASSISTANCE in the READER AIDS section of this issue.

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Presidential Documents

Title 3—

Presidential Determination No. 80-19 of May 28, 1980

The President

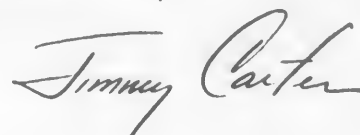
Determination Under Subsection 402 (d)(5) and (d)(5)(C) of the Trade Act of 1974—Continuation of Waiver Authority

Memorandum for the Secretary of State

Pursuant to the authority vested in me under the Trade Act of 1974, (Public Law 93-618, January 3, 1975; 88 Stat. 1978) (hereinafter "the Act"), I determine, pursuant to Subsections 402 (d)(5) and (d)(5)(C) of the Act, that the further extension of the waiver authority granted by Subsection 402(c) of the Act will substantially promote the objectives of Section 402 of the Act. I further determine the continuation of the waivers applicable to the Socialist Republic of Romania, the Hungarian People's Republic and the People's Republic of China will substantially promote the objectives of Section 402 of the Act.

This determination shall be published in the **Federal Register**.

THE WHITE HOUSE
Washington, May 28, 1980.



[FR Doc. 80-17102
Filed 6-2-80; 4:02 pm]
Billing code 3195-01-M

Rules and Regulations

Federal Register

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This section of the FEDERAL REGISTER contains regulatory documents having general applicability and legal effect, most of which are keyed to and codified in the Code of Federal Regulations, which is published under 50 titles pursuant to 44 U.S.C. 1510.

The Code of Federal Regulations is sold by the Superintendent of Documents. Prices of new books are listed in the first FEDERAL REGISTER issue of each month.

DEPARTMENT OF AGRICULTURE

Agricultural Marketing Service

7 CFR Part 910

[Lemon Regulation 253, Amendment 1]

Lemons Grown in California and Arizona; Limitation of Handling

AGENCY: Agricultural Marketing Service, USDA.

ACTION: Final rule.

SUMMARY: This action increases the quantity of California-Arizona lemons that may be shipped to the fresh market during the period May 25-31, 1980. Such action is needed to provide for orderly marketing of fresh lemons for the period specified due to the marketing situation confronting the lemon industry.

DATES: The amendment is effective for the period May 25-31, 1980.

FOR FURTHER INFORMATION CONTACT: Malvin E. McGaha, 202-447-5975.

SUPPLEMENTARY INFORMATION: *Findings.* This amendment is issued under the marketing agreement, as amended, and Order No. 910, as amended (7 CFR Part 910), regulating the handling of lemons grown in California and Arizona. The agreement and order are effective under the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601-674). The action is based upon the recommendations and information submitted by the Lemon Administrative Committee and upon other information. It is hereby found that this action will tend to effectuate the declared policy of the act.

This action is consistent with the marketing policy for 1979-80 which was designated significant under the procedures of Executive Order 12044. The marketing policy was recommended by the committee following discussion at a public meeting on July 31, 1979. A final impact analysis on the marketing policy is available from Malvin E.

McGaha, Chief, Fruit Branch, F&V, AMS, USDA, Washington, D.C. 20250, telephone 202-447-5975.

The committee met again publicly on May 29, 1980, at Los Angeles, California, to consider the current and prospective conditions of supply and demand and recommended a quantity of lemons deemed advisable to be handled during the specified week. The committee reports continue good order business for lemons.

It is further found that there is insufficient time between the date when information became available upon which this amendment is based and when the action must be taken to warrant a 60-day comment period as recommended in E.O. 12044, and that it is impracticable and contrary to the public interest to give preliminary notice, engage in public rulemaking, and postpone the effective date until 30 days after publication in the Federal Register (5 U.S.C. 553), and this amendment relieves restrictions on the handling of lemons. It is necessary to effectuate the declared purposes of the act to make this regulatory provision effective as specified, and handlers have been appraised of such provision and the effective time.

Paragraph (a) of § 910.553 Lemon Regulation 253 (45 FR 34863) is amended to read as follows: "The quantity of lemons grown in California and Arizona which may be handled during the period May 25, 1980, through May 31, 1980, is established at 300,000 cartons."

(Secs. 1-19, 48 Stat. 31, as amended; 7 U.S.C. 601-674)

Dated: May 30, 1980.

D. S. Kuryloski,

Deputy Director, Fruit and Vegetable Division, Agricultural Marketing Service.

[FR Doc. 80-16906 Filed 6-3-80; 8:45 am]

BILLING CODE 3410-02-M

DEPARTMENT OF ENERGY

Economic Regulatory Administration

10 CFR Part 205

[Docket No. ERA-R-80-15]

Administrative Procedures and Sanctions; Petitions for Rulemaking; Change of Address

AGENCY: Economic Regulatory Administration, DOE.

ACTION: Final rule.

SUMMARY: The Economic Regulatory Administration (ERA) of the Department of Energy (DOE) hereby amends the procedural regulations set forth at 10 CFR Part 205 to provide that certain petitions for rulemaking hereafter shall be filed with the Economic Regulatory Administration, Washington, D.C. and copies sent to the Office of General Counsel. Previously, the provisions of Part 205 have directed that all petitions for rulemaking relating to Parts 209 through 214 of Chapter II, 10 CFR shall be filed with the Office of General Counsel. This rule will require that petitions for rulemaking relating to the regulatory programs administered by the ERA including, but not limited to, those set forth in Parts 210, 211, 212, 213 and 214 shall be filed directly with the ERA and copies sent to the Office of General Counsel. Petitions for rulemaking relating to Part 209 and all other petitions not relating to programs administered by the ERA shall continue to be filed with the Office of General Counsel.

DATES: Effective date is June 4, 1980.

FOR FURTHER INFORMATION CONTACT:

C. Eric Hager (Office of Regulations and Emergency Planning), Economic Regulatory Administration, 2000 M Street, N.W., Room 7202H, Washington, D.C. 20461 (202) 653-7074
William Funk or Christopher M. Was (Office of General Counsel), Department of Energy, Room 6A-127, 1000 Independence Avenue, S.W., Washington, D.C. 20585, (202) 252-6736 or 252-6744

SUPPLEMENTARY INFORMATION:

- I. Amendments Adopted.
- II. Procedural requirements.

I. Amendments Adopted

Since their promulgation in January 1974 by the predecessor Federal Energy Office, the administrative procedures governing our programs have appeared at Part 205, *Administrative Procedures and Sanctions*. Section 205.1 of the general provisions specifies that the procedural requirements of Part 205 apply to all proceedings instituted in accordance with Parts 209 through 214 of Chapter II of 10 CFR. Section 205.162 thereof has provided that petitions for rulemaking shall be filed with the Office of General Counsel. The address for filing such petitions with the General Counsel has been specified by cross

reference to the general address provisions set forth at § 205.12.

In order to improve the procedures by which petitions for rulemaking relating to ERA functions are received and processed, we have determined to amend §§ 205.12 and 205.162 to specify that petitions for rulemaking that deal with the regulatory programs administered by ERA, including the price and allocation regulations (Parts 210, 211, and 212), the oil import regulations (Part 213), and the Canadian crude oil allocation regulations (Part 214) shall hereafter be filed with the Economic Regulatory Administration, Washington, D.C. office. Petitioners will also be required to file a copy of the petition or request for rulemaking with the Office of General Counsel.

A new § 205.12(a)(10) shall specify the address for filing a petition for rulemaking with ERA as follows: Economic Regulatory Administration, Attn: Assistant Administrator for Regulations and Emergency Planning (labeled as "Petition for Rulemaking"), 2000 M Street, N.W., Washington, D.C. 20461.

Section 205.12(a)(3) of the regulations shall be amended to specify the address for filing documents with the Office of General Counsel as follows: Office of General Counsel, U.S. Department of Energy, Attn: (Name of person to receive document, if known, and/or labeling as specified in § 205.9(c)), 1000 Independence Avenue SW., Washington, D.C. 20585.

Pursuant to revised section 205.162, petitions for rulemaking are to be addressed to the Deputy General Counsel for Regulations.

II. Procedural Requirements

A. Section 404 of the DOE Act

Pursuant to the requirements of Section 404(a) of the Department of Energy Organization Act (DOEOA), we have referred this rule to the Federal Energy Regulatory Commission (FERC) for a determination whether the proposed rule would significantly affect any matter within the Commission's jurisdiction. Following an opportunity to review this rule, the FERC has determined that it will not significantly affect any functions within the Commission's jurisdiction.

B. Section 501 of the DOE Act

Under section 501(c)(1) of the DOEOA we are not bound by the procedural requirements set forth in subsections (b)

through (d) if it is determined that rule does not involve any substantial issues of fact or law and that the rule is unlikely to have a substantial impact on the Nation's economy or large numbers of individuals or business.

These amendments to the procedural regulations are technical in nature. We have determined that the amendments do not raise substantial issues of fact or law, are not likely to have a substantial impact on the Nation's economy and are not likely to have a substantial impact on large numbers of individuals or businesses. Therefore, the amendments shall be promulgated in accordance with section 553 of Title 5, United States Code.

C. Section 553 of the Administrative Procedure Act

The notice and comment requirements set forth in section 553 of the Administrative Procedure Act (APA) are not applicable to rules of agency organization, procedure or practice. Inasmuch as these amendments establish procedural requirements applicable to agency proceedings, advance notice and opportunity for public comment is not required.

D. Executive Order 12044.

Executive Order 12044 (43 FR 12661, March 24, 1978) requires that agencies publish all proposed "significant" regulations for advance public comment for a minimum of 60 days. Section 2(e) of the Executive Order directs the agencies to establish criteria to identify which regulations are significant.

DOE's procedures for implementing the Executive Order are set forth in DOE Order 2030.1 (44 FR 1032, January 3, 1979). It has been determined that these regulatory amendments are not significant because they are not expected to affect important policy concerns and are not expected to be the object of much public interest. Furthermore, the guidelines set forth in DOE Order 2030.1 cite as an example of a nonsignificant regulation amendments to the regulations determined to be exempt from the APA procedural requirements.

(Emergency Petroleum Allocation Act of 1973, 15 U.S.C. § 751 *et seq.*, Pub. L. 93-159, as amended, Pub. L. 93-511, Pub. L. 94-99, Pub. L. 94-133, Pub. L. 94-163, and Pub. L. 94-385; Federal Energy Administration Act of 1974, 15 U.S.C. § 787 *et seq.*, Pub. L. 93-275, as amended, Pub. L. 94-332, Pub. L. 94-385, Pub. L. 95-70, and Pub. L. 95-91; Energy Policy and Conservation Act, 42 U.S.C. § 6201 *et seq.*,

Pub. L. 94-163, as amended, Pub. L. 94-385, and Pub. L. 95-70; Department of Energy Organization Act, 42 U.S.C. § 7101 *et seq.*, Pub. L. 95-91; E.O. 11790, 39 FR 23185; E.O. 12009, 42 FR 46267)

In consideration of the foregoing, Part 205 of Chapter II of Title 10 of the Code of Federal Regulations is amended as set forth below effective on June 4, 1980.

Issued in Washington, D.C., May 28, 1980.

Hazel R. Rollins,
Administrator, Economic Regulatory Administration.

10 CFR Part 205 is amended as follows:

1. Section 205.12(a) is amended by revising § 205.12(a)(3) and adding a new § 205.12(a)(10) to read as follows:

§ 205.12 Addresses for filing documents with the [DOE].

(a) * * *

(3) Documents to be filed with the Office of General Counsel, as provided in this part or otherwise, shall be addressed as follows: Office of the General Counsel, U.S. Department of Energy, Attn: (name of person to receive document, if known, and labeling as specified in § 205.9(c)), 1000 Independence Avenue, Washington, D.C. 20585.

* * * * *

(10) Petitions for rulemaking to be filed with the Economic Regulatory Administration National Office shall be addressed as follows: Economic Regulatory Administration, Attn: Assistant Administrator for Regulations and Emergency Planning (labeled as "Petition for Rulemaking,") 2000 M Street, N.W., Washington, D.C. 20461.

* * * * *

2. Section 205.162 is revised to read as follows:

§ 205.162 Where to file.

All comments filed in connection with a rulemaking shall be submitted in accordance with the instructions in the Notice of Proposed Rulemaking. Petitions for rulemaking relating to the functions of the Economic Regulatory Administration (ERA) including, but not limited to, those administered under Parts 210, 211, 212, 213, and 214 of 10 CFR shall be filed with the Economic Regulatory Administration National Office at the address provided in § 205.12 and addressed to the attention of the Assistant Administrator for Regulations and Emergency Planning. Copies of all petitions for rulemaking filed with ERA shall also be filed with

Office of General Counsel at the address indicated in § 205.12, addressed to the attention of the Deputy General Counsel for Regulations. Any other petition or request shall be filed with the Office of General Counsel at the address indicated in § 205.12, addressed to the attention of the Deputy General Counsel for Regulations.

[FR Doc. 80-16937 Filed 6-3-80; 8:45 am]

BILLING CODE 6450-01-M

10 CFR Part 445

Industrial Energy Conservation Program; Correction to Plant Reporting Form (CS-189-P)

AGENCY: Department of Energy.

ACTION: Notice of correction to plant reporting form.

SUMMARY: The Department of Energy (DOE) is announcing a technical correction to its plant reporting form (CS-189-P) which is used for the collection of data on industrial energy efficiency under DOE's Industrial Energy Conservation Program (10 CFR Part 445). DOE is correcting the electricity conversion factor for Standard Industrial Classification (SIC) code 30—Rubber and Miscellaneous Plastics—from 3,412 British thermal units (Btu's) per kilowatt-hour (Kwh) to 10,000 Btu's per Kwh. While DOE is correcting only Form CS-189-P, the revised conversion factor will affect the aggregation of plant-level data on Form CS-189-C and the aggregation of corporate-level data on Form CS-189-S for identified corporations and DOE-approved third party sponsors, respectively, in SIC code 30.

EFFECTIVE DATE: May 28, 1980.

FOR FURTHER INFORMATION CONTACT:

Tyler E. Williams, Jr., Office of Industrial Programs, U.S. Department of Energy, 1000 Independence Avenue, S.W., Washington, D.C. 20585 (202) 252-2371

Pamela M. Pelcovits, Office of General Counsel, U.S. Department of Energy, 1000 Independence Avenue, S.W., Room 1E258, Washington, D.C. 20585 (202) 252-9516

SUPPLEMENTARY INFORMATION: On February 27, 1980, the Department of Energy (DOE) published in the *Federal Register* (45 FR 12970-96) Forms CS-189-P, CS-189-C, and CS-189-S for the collection of plant, corporate, and sponsor data, respectively, on industrial energy efficiency, pursuant to its regulations governing the Industrial Energy Conservation Program (10 CFR Part 445, 45 FR 10194, February 14, 1980).

DOE prepared these forms as required by section 375 of the Energy Policy and Conservation Act (42 U.S.C. 6345), as amended by section 601 of the National Energy Conservation Policy Act (Pub. L. 95-619).

Instruction "K" to Form CS-189-P, the plant reporting form, sets forth, among other things, the conversion factor to be used in determining energy consumption for electricity usage. In particular, the instructions specify that plants reporting in Standard Industrial Classification (SIC) codes 28 and 29 must use an electricity conversion factor of 10,000 British thermal units (Btu's) per kilowatt-hour (Kwh) while plants reporting in all other major energy-consuming industries (i.e., SIC codes 20-27, 30-39) must use an electricity conversion factor of 3,412 Btu's per Kwh. In the *Federal Register* preamble accompanying the publication of the forms, DOE stated that the specification of these conversion factors was a policy decision consistent with the conversion factors used in the development of industrial energy efficiency improvement targets by the Federal Energy Administration (FEA), the predecessor to DOE.

In specifying the conversion factors for electricity, DOE inadvertently overlooked a timely comment filed in response to the review of the forms by the Office of Management and Budget. This comment described a longstanding voluntary energy efficiency improvement target and reporting program in SIC code 30—Rubber and Miscellaneous Plastics. Under this program, a third party sponsor has voluntarily reported data since 1977, to FEA and DOE, on the progress made by corporate members in SIC code 30 toward a voluntary energy efficiency improvement target. Both the voluntary energy efficiency improvement target and the voluntary reporting program in SIC code 30 have used an electricity conversion factor of 10,000 Btu's per Kwh. In accordance with DOE's policy decision, discussed above, to maintain consistency with existing energy efficiency improvement targets, DOE is revising the first two lines of the conversion factor table in instruction "K" to Form CS-189-P to read as follows:

Energy source	Conversion factor (Btu's per energy unit)
Electricity, except for SIC codes 28, 29 and 30 (per kilowatt-hour)	3,412
Electricity, for SIC codes 28, 29 and 30 (per kilowatt-hour)	10,000

While this correction applies only to Form CS-189-P, it affects the data that will be used by both corporations and DOE-approved third party sponsors in SIC code 30 in completing Forms CS-189-C and 189-S, respectively. Accordingly, DOE is notifying all identified corporations and DOE-approved third party sponsors in SIC code 30 of this correction to Form CS-189-P. No other identified corporations or third party sponsors will be affected.

Issued in Washington, D.C., May 28, 1980.

T. E. Stelson,

Assistant Secretary, Conservation and Solar Energy.

[FR Doc. 80-17004 Filed 6-3-80; 8:45 am]

BILLING CODE 6450-01-M

FEDERAL RESERVE SYSTEM

12 CFR Part 217

[Regulation Q; Docket No. R-0305]

Interest on Deposits

AGENCY: Board of Governors of the Federal Reserve System.

ACTION: Temporary suspension of the regulation Q penalty normally imposed upon the withdrawal of funds from time deposits prior to maturity.

SUMMARY: The Board of Governors, acting through its Secretary, pursuant to delegated authority, has suspended temporarily the Regulation Q penalty for the withdrawal of time deposits prior to maturity from member banks for depositors in the State of Washington and certain counties in the State of Idaho affected by the volcanic eruptions of Mount St. Helens.

EFFECTIVE DATE: For the State of Washington, May 21, 1980, and for the affected counties in the State of Idaho, May 22, 1980.

FOR FURTHER INFORMATION CONTACT: Daniel L. Rhoads, Attorney, Legal Division, Board of Governors of the Federal Reserve System, Washington, D.C. 20551 (202/452-3711).

SUPPLEMENTARY INFORMATION: On May 21, 1980, and May 22, 1980, pursuant to section 301 of the Disaster Relief Act of 1974 (42 U.S.C. 5141) and Executive Order 12148 of July 15, 1979, the President, acting through the Director of the Federal Emergency Management Agency, designated respectively, the State of Washington and the Idaho counties of Benewah, Bonner, Boundary, Clearwater, Kootenai, Latah, Nez Perce, and Shoshone, major disaster areas. The Board regards the President's action as recognition by the Federal government that a disaster of major proportions has

occurred. The President's designations enable victims of the disaster to qualify for special emergency financial assistance. The Board believes it appropriate to provide an additional measure of assistance to victims by temporarily suspending the Regulation Q early withdrawal penalty.¹ The Board's action permits a member bank, wherever located, to pay a time deposit before maturity without imposing this penalty upon a showing that the depositor has suffered property or other financial loss in the disaster areas as a result of the volcanic eruptions of Mount St. Helens. A member bank should obtain from a depositor seeking to withdraw a time deposit pursuant to this action a signed statement describing fully the disaster-related loss. This statement should be approved and certified by an officer of the bank. This action will be retroactive to May 21, 1980, for the State of Washington, and to May 22, 1980, for the eight listed counties in the State of Idaho, and will remain in effect until 12 midnight November 30, 1980.

Section 19(j) of the Federal Reserve Act (12 U.S.C. 371b) provides that no member bank shall pay any time deposit before maturity except upon such conditions and in accordance with such rules and regulations as may be prescribed by the Board. The Board has determined it to be in the overriding public interest to suspend the penalty provision in § 217.4(d) of Regulation Q for the benefit of depositors suffering disaster-related losses within the geographic area of the State of Washington and the Idaho counties of Benewah, Bonner, Boundary, Clearwater, Kootenai, Latah, Nez Perce and Shoshone which have been officially designated major disaster areas by the President. The Board, in granting this temporary suspension, encourages member banks to permit penalty-free withdrawal before maturity of time deposits for depositors who have

¹ Effective July 1, 1979, § 217.4(d) of Regulation Q provides that where a time deposit with an original maturity of one year or less, or any portion thereof, is paid before maturity, a depositor shall forfeit at least three months of interest on the amount withdrawn at the rate being paid on the deposit. Time deposits with original maturities of greater than one year require the forfeiture of at least six months' interest when paid prior to maturity. With respect to time deposits issued prior to July 1, 1979, where such deposits, or any portion thereof, are paid before maturity, a member bank may pay interest on the amount withdrawn at a rate not to exceed the current ceiling rate for a savings deposit under § 217.7 and the depositor shall forfeit three months of interest payable at such rate. Effective August 1, 1979, a member bank may apply the new, generally less restrictive, penalty to time deposits issued prior to July 1, 1979, with consent of the depositor.

suffered disaster-related losses within the designated disaster areas.

In view of the urgent need to provide immediate assistance to relieve the financial hardship being suffered by persons in the State of Washington and the designated counties of Idaho directly affected by the severe damage and destruction occasioned by the volcanic eruptions of Mount St. Helens, good cause exists for dispensing with notice and public participation referred to in section 553(b) of Title 5 of the United States Code with respect to this action and public procedure with regard to this action would be contrary to the public interest. Because of the need to provide assistance as soon as possible and because the Board's action relieves a restriction, there is good cause to make the action effective immediately.

By order of the Board of Governors, acting through its Secretary, pursuant to delegated authority (12 CFR 265.2(a)(18)), May 30, 1980.

Theodore E. Allison,
Secretary of the Board.

[FR Doc. 80-16993 Filed 6-3-80; 8:45 am]
BILLING CODE 6210-01-M

FEDERAL TRADE COMMISSION

16 CFR Part 13

[Docket 8955]

BOC International Limited, f.k.a. the British Oxygen Co., etc.; Prohibited Trade Practices, and Affirmative Corrective Actions

AGENCY: Federal Trade Commission.

ACTION: Dismissal order.

SUMMARY: This order reopens the proceeding and dismisses the complaint issued on February 26, 1974 charging a London, England manufacturer of industrial gases with violating the Federal Trade Commission Act, and Section 7 of the Clayton Act.

DATES: Complaint issued on Feb. 26, 1974. Dismissal order issued May 14, 1980.¹

FOR FURTHER INFORMATION CONTACT: FTC/C, Alfred F. Dougherty, Jr., Washington, D.C. 20580. (202) 523-3601.

SUPPLEMENTARY INFORMATION: In the Matter of BOC International Limited, formerly known as The British Oxygen Company Limited, BOC Financial Corporation, BOC Holdings, Limited, British Oxygen Investments Limited, and Airco, Incorporated.

(Sec. 6, 38 Stat. 721; 15 U.S.C. 46. Interpret or apply sec. 5, 38 Stat. 719, as amended; sec. 7, 38 Stat. 731, as amended; 15 U.S.C. 45, 18)

¹ For order issued in disposition of this proceeding, see 41 FR 753; 86 F.T.C. 1241.

The Order Reopening Proceeding and Dismissing Complaint is as follows:

Upon the joint motion of the parties, this matter was withdrawn from adjudication for settlement purposes by an Order of the Commission issued on March 21, 1980. Having considered the proposed settlement reached between the staff of the Commission and the respondents, the Commission determined not to accept the settlement and to dismiss the Complaint. Accordingly,

It is ordered that the proceeding be, and it hereby is, reopened.

It is further ordered that the Complaint in Docket No. 8955 be, and it hereby is, dismissed.

By the Commission.

Carol M. Thomas,
Secretary.

[FR Doc. 80-17002 Filed 6-3-80; 8:45 am]
BILLING CODE 6750-01-M

16 CFR Part 13

[Docket C-1918]

Cadence Industries Corp., et al.; Prohibited Trade Practices, and Affirmative Corrective Actions

AGENCY: Federal Trade Commission.

ACTION: Modifying order.

SUMMARY: This order reopens and modifies an order to cease and desist issued on May 13, 1971, substituting the name Cadence Industries Corporation for Perfect Film & Chemical Corporation and replaces paragraph 21 of the order with a new paragraph in keeping with orders issued against their competitors and the fact that some magazine publishers do not accept short-term subscriptions transferred from the lists of discontinued publications.

DATES: Decision issued May 13, 1971. Modifying Order issued May 12, 1980.

FOR FURTHER INFORMATION CONTACT: FTC/PC, Arthur B. Patrizio, Washington, D.C., 20580. (202) 254-3499.

SUPPLEMENTARY INFORMATION: In the Matter of Cadence Industries Corporation, a corporation, Perfect Subscription Company, a corporation, and Keystone Readers' Service, Inc., a corporation. Codification under 16 CFR Part 13, appearing at 36 FR 11912, remains unchanged.

(Sec. 6, 38 Stat. 721; 15 U.S.C. 46. Interpret or apply sec. 5, 38 Stat. 719, as amended; 15 U.S.C. 45)

The Order Modifying Cease and Desist Order is as follows:

In their request filed on January 22, 1980, the respondents petitioned the

Commission, pursuant to Section 2.51 of its Rules of Practice, to reopen the proceedings and modify the order of May 13, 1971, entered in Docket Number C-1918. Respondents ask that the name Cadence Industries Corporation be substituted for Perfect Film & Chemical Corporation and that numbered paragraph 21 of the order be modified. The paragraph in question reads as follows:

21. Substituting, requesting substitution or permitting substitution, except at the request of the customer, at any time during the collection period of the contract, of any magazine or publication for any magazine or publication covered by the contract without first providing the subscriber an option in writing, as stated in the subscription contract, to reduce his future payments by the pro rata portion of the remaining payments due on the cancelled magazine or other publication; provided, that respondents may offer to those subscribers with paid-in-full contracts an option to either lengthen already existing subscriptions or to select from among all of respondent's then currently offered magazines or publications, a magazine or publication as a substitute for the remaining period of the subscription.

In support of their request, respondents state that the name of Perfect Film & Chemical Corporation was duly changed to Cadence Industries Corporation on October 22, 1970, by filing said change with the Secretary of State of Delaware. Respondents have also advanced a number of considerations intended to show changed conditions of fact since the order was issued and to show that the public interest will best be served by granting their request. They allege that they cannot fully comply with paragraph 21 of the order because certain magazine publishers will not accept short term subscriptions transferred from the lists of discontinued publications. They point out that the proviso in paragraph 21 requires that they offer to subscribers with paid-in-full contracts the option to choose any magazine from among all their currently offered magazines or publications, and that, therefore, they are unable to execute a subscriber's choice, if it happens to be a magazine of a publisher that does not accept short term subscriptions. They also point out that no similar proviso is to be found in the orders the Commission has issued against their competitors and they cite that as a competitive disadvantage. Finally, they claim that the requested modification will serve the public

interest by enabling them to better serve their subscribers in offering them as possible substitutions, only magazines of publishers that accept short term subscriptions.

Having considered the request, the Commission has concluded that it should be granted and that the modification will safeguard the public interest. Therefore,

It is ordered, that (1) the name Cadence Industries Corporation be substituted for Perfect Film & Chemical Corporation in the style of this docket and throughout the Order, where it appears; and that (2) numbered paragraph 21 of the order quoted above, be replaced by the following new paragraph:

21. Cancelling a subscription contract for any reason other than a breach by the subscriber without either arranging for the delivery of publication already paid for or promptly refunding money on a pro rata basis for all undelivered issues of publications for which payment has been made in advance; and in the event of the discontinuance of publication, or other unavailability, of any magazines subscribed for, at any time during the life of the contract, failing to offer the subscriber the right to substitute one or more magazines or other publications, or the extension of subscription periods of magazines already selected.

It is further ordered that the foregoing modifications shall become effective upon service of this order.

By direction of the Commission.

Carol M. Thomas,

Secretary.

[FR Doc. 80-17001 Filed 6-3-80; 8:45 am]

BILLING CODE 6750-01-M

SECURITIES AND EXCHANGE COMMISSION

17 CFR Part 240

[Release No. 34-16847]

Rule 15c3-3—Customer Protection—Reserves and Custody of Securities

AGENCY: Securities and Exchange Commission.

ACTION: Final rule.

SUMMARY: The Commission is amending paragraph (f) of Rule 15c3-3 (17 CFR 240.15c3-3) to eliminate the requirement that the Securities Investor Protection Corporation ("SIPC") be notified of a broker's or dealer's failure to make a required deposit to his Reserve Bank Account or Special Account. Since the time the requirement to notify SIPC was

instituted, the Commission and the self-regulatory organizations have established more comprehensive surveillance and reporting procedures. Due to these changes, SIPC has stated it no longer requires such notification. The elimination of the necessity to notify SIPC is intended to reduce reporting burdens on brokers and dealers.

EFFECTIVE DATE: June 4, 1980.

FOR FURTHER INFORMATION CONTACT: JoAnn Zuercher, 202-272-2368.

SUPPLEMENTARY INFORMATION:

Paragraph (f) of Rule 15c3-3 presently provides that should a broker or dealer fail to make a deposit in his Reserve Bank Account or Special Account, as required by the Rule, he must immediately notify by telegram the Commission, SIPC and the regulatory authority which examines the broker or dealer as to financial responsibility and promptly thereafter confirm the notification in writing.

When Rule 15c3-3 was being developed, SIPC was in its formative stage and was concentrating on developing procedures necessary to carry out its responsibilities under the Securities Investor Protection Act. However, because since that time the Commission and the self-regulatory organizations have established more comprehensive surveillance and reporting procedures, SIPC has informed the Commission that it no longer has the same urgency with respect to receipt of these notifications. Further, with a view to reducing reporting burdens on brokers and dealers, wherever advisable, SIPC has concluded that the need for telegraphic notification does not justify the burden of the reporting requirement.

Accordingly, the Commission is hereby eliminating the requirement that SIPC be notified by telegram and sent confirmation in writing of the failure on the part of a broker or dealer to make a deposit as required by Rule 15c3-3 to his reserve bank account or special account. However, it should be noted that this amendment does not affect any other reporting provision in the Rule. Thus the Commission and the relevant self-regulatory organization must continue to be notified by telegram of any such failure and such notification must continue to be confirmed in writing.

In view of the foregoing, the Commission finds that it is unnecessary to publish the above described action for notice and public comment. Under the Administrative Procedure Act, 5 U.S.C. Section 553, the amendment described in the Text of the Amendments will be effective upon publication in the **Federal Register**.

Statutory Basis and Competitive Considerations

The Securities and Exchange Commission, acting pursuant to the Securities Exchange Act of 1934, and particularly Sections 3 and 15(c)(3) thereof (15 U.S.C. 78c and 78o), hereby deletes a portion of paragraph (i) of Rule 15c3-3 (17 CFR 240.15c3-3(i)) as set forth below.

The Commission finds that the amendment will not impose any burden on competition.

Text of Amendments

Accordingly, 17 CFR Part 240 is amended by revising paragraph (i) of § 240.15c3-3 to read as follows:

§ 240.15c3-3 Customer protection—reserves and custody of securities.

(i) *Notification in the event of failure to make a required deposit.* If a broker or dealer shall fail to make in his reserve bank account or special account a deposit, as required by this section, the broker or dealer shall by telegram immediately notify the Commission and the regulatory authority for the broker or dealer, which examines such broker or dealer as to financial responsibility and shall promptly thereafter confirm such notification in writing.

By the Commission.
George A. Fitzsimmons,
Secretary.

May 28, 1980.

[FR Doc. 80-17009 Filed 6-3-80; 8:45 am]
BILLING CODE 8010-01-M

INTERNATIONAL DEVELOPMENT COOPERATION AGENCY

Agency for International Development

22 CFR Part 208

[AID Regulation 8]

Suppliers of Commodities and Commodity-Related Services Ineligible for AID Financing

AGENCY: Agency for International Development.

ACTION: Final rule.

SUMMARY: This regulation governing exclusion of suppliers of commodities and of commodity-related services from eligibility for A.I.D. financing was published without change in the Federal Register on February 12, 1980 (45 FR 9293) for public comment in accordance with the Agency's plan to periodically review existing regulations.

EFFECTIVE DATE: April 14, 1980.

FOR FURTHER INFORMATION CONTACT: Ms. Kathleen O'Hara, Office of Commodity Management, Agency for International Development, Washington, D.C. 20523, telephone (703) 235-2173.

No comments were received. Therefore, the regulation as published on February 12, 1980 is final.

Dated: May 27, 1980.
Donald G. MacDonald,
Assistant Administrator for Program and Management Services.

[FR Doc. 80-10828 Filed 6-3-80; 8:45 am]
BILLING CODE 4710-02-M

DEPARTMENT OF THE INTERIOR

Bureau of Indian Affairs

25 CFR Part 221

Operations and Maintenance Charges; Deletion of Unnecessary Regulations

AGENCY: Bureau of Indian Affairs, Interior.

ACTION: Final rule.

SUMMARY: This document removes regulations related to the operation and maintenance charges on the Irrigation Districts, Crow Irrigation Project, Crow Agency, Montana. This action is necessary to reflect amendments providing the Officer-in-Charge with greater flexibility in the day-to-day operation of the Project. The action taken will affect a fair market level of return for the economic benefit of the lessors of the land.

EFFECTIVE DATE: June 4, 1980.

FOR FURTHER INFORMATION CONTACT: Norris M. Cole, Telephone (406) 638-2671.

SUPPLEMENTARY INFORMATION: In the June 14, 1977, Federal Register (42 FR 30361) there was published a notice of final rule on new general regulations governing the operation and maintenance of Indian Irrigation projects. The revision consolidated the regulations for all Indian Irrigation Projects in a new Part 191 of Title 25 of the Code of Federal Regulations. The updated regulations provided for the Area Director to publish the annual operation and maintenance rates and related information by general notice document in the Federal Register, and as new rates are announced the corresponding sections in Part 221 of Title 25 of the Code of Federal Regulations would be deleted. The latest notice of water charges and related information on the Irrigation Project shall be published as general notice in the Federal Register on the same date as this Final Rule.

Therefore, 25 CFR Part 221 is amended by deleting the following sections: Crow Irrigation Project, Montana: Sections 221.12, 221.13, 221.13a, 221.13b, 221.13c, 221.13d and 221.13e.

Date: May 19, 1980.

John Hill,
Acting Superintendent, Crow Indian Agency.
[FR Doc. 80-16990 Filed 6-3-80; 8:45 am]
BILLING CODE 4310-02-M

DEPARTMENT OF THE TREASURY

Office of Foreign Assets Control

31 CFR Part 535

Iranian Assets Control Regulations; Correction

AGENCY: Office of Foreign Assets Control, Department of the Treasury.

ACTION: Correction.

SUMMARY: This correction document corrects two typographical errors in FR Doc. 80-12365, published in the Federal Register on April 21, 1980 (45 FR 26940).

EFFECTIVE DATE: April 17, 1980.

FOR FURTHER INFORMATION CONTACT: Dennis M. O'Connell, Acting Director, Office of Foreign Assets Control, Department of the Treasury, Washington, D.C. 20220, (202) 376-0395.

In FR Doc. 80-12365, appearing at pages 26940 through 26941 in the Federal Register of April 21, 1980, an extra word, "other", was inadvertently included in the fourth line of § 535.209(a)(1), and the words "to" and "travel or" were omitted from the end of the third line of § 535.209(b). As corrected § 535.209(a)(1) and (b) should read as follows:

§ 535.209 Transactions incident to travel and maintenance of U.S. nationals in Iran prohibited.

(a) * * *

(1) Any direct or indirect payment or transaction (including any transfer, other dealing in, or use of property) either to, by, on behalf of, or otherwise involving, any foreign country or any national thereof, which is incident to travel to, or travel or maintenance within Iran of any individual who is a U.S. citizen or U.S. permanent resident alien.

(b) The prohibitions of paragraph (a) of this section do not apply to transactions incident to travel to or travel or maintenance within Iran of individuals who are citizens of Iran.

* * * * *

Dated: May 30, 1980.

Dennis M. O'Connell,
Acting Director.

Approved:

Richard J. Davis,
Assistant Secretary.

[FR Doc. 80-17000 Filed 6-3-80; 8:45 am]

BILLING CODE 4810-25-M

ENVIRONMENTAL PROTECTION AGENCY

40 CFR Part 52

[FRL 1504-1]

Approval and Promulgation of Implementation Plans; Emergency Episodes; Fresno and Kern Counties, Calif.

AGENCY: Environmental Protection Agency.

ACTION: Final rulemaking.

SUMMARY: The Environmental Protection Agency (EPA) takes final action to approve portions of the emergency episode rules of the Fresno County and Kern County Air Pollution Control Districts (FCAPCD and KCAPCD), to take no action on part of the rules, and to promulgate additional regulations. As described in the March 11, 1980 Notice of Proposed Rulemaking (45 FR 15586), the effect of this action is to provide air pollution emergency episode rules which meet all the requirements of 40 CFR 51.16, Prevention of air pollution emergency episodes.

EFFECTIVE DATE: July 7, 1980.

FOR FURTHER INFORMATION CONTACT: Rodney L. Cummins, Chief (A-4-3), Technical Analysis Section, Air Technical Branch, Air and Hazardous Materials Division, EPA Region IX, 215 Fremont Street, San Francisco, CA 94105, Phone: (415) 556-2002.

SUPPLEMENTARY INFORMATION: This rulemaking arose out of litigation in *California Lung Association et al. v. Costle*, Civil No. 75-1044-WPG, and is required under the Modification of Joint Stipulation of Settlement and Order Modifying Findings of Fact and Conclusions of Law, signed in August 1979 by the counsels for the Administrator and for the California Lung Association, which stated that the EPA would have to review and approve or promulgate regulations for 12 Air Pollution Control Districts. This final rulemaking and the documents associated with it satisfy in part the Settlement between the EPA and the California Lung Association. (For a more detailed description of the litigation, see 4 FR 30118.)

On March 11, 1980 (45 FR 15586) the EPA published a Notice of Proposed Rulemaking concerning air pollution emergency episode rules of the FCAPCD and the KCAPCD. That notice proposed to approve certain portions of the two Districts' Regulation VI (Rules 601-615), take no action on other portions, and promulgate additional rules to correct deficiencies in the Districts' emergency episode rules.

The rules being acted upon in this notice are as follows: KCAPCD Regulation VI (Rules 601-615), submitted to the EPA by the California Air Resources Board (ARB) on July 19, 1974, and FCAPCD Regulation VI (Rules 601-615), submitted by the ARB on October 23, 1974, as revisions to the State Implementation Plan. The ARB has certified that the public hearing requirements of 40 CFR 51.4 have been met.

The March 11, 1980 Notice invited public comments on the proposed rulemaking. One comment letter was received, which recommended that stationary sources in the Southeast Desert Air Basin (SEDAB) portion of Kern County not be required to submit episode plans. This recommendation was based on four points, which are discussed below.

(1) *Comment:* Sources in the SEDAB portion of Kern County contribute a small percentage of the total county-wide NO_x and TSP emissions.

EPA Response: In Priority I areas, such as the San Joaquin Valley Air Basin and the SEDAB (for TSP), curtailment plans are required under 40 CFR 51.16 for all major stationary sources (those emitting 100 tons or more per year), regardless of the percentage contribution to county-wide emissions. Such plans, however, will be implemented based upon the source/receptor relationship, and as a result only those sources which contribute to a particular episode will be required to implement their abatement plans.

(2) *Comment:* Sources in the SEDAB portion of Kern County do not appear to cause or contribute to violations of the NAAQS within their air basin, nor are there any receptor areas for emissions for these sources.

EPA Response: Violations of the NAAQS have been recorded in the SEDAB. Since all sources in the Basin share the same air, especially during stagnation conditions, major stationary sources, such as those in Kern County, must be assumed to have contributed to those violations. An example of a receptor area would be the community of Mojave.

(3) *Comment:* Curtailment plans would be of little use in the absence of

ambient air quality monitoring stations as no emergency episode levels could be predicted.

EPA Response: Ambient air quality monitoring for TSP is currently being performed at Mojave, Boron, and China Lake, all in the SEDAB portion of Kern County. These monitors are capable of detecting emergency episode levels and can be used for predictions

(4) *Comment:* Regulations on the preparation of implementation plans do not appear to require the submittal of curtailment plans by sources in the SEDAB portion of Kern County.

EPA Response: The Technical Support Document, upon which this comment was based, erroneously indicated that sources in the SEDAB portion of Kern County are required by 40 CFR 51.16(g) to submit curtailment plans. That paragraph pertains to Priority II areas and should not have been cited for Kern County, all of which is Priority I for TSP, as stated in 40 CFR 52.221, in the Evaluation Report, and in the Notice of Proposed Rulemaking. Thus the authority cited should be § 51.16(b), which requires specification of adequate emission control actions to be taken at each stage.

As described in the March 11, 1980 Notice, the FCAPCD and KCAPCD emergency episode rules fulfill, in part, the requirements of 40 CFR 51.16 and are therefore being approved, except for those portions pertaining to sulfur dioxide or to 12-hour carbon monoxide criteria levels, which portions are not being acted upon.

Also as described in that Notice, additional rules are being promulgated by the EPA so that all requirements of 40 CFR 51.16 are met, including 4- and 8-hour carbon monoxide criteria levels, episode actions applicable to those levels, 24-hour particulate matter criteria levels, episode actions applicable to those levels (Priority I plan), a lower Stage 3 oxidant criterion level, mandatory emission control actions for Stage 2 and Stage 3 episodes, a time schedule for submittal and review of abatement plans for major stationary sources, more specific criteria for content of abatement plans, and traffic abatement plans from large traffic-generating establishments.

The EPA has determined that this action is "specialized" and therefore not subject to the procedural requirements of Executive Order 12044.

(Sections 110 and 301(a) of the Clean Air Act, as amended (42 U.S.C. 7410 and 7601(a)))

Dated: May 29, 1980.

Douglas M. Costle,
Administrator.

Subpart F of Part 52 of Chapter I, Title 40, of the Code of Federal Regulations is amended as follows:

Subpart F—California

1. Section 52.220 is amended by adding paragraphs (c)(24)(vii)(C) and (c)(25)(i)(D) as follows:

§ 52.220 Identification of plan.

* * * * *

(c) * * *
(24) * * *
(vii) * * *

(C) Rules 601–615, except those portions pertaining to sulfur dioxide and the 12-hour carbon monoxide criteria levels.

* * * * *

(25) * * *
(i) * * *

(D) Rules 601–615, except those portions pertaining to sulfur dioxide and the 12-hour carbon monoxide criteria levels.

* * * * *

2. Section 52.274 is amended by adding paragraphs (a)(12), (a)(13), (q), (r), (s), and (t) as follows:

§ 52.274 California air pollution emergency plan.

(a) * * *
(12) Fresno County Air Pollution Control District.

(13) Kern County Air Pollution Control District.

* * * * *

(q) The requirements of § 51.16 of this Chapter are met in the Fresno County Air Pollution Control District, with the following exceptions: there are no episode criteria levels, declaration procedures, notification procedures, source inspection procedures, emission control actions, or episode termination procedures for carbon monoxide episodes based on 4- and 8-hour averaging times, or for particulate matter emergency episodes based on 24-hour averaging times; there is no time schedule to initiate the call for the submittal of individual abatement plans; the requirements for the content of the abatement plans are not sufficiently specific to ensure the adequate plans are submitted; there are no provisions for requiring abatement plans from operations which attract large numbers of motor vehicles with their related emissions; the Stage 3 photochemical oxidants (ozone) criterion level equals the Federal significant harm level; there are no provisions for adequate mandatory emission control actions.

(r) Regulation for prevention of air pollution emergency episodes—4- and 8-hour carbon monoxide criteria levels, mandatory emission control actions, preplanned abatement strategies, and a Priority I particulate matter emergency episode contingency plan.

(1) The requirements of this paragraph are applicable in the Fresno County Air Pollution Control District.

(2) For the purposes of this regulation the following definitions apply:

(i) "Administrator" means the Administrator of the Environmental Protection Agency or his authorized representative.

(ii) "ppm" means parts per million by volume.

(iii) " $\mu\text{g}/\text{m}^3$ " means micrograms per cubic meter.

(iv) "Major national holiday" means a holiday such as Christmas or New Year's Day.

(3) For the purposes of this regulation, the following episode criteria shall apply to carbon monoxide episodes:

Pollutant	Averaging			
	time (hours)	Stage 1 (ppm)	Stage 2 (ppm)	Stage 3 (ppm)
Carbon monoxide....	4	25	45	60
	8	15	30	40

(4) The provisions of the Fresno County Air Pollution Control District's Regulation VI, as submitted on October 23, 1974, relating to carbon monoxide episodes averaged over 1 hour shall apply to carbon monoxide episodes averaged over 4 and 8 hours except that the Administrator shall insure that declaration procedures, notification procedures, source inspections, and termination of such episodes occur.

(5) Stationary source curtailment plans and traffic abatement plans shall be prepared by business, commercial, industrial, and governmental establishments in Fresno County as follows:

(i) The owner or operator of any business, commercial, industrial, or governmental stationary source which can be expected to emit 100 tons or more per year of carbon monoxide, hydrocarbons, or particulate matter shall submit to the Administrator plans to curtail or cease operations causing stationary source air contaminants in such activity:

(ii) The plans required by subparagraph (5)(i) of this paragraph shall include the following information:

(A) The information requested in the California Air Resources Board's "Criteria for Approval of Air Pollution Emergency Abatement Plans" (Executive Order G-63).

(B) The total number of employees at the facility during each shift on a normal

weekday and on a major national holiday.

(C) The amount of energy (gas, fuel oil, and electricity) used on a normal weekday and on a major national holiday.

(D) For first-stage episodes, the measures to voluntarily curtail equipment emitting air pollutants.

(E) For second-stage episodes:

(1) The measures to curtail, as much as possible, equipment operations that emit air pollutants specific to the type of episode and, in the case of oxidant episodes, the equipment operations that emit hydrocarbons or nitrogen oxides.

(2) The measures to postpone operations which can be postponed until after the episode.

(F) For third-stage episodes:

(1) A list of equipment, with permit numbers if applicable, which can be shut down without jeopardizing the public health or safety, and an estimate of the resultant reductions in carbon monoxide, hydrocarbons, nitrogen oxides, and particulate matter emissions.

(2) A list of all equipment, with permit numbers if applicable, which must be operated to protect the public health or safety, and an estimate of the carbon monoxide, hydrocarbons, nitrogen oxides, and particulate matter emissions from such equipment.

(iii) The owner or operator of any industrial, business, commercial, or governmental facility or activity employing more than 100 persons per shift at any one business address shall submit to the Administrator plans to curtail or cease operations causing air contaminants from vehicle use.

(iv) The plans required by subparagraph (5)(iii) of this paragraph shall include the following information:

(A) The information requested in the California Air Resources Board's "Criteria for Approval of Air Pollution Emergency Abatement Plans" (Executive Order G-63).

(B) The total number of employees at the facility during each shift.

(C) The total number of motor vehicles and vehicle miles traveled for motor vehicles operated:

(1) By the company on company business on a normal weekday and a major national holiday.

(2) By employees commuting between home and the place of business on a normal weekday and a major national holiday.

(3) The minimum number of motor vehicles to be operated that are necessary to protect public health or safety.

(6) A copy of the stationary source curtailment and/or traffic abatement

plans approved in accordance with the provisions of this paragraph shall be on file and readily available on the premises to any person authorized to enforce the provisions of this paragraph.

(7) The owner or operator of any governmental, business, commercial, or industrial activity or facility listed in subparagraph (5) of this paragraph shall submit a stationary source curtailment plan and/or traffic abatement plan to the Administrator within 60 days after promulgation of final rulemaking.

(8) The plans submitted pursuant to the requirements of this paragraph shall be reviewed by the Administrator for approval or disapproval according to the following schedule:

(i) For sources with emissions of hydrocarbons, carbon monoxide, or particulate matter greater than or equal to 454 metric tons (500 tons) per year, or for establishments employing 400 or more employees per shift, within 45 days after receipt.

(ii) For sources with emissions of hydrocarbons, carbon monoxide, or particulate matter greater than or equal to 91 metric tons (100 tons) per year and less than 454 metric tons (500 tons) per year, or for establishments employing more than 200 and less than 400 employees per shift, within 90 days after receipt.

(iii) For establishments employing 100 to 200 employees per shift, within 180 days after receipt.

(9) The owner or operator of any industrial, business, governmental or commercial establishment required to submit a plan by this paragraph shall be notified by the Administrator within 30 days after the plan has been evaluated as to whether the plan has been approved or disapproved. Any plan disapproved by the Administrator shall be modified to overcome the disapproval and resubmitted to the Administrator within 30 days of receipt of the notice of disapproval.

(10) Any source that violates any requirement of this regulation shall be subject to enforcement action under section 113 of the Act.

(11) All submittals or notifications required to be submitted to the Administrator by this regulation shall be sent to: Regional Administrator, ATTN: Air and Hazardous Materials Division, Air Technical Branch, Technical Analysis Section (A-4-3), Environmental Protection Agency, 215 Fremont Street, San Francisco, CA 94105.

(12) For the purposes of this regulation the following episode criteria shall apply to particulate matter episodes and Stage 3 photochemical oxidants episodes:

abatement plans are not sufficiently specific to ensure that adequate plans are submitted; there are no provisions for requiring abatement plans from operations which attract large numbers of motor vehicles with their related emissions; the Stage 3 photochemical oxidants criterion level equals the Federal significant harm level; there are no provisions for adequate mandatory emission control actions.

(1) *Regulation for prevention of air pollution emergency episodes—4- and 8-hour carbon monoxide criteria levels, mandatory emission control actions, preplanned abatement strategies, and a Priority I particulate matter emergency episode contingency plan.*

(1) The requirements of this paragraph are applicable in the Kern County Air Pollution Control District.

(2) For the purposes of this regulation the following definitions apply:

(i) "Administrator" means the Administrator of the Environmental Protection Agency or his authorized representative.

(ii) "ppm" means parts per million by volume.

(iii) " $\mu\text{g}/\text{m}^3$ " means micrograms per cubic meter.

(iv) "Major national holiday" means a holiday such as Christmas or New Year's Day.

(3) For the purposes of this regulation the following episode criteria shall apply to carbon monoxide episodes:

Pollutant	Averaging time (hours)	Stage 1	Stage 2	Stage 3
Particulate matter	24	375 $\mu\text{g}/\text{m}^3$	625 $\mu\text{g}/\text{m}^3$	875 $\mu\text{g}/\text{m}^3$
Photochemical oxidants	1			0.5 ppm

Pollutant	Averaging time (hours)	Stage 1 (ppm)	Stage 2 (ppm)	Stage 3 (ppm)
Carbon monoxide	4	25	45	60
	8	15	30	40

(13) The Fresno County Air Pollution Control District's Regulation VI, as submitted on October 23, 1974, relating to episodes for carbon monoxide and photochemical oxidants averaged over 1 hour, shall apply to particular matter episodes averaged over 24 hours, except that the Administrator shall insure that declaration procedures, notification procedures, source inspections, and termination of such episodes occur.

(14) The Administrator shall insure that the following actions will be taken in the source and receptor areas on the declaration of a Stage 1, Stage 2 or Stage 3 episode:

(i) For a Stage 1 or Stage 2 episode:

(A) Persons operating any facility or activity named in subparagraph (5) of this paragraph shall implement the appropriate plans submitted in accordance with subparagraph (5) of the declared Stage 1 or Stage 2 episode for the appropriate air contaminant(s).

(ii) For a Stage 3 episode:

(A) The general public, schools, industrial, business, commercial, and governmental activities throughout Fresno County shall operate as though the day were a major national holiday.

(s) The requirements of § 51.16 of this Chapter are met in the Kern County Air Pollution Control District, with the following exceptions: there are no episode criteria levels, declaration procedures, notification procedures, source inspection procedures, emission control actions, or episode termination procedures for carbon monoxide episodes based on 4- and 8-hour averaging times, or for particulate matter emergency episodes based on 24-hour averaging times; there is no time schedule to initiate the call for the submittal of individual abatement plans; the requirements for the content of the

(4) The provisions of the Kern County Air Pollution Control District's Regulation VI, as submitted on July 19, 1974, relating to carbon monoxide episodes averaged over 1 hour shall apply to carbon monoxide episodes averaged over 4 and 8 hours except that the Administrator shall insure that declaration procedures, notification procedures, source inspections, and termination of such episodes occur.

(5) Stationary source curtailment plans and traffic abatement plans shall be prepared by business, commercial, industrial, and governmental establishments in Kern County as follows:

(i) The owner or operator of any business, commercial, industrial, or governmental stationary source which can be expected to emit 100 tons or more per year of carbon monoxide,

nitrogen oxides, hydrocarbons, or particulate matter shall submit to the Administrator plans to curtail or cease operations causing stationary source air contaminants in such activity:

(ii) The plans required by subparagraph (5)(i) of this paragraph shall include the following information:

(A) The information requested in the California Air Resources Board's "Criteria for Approval of Air Pollution Emergency Abatement Plans" (Executive Order G-63).

(B) The total number of employees at the facility during each shift on a normal weekday and on a major national holiday.

(C) The amount of energy (gas, fuel oil, and electricity) used on a normal weekday and on a major national holiday.

(D) For first-stage episodes, the measures to voluntarily curtail equipment emitting air pollutants.

(E) For second-stage episodes:

(1) The measures to curtail, as much as possible, equipment operations that emit air pollutants specific to the type of episode and, in the case of oxidant episodes, the equipment operations that emit hydrocarbons or nitrogen oxides.

(2) The measures to postpone operations which can be postponed until after the episode.

(3) For fossil fuel-fired combustion sources, including electric utilities, with a heat input greater than 50 million BTU per hour, the measure to burn natural gas.

(4) For electric utilities, the measures, in addition to those in subparagraph (E)(3), to:

(i) Shift oil-burning power generation to non-source areas to the maximum extent consistent with the public health, safety, and welfare.

(5) For refineries, mineral processing plants, and chemical plants, the measures to be taken to reduce emissions by 20 percent by curtailing equipment operations that emit air pollutants specific to the type of episode and, in the case of oxidant episodes, the equipment operations that emit hydrocarbons or nitrogen oxides, without jeopardizing the public welfare, health, or safety, without causing an increase in the emissions of other air contaminants, without damaging equipment, and without reducing production by more than 20 percent.

(6) The measures in subparagraph (5)(ii)(D) of this paragraph.

(F) For third-stage episodes:

(1) A list of equipment, with permit

numbers if applicable, which can be shut down without jeopardizing the public health or safety, and an estimate of the resultant reductions in carbon monoxide, hydrocarbons, nitrogen oxides, and particulate matter emissions.

(2) A list of all equipment, with permit numbers if applicable, which must be operated to protect the public health or safety, and an estimate of the carbon monoxide, hydrocarbons, nitrogen oxides, and particulate matter emissions from such equipment.

(3) The measures for chemical plants, petroleum refineries, and mineral processing plants to reduce emissions by 33 percent by curtailing equipment operations that emit air pollutants specific to the type of episode and, in the case of oxidant episodes, the equipment operations that emit hydrocarbons or nitrogen oxides, without damaging the equipment or increasing the emissions of other air contaminants.

(4) The measures described in subparagraph (5)(ii)(E) of this paragraph.

(5) The measures for stationary sources (other than petroleum refineries, chemical plants, and mineral processing plants) which emit 100 tons or more per year of air contaminants to eliminate emissions specific to the type of episode and, in the case of oxidant episodes, the measures to eliminate hydrocarbons and nitrogen oxides by starting no new batches, by ceasing feed of new materials, and by phasing down as rapidly as possible without damage to the equipment.

(iii) The owner or operator of any industrial, business, commercial, or governmental facility or activity employing more than 100 persons per shift at any one business address shall submit to the Administrator plans to curtail or cease operations causing air contaminants from vehicle use.

(iv) The plans required by subparagraph (5) (iii) of this paragraph shall include the following information:

(A) The information requested in the California Air Resources Board's "Criteria for Approval of Air Pollution Emergency Abatement Plans" (Executive Order G-63).

(B) The total number of employees at the facility during each shift.

(C) The total number of motor vehicles and vehicle miles traveled for motor vehicles operated:

(1) By the company on company business on a normal weekday and a major national holiday.

(2) By employees commuting between home and the place of business on a normal weekday and a major national holiday.

(3) The minimum number of motor vehicles to be operated that are necessary to protect public health or safety.

(6) A copy of the stationary source curtailment and/or traffic abatement plans approved in accordance with the provisions of this paragraph shall be on file and readily available on the premises to any person authorized to enforce the provisions of this paragraph.

(7) The owner or operator of any governmental, business, commercial, or industrial activity or facility listed in subparagraph (5) of this paragraph shall submit a stationary source curtailment plan and/or traffic abatement plan to the Administrator within 60 days after promulgation of final rulemaking.

(8) The plans submitted pursuant to the requirements of this paragraph shall be reviewed by the Administrator for approval or disapproval according to the following schedule:

(i) For sources with emissions of hydrocarbons, nitrogen oxides, carbon monoxide, or particulate matter greater than or equal to 454 metric tons (500 tons) per year, or for establishments employing 400 or more employees per shift, within 45 days after receipt.

(ii) For sources with emissions of hydrocarbons, nitrogen oxides, carbon monoxide, or particulate matter greater than or equal to 91 metric tons (100 tons) per year and less than 454 metric tons (500 tons) per year, or for establishments employing more than 200 and less than 400 employees per shift, within 90 days after receipt.

(iii) For establishments employing 100 to 200 employees per shift, within 180 days after receipt.

(9) The owner or operator of any industrial, business, governmental, or commercial establishment required to submit a plan by this paragraph shall be notified by the Administrator within 30 days after the plan has been evaluated, as to whether the plan has been approved or disapproved. Any plan disapproved by the Administrator shall be modified to overcome the disapproval and resubmitted to the Administrator within 30 days of receipt of disapproval.

(10) Any source that violates any requirement of this regulation shall be subject to enforcement action under section 113 of the Act.

(11) All submittals or notifications

required to be submitted to the Administrator by this regulation shall be sent to: Regional Administrator, ATTN: Air and Harardous Materials Division, Air Technical Branch, Technical Analysis Section (A-4-3), Environmental Protection Agency, 215

Fremont Street, San Francisco, CA 94105.

(12) For the purposes of this regulation, the following episode criteria shall apply to particulate matter episodes and Stage 3 photochemical oxidants episodes:

Pollutant	Averaging time (hours)	Stage 1	Stage 2	Stage 3
Particulate matter.....	24	375 µg/m ³	625 µg/m ³	875 µg/m ³
Photochemical oxidants.....	1			0.5 ppm

(13) The Kern County Air Pollution Control District's Regulation VI, as submitted on July 19, 1974, relating to episodes for carbon monoxide and photochemical oxidants averaged over 1 hour, shall apply to particulate matter episodes averaged over 24 hours, except that the Administrator shall insure that declaration procedures, notification procedures, source inspections, and termination of such episodes occur.

(14) The Administrator shall insure that the following actions will be taken in the source and receptor areas on the declaration of a Stage 1, Stage 2, or Stage 3 episode:

(i) For a Stage 1 or Stage 2 episode:

(A) Persons operating any facility of activity named in subparagraph (5) of this paragraph shall implement the appropriate plans submitted in accordance with subparagraph (5) of the declared Stage 1 or Stage 2 episode for the appropriate air contaminants.

(ii) For a Stage 3 episode:

(A) The general public, schools, industrial, business, commercial, and governmental activities throughout Kern County shall operate as though the day were a major national holiday.

[FR Doc. 80-17006 Filed 6-3-80; 8:45 am]

BILLING CODE 6560-01-M

§ 3-4.5101 Policies and procedures.

(c) Paid advertisements shall be limited to the publication of essential details of grant announcements, requests for proposals and invitations for bids including those for the sale of personal property, and for the recruitment of employees.

[FR Doc. 80-16909 Filed 6-3-80; 8:45 am]

BILLING CODE 4110-12-M

GENERAL SERVICES ADMINISTRATION

41 CFR Part 101-45

[FPMR Amendment H-124]

Sale, Abandonment, or Destruction of Personal Property; Revised Editions of Standard Forms

AGENCY: General Services Administration.

ACTION: Final rule.

SUMMARY: This regulation provides current illustrations of revised Standard forms.

EFFECTIVE DATE: June 4, 1980.

FOR FURTHER INFORMATION CONTACT: Mr. Charles U. Benner, Director, Sales Division (703-557-3699).

SUPPLEMENTARY INFORMATION: The General Services Administration has determined that this regulation will not impose unnecessary burdens on the economy or on individuals and, therefore, is not significant for the purposes of Executive Order No. 12044.

1. Section 101-45.4901-114 is revised to illustrate the May 1978 edition of Standard Form 114, Sale of Government Property—Bid and Award.

§ 101-45.4901-114 Standard Form 114, Sale of Government Property—Bid and Award

Note.—The form illustrated in this § 101-45.4901-114 is filed with the original document and does not appear in this volume.

2. Section 101-45.4901-114E is revised to illustrate the July 1978 edition of Standard Form 114E, Sale of Government Property—Negotiated Sales Contract.

§ 101-45.4901-114E Standard Form 114E, Sale of Government Property—Negotiated Sales Contract.

Note.—The form illustrated in this § 101-45.4901-114E is filed with the original document and does not appear in this volume.

Part 3-4, Special Types and Methods of Procurement.

These additions would clarify the Subpart by providing for the publicizing of grant announcements by paid advertising and stating that the regulation does not apply in those instances where specific legislation permits or requires the publication of notices to the public.

EFFECTIVE DATE: June 4, 1980.

FOR FURTHER INFORMATION CONTACT: Mr. C. M. Lord, Office of Procurement Policy, Office of Grants and Procurement, OASMB-OS, HHS, Washington, D.C. 20201 (202-245-8791).

SUPPLEMENTARY INFORMATION: It is the general policy of the Department to allow time for interested parties to participate in the rulemaking process. However, since the amendments are minor additions to the regulations which will clarify Subpart 3-4.51, the public rulemaking process was deemed unnecessary in this instance. The provisions of these amendments are issued under 5 U.S.C. 301; 40 U.S.C. 486(c).

Therefore, 41 CFR Chapter 3 is amended as set forth below.

Date: May 29, 1980.

Murray N. Weinstein,

Acting Deputy Assistant Secretary for Grants and Procurement.

Subpart 3-4.51, Procurement of Paid Advertising, of Part 3-4, Special Types and Methods of Procurement, is amended as follows:

(1) Section 3-4.5100, *Scope of subpart*: is amended by adding the following sentence to the end.

§ 3-4.5100 Scope of subpart.

* * * This subpart is not applicable in those instances where specific legislation permits or requires the publishing of public notices.

(2) In § 3-4.5101, *Policies and procedures*, paragraph (c) is revised to read as follows:

DEPARTMENT OF HEALTH AND HUMAN SERVICES

Office of the Secretary

41 CFR Part 3-4

Procurement of Paid Advertising

AGENCY: Department of Health and Human Services.

ACTION: Final rule.

SUMMARY: The Office of the Secretary, Department of Health and Human Services is amending 41 CFR Chapter 3 by adding two provisions to Subpart 3-4.51, Procurement of Paid Advertising, of

3. Section 101-45.4901-126 is revised to illustrate the July 1978 edition of Standard Form 126, Report of Personal Property for Sale.

§ 101-45.4901-126 Standard Form 126, Report of Personal Property for Sale.

Note.—The form illustrated in this § 101-45.4901-126 is filed with the original document and does not appear in this volume.

(Sec. 205(c), 63 Stat. 390; 40 U.S.C. 486(c))

Dated: May 22, 1980.

R. G. Freeman III,

Administrator of General Services.

[FR Doc. 80-17007 Filed 6-3-80; 8:45 am]

BILLING CODE 6820-96-M

FEDERAL EMERGENCY MANAGEMENT AGENCY

44 CFR Part 65

[Docket No. FEMA 5834]

Identification and Mapping of Special Flood Hazard Areas; Changes in Special Flood Hazard Areas Under the National Flood Insurance Program

AGENCY: Federal Insurance Administration, FEMA.

ACTION: Interim rule.

SUMMARY: This rule lists those communities where modification of the base (100-year) flood elevations is appropriate because of new scientific or technical data. New flood insurance premium rates will be calculated from the modified base (100-year) elevations for new buildings and their contents and for second layer insurance on existing buildings and their contents.

DATES: These modified elevations are currently in effect and amend the Flood Insurance Rate Map (FIRM) in effect prior to this determination.

From the date of the second publication of notice of these changes in a prominent local newspaper, any person has ninety (90) days in which he can request through the community that the Federal Insurance Administrator reconsider the changes. These modified elevations may be changed during the 90-day period.

ADDRESSES: The modified base (100-year) flood elevation determinations are available for inspection at the office of the Chief Executive Officer of the community, listed in the fifth column of the table. Send comments to that address also.

FOR FURTHER INFORMATION CONTACT: Mr. Robert G. Chappell, Acting Assistant Administrator, Program Implementation and Engineering Office, 451 Seventh Street, S.W., Washington, D.C. 20410, (202) 755-5581 or Toll Free Line (800) 424-8872.

SUPPLEMENTARY INFORMATION: The numerous changes made in the base (100-year) flood elevations of the Flood Insurance Rate Map(s) make it administratively infeasible to publish in this notice all of the modified base (100-year) flood elevations contained on the map. However, this rule includes the address of the Chief Executive Officer of the community where the modified base (100-year) flood elevation determinations are available for inspection. Any request for reconsideration must be based on

knowledge of changed conditions, or new scientific or technical data.

These modifications are made pursuant to section 206 of the Flood Disaster Protection Act of 1973 (Pub. L. 93-234) and are in accordance with the National Flood Insurance Act of 1968, as amended, Title XIII of the Housing and Urban Development Act of 1968 (Pub. L. 90-448), 42 U.S.C. 4001-4128, and 44 CFR Part 65.4 (presently appearing also at its former Section 24 CFR 1915).

For rating purposes, the revised community number is listed and must be used for all new policies and renewals.

These base (100-year) flood elevations are the basis for the flood plain management measures that the community is required to either adopt or show evidence of being already in effect in order to qualify or remain qualified for participation in the National Flood Insurance Program (NFIP).

These elevations, together with the flood plain management measures required by 60.3 (presently appearing also at its former Section 1910.3) of the program regulations are the minimum that are required. They should not be construed to mean the community must change any existing ordinances that are more stringent in their flood plain management requirements. The community may at any time, enact stricter requirements on its own, or pursuant to policies established by other Federal, State or regional entities.

The changes in the base (100-year) flood elevations listed below are in accordance with 44 CFR 65.4. (Presently appearing also at its former Section 24 CFR Part 1915.4):

State	County	Location	Date and name of newspaper where notice was published	Chief executive officer of community	Effective date of modified flood insurance rate map	New community No.
Mississippi	Tunica	Tunica, town of	<i>The Tunica Times Democrat</i> , May 24 and May 31, 1979.	Hon. Ellis E. Koonce, Mayor, Town of Tunica, Box 395, Tunica, Miss. 38676.	Apr. 25, 1980...	280196C
Virginia	Campbell	Altavista, town of	<i>Altavista Journal</i> , Apr. 11 and Apr. 18, 1979.	Mr. Stanley L. Goldsmith, Town Manager, 510 Seventh Street, Altavista, Va. 24517.	Apr. 11, 1980...	510029 0001-0003C

(National Flood Insurance Act of 1968 (Title XIII of Housing Urban Development Act 1968), effective January 28, 1969 (33 FR 17804, November 28, 1968), as amended; 42 U.S.C.

40014128; Executive Order 12127, 44 FR 19367; and delegation of authority to Federal Insurance Administrator 44 FR 20963)
Issued: May 19, 1980.

Gloria M. Jimenez,
Federal Insurance Administrator.

[FR Doc. 80-16964 Filed 6-3-80; 8:45 am]

BILLING CODE 6718-03-M

FEDERAL MARITIME COMMISSION**46 CFR Part 527**

[General Order 14, Admt. 6; Docket No. 80-11]

Shippers' Request and Complaints

AGENCY: Federal Maritime Commission.
ACTION: Final rule.

SUMMARY: This amends the Commission's regulations by reducing the frequency of filing reports of Shipper's Requests and Complaints from quarterly to annually.

EFFECTIVE DATE: June 4, 1980.

FOR FURTHER INFORMATION CONTACT: Francis C. Hurney, Secretary, Federal Maritime Commission, 1100 L Street, N.W., Room 11101, Washington, D.C. 20573 (202) 523-5725.

SUPPLEMENTARY INFORMATION: This proceedings was instituted by notice of proposed rulemaking published in the Federal Register on March 10, 1980, (45 FR 15229) to amend § 527.4 of the Commission's regulations (General Order 14, 46 CFR 527.4), reducing the frequency of filing of reports of shippers requests and complaints from a quarterly to an annual basis. The proposal provides that by January 31 of each year, each conference and each other body with rate-fixing authority under an approved agreement shall file with the Commission a report covering all shippers' requests and complaints received during the preceding calendar year or pending at the beginning of such calendar year.

By way of background, section 15 of the Shipping Act, 1916 (the Act), requires that the Commission shall disapprove any such agreement [conference or ratemaking] after notice and hearing, on a finding of failure or refusal to adopt and maintain reasonable procedures for promptly and fairly hearing and considering shippers' requests and complaints. Section 527.4 of Title 46, Code of Federal Regulations, presently requires the quarterly filing of reports of shippers' requests and complaints by each conference and ratemaking agreement. Two party ratemaking agreements are required to file only an annual report.

An annual submittal will reduce the workload of the regulated parties. During the fiscal year from October 1978 through September 1979, 349 such reports were received at the Commission. If reported on an annual basis only, 87 reports would have been prepared and filed for the above period and the reporting and carry over of "pending" complaints reduced by three-fourths.

Comments from interested parties were invited with respect to the proposed rule. A total of 8 comments were filed on behalf of 39 representative commentators, all conferences and rate agreements.

Position of the Commentators

Twenty seven of the commentators were in total agreement with the rule change as proposed. They all emphasized that the change will significantly reduce the workload of their staffs as well as the Commission's staff and in no way hamper the promptness with which shippers' requests and complaints are handled by them and that the Commission's regulatory responsibility to oversee would not be affected.

The twelve other commentators generally stated that the proposed rule change had no particular significance to them in that the number of complaints requires them to maintain a continuous procedure of clerical recording for eventual dispatch to the Commission and that the proposed reporting schedule did not change this. It was pointed out that the proposal will not appreciably reduce the volume of material required to be shown by a conference to establish that it maintains reasonable procedures for processing shippers' request and complaints. However, they did say they had no objections to the proposed regulation change.

The Commission has considered all of the filed comments in this rulemaking proceeding and has determined it appropriate to reduce the reporting requirements set forth under § 527.4 from a quarterly requirement to an annual requirement.

Enactment of the regulation will do no disservice to the promptness with which shippers' requests and complaints are dealt and will not hamper the Commission's regulatory responsibility to oversee this area. The relaxation of reporting requirements does not relieve carriers of their statutory duty to promptly and fairly hear shippers' requests and complaints.

Accordingly, pursuant to section 4 of the Administrative Procedure Act, 5 U.S.C. 553, and sections 15, 21 and 43 of the Shipping Act, 1916, 46 U.S.C. 814, 820 and 841a, the Federal Maritime Commission hereby revises § 527.4 of Title 46 CFR (General Order 14) to read as follows:

§ 527.4 Reports.

By January 31 of each year, each conference and each other body with rate-fixing authority under an approved

agreement shall file with the Commission a report covering all shippers' requests and complaints received during the preceding calendar year or pending at the beginning of such calendar year. The first such report shall be filed by January 31, 1981. All such reports shall include the following information for each request or complaint:

- (a) Date request or complaint was received.
- (b) Identity of the person or firm submitting the request or complaint.
- (c) Nature of request or complaint, i.e., rate reduction, rate establishment, classification, overcharge, undercharge, measurement, etc.
- (d) If final action was taken, date and nature thereof.
- (e) If final action was not taken, an identification of the request or complaint as "pending."
- (f) If denied, the reason.

By the Commission.
Francis C. Hurney,
Secretary.

[FR Doc. 80-16994 Filed 6-3-80; 8:45 am]

BILLING CODE 6730-01-M

DEPARTMENT OF COMMERCE**National Oceanic and Atmospheric Administration****50 CFR Part 611****Permits for Foreign Fishing Vessels**

AGENCY: National Marine Fisheries Service (NOAA)/Commerce.

ACTION: Extension of permit requirements.

SUMMARY: Provisions of 50 CFR 611.3 requiring permits for foreign vessels fishing in the fishery conservation zone shall not be effective for vessels in the Pacific Billfish and Sharks fishery until July 1, 1980. The agent for Korean vessels has requested an extension of this period to allow time to translate the regulations into Korean and to transmit the permit forms to individual firms. The National Marine Fisheries Service is granting an extension and delaying the enforcement of the permit requirements for foreign vessels in the Pacific Billfish and Sharks Fishery until July 1, 1980.

EFFECTIVE DATE: Effective May 30, 1980, the permit requirements of § 611.3 are extended until July 1, 1980.

FOR FURTHER INFORMATION CONTACT: Dr. Roland F. Smith, Acting Chief, Permits and Regulations Division, F/CM7, National Marine Fisheries Service, 3300 Whitehaven Street, N.W.,

Washington, D.C. 20235 (202) 634-7432 or 653-5526.

SUPPLEMENTARY INFORMATION: Final regulations implementing the Pacific Billfish and Sharks (PBS) preliminary fishery management plan were published in the Federal Register on March 6, 1980 (45 FR 14581). Paragraph "a" of the preamble said, "To allow adequate time for Regional Fishery Management Council review and

approval of permit requests and for installation of these permits aboard foreign vessels, section 611.3 will not apply until May 1, 1980."

The agent for Korean vessels has requested an extension of this period to allow more time to translate the regulations into Korean and to transmit the permit forms to individual firms. The National Marine Fisheries Service is granting an extension and delaying

enforcement of the permit requirements for foreign vessels in the PBS fishery until July 1.

(16 U.S.C. 1801, *et seq.*)

Signed at Washington, D.C., this 27th day of May 1980.

Winfred H. Meibohm,
Executive Director, National Marine Fisheries Service.

[FR Doc. 80-16948 Filed 6-3-80; 8:45 am]

BILLING CODE 3510-22-M

Proposed Rules

Federal Register

Vol. 45, No. 109

Wednesday, June 4, 1980

This section of the FEDERAL REGISTER contains notices to the public of the proposed issuance of rules and regulations. The purpose of these notices is to give interested persons an opportunity to participate in the rule making prior to the adoption of the final rules.

DEPARTMENT OF ENERGY

Economic Regulatory Administration

10 CFR Parts 211 and 212

[Docket No. ERA-R-80-11]

Gasohol Pricing and Allocation; Correction

AGENCY: Economic Regulatory Administration, Department of Energy.

ACTION: Final rule; correction of address.

SUMMARY: On May 16, 1980, the Economic Regulatory Administration of the Department of Energy (DOE) issued a Notice of Proposed Rulemaking (45 FR 34846, May 22, 1980) which proposed alternative amendments to the Mandatory Petroleum Allocation and Price Regulations concerning the treatment of gasohol and unleaded gasoline used as blend stock in the production of gasohol. Three public hearings were announced in the Notice, to be held in Des Moines, Iowa, New Orleans, Louisiana, and Washington, D.C.

The address listed in the Notice to submit requests to speak at the Des Moines hearing was incorrectly listed as the Chicago Regional Office of DOE. The correct address for submitting requests to speak at the Des Moines hearing is listed below in the ADDRESSES section.

DATE: Requests to speak at the Des Moines hearing must still be submitted by 4:30 p.m., June 16, 1980.

ADDRESS: The correct address for submitting requests to speak at the Des Moines hearing is Department of Energy, Attn: June Heard, 324 East Eleventh Street, Kansas City, Missouri 64106 (816) 374-2971.

FOR FURTHER INFORMATION CONTACT: Robert Gillette (Hearing Procedures), Economic Regulatory Administration, Room 2214-B, 2000 M Street, N.W., Washington, D.C. 20461, (202) 653-3757.

William Funk or Christopher M. Was (Office of General Counsel),

Department of Energy, Room 6A-127, 1000 Independence Avenue, S.W., Washington, D.C. 20585, (202) 252-6736 or 252-6744.

Issued in Washington, D.C., May 30, 1980.

F. Scott Bush,

Assistant Administrator, Regulations and Emergency Planning, Economic Regulatory Administration.

[FR Doc. 80-17037 Filed 6-3-80; 8:45 am]

BILLING CODE 6450-01-M

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

Office of the Secretary

24 CFR Part 115

[Docket No. R-80-818]

Recognition of Substantially Equivalent Fair Housing Laws; Three States and 10 Localities; Transmittal of Proposed Rule to Congress

AGENCY: Department of Housing and Urban Development.

ACTION: Notice of transmittal of proposed rule to Congress under section 7(o) of the Department of HUD Act.

SUMMARY: Recently enacted legislation authorizes Congress to review certain HUD rules for fifteen (15) calendar days of continuous session of Congress prior to each such rule's publication in the Federal Register. This Notice lists and summarizes for public information a proposed rule which the Secretary is submitting to Congress for such review.

This proposed rule would amend 24 CFR Section 115.11 to add three states and ten localities to the list of jurisdictions which HUD recognizes as having fair housing laws substantially equivalent to Title VIII of the Civil Rights Act of 1968.

FOR FURTHER INFORMATION CONTACT: Burton Bloomberg, Director, Office of Regulations, Office of General Counsel, 451 7th Street SW., Washington, D.C. 20410 (202) 755-6207.

SUPPLEMENTARY INFORMATION: Concurrently with issuance of this Notice, the Secretary is forwarding to the Chairmen and Ranking Minority Members of both the Senate Banking, Housing and Urban Affairs Committee and the House Banking, Finance and Urban Affairs Committee the following rulemaking document:

24 CFR Part 115—Recognition of Substantially Equivalent Fair Housing Laws—Three States and Ten Localities

This proposed rule would amend 24 CFR Section 115.11 to add three states and ten localities to the list of jurisdictions which HUD recognizes as having fair housing laws substantially equivalent to Title VIII of the Civil Rights Act of 1968.

(Section 7(o) of the Department of HUD Act, 42 U.S.C. 3535(o), Section 324 of the Housing and Community Development Amendments of 1978)

Issued at Washington, D.C., May 28, 1980.

Moon Landrieu,

Secretary, Department of Housing and Urban Development.

[FR Doc. 80-16936 Filed 6-3-80; 8:45 am]

BILLING CODE 4210-01-M

DEPARTMENT OF THE INTERIOR

Office of Surface Mining Reclamation and Enforcement

30 CFR Chapter VII

Public Hearing and Public Comment Period on the Resubmitted Wyoming Permanent Regulatory Program

AGENCY: Office of Surface Mining and Reclamation and Enforcement (OSM), U.S. Department of the Interior.

ACTION: Proposed rule; notice of receipt of permanent program resubmission; schedule for public hearing and public comment period.

SUMMARY: OSM is announcing procedures for the public comment period and hearing on the substantive adequacy of those portions of the proposed Wyoming regulatory program under the Surface Mining Control and Reclamation Act of 1977 (SMCRA) which have been resubmitted by the State and which were not previously approved by the Secretary of the Interior.

This notice sets forth the times and locations that the Wyoming program is available for public inspection, the date when and location where OSM will hold a public hearing on the resubmission, the comment period during which interested persons may submit written comments and data on the proposed program, and other information relevant to public participation during the comment period and public hearing.

DATES: A public hearing to review the substance of the portions of the Wyoming program not previously approved by the Secretary of the Interior will be held at 3:00 p.m. and reconvene at 7:30 p.m. on June 19, 1980, at the address listed below. Written comments, data, or other relevant information may be submitted to supplement or in lieu of an oral presentation at the hearing. Comments from members of the public must be received on or before the close of business on June 24, 1980, in order to be considered in the Secretary's decision on those elements of the proposed Wyoming program which he did not approve in his initial decision on the proposed program.

ADDRESSES: The public hearing will be held in the Hitching Post Motor Inn 1700 West Lincoln Way, Cheyenne, Wyoming. Written comments should be sent to Mr. Donald A. Crane, Regional Director, Office of Surface Mining, Department of the Interior, Brooks Towers, 1020 15th Street, Denver, Colorado 80202, or may be hand delivered to the Regional office.

Copies of the full text of the proposed program, a listing of scheduled public meetings, and copies of all written comments are available for review and copying at the OSM Region V Office and the central and field offices of the State Regulatory Authority listed below, Monday through Friday, 8:00 a.m. to 4:00 p.m., excluding holidays.

Office of Surface Mining Reclamation and Enforcement, Brooks Towers, 1020 15th Street, Denver, Colorado 80202

Wyoming Land Quality Division, Department of Environmental Quality, Hathaway Building, Cheyenne, Wyoming 82002

Land Quality Division, 30 East Grinnel Street, Sheridan, Wyoming 82801

Land Quality Division, 933 Main Street, Lander, Wyoming 82520

A copy of this notice along with a copy of the Wyoming state statutes and regulations incorporated in the proposed Wyoming regulatory program has been placed on file and is available for inspection in the Library of the Office of the Federal Register, Room 8301, 1100 L Street, N.W., Washington, D.C.

FOR FURTHER INFORMATION CONTACT: Sylvia Sullivan, Public Information Officer, Office of Surface Mining Reclamation and Enforcement, Brooks Towers, 1020 15th Street, Denver, Colorado 80202. Telephone: (303) 837-4731.

SUPPLEMENTARY INFORMATION: On August 15, 1979, the state of Wyoming submitted to OSM a proposed State

regulatory program. Pursuant to the provisions of 30 CFR Part 732 (44 FR 15326-15328), the Regional Director published notification of receipt of the program submission in the August 22, 1979, *Federal Register* (44 FR 49313) and in newspapers of general circulation within the State. In accordance with that announcement, public comments were solicited and a public meeting was held on September 20, 1979, on the issue of the program's completeness.

On October 24, 1979, the Regional Director published notice in the *Federal Register* announcing that he had determined the program to be complete (44 FR 61266). The notice specified that the program submission was complete in accordance with the Federal Act and regulations, as required by 30 CFR 731.14(c).

On October 26, 1979, the Wyoming Department of Environmental Quality submitted an amendment to its program submission, containing a *Federal Register* notice and a letter relating to the Regional Director's finding of completeness. The August 15 program submission and this amendment constituted the entire submission upon which the Secretary made his initial decision.

A public hearing on the Wyoming submission was held on January 7, 1980, in Cheyenne, Wyoming by the Regional Director, after due notice in the *Federal Register* (44 FR 71798) and newspapers of general circulation within the State. The public comment period, originally scheduled to close on January 7, was extended to January 11, 1980.

Throughout the period beginning with the submission of the program, the Secretary and OSM had frequent contact with the Governor of Wyoming and the staff of the Wyoming Land Quality Division. Minutes or notes of the discussions were placed in the administrative record and made available for public review and comment. As a result of meetings held January 2-5 and January 7, 1980, which involved these officials, and informal drafts submitted on January 9 and January 17, 1980, the public comment period was extended from January 15, 1980, until January 21, 1980, to allow review and comment based on these meetings and materials. However, the draft materials were not part of the program submission and did not form the basis for the Secretary's partial approval of the program submission. The full chronology of the events leading to the Secretary's initial decision is contained in the *Federal Register* notice of the partial approval by the Secretary (45 FR 20930), published March 31, 1980.

That notice also contained the Secretary's findings, detailed explanations of those findings, and the Secretary's decision, which approved and disapproved specific parts of the Wyoming program. No part of the Wyoming program that was approved was the subject of discussions at which new information was presented which might have influenced the decision to approve after the public comment period closed. Discussions relating to parts of the program which were disapproved are in the administrative record and will be subject to public comment during the public comment period announced herein.

In accordance with the procedures set forth in 30 CFR 732.13(f), the state of Wyoming had 60 days from the date of publication of the Secretary's partial approval decision in which to submit a revised program for consideration. The State submitted its revised program on May 30, 1980. The public is now being afforded an opportunity to comment on the revised program both at the public hearing and through written comments during the comment period announced here. Subsequent to the public hearing and review of all comments, the Regional Director will transmit to the Director his recommended decision along with a record composed of the hearing transcript, written presentations, exhibits, and copies of all public comments.

Upon receipt of the Regional Director's recommendation, the Director will consider all relevant information in the record and will recommend to the Secretary that those portions of the programs that were not approved in the Secretary's initial decision now be approved or disapproved or conditionally approved. The recommendation will specify the reasons for the decision. The procedures for the recommended decisions of the Regional Director and the Director to the Secretary are established in 30 CFR 732.12(d) and (e) (44 FR 15326-15327). For further details, refer to §§ 732.12 and 732.13 of the permanent regulatory program (44 FR 15326-15327) and corresponding sections of the preamble (44 FR 14959-14961).

On May 16, 1980, the U.S. District Court for the District of Columbia issued a decision in *in re: permanent surface mining regulation litigation* (Civil Action No. 79-1144). That decision on those elements of a State Program which incorporate regulations either suspended by OSM or remanded by the Court. OSM will shortly issue a policy statement implementing this decision. The policy will be used in the evaluation

of those portions of State programs effected by the Court's Order. A copy of the Court's decisions in this case is available for inspection and copying in OSM's Region V office, identified above under "Addresses".

The Secretary's decision on the program as resubmitted will constitute the final decision by the Department. If the revised program is approved, the state of Wyoming will have primary jurisdiction for the regulation of surface coal mining and reclamation and coal exploration on non-Federal and non-Indian lands in Wyoming. If the revised program is approved, the Secretary and the Governor may also enter into a Cooperative Agreement governing regulation of these activities on Federal lands in Wyoming. Such an Agreement will be the subject of a separate rulemaking and Federal Register notice. If the revised program is disapproved, a Federal program will be implemented and OSM will have primary jurisdiction for the regulation of the above activities in Wyoming.

To codify decisions on State programs, Federal programs, and other matters affecting individual States, OSM has established Subchapter T of 30 CFR Chapter VII. Subchapter T will consist of Parts 900 through 950. Provisions relating to Wyoming will be found in 30 CFR Part 950 once Wyoming's relating to Wyoming will be found in 30 CFR Part 950 once Wyoming's resubmission has been approved or disapproved.

At the public hearing, parties wishing to comment on the proposed program will have opportunity to be listed on the speaker's agenda anytime prior to commencement of the hearing. Sign up for listing may be made either by writing the Regional Office or in person on or before the day of the hearing. In addition, the Regional Director has prescribed the following hearing format and rules of procedure in accordance with 30 CFR 732.12(b)(1) (44 FR 15326).

1. The hearing shall be informal and follow legislative procedures.

2. Each participant will be allowed 15 minutes.

3. Participants will be called in the order requests for testifying are received. A request for a specific time slot may not be honored unless approved in advance by the Regional Director.

Public participation in the review of State programs is a vital component in fulfilling the purposes of SMCRA. On September 19, 1979, OSM published guidelines in the Federal Register (44 FR 54444-54445) governing contacts between the Department of the Interior and both State officials and members of the public. It is hoped that issuance of

these Guidelines will encourage full cooperation by all affected persons with the procedures being implemented.

Interested members of the public are encouraged to read the Secretary's partial approval of the initial Wyoming program submission (45 FR 20930), published on March 31, 1980. That document contains detailed findings and explanations relating to the parts of the initial submission which were specifically approved or disapproved, as well as a list of those parts approved and disapproved. Unless a change has been made to a part of the program previously approved, the Secretary will only consider comments relating to those portions previously disapproved or to any new portions of the program first appearing in the resubmission.

Set forth below is a summary of the contents of the proposed Wyoming program:

1. Certain sections of the Wyoming Environmental Quality Act.
2. Wyoming land quality rules and regulations.
3. Wyoming water quality rules and regulations.
4. Wyoming air quality standards and regulations.
5. Wyoming solid waste management regulations.
6. Wyoming State Engineer regulation and instructions.
7. Wyoming State Inspector of Mines rules relating to blaster certification.
8. Rules of practice and procedure, Wyoming DEQ.

No Environmental Impact Statement is being prepared in connection with the process leading to the approval or disapproval of the proposed Wyoming program. Under Section 702(d) of SMCRA (30 U.S.C. Section 1292(d)), approval does not constitute a major action within the meaning of Section 102(2)(c) of the National Environmental Policy Act of 1969 (42 U.S.C. 4332).

Dated: May 30, 1980.

Donald A. Crane,
Regional Director.

[FR Doc. 80-17008 Filed 6-3-80; 8:45 am]

BILLING CODE 4310-05-M

ENVIRONMENTAL PROTECTION AGENCY

40 CFR Part 52

[FRL 1506-7]

Approval and Promulgation of State Implementation Plans; Colorado

AGENCY: Environmental Protection Agency.

ACTION: Proposed rule.

SUMMARY: On April 21, 1980, the Governor of Colorado submitted modifications to State Implementation Plan relating to data reporting requirements. EPA has reviewed the submittal and finds that it meets the requirements of Section 127 of the Clean Air Act.

EPA today is proposing to approve these public notification provisions and requests comments on this proposed action.

DATES: Comments due July 7, 1980.

ADDRESSES: Comments should be addressed to: Robert R. DeSpain, Chief, Air Programs Branch, Region VIII, Environmental Protection Agency, 1860 Lincoln Street, Denver, Colorado 80295.

Copies of the materials submitted by the Governor of Colorado and comments received on this proposal may be examined during normal business hours at:

Air Programs Branch, Region VIII,
Environmental Protection Agency,
1860 Lincoln Street, Denver, Colorado
80295.

Environmental Protection Agency,
Public Information Reference Unit,
Room 2922, 401 M Street, S.W.,
Washington, D.C. 20460

FOR FURTHER INFORMATION CONTACT: Robert R. DeSpain, Chief, Air Programs Branch, Region VIII, Environmental Protection Agency, 1860 Lincoln Street, Denver, Colorado 80295, (303) 837-3471.

SUPPLEMENTARY INFORMATION: Under the provisions of 40 CFR published in the May 10, 1979, Federal Register titled "Ambient Air Monitoring, Data Reporting, and Surveillance Provisions," Subpart 0-51.285, titled "Miscellaneous Plan Content Requirements—Public Notification" each State was required by March 1, 1980, to submit a plan revision that contained the following elements:

(A) Provisions to notify the public on a regular basis of instances or areas in which any primary standard was exceeded during any portion of the preceding calendar year;

(B) Provisions to advise the public of the health hazards associated with such an exceedance of a primary standard; and

(C) Provisions to increase public awareness of:

(1) Measures which can be taken to prevent a primary standard from being exceeded, and

(2) Ways in which the public can participate in regulatory and other efforts to improve air quality.

The Governor of Colorado submitted the currently published *Report to the Public*, which includes two volumes: Volume 1. Activity Summary and

Volume 2, Air Quality Data Report, to meet these requirements.

Additionally the Air Pollution Control Division (Denver) and the El Paso County Department of Health (Colorado Springs) currently issue an air pollution index which is designed to meet EPA specifications.

Under Executive Order 12044, EPA is required to judge whether a regulation is "significant" and therefore subject to the procedural requirements of the Order or whether it may follow other specialized development procedures. EPA labels these other regulations "specialized." I have reviewed this regulation and determined that it is a specialized regulation not subject to the procedural requirements of Executive Order 12044.

This notice of proposed rulemaking is issued under the authority of Sections 127 and 110 of the Clean Air Act as amended.

Dated: May 6, 1980.

Roger L. Williams,
Regional Administrator.

[FR Doc. 80-16940 Filed 6-3-80; 8:45 am]

BILLING CODE 6560-01-M

40 CFR Part 180

[OPP-300025; FRL 1507-5]

Oxalic Acid; Proposed Exemption From Tolerance

AGENCY: Environmental Protection Agency (EPA).

ACTION: Proposed rule.

SUMMARY: This notice proposes that the inert ingredient (or occasionally active ingredient) oxalic acid in pesticide formulations be exempted from tolerance requirements. The proposal was submitted by Monsanto Agricultural Products Co. This amendment would permit the registration of oxalic acid in pesticide formulations.

DATE: Comments must be received by July 7, 1980.

ADDRESS: Address comments to: Mr. John Shaughnessy, Process Coordination Branch (TS-767), Rm. E-229, Registration Division, Office of Pesticide Programs, Environmental Protection Agency, 401 M St., SW, Washington, DC 20460 (202-426-9425).

FOR FURTHER INFORMATION CONTACT: Mr. John Shaughnessy at the above address.

SUPPLEMENTARY INFORMATION: At the request of Monsanto Agricultural Products Co., the Administration is proposing to amend 40 CFR 180.1001 by exempting oxalic acid, which is an inert (or occasionally active) ingredient, in

pesticide formulations from tolerance requirements.

Inert ingredients are all ingredients which are not active ingredients as defined in 40 CFR 182.3(c), and include, but are not limited to the following types of ingredients (except when they have pesticidal efficacy of their own): solvents such as water; baits such as sugar, starches and meat scraps; dust carriers such as talc and clay; fillers; wetting and spreading agents; propellants in aerosol dispensers; and emulsifiers. The term inert is not intended to imply nontoxicity; the ingredient may or may not be chemically active.

Preambles to proposed rulemaking documents of this nature include the common or chemical name of the substance under consideration, the name and address of the firm making the request for the exemption, and toxicological and other scientific bases used in arriving at a conclusion of safety in support of the exemption.

Inert ingredient	Firm	Bases for approval
Oxalic acid.....	Monsanto Agricultural Products Co., 800 N. Lindbergh Blvd., St. Louis, Mo. 63166.	Oxalic acid is a normal and natural constituent of the human diet. The proposed use is unlikely to significantly increase the amount of oxalic acid in the diet; the incremental risk involved in the proposed use is slight.

Based on the above information, available information on the chemistry of this substance, and review of its use, it has been found that, when used in accordance with good agricultural practice, oxalic acid is useful and does not pose a hazard to the environment. It is concluded therefore, that the proposed amendment to 40 CFR 180.1001 will protect the public health, and it is proposed that the regulation be established as set forth below.

Any person who has registered or submitted an application for the registration of a pesticide, under the Federal Insecticide, Fungicide, and Rodenticide Act, which contains oxalic acid, may request on or before July 7, 1980 that this rulemaking proposal be referred to an advisory committee in accordance with section 408(e) of the Federal Food, Drug, and Cosmetic Act.

Interested persons are invited to submit written comments on the proposed regulation. The comments must bear a notation indicating both the subject and the petition/document

control number, "OPP-300025". All written comments filed in response to this notice of proposed rulemaking will be available for public inspection in the Process Coordination Branch (TS-767), Room E-229, EPA, 401 M St., SW, Washington, DC 20460 from 8:30 a.m. to 4 p.m. Monday through Friday.

Under Executive Order 12044, EPA is required to judge whether a regulation is "significant" and therefore subject to the procedural requirements of the Order or whether it may follow other specialized development procedures. EPA labels these other regulations "specialized". This proposed rule has been reviewed, and it has been determined that it is a specialized regulation not subject to the procedural requirements of Executive Order 12044.

Sec. 408(e), 68 Stat. 514, (21 U.S.C. 346a(e))

Dated: May 28, 1980.

Herbert Harrison,
Acting Director, Registration Division, Office of Pesticide Programs.

It is proposed that Part 180, Subpart D, § 180.1001 be amended by alphabetically inserting "Oxalic acid * * *" in the table in paragraph (c) to read as follows:

§ 180.1001 Exemptions from the requirement of a tolerance.

* * * * *

(c) * * *

Inert ingredient	Limits	Uses
Oxalic acid.....	No more oxalic acid should be used than is necessary to chelate calcium and, in no case, should more than 2 pounds oxalic acid per acre be used.	Calcium chelating agent, hard water inhibitor.

[FR Doc. 80-16941 Filed 6-3-80; 8:45 am]

BILLING CODE 6560-01-M

DEPARTMENT OF HEALTH AND HUMAN SERVICES

Office of the Assistant Secretary for Planning and Evaluation

45 CFR Part 63

Grant Programs Administered by the Office of the Assistant Secretary for Planning and Evaluation

AGENCY: Office of the Assistant Secretary for Planning and Evaluation.

ACTION: Proposed rules.

SUMMARY: These amendments are proposed primarily for the purpose of

deleting those portions of rules that duplicate or conflict with HHS' department wide regulations on Administration of Grants, 45 CFR Part 74. In addition, a number of other editorial changes are made deleting duplications, eliminating language no longer applicable, and generally improving text clarity. These regulations are classified as technical.

DATES: We accept comments until July 21, 1980.

ADDRESS: Send written comments to: Grants Officer, Office of the Assistant Secretary for Planning and Evaluation, Room 457F, 200 Independence Avenue, SW., Washington, D.C. 20201.

FOR FURTHER INFORMATION CONTACT: Dr. Jane R. Gold, (202) 245-1794.

SUPPLEMENTARY INFORMATION: These proposed revisions of 45 CFR Part 63 include deletion of all material relating to telecommunication grants. Telecommunication grants were transferred to the new Department of Education and therefore the requirements pertaining specifically to those grants are no longer relevant to these regulations.

Subparts B and C of these grant regulations contain provisions which duplicate provisions in 45 CFR Part 74. Since Part 74 applies to virtually all HHS grant programs we propose the deletion of those duplicate provisions from this part.

Dated: January 15, 1980.

John L. Palmer,
Assistant Secretary for Planning and Evaluation.

Approved: May 27, 1980.

Patricia Roberts Harris,
Secretary, Department of Health and Human Services.

We propose to revise Part 63 to read as follows:

PART 63—GRANT PROGRAMS ADMINISTERED BY THE OFFICE OF THE ASSISTANT SECRETARY FOR PLANNING AND EVALUATION

Subpart A—General

Sec.

- 63.1 Scope.
- 63.2 Eligible applicants.
- 63.3 Eligible activities.
- 63.4 Evaluation of applications.
- 63.5 Disposition of applications.
- 63.6 Other regulations.

Subpart B—Financial Provisions

- 63.16 Scope.
- 63.17 Funding process.
- 63.18 Obligation of Funds during the grant period.
- 63.19 Cost sharing.

Subpart C—Special Provisions

Sec.

- 63.30 Scope.
- 63.31 Data collection instruments.
- 63.32 Treatment of animals.
- 63.33 Principal investigators.
- 63.34 Dual compensation.
- 63.35 Fees to Federal employees.
- 63.36 Leasing facilities.
- 63.37 Publications.
- 63.38 Religious worship or instruction.

Authority: Sec. 1110, Social Security Act and (5 U.S.C. 301).

Subpart A—General

§ 63.1 Scope

(a) This part covers grants which the Assistant Secretary for Planning and Evaluation (Assistant Secretary) awards for planning, evaluation or policy research relating to programs of the Department of Health and Human Services. The Assistant Secretary awards grants under:

- (1) Section 1110 of the Social Security Act;
- (2) Any other authority for which he or she is delegated authority to conduct these types of grant activities
- (b) This part does not apply to contracts which the Assistant Secretary awards. The regulations in Chapters 1 and 3 of Title 41 of the Code of Federal Regulations govern contracts.
- (c) For more information, anyone may contact the Grants Officer, Office of the Assistant Secretary for Planning and Evaluation, 200 Independence Avenue, SW., Washington, D.C. 20201

§ 63.2 Eligible applicants.

Any public or nonprofit private agency, institution, or organization may apply for a grant under this part, unless there is a specific statutory limit on eligible applicants in the statute authorizing the grant.

§ 63.3 Eligible activities.

(a) The Assistant Secretary announces in the Federal Register the specific kinds of planning, evaluation or policy research activities for which grants may be awarded.

(b) The announcement indicates the specific program or subject matter area, and the type of planning, evaluation or policy research the Assistant Secretary proposes to support through grants, including:

- (1) Planning, policy modeling or research utilization studies;
- (2) Experiments;
- (3) Demonstrations;
- (4) Field investigations; or
- (5) Statistical data collections or analyses.

§ 63.4 Evaluation of applications.

(a) *Review procedures.* All applications filed according to the

requirements in the announcement are evaluated by the Assistant Secretary through officers, employees, consultants or experts the Assistant Secretary determines are qualified in the areas of research the office will fund. The evaluation criteria below may be altered and supplemented each fiscal year by program announcements published in the Federal Register.

(b) *Criteria for Evaluation.* Review of applications will include consideration of the following factors:

- (1) Scientific merit and the significance of the project in relation to policy objectives;
- (2) Feasibility of the project;
- (3) Soundness of research design, statistical technique, and procedures and methodology;
- (4) Theoretical and technical soundness of the proposed plan of operation including the extent to which:
 - (i) The objectives of the project are sharply defined, clearly stated and capable of being attained by proposed procedures;
 - (ii) Provisions are made to adequately evaluate whether the objectives are being accomplished; and
 - (iii) Appropriate provisions are made for inservice training connected with project services.
- (5) Potential for using the results of the proposed project for similar purposes in other projects and programs;
- (6) Whether the size, scope and duration of the project is sufficient to produce useful results;
- (7) Adequacy of the qualifications and experience (including managerial) of personnel;
- (8) Adequacy of facilities and resources;
- (9) Reasonableness of estimated cost in relation to anticipated results; and
- (10) Where the applicant has received an award from the Department of Health and Human Services before, the degree of compliance with the requirements of that previous award. Compliance shall be determined from past Federal evaluation, monitoring and audits, grantee reports required by the previous award, and other appropriate sources.

(c) In any case where the Assistant Secretary proposes to deny a grant based on the applicant's noncompliance with an earlier award, the Assistant Secretary does so only after giving the applicant sufficient notice and an opportunity to rebut the proposed reason for denial.

(c) In any case where the Assistant Secretary proposes to deny a grant based on the applicant's noncompliance with an earlier award, the Assistant Secretary does so only after giving the applicant sufficient notice and an opportunity to rebut the proposed reason for denial.

§ 63.5 Disposition of applications.

The Assistant Secretary will issue a notice of grant award or notify the

applicant in writing that the application has been disapproved or deferred.

§ 63.6 Other regulations.

Several other HHS regulations apply to grants under this part. These include:

- 45 CFR Part 16 Department grant appeals process
- 45 CFR Part 46 Protection of human subjects
- 45 CFR Part 74 Administration of grants
- 45 CFR Part 75 Informal grant appeals procedures (Indirect cost rates and other cost allocations)
- 45 CFR Part 80 Nondiscrimination under programs receiving Federal assistance through the Department of Health and Human Services—Effectuation of Title VI or the Civil Rights Act of 1964
- 45 CFR Part 81 Practice and procedure for hearing under Part 80
- 45 CFR Part 84 Nondiscrimination on the basis of handicap in Federally assisted programs
- 45 CFR Part 90 Nondiscrimination on the basis of age in Federally assisted programs.

Subpart B—Financial Provisions

§ 63.16 Scope.

This subpart sets forth financial provisions, which in addition to those in 45 CFR Part 74, apply to all grants awarded by the Assistant Secretary.

§ 63.17 Funding process.

(a) The initial notice of grant award specifies how long HEW intends to support the project without requiring the project to re compete for funds. This period, called the project period, will generally not exceed five years.

(b) Generally the grant will initially be for one year. A grantee must submit a separate application to have the support continued for each subsequent year. Continuation awards within the project period will be made provided the grantee has made satisfactory progress, funds are available, and HHS determines that continued funding is in the best interest of the Government.

(c) Upon written request from the grantee, the Assistant Secretary may extend the grant period without additional funds.

§ 63.18 Obligation of funds during the grant period.

(a) A grantee may only use grant funds for obligations it makes during the grant period.

(b) When obligations are made: The following table shows when a grantee makes obligations for various kinds of property and services.

<i>If the obligation is for—</i>	<i>Then the obligation is made—</i>
(1) Acquisition of real or personal property.	On the date the grantee makes a binding written commitment to acquire the property.

If the obligation is for— *Then the obligation is made—*

- | | |
|--|--|
| (2) Personal services by an employee of the grantee. | When the services are performed. |
| (3) Personal services by a contractor who is not an employee of the grantee. | On the date the grantee makes a binding written commitment to get the personal services. |
| (4) Performance of work other than personal services. | On the date grantee makes a binding written commitment to get the work. |
| (5) Public utility services. | When the grantee receives the services. |
| (6) Travel | When the grantee's personnel take the travel. |
| (7) Rental of real or personal property. | When the grantee uses the property. |
| (8) A preaward cost that was properly approved by the appropriate official of the Office of the Assistant Secretary for Planning and Evaluation. | During the grant period. |

§ 63.19 Cost sharing.

Unless required by Federal statute, cost sharing is not a requirement of projects supported by grants under this part. However, HHS' annual appropriation acts do customarily provide that grants from the appropriated funds may not be used to pay an amount equal to the entire cost of a research project.

Subpart C—Special Provisions

§ 63.30 Scope.

This subpart sets forth supplemental award provisions which apply to all grants awarded by the Assistant Secretary.

§ 63.31 Data collection instruments.

(a) *Definitions.* For the purposes of this section "Child" means an individual who, under the law of the jurisdiction in which the research is to be conducted, has not attained the age of consent to participate in research.

"Data-collection instruments" means tests, questionnaires, inventories, interview schedules or guides, rating scales and survey plans or any other forms which are used to collect information on substantially identical items from 10 or more respondents.

"Respondents" means individuals or organizations from whom information is collected.

(b) *Applicability.* This section does not apply to instruments which deal solely with (1) functions of technical proficiency, such as scholastic aptitude or school achievement, or (2) routine demographic information.

(c) *Protection of privacy.* (1) No project supported under this part may involve the use of data-collection instruments which constitute an invasion of privacy by making inquiries

regarding matters like religion, sex, race or politics.

(2) A grantee that proposes to use a data-collection instrument shall include in the grant application an explanation of the safeguards that will be used to restrict the use and disclosure of the information obtained to purposes directly connected with the project. The safeguards must include provisions for the destruction of instruments when they are no longer needed for the purposes of the project.

(d) *Clearance of instruments.* Grantees will not be required to submit data-collection instruments to the Assistant Secretary or to get the approval of the Assistant Secretary for the use of these instruments, except where the notification of grant award specifically requires submission or approval.

(e) *Responsibility for collection of information.* A grantee shall not in any way represent or imply (either in a letter of transmittal, in the data gathering instruments themselves, or in any other manner) that the information is being collected by or for the Federal Government or any department, agency or instrumentality thereof. Basic responsibility for the study and the data-gathering instruments rests with the grantee.

(f) *Parental consent.* In the case of any survey using data-collection instruments in which children are involved as respondents, the grantee, in addition to observing the other requirements contained in this section and in Part 46 as appropriate, shall ensure that informed consent is obtained from the parents of each child before the use of the instruments. Exception: A waiver from the requirements of this paragraph for specific data-collection activities may be granted upon written request by the grantee and a determination by the Assistant Secretary that a waiver is necessary in order to fully carry out the purposes of the grant.

§ 63.32 Treatment of animals.

If animals are utilized in any project receiving assistance, the applicant for assistance shall provide assurances satisfactory to the Assistant Secretary that all animals will be provided with proper care and humane treatment; in accordance with the Animal Welfare Act (7 U.S.C. 2131 et seq.) and regulations set forth in 9 CFR 1.2,3,4.

§ 63.33 Principal investigators.

A grant under this part is subject to § 74.103(c) of this title prohibiting changes in key people without prior approval

§ 63.34 Dual compensation.

A grantee may not use its grant to pay a project staff member for time or work for which that staff member is compensated from any other source of funds.

§ 63.35 Fees to Federal employees.

The grantee shall not use funds from any sources to pay a fee to, or travel expenses of, employees of the Federal Government for lectures, attending program functions, or other activities in connection with the grant.

§ 63.36 Leasing facilities.

In the case of a project involving the leasing of a facility, the grantee shall demonstrate that it will have the right to occupy, to operate, and if necessary to maintain and improve the leased facility during the proposed period of the project.

§ 63.37 Publications.

Any publication or presentation resulting from or primarily related to Federal financial assistance under this part must contain an acknowledgement essentially as follows: The activity which is the subject of this report was supported in whole or in part by a grant from the Office of the Assistant Secretary for Planning and Evaluation, Department of Health and Human Services. However, the opinions expressed herein do not necessarily reflect the position or policy of that Office and no official endorsement by that Office should be inferred.

§ 63.38 Religious worship or instruction.

Federal funds may not be used for the making of any payment for religious worship or instruction, or for the construction, operation or maintenance of any part of any facility that is used or to be used for sectarian instruction or as a place for religious instruction.

[FR Doc. 80-16821 Filed 6-3-80; 8:45 am]

BILLING CODE 4110-12-M

FEDERAL MARITIME COMMISSION**46 CFR Ch. IV**

[Docket No. 80-36]

Exemption of Husbanding Agreements; Proposed Rulemaking

AGENCY: Federal Maritime Commission.

ACTION: Proposed rulemaking.

SUMMARY: The Federal Maritime Commission hereby proposes to exempt certain husbanding agreements from the

filing and approval requirements of section 15 of the Shipping Act, 1916.

DATE: Comments (original and fifteen copies) due July 7, 1980.

ADDRESS COMMENTS AND INQUIRIES TO: Francis C. Hurney, Secretary, Federal Maritime Commission, Room 11101, 1100 L Street, N.W., Washington, D.C. 20573

SUPPLEMENTARY INFORMATION: Notice is hereby given that the Federal Maritime Commission is considering the promulgation of a rule to exempt certain husbanding agreements between persons subject to the Shipping Act, 1916, from the filing and approval requirements of section 15 of the Shipping Act, 1916, (46 U.S.C. 814).

Background

Husbanding agreements generally fall into two categories. The first consists of those agreements that deal with routine vessel operating activities in port such as notifying port officials of vessel arrivals and departures; ordering pilots, tugs, linehandlers; delivering mail; transmitting reports and requests from the Master to the owners/operators; arranging bunkers, stores, repairs, water, garbage disposal; assisting with passengers and crew matters; and related services. The second consists of those agreements which, in addition to the foregoing, also cover agency matters involving the solicitation and booking of cargoes, signing of contracts of affreightment and bills of lading.

The first category of husbanding agreements appears to have minimal competitive impact. These agreements are rarely protested, nor are they frequently made the subject of formal Commission proceedings to determine their approvability under the standards of the Shipping Act, 1916. However, the second category has a potential for competitive impact which requires a thorough analysis of the relationships between the parties involved.

While the current state of the law and Commission policy requires that the first category of husbanding agreements between persons subject to the Commission's jurisdiction be subjected to the full section 15 review process prior to the agreement's implementation, it is apparent that the resulting delay is not offset by any corresponding regulatory benefit under the Act, provided that such agreements do not preclude the agents from servicing other carriers.

Section 35 of the Shipping Act, 1916, (46 U.S.C. 833a) provides that the Commission, upon application or on its own motion, may by order or rule

exempt any class of agreements between persons subject to the Act, or any specified activity of such persons from any requirement of the Act, where it finds that such exemption will not impair effective regulation by the Commission, be unjustly discriminatory, or be detrimental to commerce.

The rule proposed herein contemplates the exemption of the first category of husbanding agreements from the filing and approval requirements of section 15. The proposed exemption would not confer antitrust immunity. Section 15 approval consideration will, however, remain available to parties requesting it.

Based on the information presently before the Commission, this exemption would present no impairment to the Commission's effective regulation of the parties' activities under the exempted agreements, nor would it be unjustly discriminatory or detrimental to commerce.

Accordingly, pursuant to sections 15, 35 and 43 of the Shipping Act, 1916 (46 U.S.C. 814, 833a and 841a), Title 46 CFR is hereby proposed to be amended by the addition of Part — as follows:

PART —

Sec.

- 1 Purpose and scope.
- 2 Definition.
- 3 Exemption.
- 4 Termination of approved husbanding agreements.
- 5 Compliance with the filing and approval requirements of Section 15.
- 6 Effective date.

Authority: Sections 15, 35 and 43; 46 U.S.C. 814, 833a and 841a.

—1 Purpose and scope.

Section 15 of the Shipping Act, 1916, requires that certain agreements between persons subject to the Act be filed with and approved by the Commission prior to implementation. Section 35 of the Act provides that the Commission, upon application or on its own motion, may by order or rule exempt any class of agreements between persons subject to the Act, or any specified activity of such persons from any requirement of the Act, where it finds that such exemption will not impair effective regulation by the Commission, be unjustly discriminatory, or be detrimental to commerce. In the interests of minimizing unnecessary delay in the implementation of routine husbanding agreements between persons subject to the Act, this part

provides for the exemption from filing and approval of certain husbanding agreements. Any such agreements which qualify for the exemption under this part, will be required to be maintained at the agent's principal place of business, for the purpose of inspection by any interested party.

—2 Definition.

As used in this part, husbanding agreements are agreements between persons subject to the Shipping Act, 1916, which agreements deal with routine vessel operating activities in port, such as notifying port officials of vessel arrivals and departures, ordering pilots, tugs, linehandlers, delivering mail, transmitting reports and requests from the Master to the owners/operators, passenger and crew matters, and services related to the above activities. The term does *not* include those agreements which provide for the solicitation or booking of cargoes, signing contracts or bills of lading and other related matters, nor does it include agreements that prohibit the agent from entering into similar agreements with other carriers.

—3 Exemption.

Husbanding agreements between persons subject to the Act are hereby exempted from the filing and approval requirements of section 15.

—4 Termination of approved husbanding agreements.

Husbanding agreements which have received section 15 approval shall continue to be approved for the duration of their term or until terminated by the parties. When such approved agreements are terminated by the parties, such parties shall immediately notify the Commission.

—5 Compliance with the filing and approval requirements of Section 15.

Notwithstanding the provisions of this part, persons who desire approval of husbanding agreements may continue to submit such agreements to the Commission for section 15 consideration in accordance with ordinary filing procedures.

—6 Effective date.

This Rule will become effective upon publication in the Federal Register.

By the Commission.

Francis C. Hurmey,
Secretary.

[FR Doc. 80-16995 Filed 6-3-80; 8:45 am]

BILLING CODE 6730-01-M

FEDERAL COMMUNICATIONS COMMISSION

47 CFR Part 68

[CC Docket No. 78-100; RM-2955; FCC 80-235]

Unsolicited Telephone Calls; Inquiry Proceeding Terminated

AGENCY: Federal Communications Commission.

ACTION: Termination of inquiry.

SUMMARY: This ruling terminates the Commission's inquiry concerning unsolicited telephone calls and use of the automatic dialer recorded message player. The Commission decided not to enact restrictions at the Federal level for a number of reasons. Under the present circumstances our jurisdiction is limited to regulation of interstate unsolicited telephone calls which appear to constitute approximately three percent of all unsolicited calls. Interstate use of the automatic dialer recorded message player also appears to be very limited at present. A general ban on telephone solicitation would raise serious constitutional difficulties, affect only the small percentage of calls which are interstate, and is questionable as a matter of policy. A ban on calls to subscribers who have indicated that they do not want to be called or time, place and manner restrictions at the Federal level are not warranted because of the small percentage of calls affected, the incentives for industry self-regulation, the present tariff language prohibiting abusive solicitation, the difficulty of effective enforcement and the cost of regulation.

DATES: Non-applicable.

ADDRESSES: Federal Communications Commission, 1919 M Street NW., Washington, D.C. 20554.

FOR FURTHER INFORMATION CONTACT: Claudia Pabo, Policy & Program Planning Division, Common Carrier Bureau, (202) 632-6363.

Memorandum Opinion and Order

[See 43 FR 13589]

Adopted: April 24, 1980.

Released: May 22, 1980.

By the Commission:

1. On March 30, 1978, the Commission instituted an Inquiry concerning unsolicited telephone calls in response to a petition filed by Walter Baer and the Citizens Communication Center. *Unsolicited Telephone Calls*, CC Docket No. 78-100, 67 F.C.C. 2d 1384 (1978). The Commission's Notice of Inquiry requested information and views concerning the constitutional,

jurisdictional, and policy issues involved in regulation of both automatically and manually dialed unsolicited telephone calls. To assist in focusing the responses of interested parties, the Notice set out a number of specific questions concerning (1) various aspects of the constitutional issues; (2) the jurisdiction of the Commission to regulate intrastate unsolicited telephone calls; (3) the extent and impact of unsolicited telephone calling; and (4) the feasibility of technological solutions.¹ Formal comments were filed in response to the Commission's Notice of Inquiry by more than 45 businesses, industry associations, telephone companies, and public interest groups as well as state and federal governmental entities.² Approximately 4,300 informal comments were also filed.³

2. Unsolicited telephone calls and the automatic dialer recorded message player, or ADRMP, have recently received attention in other regulatory forums as well, although they are not new phenomena.⁴ Both the American Telephone and Telegraph Company and GTE Service Corporation state that ADRMPs have been available for over 15 years. Legislation known as the "Telephone Privacy Act" aimed at restricting unsolicited calls was introduced during the 1st Session of the 96th Congress by the Honorable Representatives Guyer and Aspin, H.R. 377 and H.R. 6047, but no hearings have been scheduled.⁵ Many of the states have also considered the questions posed by such calls. Regulations for unsolicited telephone calling, in most cases designed to restrict use of the ADRMP, are in effect in a number of states including Alaska, California, Florida, Illinois, Hawaii, Maryland, Missouri, Nebraska, North Carolina,

¹ The Commission's Notice did not specifically seek information concerning intentional telephone harassment or fraud.

² Formal comments which were not filed in a timely fashion will be considered by the Commission since the delays involved were not substantial.

³ This figure includes informal comments received in response to the Public Notice concerning Walter Baer's petition, letters received during the comment period set out in the Notice of Inquiry as well as material received thereafter.

⁴ The California Public Utilities Commission investigated the question of unsolicited telephone calls over 15 years ago, rejecting the idea of a telephone directory symbol which would indicate whether the subscriber wished to receive commercial and charitable solicitations. *McDaniel v. Pacific Telephone and Telegraph Co.*, 60 PUR 3d 47 (1965).

⁵ Legislation concerning unsolicited telephone calls was also introduced during the 95th Congress. H.R. 9505; H.R. 9506; H.R. 10032; H.R. 10033; H.R. 10904; H.R. 12218; H.R. 12219 and S. 2193. No action was taken on any of those bills.

Oregon, Texas, Washington and Wisconsin.⁶

3. Despite the attention which these questions have received, the Commission believes—for the reasons explained below—that it should refrain from regulating unsolicited telephone calls and ADRMP equipment at this time. In the present factual context, our jurisdiction is limited to regulation of interstate unsolicited telephone calls. Since it appears that only about three percent of all unsolicited telephone calls are interstate, regulatory action on our part would very likely affect only a small proportion of all unsolicited calls. Accordingly, we believe that these matters can best be dealt with by the individual states should they have problems in this regard. An outright ban on unsolicited telephone calls would also appear to violate constitutional requirements. The Commission considered, but ultimately rejected, less comprehensive regulatory approaches. Thus, a regulatory scheme permitting telephone subscribers to request that they not be contacted by a particular organization was rejected because of the jurisdictional limitations mentioned above, the cost of such regulation, and the difficulty of effective enforcement. We decided against time, place and manner restrictions on unsolicited telephone calls because of jurisdictional limitations and because there do not appear to be any widespread abuses at the interstate level which would be remedied by such restrictions. Finally, we decided not to propose restrictions on ADRMP equipment because ADRMPs do not appear to be in widespread interstate use and are not causing network congestion or other substantial problems at the present time.

I. Comments

A. Public Interest Groups, Governmental Organizations and Private Individuals

4. A number of private individuals, public interest groups, and government organizations supported federal regulation of unsolicited telephone calls. Walter Baer filed comments advocating (1) a prohibition on commercial advertising to subscribers who have indicated that they do not wish to be disturbed; (2) a requirement that

⁶Debt collection calls by collection agencies are regulated by the Fair Debt Collection Practices Act, 15 U.S.C. § 1692 (Supp. I 1977). It places certain time, place and manner restrictions on communications between debt collection agencies and consumers, 15 U.S.C. § 1692c(a) and § 1692d (Supp. I 1977), as well as allowing consumers to direct collection agencies to refrain from further communications with them subject to certain limited exceptions, 15 U.S.C. § 1692c(c) (Supp. I 1977).

automated calls be preceded by an announcement identifying themselves as such; and (3) special tariffs for telephone sales solicitations designed to fully reflect their costs. Mr. Baer also argued that a distinction should be made between commercial solicitations and those for political or other non-commercial purposes. The comments of the Georgetown Institute for Public Interest Representation focused on the constitutional issues. It took the position that a system prohibiting unsolicited calls to subscribers who have indicated that they do not want to receive them would be constitutional. It also argued that time-of-day or day-of-week restrictions on unsolicited calls would be lawful. The Institute suggested that the Commission avoid a regulatory scheme which distinguished between commercial and other types of unsolicited telephone calls because of the definitional problems involved, although it did not believe that differential treatment would necessarily be unconstitutional. The Institute also suggested that regulation of automated calls might be permissible even if other unsolicited calls were not restricted. The Department of Health, Education and Welfare Office of Consumer Affairs supported restrictions on unsolicited telephone calls designed to protect the privacy interests of residential telephone subscribers. Although HEW thought that such restrictions would be constitutional, it questioned the lawfulness of distinguishing between unsolicited commercial calls and those of a non-profit or political nature. The General Services Administration expressed concern that government agencies with blocks of contiguous telephone numbers would be particularly vulnerable to sequential dialing by ADRMPs and requested regulations designed to deal with this situation. The Federal Trade Commission (FTC) also supported regulation of unsolicited telephone calls, arguing that it was necessary to focus on the means of communication itself in order to prevent telephone fraud and harassment.⁷ The Honorable Les Aspin filed comments supporting a prohibition on unsolicited calls to telephone subscribers who do not wish to receive them, but recommended an exemption for public opinion polls and other survey research. Regulation of all unsolicited telephone calls was advocated by the Massachusetts Executive Office of Consumer Affairs. The Wisconsin

⁷The FTC also suggested that debt collection calls be covered by any regulations concerning unsolicited telephone calls. The American Collectors Association opposed this idea.

Department of Justice Office of Consumer Affairs, New York City Department of Consumer Affairs and the Virginia Citizens Consumer Foundation also favored regulation. The state of California and the California Public Utilities Commission filed comments reviewing their proceedings concerning ADRMP use and unsolicited calls to residential subscribers. Morey McDaniel also provided information concerning his 1964 suit against telephone solicitation before the California PUC. See note 4 *supra*. In addition, most of the approximately 4,300 informal comments favored regulation.

5. Other governmental organizations questioned the desirability of federal regulation concerning unsolicited telephone calls. The National Telecommunications and Information Administration (NTIA) stated that "[i]n light of the record established so far in this inquiry, we do not believe that . . . there is any basis for restrictive FCC action." In support of its position, NTIA stated that most telephone sales organizations appear to use "carefully trained and supervised personnel, place calls chiefly to targeted customer groups and make sure that they are conducted on a pleasant and courteous basis." Although NTIA recognized that manual telephone solicitation could raise privacy issues, it concluded that this concern did not indicate a need for federal intervention when balanced against the long established use of such telephone solicitation. NTIA also argued that restrictions on the ADRMP were not warranted since very few of them are presently in use. However, it suggested that the Commission continue to monitor these areas. Both the National Association of Regulatory Utility Commissioners and the Missouri Public Service Commission opposed unilateral federal action on jurisdictional grounds, stating that the Commission has no authority over local or intrastate unsolicited telephone calls. They also requested the convocation of a Federal-State Joint Board pursuant to Section 410 of the Communications Act to investigate these matters.

B. Telephone Sales Organizations

6. A large number of organizations involved in making unsolicited sales calls filed comments. Among these groups were the Magazine Publishers Association Inc., American Bankers Association, American Movers Conference, National Association of Life Underwriters, National Retail Merchants Association, American Newspaper Publishers Association, Army Times Publishing Company,

American Council of Life Insurance, Health Insurance Association of America, Campaign Communications Institute of America, Inc., Olan Mills, Inc., Time Inc., Chamber of Commerce of the United States, American Retail Federation, National Association of Personnel Consultants, Independent Insurance Agents of America, Inc., American Automobile Association, The Trane Company, Telephone Credit Marketers Association, Direct Mail/Marketing Association, Inc., Direct Selling Association, Republic Distributors, Inc., Water Quality Association, and Pacesetter Building Systems, Inc. They generally opposed substantial restrictions on telephone solicitation.

7. These businesses and industry associations argued that government regulation was unnecessary since market incentives dictated that calls be made only to those likely to be interested, limited to reasonable hours, and conducted in an ethical and courteous fashion. Several businesses also stated that alternative advertising media were much less effective than telephone solicitation. Many of these organizations also questioned the constitutionality of substantial restrictions on unsolicited telephone calls. In particular, they argued that a complete ban on such calls would fail to satisfy the requirements of the First Amendment. A number of them questioned the constitutionality of a system prohibiting calls to telephone subscribers who do not wish to receive them, although several other groups thought such a system might be lawful. Many of these organizations also argued that regulations concerning unsolicited telephone calls could not lawfully distinguish between commercial calls and those made for charitable, political or survey purposes. Several groups contended that most forms of regulation would involve substantial definitional problems. In addition, a number of organizations questioned the statutory basis for Commission regulations concerning unsolicited telephone calls, arguing that Title II of the Communications Act is meant to regulate common carriers and contains only limited authority for restrictions on subscriber conduct. Despite these objections, a number of groups stated that they were not opposed to limited restrictions, such as a prohibition on calls to unlisted numbers or a requirement that ADRMPs release the line when the called party hangs up.

8. The telephone sales organizations differed somewhat in their views concerning the extent of Commission

jurisdiction. Many groups took the position that the Commission's basic jurisdiction was limited to interstate and foreign communications, although several favored regulatory uniformity to eliminate confusion and the possibility of conflicting requirements. A few others argued that the Commission could preempt state regulations that were more restrictive than those in effect at the federal level. At least one company took the position that the Commission's jurisdiction to regulate unsolicited telephone calls was plenary and exclusive regardless of whether the call was interstate or intrastate.

C. Telephone Survey Research Organizations and Other Groups

9. The Council of American Survey Research Organizations, National Association of Broadcasters, Arbitron Company, and Control Data Corporation engage in unsolicited telephone calling for survey research purposes. These organizations took the position that such calls should be exempt from regulation since they are necessary to ensure representative population samples. They stated that prohibitions on calls to subscribers with unlisted numbers or those who have indicated a desire not to receive unsolicited calls would produce serious distortions in the information gathered.

10. Aeronautical Radio, Inc. (ARINC) and the Air Transport Association (ATA) argued that calls by airlines to individuals who have requested information or made flight reservations should not be treated as unsolicited. They also urged the Commission to avoid a complete ban on the use of ADRMPs. In addition, ARINC, ATA, and the Computer and Business Equipment Manufacturers Association argued that use of the telephone for transmission of digital data between computers and terminals should not be covered by any regulations concerning unsolicited telephone calls.

D. ADRMP Equipment Manufacturers

11. A number of ADRMP equipment manufacturers—Dycon International, Inc., Dictaphone Corporation and Trans World Telephone Contact Limited—filed comments in this proceeding. Dycon and Trans World Telephone Contact stated that the extent of unsolicited telephone calling and associated problems have been greatly exaggerated. Dycon also argued that reasonable use of ADRMP equipment could be beneficial to society. These companies opposed a ban on reasonable telephone solicitation but in most cases did not object to limited forms of regulation such as a prohibition on calls to unlisted numbers, a

requirement that the calling party release the line as soon as the called party hangs up, or a limitation on the number of times a caller can ring the subscriber's telephone. Both Dycon and Dictaphone took the position that restricting only unsolicited sales calls would be unconstitutional.

E. Telephone Companies

12. Comments were also filed by the American Telephone and Telegraph Company (AT&T), GTE Service Corporation (GTE) and the United States Independent Telephone Association (USITA). AT&T expressed concern with the subscriber's right of privacy but argued that reasonable business use of the telephone should not be impaired. It took the position that a complete ban on unsolicited telephone calls would be unconstitutional and expressed doubts concerning the lawfulness of a prohibition on unsolicited calls to telephone subscribers who have not affirmatively indicated a desire to receive them. AT&T also questioned the lawfulness of treating unsolicited commercial telephone calls differently from those made for charitable, political or survey research purposes. It expressed the opinion that present controls had proved adequate so far, and urged that potential problems be dealt with by limited restrictions developed through meeting of Commission staff members, representatives of the telephone industry, consumer organizations, and telephone solicitation groups.⁸

13. The GTE Service Corporation suggested that the record in this proceeding did not demonstrate a need for regulation. If regulation was necessary, GTE favored limited restrictions such as a requirement that recorded messages be preceded by an announcement concerning the nature of the message and requesting permission to play it. GTE specifically opposed a prohibition on calls to subscribers who have indicated that they do not want to be disturbed on the ground that these programs would be ineffective and difficult to administer. They were also concerned that the telephone company would have to ensure the accuracy of any such system and enforce compliance. The United States Independent Telephone Association

⁸ Among the restrictions AT&T proposed for consideration were (1) requirements that recorded messages be preceded by an announcement identifying the calling party and the nature of the call; (2) limitations on the time of day during which unsolicited calls could be made; (3) limitations on the number of call attempts to a given telephone number; and (4) technical specifications of ADRMPs.

also argued that the information available to it did not indicate a need for regulation. USITA favored Congressional action assuming restrictions were necessary. However, it objected to any form of regulation which would require the telephone company to intercede in disputes between its customers.

14. AT&T, GTE and USITA took the position that the Commission's jurisdiction was limited to regulation of interstate unsolicited telephone calls and prescription of technical specifications for terminal equipment. They distinguished prescription of equipment specifications from regulation of customer use of equipment and services, arguing that intrastate and interstate use are separable and could be subject to different regulations.

II. Background

A. Extent and Characteristics of Unsolicited Telephone Calling

15. The information which we received in response to the Notice of Inquiry indicates that unsolicited telephone calls⁹ are a limited but well established business practice. Newspapers and magazines frequently sell subscriptions by telephone. Various other products and services are offered directly to the consumer in the home. Businesses also use the telephone to contact prospective customers and arrange personal sales presentations. Political and charitable causes use the telephone to solicit contributions. Public opinion and marketing surveys are conducted by telephone. One source claims that approximately seven million unsolicited sales calls are completed each business day.¹⁰ About 460,000 of the people called are said to respond positively, purchasing approximately 28 million dollars worth of goods and services.¹¹ Another source claims that 12 million call attempts are made by telephone sales personnel each working day.¹² Trans World Telephone Contact

Limited, however, said that these figures appeared to be unrealistically high. The Campaign Communications Institute of America, Inc. (CCI), a large telephone sales organization, stated that it makes about 100,000 telephone sales calls each week. The other telephone sales and survey groups did not indicate the precise extent of their activities. In any event, the figures cited above represent a very modest proportion of the approximately 735 million local and long distance calls which are placed over Bell System telephone facilities each business day.

16. Further information concerning the extent of unsolicited telephone calling is contained in a survey conducted by the Field Research Corporation in California.¹³ The average household covered by this study received 7.9 unsolicited telephone calls, not including misdialled calls, during the three month period involved. This figure included obscene, threatening, and crank calls as well as unsolicited sales, survey, or fund raising calls. Approximately 46 percent of the households contacted had not received any telephone sales calls during this time. An average of approximately 9.2 misdialled calls were also received by each household during the same period. Less than half of the approximately 4,000 informal comments supporting regulation referred to personal experience with unsolicited telephone calls.¹⁴

17. Although the ADRMP¹⁵ has received a substantial amount of public attention, it does not appear to be in widespread use. NTIA estimated that fewer than one thousand ADRMPs were in operation.¹⁶ Only 8.6 percent of the California households covered by the Field Research survey had received ADRMP calls. Many of the telephone sales and survey organizations participating in this proceeding also stated that they do not use ADRMPs at

present and have no intention of doing so. Several specifically said that the ADRMP is not an effective means of telephone solicitation because it does not allow the interaction possible with a live presentation. A few organizations, however, indicated that they were using ADRMPs or considering them.

B. Subscriber Reaction to Unsolicited Telephone Calls

18. It is clear that certain subscribers find unsolicited telephone calls inconvenient and annoying.¹⁷ As previously stated, the Commission received approximately 4,000 informal comments supporting regulation. The Bell System operating companies have also received about 2,000 to 3,000 complaints concerning unsolicited telephone calls each year.¹⁸ A certain number of complaints were also filed with the state commissions. In a 1977 survey conducted by NARUC, the Maryland Commission said that it received 10 to 15 complaints per month. Minnesota reported receiving from 12 to 16 complaints each month. Three additional states reported receiving three to four complaints per month.

19. Other telephone subscribers do not react adversely to unsolicited calls, however. As previously indicated, a substantial number of people purchase the goods or services offered. One of the survey research organizations also stated that it is not unusual for political opinion poll calls to last as long as forty minutes, indicating that recipients are willing to cooperate in such efforts. Two surveys taken by Campaign Communications Institute clients also indicated a fairly positive response to telephone sales solicitation.¹⁹ Many of the organizations involved in telephone solicitation also stated that they received few complaints. CCI stated that it averages only about one or two complaints per 100,000 calls. In addition, eight of the states responding to the NARUC survey said that they received one complaint or less each month. Sixteen states had not received any complaints.

¹⁷ Unsolicited telephone calls may also involve false and deceptive sales practices in certain instances.

¹⁸ American Telephone and Telegraph Company Summary Statistics on Abusive Calling (1975, 1976, 1977, 1978 and 1979).

¹⁹ In a 1976 survey, 90 per cent of those interviewed stated that the method of solicitation used was good and that the communicator was very polite. The second survey, which took place in 1978, found that 97 per cent of those interviewed felt that the CCI communicator was courteous. Over 71 per cent said that the call has given them a better understanding of the service offered.

National Telecommunications and Information Administration.

¹³ "The California Public's Experience With and Attitude Toward Unsolicited Telephone Calls," Field Research Corporation, March 1978.

¹⁴ The Commission's Notice of Inquiry did not specifically request that parties filing informal comments provide information on this point.

¹⁵ An ADRMP contains two elements. The automatic dialer is programmed with telephone numbers to be contacted and the recorded message player presents a taped message when the telephone is answered. These elements can be used separately or in conjunction with one another. For the purposes of this discussion, the term "ADRMP equipment" includes recorded message players regardless of whether they are used with an automatic dialer.

¹⁶ This estimate was based on a survey of ADRMP equipment manufacturers. However, NTIA noted that telephone answering machines can also be used to make recorded presentations over the telephone.

⁹ The term "unsolicited telephone call" does not have a precise, generally accepted definition. For the purposes of this discussion, it should be understood as referring to a business call from an organization with which the recipient has had minimal if any prior dealings. Unless otherwise indicated, this term does not refer to unwelcome personal calls or misdialled calls.

¹⁰ Murray Roman, *Telephone Marketing* (McGraw-Hill: New York, 1976), cited in Comments filed by Walter Baer; Sylvia Porter, "Get the Maximum Benefit from Business Telephoning," *New York Post*, cited in Comments filed by Campaign Communications Institute of America, Inc.

¹¹ Sylvia Porter, "Get the Maximum Benefit from Business Telephoning," *New York Post*, cited in Comments filed by Campaign Communications Institute of America, Inc.

¹² Robert C. Steckel, *Profitable Sales Operations* (Arco: New York, 1976), cited in Reply Comments of

C. Special Concerns Related to ADRMP Use

20. There is also some concern that unsolicited telephone calls, particularly those originated by ADRMPs could create localized network congestion. A sufficient number of ADRMPs or human telephone solicitors calling numbers within one local exchange could theoretically cause central office congestion. However, no instances of such problems due to unsolicited telephone calls have been cited in this proceeding. AT&T and GTE, stated that they do not anticipate difficulty handling the increases in the general demand for telephone service and any specific increase in demand due to unsolicited calls. All three organizations said that they do not expect the ADRMP to have a significant adverse impact on the operation of the telephone network.

21. Use of ADRMPs also raises another concern which is not usually present in the case of manually dialed calls involving live presentations. An ADRMP used without a human monitor may continue to hold the called party's line until the recording has finished playing even though the called party has hung up. It does not appear that this problem occurs with a substantial degree of frequency, however. As indicated above, the ADRMP is not in widespread use. One of the ADRMP equipment manufacturers also said that virtually all ADRMPs are operated with a human monitor. In addition, it is important to recognize that this type of problem is experienced only in exchanges which are not equipped for automatic called-party disconnect. NTIA estimated that approximately 80 per cent of all telephone company central offices have this feature.

III. Discussion

22. Under Section 2 of the Communications Act of 1934 as amended, 47 U.S.C. 152 (1976), our jurisdiction is generally limited to interstate and foreign communication.²⁰ Although the Act does not "[sanction] any state regulation, formally restrictive only of intrastate communication, that in effect encroaches substantially upon the Commission's authority," we do not have jurisdiction "over local services,

²⁰Section 2(a) states that "[t]he provisions of this chapter shall apply to all interstate and foreign communication by wire or radio. . . ." Section 2(b) provides, with certain exceptions not relevant here, that ". . . nothing in this chapter shall be construed to apply or to give the Commission jurisdiction with respect to . . . charges, classifications, practices, services, facilities or regulations for or in connection with intrastate communication service by wire or radio of any carrier. . . ." 47 U.S.C. 152(a) and (b) (1976).

facilities and disputes that in their nature and effect are separable from and do not substantially affect the conduct or development of interstate communications." *North Carolina Utilities Commission v. Federal Communications Commission*, 537 F. 2d 787, 793 (4th Cir. 1976), cert. denied, 429 U.S. 1027 (1976). Unlike terminal equipment which is normally used for both interstate and intrastate communications, interstate unsolicited telephone calls are clearly separable from those made within a single state or local exchange. Furthermore, as previously discussed, we find that neither ADRMP use nor unsolicited telephone calls in general presently have a significant impact on the use of the telephone network for interstate calling. Accordingly, in the present factual context, we must limit our consideration to regulation of unsolicited telephone calls that are interstate in nature. Should circumstances change, however, we might reach different conclusions concerning the extent of our jurisdiction.

23. It appears from the comments that a central controversy in the larger problem of telephone solicitation concerns use of the ADRMP. As already noted, however, there are relatively few such devices currently in operation. Moreover, most of the ADRMPs now in operation are very likely used for local, or at least intrastate calling. Since the obvious benefit of using an ADRMP for solicitation is the cost savings afforded, it seems logical to assume that these devices would not normally be used to make relatively expensive (as compared to local service) long distance, WATS or private line calls. Ninety-seven percent of all telephone calls are intrastate.²¹ If this ratio is even approximated for ADRMP use, it would mean that only a tiny fraction of all ADRMP messages are interstate calls subject to our jurisdiction. Any action that this Commission could undertake would impact only a small fraction of the calls made by the relatively few ADRMPs now in use.

24. Under these circumstances, federal regulation would not appear to be warranted at this time. From the standpoint of our interstate jurisdiction, any problem raised by the use of ADRMPs, lies in their potential for abuse at some point in the future, if such use becomes widespread. We are certainly not there now. In our view,

²¹*Bell System Statistical Manual* (April 1979) at pp. 803 & 805; *Telerent Leasing Corp.*, 45 FCC 2d 204, 211 (1974), *aff'd sub nom. North Carolina Utilities Commission v. Federal Communications Commission*, 537 F. 2d 787 (4th Cir. 1976), cert. denied, 429 U.S. 1027 (1976).

regulation in this area can best be handled by the individual states should they conclude that action is warranted.

25. We come then to the larger question of whether restrictions should be imposed on interstate telephone solicitation generally. A complete ban on unsolicited calling would raise serious constitutional difficulties. Plainly, any regulatory action by the Commission restricting use of the telephone to convey a particular type of message would have to satisfy the requirements of the First Amendment.²² Although privately owned, the telephone network is devoted to public use. In contemporary American society, telephones are clearly the primary means of private communications between individuals who are not in proximity to one another. The ability to speak with others over the telephone would thus appear to be entitled to substantial protection.

26. A number of cases have applied First Amendment principles in the analogous areas of door-to-door solicitation and unsought commercial mail. In *Martin v. Struthers*, 319 U.S. 141 (1943), the Court held that a city ordinance which prohibited calling the occupants of a residence to the door for the purpose of distributing circulars or advertisements violated the First Amendment when applied to the distribution of religious leaflets. In its decision, the Court emphasized the importance of the "[f]reedom to distribute information to every citizen wherever he desires to receive it. . . ." *Id.* at 146. The Court distinguished the blanket prohibition contained in this ordinance from regulations outlawing solicitation of householders who have indicated that they do not wish to be disturbed. It stated that such regulations "[leave] the decision as to whether distributors of literature may lawfully call at a home where it belongs—with the homeowner himself." *Id.* at 148.

27. In *Hynes v. Mayor of Oradell*, 425 U.S. 610 (1976), the Court followed *Martin v. Struthers* and struck down a city ordinance requiring that those who wish to canvass or solicit from house to house for charitable or political purposes notify the police department. After reviewing prior cases, the Court determined that soliciting and canvassing from door to door were subject to reasonable regulation but that First Amendment concerns require that controls be drawn with "narrow specificity." *Id.* at 620. The ordinance in

²²The First Amendment provides, in pertinent part, "Congress shall make no law . . . abridging the freedom of speech. . . ." U.S. Const. Amend. I.

Hynes was found to be violative of this test because of "vagueness."

28. Subsequently, in a very recent case, *Village of Schaumburg v. Citizens for a Better Environment*, U.S. , 48 Law Week 4162 (February 20, 1980), the Court struck down an ordinance prohibiting solicitation by charities that spend more than one quarter of their receipts on salaries and administrative expenses. Although the Village claimed that its regulations were necessary to prevent fraudulent misrepresentations on the part of solicitors, the Court found that "[t]he Village's legitimate interest in preventing fraud can be better served by measures less intrusive than a direct prohibition on solicitation." *Id.* at 4166. The Court noted that:

The Village may serve its legitimate interests, but it must do so by narrowly drawn regulations designed to serve those interests without unnecessarily interfering with First Amendment freedoms. *Hynes v. Mayor of Oradell*, *supra*, 425 U.S. at 620; *First Notional Bank of Boston v. Bellotti*, 435 U.S. 765, 786 (1978). "Broad prophylactic rules in the area of free expression are suspect. Precision of regulation must be the touchstone. . . ." *NAACP v. Button*, 371 U.S. 415, 438 (1963) (citations omitted).

Id.

29. In *Lamont v. Postmaster General*, 381 U.S. 301 (1965), and *Rowan v. Post Office Department*, 397 U.S. 728 (1970), the Court considered First Amendment questions raised by communication through the mail. *Lamont* involved a statute providing for postal delivery of foreign communist propaganda only in response to a specific request by the addressee. This legislation was invalidated on the ground that the requirement of an affirmative request violated the addressee's First Amendment rights.

30. *Rowan* dealt with a statute which prohibited an advertiser from mailing additional material to an addressee who had indicated a desire not to receive such material and required that the advertiser delete the addressee's name from its mailing list. In upholding the statute, the Court made clear its reliance upon the fact that it was the householder and not the postmaster who determined what mail was provocative and should not be sent. The Court noted that:

Both the absoluteness of the citizen's right under [the statute] and its finality are essential; what may not be provocative to one person may well be to another. In operative effect the power of the householder under the statute is unlimited. . . . Congress provided this sweeping power not only to protect privacy but to avoid possible constitutional questions that might arise from vesting the power to make any discretionary

evaluation of the material in a governmental office.

Id. at 737.

31. In our view, these cases stand for the general principle that the government may not broadly prohibit unrequested contacts with individuals in the privacy of the home absent an appropriate indication that the householder does not want to be disturbed. Thus, a complete ban on unsolicited calls or a prohibition on such calls to subscribers who have not affirmatively indicated a desire to receive them would probably be unlawful. See paragraph 35, *infra*.

32. Exempting calls made for political and charitable solicitation or survey research purposes from regulations applicable to commercial sales calls would also appear to raise serious constitutional questions in the absence of significant practical differences between unsolicited commercial and non-commercial calls. All solicitation calling—whether for charitable, political or business purposes—involves similar privacy implications. We have no information that subscribers would find an advertising message more offensive than a request for a charitable contribution or a political message or solicitation. As the Court noted in *Bates v. State Bar of Arizona*, 433 U.S. 350, 364 (1977), "the consumers' concern for the free flow of commercial speech may often be far keener than his concern for urgent political dialogue." The importance of commercial speech has been emphasized by the Court in *Bates* and a number of other recent Court decisions. For example in *Virginia Pharmacy Board v. Virginia Consumer Council* the Court stated that:

Advertising, however tasteless and excessive it sometimes may seem, is nonetheless dissemination of information as to who is producing and selling what product, for what reason, and at what price. So long as we preserve a predominantly free enterprise economy, the allocation of our resources in large measure will be made through numerous private economic decisions. It is a matter of public interest that those decisions, in the aggregate, be intelligent and well informed. To this end, the free flow of commercial information is indispensable.²³

425 U.S. 748, 765 (1976).

Although the extent of the differences between commercial and non-commercial speech have perhaps not yet

²³ See also, *Carey v. Population Services International*, 431 U.S. 678 (1977); *Linmark Associates, Inc. v. Township of Willingboro*, 431 U.S. 85 (1977); *Bigelow v. Virginia*, 421 U.S. 809 (1975).

been fully delineated,²⁴ differential treatment of protected speech based on content is usually prohibited. *Police Department v. Mosley*, 408 U.S. 92 (1972); *Niemotko v. Maryland*, 340 U.S. 268 (1951).

33. Any ban on telephone solicitation would also have to satisfy constitutional standards for clarity and specificity. *Hynes v. Mayor of Oradell*, 425 U.S. 610 (1976); *Grayned v. Rockford*, 408 U.S. 104 (1972). This would appear to present a rather difficult problem since the term "unsolicited telephone call" must be defined based on the prior relationship between the parties. For example, should a ban against solicitation preclude a caller from requesting a contribution on behalf of the called party's alma mater or a hospital where that person has been a patient? Should a ban on unsolicited telephone calls preclude a store from calling a long-time customer to inform him of a sale? Should it make any difference whether the person receiving the solicitation is acquainted with the caller? These and other similar definitional questions would accompany any ban and would no doubt embroil the Commission in difficult and perhaps unresolvable problems related to First Amendment concerns.

34. Even assuming that an outright ban on telephone solicitation would be constitutionally permissible, we would be reluctant to act in an area as sensitive as free speech absent the strongest kind of public interest showing. Such a showing has not been made in this proceeding. First, we are faced with the fact that our jurisdiction is limited. Any ban promulgated by this Commission would apply only to the small portion of unsolicited telephone calls which are interstate. Second, the comments in the proceeding reveal that although many people are annoyed by telephone solicitation, this is not a universal reaction. A substantial proportion of those receiving unsolicited telephone calls are apparently willing to cooperate in surveys or purchase the goods offered. See paras. 15, 18 & 19 *supra*.

35. The constitutional difficulties noted above might not apply if we merely sought to promulgate time, place or manner restrictions for unsolicited calls. We believe that such restrictions would be constitutional if they served a significant interest, left open ample alternative channels of communications, and could be justified without reference

²⁴ For example, although it is clear that noncommercial speech is protected, the Court stated in *Bates* that the "overbreadth doctrine" would apply only weakly if at all in a commercial context. *Id.* at 380-81.

to the content of the speech involved, *Virginia Pharmacy Board v. Virginia Consumer Council*, 425 U.S. 748, 771 (1976). Regulation of this kind, however, appears unnecessary. An organization which is trying to sell something, obtain a contribution, or elicit information has an incentive to direct calls to those likely to be interested, limit calls to reasonable hours, and conduct them in an ethical and courteous manner.

36. Moreover, unreasonable interstate telephone solicitation practices can presently be dealt with through language contained in AT&T tariffs. AT&T tariff language prohibits "use of the service in such a manner as to interfere unreasonably with the use of the service by one or more other Customers." AT&T Tariff F.C.C. No. 263, Long Distance Message Telecommunications Service, Section 2.2.2(E); AT&T Tariff F.C.C. No. 259, Wide Area Telecommunications Service, Section 2.2.2(E). See also, AT&T "Procedures to Improve Customer Service—Annoyance Calls" (November 1, 1968, revised August 16, 1971). Although this language is not contained in AT&T's private line tariffs, this language or similar restrictions found in the local tariffs would apply to the use of private line service to access the switched network or distant local exchanges. We believe that these tariffs (which are concurred in by the independent telephone companies) are sufficient to handle any problem of solicitation in an improper or abusive manner.²⁵ We further note that Bell has represented in its comments that it fosters educational efforts designed to encourage adherence to reasonable telephone solicitation practices. Also, as discussed below, enforcement of regulations applicable only to interstate unsolicited telephone calls would be difficult.

37. It might be suggested that telephone subscribers be permitted to request that the telephone company notify a particular solicitor, or solicitors generally, that such subscriber is not to be called. A regulation of this kind, however, would be difficult to enforce and expensive to implement. The person called would not ordinarily be able to determine whether the solicitor was using the interstate telephone network or placing the call locally. Even if the recipient of an unsolicited telephone call could determine that the call was interstate, that person would not

²⁵ Any action undertaken by us in this area would have to operate through the enforcement of AT&T tariffs. Accordingly, the Commission appears to have a statutory mechanism for dealing with unsolicited telephone calls. The Commission's substantive regulatory authority is subject to jurisdictional limitations, however.

generally be able to determine or, perhaps even more important, to prove that subsequent calls were also interstate and thus violative of his instructions to the telephone company. Similarly, it might be difficult for the telephone company itself to verify whether the offending call was made over the interstate network²⁶ or even whether a solicitation was made. A prior notification system would also be likely to require substantial recordkeeping.

38. Here again, such an effort would appear unwarranted. The subscriber would not be protected against intrastate calls which, for reasons already described, would presumably make up the bulk of all unsolicited telephone calls. Thus, any privacy gained by the telephone user would be quite limited and, in our view, would clearly be outweighed by the complications and burdens inherent in administering any prior notification scheme.²⁷

39. For the foregoing reasons, we find that the public interest would not be served by any Commission action at this time to subject telephone solicitation to federal regulatory constraints. In the present circumstances our jurisdiction is limited to regulation of interstate unsolicited telephone calls and ADRMP usage. Interstate use of the ADRMP is not widespread at this time and appears to pose no problem of harassment to subscribers or impairment of service subject to our jurisdiction. A general ban on telephone solicitation would raise serious constitutional difficulties, affect only the small percentage of unsolicited telephone calls which are interstate, and is, in any event, questionable as a matter of policy. Finally, it does not appear that a prior notification ban or time, place and

²⁶ Although billing records are kept for MTS calls, interstate solicitation to the extent it is undertaken, would very likely employ WATS or private line (FX, CCSA) facilities to reduce costs.

²⁷ We do not believe that it would be appropriate to require special interstate tariffs for unsolicited telephone calls for ADRMP usage. The costs to the telephone network for a particular message would appear to have no relation to the content of the message, the fact that it was unsolicited, or its placement through use of an ADRMP. There is no basis for charging a subscriber a different rate for an "unsolicited" MTS call than for any other MTS call since this service is usage sensitive; and no basis for charging a different rate for WATS or private line service based on whether such service is used in whole or in part to place unsolicited calls as the present record contains no evidence that the calling characteristics of organizations using these services to make unsolicited calls differ substantially from those of other subscribers who tend to have relatively heavy usage characteristics. To the extent that unsolicited telephone calling organizations generate large calling volumes, they pay for such usage in the same way as any other subscriber.

manner restrictions at the federal level are warranted because of the small percentage of calls affected, the incentives for industry self-regulation, the present tariff language prohibiting abusive solicitation, the difficulty of effective enforcement and the cost of regulation.

40. Accordingly, it is ordered, that this proceeding be terminated.

Federal Communications Commission.

William J. Tricarico,

Secretary.

[FR Doc. 80-16999 Filed 6-3-80; 8:45 am]

BILLING CODE 6712-01-M

Notices

Federal Register

Vol. 45, No. 109

Wednesday, June 4, 1980

This section of the FEDERAL REGISTER contains documents other than rules or proposed rules that are applicable to the public. Notices of hearings and investigations, committee meetings, agency decisions and rulings, delegations of authority, filing of petitions and applications and agency statements of organization and functions are examples of documents appearing in this section.

DEPARTMENT OF AGRICULTURE

Forest Service

Chippewa National Forest Land and Resource Management Plan; Beltrami, Cass and Itasca Counties, Minn.; Intent To Prepare an Environmental Impact Statement

Pursuant to the National Environmental Policy Act of 1969, the Forest Service, Department of Agriculture, will prepare an environmental impact statement on the proposed Land and Resource Management Plan for the Chippewa National Forest in Minnesota.

The plan is being prepared in accordance with requirements of the Secretary's regulations developed pursuant to the National Forest Management Act of 1976. It will propose management direction for the natural and human resources on the Chippewa National Forest.

The planning process will begin with identification of public issues, management concerns, and resource use and development opportunities. Planning criteria will be developed and data will be collected and analyzed to determine how the identified issues and concerns can be resolved. An assessment of the capability of the land to produce resource outputs and a determination of the public's future demands for these outputs will be made. Methods for resolving the identified public issues will be developed from this information and will be used to formulate alternatives.

Alternatives will display a range of resource outputs at several expenditure levels. Each alternative will represent a cost-effective combination of management practices which can best meet the objectives of the alternative. In addition, each identified major public issue will be addressed; each alternative will specify methods to restore

renewable resources and a no-change alternative will be included.

A preferred alternative will be selected by ranking the alternatives according to their physical, biological, social, and economic effects. It will include the best combination of resource uses on the Forest and will also provide for a continuous monitoring and evaluation process.

A draft environmental impact statement will be released around February 1982. The final land and resource management plan and environmental impact statement will be released approximately 10 months later.

Public participation will be an integral part of the planning process. A response form, meetings, and other public involvement tools will be used to identify issues early in the planning process. Each public involvement activity will be announced through the news media and mailings to interested agencies, organizations, and individuals. In addition, a scoping session will be held in mid-1980 with County, State, and other Federal agencies to determine the scope and significant issues to be analyzed in depth in the environmental impact statement.

Steve Yurich, Regional Forester of the Eastern Region, is the responsible official, and James E. Brewer, Forest Supervisor of the Chippewa National Forest, is the person in charge of the project.

Further information about the planning process or written comments on this Notice of Intent should be directed to: Forest Supervisor, Chippewa National Forest, Rt. 1, Box 25, Cass Lake, MN 56633. Phone: (218) 335-2226.

James H. Freeman,

Director, Planning, Programming, Budgeting.
May 27, 1980.

[FR Doc. 80-10944 Filed 6-3-80; 8:45 am]

BILLING CODE 3410-11-M

Fremont National Forest Lake and Klamath Counties, Oregon; Intent To Prepare an Environmental Impact Statement

Pursuant to the National Environmental Policy Act of 1969, the Forest Service, Department of Agriculture, will prepare an Environmental Impact Statement for the Fremont National Forest Land and Resource Management Plan. This Forest Plan will be developed in accordance

with direction established in the regulations for National Forest System Land and Resource Management Planning (36 CFR 219).

The Forest Plan will be responsive to public issues, management concerns, as well as resource use and development opportunities. A range of alternative proposals for the Forest Plan will be considered. One alternative will be a no-action alternative. Other alternatives will present different land and resource allocation possibilities along with a range of resource outputs and expenditure levels. Each alternative will be technically feasible and cost efficient.

Tentative public issues have been identified by the Forest Interdisciplinary Team. Sources for the issues include previous planning actions and public involvement activities. They will be presented to other Federal, State, and local agencies, and interested individuals for review and comment in May and June 1980. Participation will be in the form of cooperative interagency meetings, open public meetings, and through the use of response forms. The same agencies and interested public will be invited to participate in the scoping process which includes: (a) identification of issues to be addressed in the development of the Forest Plan; (b) identification of issues to be analyzed in depth; and, (c) elimination of insignificant issues. The scoping process will be conducted in September 1980 by the Forest Interdisciplinary Team. Cooperating agencies and the general public will be notified of the results. Comments will be requested.

Cooperating Federal, State, local agencies, and Indian tribes, as well as the general public, will be encouraged to participate throughout the planning process.

The Forest Supervisor will conduct public meetings during formulation of alternatives. The meetings are scheduled to occur during the summer of 1982. They will be held at various locations in the vicinity of the Fremont National Forest.

The draft Environmental Impact Statement is expected to be available for public review by July 1983. The final Environmental Impact Statement is scheduled to be completed in June 1984.

R. E. Worthington, Regional Forester, Pacific Northwest region, is the responsible official. Questions regarding

the proposed action and Environmental Impact Statement should be addressed to Sherman Radtke, Land Management Planning Staff Officer, Fremont National Forest, P.O. Box 551, Lakeview, Oregon 97630.

Written comments and suggestions concerning the Forest Plan should be directed to John Chambers, Forest Supervisor, Fremont National Forest, P.O. Box 551, Lakeview, Oregon 97630.

Donald H. Morton,
Acting Regional Forester.
May 27, 1980.

Soil Conservation Service

Chamberlain Branch Watershed, Ky.; Works Improvement

AGENCY: Soil Conservation Service, U.S. Department of Agriculture.

ACTION: Notice of Authorization of Federal Assistance in the Installation of Works of Improvement.

FOR FURTHER INFORMATION CONTACT:

Mr. Glen E. Murray, State Conservationist, Soil Conservation Service, 333 Waller Avenue, Lexington, Kentucky 40505, telephone number (606) 233-2749.

Notice: Federal assistance in the installation of works of improvement under the authority of the Watershed Protection and Flood Prevention Act (16 U.S.C. 1001-1008) has been authorized for the Chamberlain Branch Watershed, Kentucky.

Dated: May 23, 1980.

(Catalog of Federal Domestic Assistance Program No. 10.904 Watershed Protection and Flood Prevention Program, Public Law 83-566, 16 U.S.C. 1001-1008).

Joseph W. Haas,
Deputy Chief for Natural Resource Projects.

[FR Doc. 80-16911 Filed 6-3-80; 8:45 am]

BILLING CODE: 3410-16-M

Eutacutaches Creek Watershed, Mississippi

AGENCY: Soil Conservation Service, U.S. Department of Agriculture.

ACTION: Notice of finding of no significant impact.

FOR FURTHER INFORMATION CONTACT:

Mr. Chester F. Bellard, State Conservationist, Soil Conservation Service, 1321 Federal Building, 100 West Capitol Street, Jackson, Mississippi 39201, telephone number 601-960-4335.

Notice

Pursuant to Section 102(2)(C) of the National Environmental Policy Act of 1969; the Council on Environmental Quality Guidelines (40 CFR Part 1500);

and the Soil Conservation Service Guidelines (7 CFR Part 650); the Soil Conservation Service, U.S. Department of Agriculture, gives notice that an environmental impact statement is not being prepared for the deauthorization of Federal funding of the Eutacutaches Creek Watershed, Rankin County, Mississippi.

The environmental assessment of this action indicates that deauthorization of Federal funding of the project will not cause significant local, regional, or national impacts on the environment. As a result of these findings, Mr. Chester F. Bellard, State Conservationist, has determined that the preparation and review of an environmental impact statement are not needed for this action.

The project plan provided for accelerated technical assistance for application of land treatment measures, installation of floodwater retarding structures and 14.7 miles of channel improvement.

The finding of no significant impact has been forwarded to the Environmental Protection Agency. The basic data developed during the environmental assessment are on file and may be reviewed by contacting Mr. Chester F. Bellard, State Conservationist, Soil Conservation Service, 1321 Federal Building, 100 West Capitol Street, Jackson, Mississippi 39201, telephone number 601-960-4335. An environmental impact appraisal has been prepared and sent to various Federal, State, and local agencies and interested parties. A limited number of copies of the environmental impact appraisal are available to fill single copy requests at the above address.

No administrative action on implementation of the proposal will be taken until August 4, 1980.

(Catalog of Federal Domestic Assistance Program No. 10.904, Watershed Protection and Flood Prevention Program, Public Law 83-566, 16 U.S.C. 1001-1008)

Dated: May 23, 1980.

Joseph W. Haas,
Deputy Chief for Natural Resource Projects.

[FR Doc. 80-16907 Filed 6-3-80; 8:45 am]

BILLING CODE 3410-16-M

Sevenmile Creek Watershed, Illinois

AGENCY: Soil Conservation Service, U.S. Department of Agriculture.

ACTION: Notice of deauthorization of Federal funding.

FOR FURTHER INFORMATION CONTACT:

James W. Mitchell, Associate Deputy Chief for Natural Resource Projects, Soil Conservation Service, U.S. Department

of Agriculture, P.O. Box 2890, Washington, D.C. 20013 (202-447-3587).

Notice

Pursuant to the Watershed Protection and Flood Prevention Act, Public Law 83-566, and the Soil Conservation Service Guidelines (7 CFR 622), the Soil Conservation Service gives notice of the deauthorization of Federal funding for the Sevenmile Creek Watershed project, White County, Illinois, effective on May 12, 1980.

(Catalog of Federal Domestic Assistance Program No. 10.904, Watershed Protection and Flood Prevention Program, Public Law 83-566, 16 U.S.C. 1001-1008)

Joseph W. Haas,

Deputy Chief for Natural Resource Projects.

[FR Doc. 80-16908 Filed 6-3-80; 8:45 am]

BILLING CODE 3410-16-M

CIVIL AERONAUTICS BOARD

[Order 80-5-200; Docket 37938]

American Airlines, Inc.; Order Granting Exemption

Adopted by the Civil Aeronautics Board at its office in Washington, D.C. on the 29th day of May, 1980.

Application of American Airlines, Inc., for an exemption pursuant to Section 416(b) of the Federal Aviation Act of 1958, as amended.

By application filed March 27, 1980, American Airlines under Section 416(b) of the Act applied for an exemption from Section 403 and Part 221 of our Economic Regulations to the extent necessary to permit them to offer free or reduced-rate transportation to passengers who are involuntarily bumped from oversold flights and who are eligible for denied boarding compensation.¹

In support of its application, AA states that during December, 1979, and January, 1980, a number of carriers filed exemption applications with us seeking permission to offer free or reduced-rate transportation in lieu of cash in settlement of passenger claims, at the option of the passenger. We responded with Order 80-2-155, which dismissed the applications because we had already granted carriers the exemption begin sought. Specifically, we stated,

Compensation, as the word is generally used, is by no means limited to the payment of money. Except for instances specifically covered by Board regulations, such as those covering involuntary bumping from oversold flights, airlines may make amends to dissatisfied customers by various means,

¹ AA did not request a waiver of Part 250, which as a technical matter is necessary to implement AA's request.

including things like cash, new luggage, meal vouchers or free or reduced rate transportation. We are, however, denying these exemptions requests, not because we oppose what the carriers want to do, but because all carriers already have the authority to do it.²

While the above language clearly indicates that carriers may offer free or reduced-rate transportation in settling most passenger claims, AA states that it is unclear whether carriers can offer free or reduced-rate transportation to passengers eligible for denied boarding compensation under Part 250 of our Regulations. Under AA's proposal, eligible passengers would have the option of either accepting cash in accordance with Part 250 or free or reduced-rate transportation. AA further states that it would obviously need to offer transportation valued at an amount higher than the cash amount to make free or reduced-rate transportation an attractive alternative to the eligible passengers.

AA states that it believes that its application is entirely consistent with our previous actions in this matter. Our policy has been to give carriers sufficient flexibility to formulate innovative approaches in compensating eligible passengers. Extending this flexibility to Part 250 would not impinge upon the consumer protection goals of Part 250, since the passenger would have the option of accepting the cash amount prescribed by Part 250, or free or reduced-rate transportation. An additional benefit of offering free or reduced-rate transportation to eligible passengers is that it would result in considerable cost savings, according to AA. In 1979 alone AA states it paid out over \$7.1 million in denied boarding compensation. Such cost savings would be a factor in analyzing the need for future fare increases.

No other comments in support of or in opposition to the application have been filed with the board.³

² Order 80-2-155, p. 2, citing Order 79-12-49.

³ Relevant to AA's Application is a recent tariff filing by Eastern Air Lines, (issued March 18 for effectiveness May 17), where EA states that the passengers who volunteer to relinquish their seats will be given the option of one free round trip ticket via EA (see Note 3, Rule 245(B), ATP Passenger Rules Tariff CAB No. 352, Page 261).

Additionally, United Air Lines (for effectiveness February 1, 1980), and AA (for effectiveness May 2, 1980), Notes 1 and 2, Rule 245(B), *supra*, respectively, have filed new tariff provisions stating that, at the carriers' option, they will compensate the passenger who volunteers to relinquish confirmed space with a credit valid for the purchase of transportation, in lieu of monetary compensation.

A comparable provision filed by Braniff Airways, (Note 5, Rule 245(B), *supra*, for effectiveness June 13, 1980), was rejected by the Board's Tariff Division, primarily on the grounds that the "credit" would have applied only to passengers who involuntarily

We will grant AA's request for an exemption to enable it, and all other carriers, to offer passengers eligible for denied boarding compensation the option of accepting either the monetary amount prescribed by Part 250 or free or reduced-rate transportation.

We perceive no reason why free or reduced-rate transportation for denied boarding compensation need be precluded. Expanding the options available to carriers and bumped passengers in resolving DBC disputes is clearly in line with our policy of reducing restrictive economic regulation. Granting the petition will not result in the diminution of passenger rights. Rather, it will provide an additional, wholly voluntary, option which from the passenger's standpoint may be more valuable than monetary compensation, and which may be cheaper for the carrier to provide. The additional option is consistent with the public interest. We have no reason to doubt that carriers will fully and fairly disclose to passengers that the new option is in addition to, rather than a substitute for, monetary compensation under Part 250. We would expect the carriers to disclose fully the specific amount of money it would be required to pay in denied boarding compensation, as well as the fact that the passenger may choose either the money or the transportation.⁴

Accordingly,

1. We approve the application of American Airlines, Inc. in Docket 37938 and grant the requested exemptions and waive Part 250 of the Board's Regulations to the extent necessary to permit all carriers to exchange free or reduced-rate transportation as compensation to those volunteering to relinquish their confirmed reserved space or in settlement of denied boarding compensation claims, *provided, however*, that appropriate provisions are filed in the carriers' tariffs and have become effective, *and further*, that such free or reduced-rate transportation be equal to or greater than the monetary compensation due the passenger, and provided that it is at the passenger's option; and

2. A copy of this order will be served on American Airlines, Inc., and all other certificate air carriers.

3. This order will be published in the Federal Register.

relinquished confirmed space, at variance with Part 250 of the Board's Regulations.

⁴ American's proposal does not indicate whether the airline plans to impose any limitations on refundability, transferability, or period of validity of the transportation credits. We assume that the carrier will give passengers clear and timely notice of any such limitation it may impose.

By the Civil Aeronautics Board:⁵

Phyllis T. Kaylor,
Secretary.

[FR Doc. 80-16956 Filed 6-3-80; 8:45 am]
BILLING CODE 6320-01-M

[Order 80-5-212; Docket 37442]

Additional Northeast/Ohio Valley— Florida Show-Cause Proceeding; Order Deferring Action

Adopted by the Civil Aeronautics Board at its office in Washington, D.C. on the 29th day of May, 1980.

By Order 80-4-127, April 16, 1980, we made final the tentative findings and conclusions contained in Order 80-1-81, January 14, 1980, to the extent that they involve the Orlando-Cincinnati/Columbus/Indianapolis and Tampa-Cincinnati markets, and deferred action on seven Sarasota markets.¹

On April 21, 1980, the Whitfield-Ballentine-Manor Estates Airport Committee, Trailer Estates Noise Abatement Committee, and Tri-Par Estates Airport Committee, among others, filed a joint detailed formal objection in this proceeding on environmental grounds raising the basic question of whether there should be new route authority at Sarasota.² The Sarasota-Manatee Airport Authority filed an answer to the objection,³ urging us to dismiss it.

We have determined that our responsibility under the National Environmental Policy Act of 1969 (NEPA) and the provisions of Part 312 of our Procedural Regulations, require that we undertake a careful review of the environmental factors bearing on increased route authority at Sarasota. We believe that the issues raised in the objection warrant a detailed analysis as set forth in section 312.16. Therefore, we have decided to defer action with respect to pending and future applications⁴ for authority at Sarasota pending completion of an assessment of the possible environmental effects of granting increased authority at Sarasota. The staff has prepared a notice of our intention to perform the assessment and has invited comments which will be due

⁵ All members concurred.

¹ Cincinnati, Indianapolis, Columbus, New York, Philadelphia, Washington, and Baltimore.

² The objection, which was quite lengthy, was accompanied by a request to utilize an abbreviated service list. We grant the request.

³ The answer, which was filed late, was accompanied by a motion for leave to file an otherwise unauthorized document and a request to use an abbreviated service list. We grant the motion and request.

⁴ Currently, there are no applications outstanding which contain active requests for Sarasota authority outside those being handled in this proceeding.

30 days after the notice is issued (a copy of the notice is attached). During the deferral period, we will consider individual route applications for authority at Sarasota only in extraordinary circumstances. It does not appear that such circumstances are presented by any of the applications now before us.

Accordingly,

1. We defer action in Docket 37442 as to the Sarasota-Cincinnati/Indianapolis/Columbus/New York/Philadelphia/Washington/Baltimore markets until further order of the Board;

2. We direct the staff to complete an environmental assessment as described above at Sarasota in accordance with the provisions of section 312.16 of our Procedural Regulations;

3. We grant the motion of the Sarasota-Manatee Airport Authority to file an otherwise unauthorized document;

4. We grant the requests of the Whitfield-Ballentine-Manor Estates Airport Committee, *et al.*, and the Sarasota-Manatee Airport Authority, to utilize abbreviated service lists; and

5. We will serve a copy of this order upon all parties to this proceeding.

We will publish this order in the Federal Register.

By the Civil Aeronautics Board: ⁵

Phyllis T. Kaylor,
Secretary.

Multiple Permissive Awards for Route Authority at Sarasota; Preparation of Environmental Assessment

AGENCY: Civil Aeronautics Board.

ACTION: Notice of Preparation of Environmental Assessment.

SUMMARY: This notice announces the Board's intention to prepare an environmental assessment pursuant to the provisions of section 312.16 of the Procedural Regulations. The purpose of the assessment will be to evaluate the environmental effects of increased authority at the Sarasota/Bradenton Airport, to determine whether an environmental impact statement should be prepared.

DATES: Comments will be due on July 7, 1980.

ADDRESS: Comments should be addressed to Gerard N. Boller, Bureau of Domestic Aviation, Civil Aeronautics Board, 1825 Connecticut Avenue, N.W., Washington, D.C. 20428.

FOR FURTHER INFORMATION CONTACT: Anne W. Stockvis, Bureau of Domestic Aviation, Civil Aeronautics Board, 1825 Connecticut Avenue, N.W., Washington, D.C. 20428, (202) 673-5198.

SUPPLEMENTARY INFORMATION: There are five applications for route authority between Sarasota/Bradenton and seven Northeast/

Ohio Valley points. By Order 80-1-81, January 14, 1980, the Board proposed to grant the applications. On April 21, 1980, several groups of concerned residents of the area around the Sarasota/Bradenton Airport filed formal objections requesting a site-specific Environmental Impact Statement prior to the award of additional route authority at Sarasota. Our responsibility under the National Environmental Policy Act (NEPA) requires that we undertake a careful analysis of the environmental factors arising from increased route authority at Sarasota/Bradenton. The analysis will focus on whether the grant of multiple authority in this and possible future cases will substantially increase the scope of operations at the Sarasota/Bradenton Airport; and any other issues relevant to the analysis. We hereby invite comments on any of the issues listed, including the commentor's view on what the scope of the assessment should be. A comment that contains specific information on the potential environmental impact of any of the applications or of the proposed action granting multiple authority at Sarasota should include the source of the information, assumptions and justification for its use.

Interested persons may participate in the preparation of this assessment by submitting written data such as described above, or views and arguments to the address shown. Ten copies of such comments are requested but not required. All relevant material received by the date shown at the beginning of this notice will be considered in preparing the environmental assessment.

Dated: May 29, 1980.

Barbara A. Clark,
Director, Bureau of Domestic Aviation.

[FR Doc. 80-19967 Filed 6-3-80; 8:45 am]
BILLING CODE 6320-01-M

[Docket 35190; Order 80-5-214]

Application of Air Nauru

AGENCY: Civil Aeronautics Board.

ACTION: Notice of order to show cause: Order 80-5-214.

SUMMARY: The Board proposes to approve the following application:

Applicant: Air Nauru.
Application Date: April 2, 1979;
Docket: 35190.

Authority Sought: An amended foreign air carrier permit to engage in foreign air transportation of persons, property and mail between Nauru and Hong Kong via Ponape, Truk, Guam, Saipan, Palau, Taipei and Manila.

Objections: All interested persons having objections to the Board's tentative findings and conclusions that this authority should be granted, as described in the order cited above, shall, not later than June 24, 1980, file a statement of such objections with the Civil Aeronautics Board (20 copies) and mail copies to the applicant, the Department of Transportation, and the

Department of State. A statement of objections must cite the docket number and must include a summary of testimony, statistical data, or other such supporting evidence.

If no objections are filed, the Secretary of the Board will enter an order which will, subject to disapproval by the President, make final the Board's tentative findings and conclusions and issue the proposed permit.

ADDRESSES FOR OBJECTIONS:

Docket 35190, Docket Section, Civil Aeronautics Board, Washington, D.C. 20428

Air Nauru, c/o Andrew T. A. Macdonald, Wilmer, Cutler, and Pickering, 1666 K Street, N.W., Washington, D.C. 20006

To get a copy of the complete order, request it from the C.A.B. Distribution Section, Room 516, 1825 Connecticut Avenue, N.W., Washington, D.C. 20428. Persons outside the Washington metropolitan area may send a postcard request.

FOR FURTHER INFORMATION CONTACT: The Regulatory Affairs Division of the Bureau of International Aviation, Civil Aeronautics Board; (202) 673-5878.

By the Civil Aeronautics Board: May 29, 1980.

Phyllis T. Kaylor,
Secretary.

[FR Doc. 80-16958 Filed 6-3-80; 8:45 am]
BILLING CODE 6320-01-M

[Order 80-5-213; Doc. 36485]

Application of Air Pacific Ltd., Docket 36485

AGENCY: Civil Aeronautics Board.

ACTION: Notice of order to show cause: Order 80-5-213.

SUMMARY: The Board proposes to approve the following application:

Applicant: Air Pacific Limited.
Application Date: August 29, 1979;
Docket: 36485.

Authority Sought: To renew and amend its foreign air carrier permit to continue its operations in the Pacific Islands and to extend operations on one route to Guam and Japan and on another to Honolulu, the mainland United States, and Canada.

Objections: All interested persons having objections to the Board's tentative findings and conclusions that this authority should be granted, as described in the order cited above, shall, not later than June 24, 1980, file a statement of such objections with the Civil Aeronautics Board (20 copies) and mail copies to the applicant, the

⁵ All members concurred.

Department of Transportation, the Department of State, and the Ambassador of Fiji in Washington, D.C. A statement of objections must cite the docket number and must include a summary of testimony, statistical data, or other such supporting evidence.

If no objections are filed, the Secretary of the Board will enter an order which will, subject to disapproval by the President, make final the Board's tentative findings and conclusions and issue the proposed permit.

ADDRESSES FOR OBJECTIONS:

Docket 36485, Docket Section, Civil Aeronautics Board, Washington, D.C. 20428

Air Pacific Limited, c/o Thomas J. Whalen, 1001 Connecticut Ave., N.W., Washington, D.C. 20006

TO GET A COPY OF THE COMPLETE ORDER:

Request it from the C.A.B. Distribution Section, Room 516, 1825 Connecticut Avenue, N.W., Washington, D.C. 20428. Persons outside the Washington metropolitan area may send a postcard request.

FOR FURTHER INFORMATION: Contact Frank Forman, Regulatory Affairs Division of the Bureau of International Aviation, Civil Aeronautics Board; (202) 673-5183.

By the Civil Aeronautics Board, May 29, 1980.

Phyllis T. Kaylor,
Secretary.

[FR Doc. 80-16955 Filed 6-3-80; 8:45 am]
BILLING CODE 6320-01-M

COMMISSION ON CIVIL RIGHTS

Colorado Advisory Committee; Agenda and Notice of Open Meeting

Notice is hereby given, pursuant to the provisions of the Rules and Regulations of the Commission on Civil Rights, that a planning meeting of the Colorado Advisory Committee (SAC) of the Commission will convene at 7:30 pm and will end at 10:00 pm, on June 19, 1980, at the Executive Tower, 1405 Curtis Street, Room 1706, Denver, Colorado 80202.

Persons wishing to attend this open meeting should contact the Committee Chairperson or the Rocky Mountain Regional Office of the Commission, Executive Tower Inn, Suite 1700, 1405 Curtis Street, Denver, Colorado 80202.

The purpose of this meeting is planning and discussion of future civil rights activities; final wrap-up on Energy Policy Handbook and student intern project.

This meeting will be conducted pursuant to the provisions of the Rules and Regulations of the Commission.

Dated at Washington, D.C., May 28, 1980.

Thomas L. Neumann,
Advisory Committee Management Officer.

[FR Doc. 80-16959 Filed 6-3-80; 8:45 am]
BILLING CODE 6335-01-M

Indiana Advisory Committee; Meeting Relocated

Notice is hereby given, pursuant to the provisions of the Rules and Regulations of the U.S. Commission on Civil Rights that a factfinding meeting of the Indiana Advisory Committee (SAC) of the Commission originally scheduled for June 19-20, 1980, in Indianapolis, Indiana (FR Doc. 80-16006 on page 35413) has been changed.

The meeting will now be held at the Public Assembly Room, City County Building, 2nd Floor Council Chambers, Indianapolis, Indiana 46204. The date and time will remain the same.

Dated at Washington, D.C., May 28, 1980.

Thomas L. Neumann,
Advisory Committee Management Officer.

[FR Doc. 80-16960 Filed 6-3-80; 8:45 am]
BILLING CODE 6335-01-M

DEPARTMENT OF COMMERCE

Minority Business Development Agency

Financial Assistance Application Announcement

The Minority Business Development Agency (MBDA), formerly the Office of Minority Business Enterprise, announces that it is seeking applications under its program to operate one project for a 12 month period beginning September 1, 1980, within the State of Michigan. The cost of the project is estimated to be \$436,112 and the Project Number is 05-60-01556-00.

Funding Instrument: It is anticipated that the funding instrument, as defined by the Federal Grant and Cooperative Agreement Act of 1977, will be a grant.

Program Description: Executive Order 11625 authorizes MBDA to fund projects which will provide technical and management assistance to eligible clients in areas related to the establishment and operation of businesses. This proposed project is specifically designed to provide the services of a Business Development Center (BDC) to minority businesspersons and firms.

Eligibility Requirements: There are no restrictions. Any for-profit or non-profit institution is eligible to submit an application.

Application Materials: An application kit for this project may be requested by

writing to the following address: Chicago Regional Office, Minority Business Development Agency, U.S. Department of Commerce, 55 East Monroe Street, Suite 1440, Chicago, IL 60603.

In requesting an application kit, the applicant must specify its profit status (i.e., a State or local government, federally recognized Indian tribal unit, educational institution, hospital, other type of non-profit organization, or if the applicant is a for-profit firm). This information is necessary to enable MBDA to include the appropriate cost principles in the application kit.

Award Process: All applications that are submitted in accordance with the instructions in the application kit will be submitted to a panel for review and ranking. The applications will be ranked according to the capability of the staff assigned to the project, the management capability of the applicant, the proposed program plan, the budget allocation plan, and the applicant's knowledge of the area to be served. Specific criteria will be included in the application kit.

Renewal Process: If an award is made, continuation awards for up to two additional years may be made to the successful recipient without competition, provided that funds have been appropriated for a project of this kind, and MBDA has determined that such funds are available, there is a continuing need for a project of this kind, and the recipient has performed satisfactorily.

Closing Date: Applicants are encouraged to obtain an application kit as soon as possible in order to allow sufficient time to prepare and submit an application before the closing date of August 1, 1980. Detailed submission procedures are outlined in each application kit.

11.800 Minority Business Development (Catalog of Federal Domestic Assistance)

Dated: May 28, 1980.

Allan A. Stephenson,
Deputy Director.

[FR Doc. 80-16871 Filed 6-3-80; 8:45 am]
BILLING CODE 3510-21-M

National Oceanic and Atmospheric Administration

Hubbs-Sea World Research Institute; Modification of Permit

Notice is hereby given that, pursuant to the provisions of § 216.33 (d) and (e) of the Regulations Governing the Taking and Importing of Marine mammals (50 CFR Part 216), Permit No. 225 issued to Hubbs-Sea World Research Inst., 1700 South Shores Road, Mission Bay, San

Diego, California 92109 on March 24, 1978 (43 FR 13602), is modified in the following manner:

Section B.1 is modified to read:

"The leopard seals to be imported shall be from Australian beached and stranded animals as described in the application or from New Zealand beached and stranded animals."

Section B.2 is modified to read:

"This Permit is valid with respect to the importation authorized herein until December 31, 1982."

This modification is effective as of May 29, 1980.

The Permit as modified, and documentation pertaining to the modification are available for review in the following offices: Assistant Administrator for Fisheries, National Marine Fisheries Service, 3300 Whitehaven Street, Northwest, Washington, D.C.; and Regional Director, National Marine Fisheries Service, Southwest Region, 300 South Ferry Street, Terminal Island, California 90731.

Dated: May 29, 1980.

Winfred H. Meibohm,
Executive Director, National Marine
Fisheries Service.

[FR Doc. 80-17003 Filed 6-3-80; 8:45 am]

BILLING CODE 3510-22-M

COMMITTEE FOR THE IMPLEMENTATION OF TEXTILE AGREEMENTS

Announcing Import Levels for Certain Cotton and Man-Made Fiber Textile Products from the Dominican Republic, Effective on June 1, 1980

May 30, 1980.

AGENCY: Committee for the
Implementation of Textile Agreements.

ACTION: Establishing import restraint
levels for certain cotton and man-made
fiber textile product, produced or
manufactured in the Dominican
Republic and exported to the United
States during the twelve-month period
beginning on June 1, 1980.

SUMMARY: The Bilateral Cotton, Wool
and Man-Made Fiber Textile Agreement
of August 7 and 8, 1979 between the
Governments of the United States and
the Dominican Republic established
specific levels of restraint for Categories
340 (men's and boys' woven cotton
shirts, 351 (cotton nightwear), 639
(women's, girls' and infants man-made
fiber knit shirts and blouses), and 649
(man-made fiber brassieres) during the

agreement year which begins on June 1,
1980 and extends through May 31, 1981.
Accordingly, in the letter published
below, the Chairman of the Committee
for the Implementation of Textile
Agreements directs the Commissioner of
Customs, under the terms of the bilateral
agreement, to prohibit entry into the
United States for consumption, or
withdrawal from warehouse for
consumption, of textile products in the
foregoing categories, produced or
manufactured in the Dominican
Republic and exported during the
twelve-month period which begins on
June 1, 1980 and extends through May
31, 1981, in excess of the designated
levels of restraint.

(A detailed description of the textile
categories in terms of T.S.U.S.A.
numbers was published in the *Federal
Register* on February 28, 1980 (45 FR
13172), as amended on April 23, 1980 (45
FR 27463).)

This letter and the actions taken
pursuant to it are not designed to
implement all of the provisions of the
bilateral agreement, but are designed to
assist only in the implementation of
certain of its provisions.

Arthur Garel,
Acting Chairman, Committee for the
Implementation of Textile Agreements.
May 30, 1980.

Committee for the Implementation of Textile Agreements

Commissioner of Customs,
Department of the Treasury, Washington,
D.C. 20229.

Dear Mr. Commissioner: Under the terms of
the Arrangement Regarding International
Trade in Textiles done at Geneva on
December 20, 1973, as extended December 15,
1977; pursuant to the bilateral Cotton, Wool
and Man-Made Fiber Textile Agreement of
August 7 and 8, 1979, between the
Governments of the United States and the
Dominican Republic; and in accordance with
the provisions of Executive Order 11651 of
March 3, 1972, as amended by Executive
Order 11951 of January 6, 1977, you are
directed to prohibit, effective on June 1, 1980,
and for the twelve-month period extending
through May 31, 1981, entry into the United
States for consumption and withdrawal from
warehouse for consumption of cotton and
man-made fiber textile products in Categories
340, 351, 639, and 648, produced or
manufactured in the Dominican Republic, in
excess of the following levels of restraint:

Category	Twelve-Month Level of Restraint
340	121,817 dozen.
351	286,113 dozen.
639	274,588 dozen.
649	1,392,750 dozen.

In carrying out this directive entries of

textile products in the foregoing categories
which have been exported to the United States
prior to June 1, 1980, shall, to the extent of
any unfilled balances, be charged against the
levels of restraint established for such goods
during the twelve-month period beginning on
June 1, 1979 and extending through May 31,
1980. In the event that the levels of restraint
established for that period have been
exhausted by previous entries, such goods
shall be subject to the levels set forth in this
letter.

The levels of restraint set forth above are
subject to adjustment pursuant to the
provisions of the bilateral agreement of
August 7 and 8, 1979, between the
Governments of the United States and the
Dominican Republic which provide, in part,
that: (1) specific limits may be exceeded by
designated percentages to account for swing;
(2) specific limits may also be increased for
carryover and carryforward up to 11 percent
of the applicable category limit; and (3)
administrative arrangements or adjustments
may be made to resolve minor problems
arising in the implementation of the
agreement. Any appropriate future
adjustments under the foregoing provisions of
the bilateral agreement will be made to you
by letter.

A detailed description of the textile
categories in terms of T.S.U.S.A. numbers
was published in the *Federal Register* on
February 28, 1980 (45 FR 13172), as amended
on April 23, 1980 (45 FR 27463).

In carrying out the above directions, entry
into the United States for consumption shall
be construed to include entry for
consumption into the Commonwealth of
Puerto Rico.

The actions taken with respect to the
Government of the Dominican Republic with
respect to imports of cotton and man-made
fiber textile products from the Dominican
Republic have been determined by the
Committee for the Implementation of Textile
Agreements to involve foreign affairs
functions of the United States. Therefore, the
directions to the Commissioner of Customs,
which are necessary for the implementation
of such actions, fall within the foreign affairs
exception to the rule-making provisions of 5
U.S.C. 553. This letter will be published in the
Federal Register.

Sincerely,
Arthur Garel,
Acting Chairman, Committee for the
Implementation of Textile Agreements.

[FR Doc. 80-16983 Filed 6-3-80; 8:45 am]

BILLING CODE 3510-25-M

DEPARTMENT OF DEFENSE

Department of the Army

Intent To Grant Limited Exclusive Patent License; E. I. du Pont de Nemours & Co.

Pursuant to the provisions of Army
Regulation 27-60, Chapter 10, the

Department of the Army announces its intention to grant to E. I. du Pont de Nemours and Company, a corporation of the State of Delaware, a limited exclusive license under U.S. Patent Application Serial No. 3,699, filed January 16, 1979, entitled "Narcotic Antagonists in the Therapy of Shock", invented by John W. Holaday et al. and any patent issuing thereon.

This license will be granted unless an application for a nonexclusive license, submitted by a responsible applicant, is received by the Chief, Intellectual Property Division, Office of The Judge Advocate General, Department of the Army, Washington, D.C. 20310, within 60 days of this notice, and it is determined, in accordance with the procedures set forth in Army Regulation 27-60, Chapter 10, that the applicant for such license has established that he has already brought or is likely to bring the invention to the point of practical application within a reasonable period if granted a nonexclusive license or it is determined that a third party has presented written evidence and argument which has established that it would not be in the public interest to grant the limited exclusive license.

For further information concerning this notice, contact: Mr. Werten F. W. Bellamy, Principal Licensing Officer, HQDA (DAJA-IP), Washington, D.C. 20310, telephone number (202) 695-3322. William G. Gapcynski,

Chief, Intellectual Property Division, Office of the Judge Advocate General, Department of the Army.

May 23, 1980.

[FR Doc. 80-16952 Filed 6-3-80; 8:45 am]

BILLING CODE 3710-08-M

Armed Forces Discharge Review/Correction Boards Reading Room Requests for Regulations/Documents Made Pursuant to DoDD 1332.28

In FR Doc. 77-30712, published in the Federal Register (42 FR 56147) on October 21, 1977, the Department of the Army announced the establishment of the Armed Forces Discharge Review/Correction Boards Reading Room on the public concourse of the Pentagon. The Reading Room was established in accordance with the Stipulation of Dismissal in the lawsuit entitled *Urban Law Institute of Antioch College, Inc., et al. v. Secretary of Defense, et al.*

Notice is hereby given that the policy stated in 42 FR 56147 for the distribution of documents and assessment of fees by the Reading Room has been revised as follows:

a. An applicant for discharge review is entitled to directives and other documents relevant to the consideration

of his application by the DRB. The Reading Room, located at the Pentagon Concourse, is the proper recipient of a request for such materials from an applicant or his designated counsel or representative.

b. The Reading Room will provide the following publications, upon request, without charge:

- (1) Stipulation of Dismissal
- (2) DoDD 1332.28
- (3) Subject/Category Listing
- (4) Decisional Documents of the DRBs (up to 25 each 30 days)
- (5) Index (case-by-case determination)

c. Requests for regulations other than those described above will be referred to the discharge review board of the military department concerned and a notice of referral will be provided to the requester by the Reading Room.

d. The discharge review board concerned will, upon request, provide the following regulations/Documents, without charge:

- (1) DRB regulation/instruction;
- (2) Pertinent portion of the regulation or manual under which the applicant was discharged (both current version and version in effect at the time of discharge);
- (3) Pertinent portion of other directives and documents relevant to the review of the applicant's discharge (case-by-case determination).

e. If a requested directive or document does not appear to be relevant to the review of the applicant's discharge, the DRB will so inform the requester. In addition, the requester will be advised by the DRB of two alternative means to obtain the requested material:

- (1) By writing to the appropriate agency (using the name and address provided) from which the material can be obtained for a fee (unless the agency in question waives the fee).
- (2) By providing specific information to the DRB demonstrating the relevancy of the requested material to the review of the applicant's discharge. If sufficient information is provided, the material will be provided free of charge.

f. The above procedures are effective immediately.

Francis X. Plant,

Deputy Assistant Secretary (DA Review Boards and Personnel Security).

[FR Doc. 80-16953 Filed 6-3-80; 8:45 am]

BILLING CODE 3710-08-M

Corps of Engineers, Department of the Army

Intent to Prepare Three Draft Supplements to the Final Environmental Impact Statement, Flood Control, Minnesota River, Minnesota, Mankato-North Mankato-Le Hillier; Proposed Alteration or Relocation of Bridges and Highway Approaches.

AGENCY: St. Paul District, U.S. Army Corps of Engineers.

ACTION: Revision of availability date for the three Draft Supplements to the Final Environmental Impact Statement (FEIS).

SUMMARY: The following revision applies to the Notice of Intent published in the Wednesday, January 30, 1980 issue of the Federal Register (Vol. 45, No. 21, pp. 6828-6830):

"We estimate that the three Draft Supplements to the FEIS will be available to the public by the fourth quarter of Fiscal Year 1980 (July through September 1980)."

Dated: May 27, 1980.

William W. Badger,
Colonel, Corps of Engineers, District Engineer.

[FR Doc. 80-16943 Filed 6-3-80; 8:45 am]

BILLING CODE 3710-CY-M

Office of the Secretary Advisory Group on Electron Devices; Meeting

Working Group A (Mainly Microwave Devices) of the DoD Advisory Group on Electron Devices (AGED) will meet in closed session on 26-27 June 1980 at the Harry Diamond Labs, 2800 Powder Mill Road, Adelphi, Maryland 20783.

The mission of the Advisory Group is to provide the Under Secretary of Defense for Research and Engineering, the Director, Defense Advanced Research Projects Agency and the Military Departments with technical advice on the conduct of economical and effective research and development programs in the area of electron devices.

The Working Group A meeting will be limited to review of research and development programs which the Military Departments proposed to initiate with industry, universities or in their laboratories. This microwave device area includes programs on developments and research related to microwave tubes, solid state microwave, electronic warfare devices, millimeter wave devices, and passive devices. The review will include classified program details throughout.

In accordance with 5 U.S.C. App. 1, § 10(d)(1976), it has been determined that this Advisory Group meeting concerns matters listed in 5 U.S.C.

§ 552b(c)(1)(1976), and that accordingly, this meeting will be closed to the public.

M. S. Healy,

*OSD Federal Register Liaison Officer,
Washington Headquarters Services,
Department of Defense.*

May 30, 1980.

[FR Doc. 80-16892 Filed 6-3-80; 8:45 am]

BILLING CODE 3810-70-M

Defense Advisory Committee on Women in the Services (DACOWITS);

The 22-23 June 1980 dates for the Defense Advisory Committee on Women in the Services (DACOWITS) Executive Committee Meeting as published in the *Federal Register* (Volume 45, No. 104, Wednesday 28, May 1980, FR Doc. 80—p. 35853) have been changed to 29-30 June 1980. Times and places remain the same.

M. S. Healy,

*OSD Federal Register Liaison Officer,
Washington, Headquarters Services,
Department of Defense.*

May 30, 1980

[FR Doc. 80-16893 Filed 6-3-80; 8:45 am]

BILLING CODE 3810-70-M

DEPARTMENT OF ENERGY

Voluntary Agreement and Plan of Action To Implement the International Energy Program; Meetings

In accordance with section 252(c)(1)(A)(i) of the Energy Policy and Conservation Act (42 U.S.C. 6272), notice is hereby provided of the following meetings:

I. A meeting of Subcommittee C of the Industry Advisory Board (IAB) to the International Energy Agency (IEA) will be held on June 11, 1980, at the Istituto Di Aggiornamento E Formazione ENI, Villa Montecucco, Viale Bruno Buozzi 14, 00040 Castelgandolfo (Rome), Italy, beginning at 10:00 a.m. The agenda for the meeting is as follows:

1. Opening remarks.
2. Pricing in an emergency.
3. Extraordinary costs.
4. Disputes Settlement Center, including preparation of procedures.
5. Legal clearance:
 - U.S. voluntary agreement.
 - EC Commission interface with IEA.
6. Legal issues involved in simplified sharing system—less than 7 percent trigger.
7. Legal consequences of industry representation in National Emergency Sharing Organizations (NESO's) during test and emergency.
8. Role of the IAB in advising IEA, including stock policies.

9. Opening of IAB meetings to the public and making available transcripts of meetings to the public.

10. Future work program.

II. A meeting of Subcommittee A of the Industry Advisory Board (IAB) to the International Energy Agency (IEA) will be held on June 12, 1980, at the Istituto Di Aggiornamento E Formazione ENI, Villa Montecucco, Viale Bruno Buozzi 14, 00040 Castelgandolfo (Rome) Italy, beginning at 10:00 a.m. The agenda for the meeting is as follows:

1. Emergency data system, including: Country-by-Country data reporting survey;

Simplified system for import monitoring (possible monthly Quarterly Oil Forecast);

Streamlining of emergency data reporting requirements.

2. Emergency reserves, including: Implications of including naphtha and bunkers in emergency reserves; General cost considerations related to holding emergency reserves;

Relationship of existing commercial stock levels to compulsory levels; Treatment of critical products; Optimum crude/product mix and accelerated production in crises; Minimum operating stocks by regions.

3. Implementation of speedy demand restraint measures after a trigger.

4. Third Allocation Systems Test (AST-3) Progress report.

5. New emergency management

manual. Training requirements for AST-3 participants/new Reporting Companies. (Including status report on new Reporting Companies.)

7. Treatment of synthetic fuels.

8. Forward corrections vs. historical adjustments in emergency oil redistribution.

III. A meeting of the Industry Advisory Board (IAB) to the International Energy Agency (IEA) will be held on June 13, 1980, at the offices of Ente Nazionale Idrocarburi (ENI), Piazza Enrico Mattei 1, 00144 Rome, Italy, beginning at 9:30 a.m. The agenda for the meeting is as follows:

1. Opening remarks.

2. Communications to and from IEA and Reporting Companies.

3. Matters arising from record note of IAB meeting in April 17, 1980.

4. Report on and discussion of SEQ meeting of April 24, 1980.

5. Report by IEA on and discussion of Governing Board meeting of May 8-9, Ministerial meeting of May 21-22, and other recent developments.

6. Report by IEA on and discussion of worldwide supply situation following May and June questionnaire "B" submissions and outlook for 1980.

7. Subcommittee "C" report, including:

- A. Legal clearances.
 - (1) U.S. voluntary agreement.
 - (2) EC Commission interface with IEA.
 - (3) Clearances for AST-3.

B. Other legal issues.

- (1) Industry representation on NESO's.
- (2) Role of the IAB in advising the IEA.

(3) Simplified sharing system—less than 7% trigger.

C. Dispute Settlement Centre, including preparation of procedures for arbitration.

D. Pricing in an emergency.

E. Opening of IAB meetings to the public and making available transcripts of meetings to the public.

F. Future work program.

8. Subcommittee "A" report, including: A. Emergency Data System questions:

- (1) Survey of Participating Country data reporting procedures.
- (2) Simplified system for import monitoring.

(3) Streamline of emergency data reporting requirements.

B. Emergency reserves:

- (1) Implications of including naphtha and bunkers in emergency reserves.
- (2) General cost considerations related to holding additional emergency reserves.

(3) Relationship of existing commercial stock levels to compulsory stocks.

(4) Treatment of critical products.

(5) Optimum crude/product mix and accelerated production in a crisis.

(6) Minimum operating stocks by regions.

C. Training requirements.

D. AST-3 preparations.

E. Future work program.

9. ISAG Manager's report, including:

- A. ISAG staffing.
- B. AST-3 per diem expense allowance.

10. Future work program and meeting schedule.

As permitted by 10 CFR 209.32, the usual 7-day notice period has been shortened because the agendas only recently have been determined.

As provided in section 252(c)(1)(A)(ii) of the Energy Policy and Conservation Act, these meetings will not be open to the public.

Pursuant to section 252(c)(3) of the Energy Policy and Conservation Act, a verbatim transcript of this meeting will be made; the transcript, with such deletions as are determined to be necessary or appropriate pursuant to E.O. 12065 (43 FR 28949, July 3, 1978), E.O. 11932 (41 FR 32691, August 5, 1976) and 22 CFR 9a.1-9a.8, will be available in the Reading Room of the Department of Energy, Room 5B-180, Forrestal

Building, 1000 Independence Avenue, S.W., Washington, D.C. 20585, between the hours of 8:00 a.m. and 4:00 p.m. weekdays, except Federal holidays.

Issued in Washington, D.C., May 28, 1980.

Craig S. Bamberger,
*Acting Assistant General Counsel,
International Trade and Emergency
Preparedness.*

[FR Doc. 80-16688 Filed 6-2-80; 8:45 am]

BILLING CODE 6450-01-M

Federal Loan Guarantees for Alternative Fuel Demonstration Facilities

AGENCY: Department of Energy, Office of Resource Applications.

ACTION: Summary of Comments Received on Proposed Evaluation of Unsolicited Application for High Btu Coal Gasification Loan Guarantee and Notice of Decision.

On May 15, 1980 (45 FR 32037), the Department of Energy published a request for comments on its proposed evaluation of an unsolicited application for high Btu coal gasification loan guarantee. Four written comments and one telephone comment were received in response to this request. The comments were categorized and summarized as follows: Two comments opposed the Department of Energy's acceptance of an unsolicited application for the high Btu coal gasification loan guarantee. The general thrust of these comments was that the Department should solicit competitive proposals. However, as stated in the request for comments, the Department of Energy believes that no other high Btu coal gasification project was currently able to offer a competitive proposal for a loan guarantee. The request for comments specifically requested that any other party proposing to construct a commercial scale high Btu gasification facility within a similar time period as that of the unsolicited proposal comment and notify the Department of Energy of any intention it may have to reply for a Federal loan guarantee. No comments were received from any party having knowledge of any competitive project nor did any party indicate an intention to apply for a Federal loan guarantee. Therefore, the Department of Energy continues to believe that there is no other high Btu coal gasification project which is able to compete at this time with the unsolicited proposal.

Two comments were received which endorsed the Department's acceptance of the unsolicited application and urged the Department to proceed as quickly as possible to make loan guarantees

available for the development of synthetic fuel projects. These comments were generally considered by the Department to be supportive of the acceptance of the unsolicited application for the Great Plains Gasification Associates project and do not, in the opinion of the Department, need further interpretation.

A third area of comments addressed the environmental and community impacts of the proposed project and expressed concern that these impacts be appropriately evaluated. The decision by the Department of Energy to accept the unsolicited proposal for evaluation does not constitute an award of a loan guarantee to the Great Plains project. This guarantee will not be issued until the Department completes a detailed evaluation of the application and determines that the application meets the requirements of the Federal Nonnuclear Energy Research and Development Act of 1974, as amended (Pub. L. 93-577), and the regulations implementing that statute (10 CFR part 796). In making this determination, the Department will evaluate the environmental and community impacts of the project. The Department is aware that a final environmental impact statement has been published for the Great Plains Gasification Associates project by the Department of the Interior. The Department will utilize this environmental impact statement in its evaluation and will appropriately evaluate and assess the community impacts of the project prior to making a decision on the application.

One comment suggested that an additional 30 days be allowed for further comments on the proposed action. The suggestion made by this comment has not been adopted because the Department of Energy believes that evaluation of the subject proposal must begin immediately if the Department is to have any possibility of issuing a guarantee or a commitment within sufficient time for the project to begin construction during the 1980 building season.

Finally, one comment addressed whether or not the project was eligible for a loan guarantee since the sponsors had evidenced their willingness to proceed with the proposed plant without a Federal guarantee and further questioned whether the project would begin construction during the 1980 building season as a result of the appeal of the Federal Energy Regulatory Commission's approval of the financing plan for the project. The appeal of the FERC ruling prevents the project from being financed at this time without a

Federal loan guarantee. However, if the proposed Federal loan guarantee is timely issued, the project may begin construction during the 1980 building season. The issuance of such a guarantee may also result in a resolution of the pending appeal of the FERC ruling. The Department has further determined that complete financing is not presently available to the Great Plains Coal Gasification Project on both an interim and permanent basis even the FERC's approval of the financing plan. Therefore, the Department is of the opinion that the loan guarantee is necessary to encourage the financial participation of the private lending community and the financial eligibility requirements of the Department's authorization statute can be met.

Those comments which did not directly respond to the proposed action or which requested copies of Departmental documents instead of offering comments are not addressed in this summary.

After consideration of the comments received, both for and against the Department's acceptance for evaluation of the unsolicited application proposed by Great Plains Gasification Associates, the Department has determined that there were no objections which outweigh the significant national benefit that is perceived if the Great Plains Gasification Associates project begins construction as quickly as possible. Therefore, it is the decision of the Department of Energy that the unsolicited proposal for a loan guarantee for this project will be accepted for evaluation by the Department of Energy. This decision does not constitute a decision to issue a loan guarantee to the subject proposal. However, if the applicant meets all of the statutory and regulatory requirements for the issuance of a loan guarantee and if the Department's evaluation of the application indicates it meets the programmatic objectives of the alternative fuels demonstration program, a loan guarantee may be ultimately awarded to the subject proposal.

Issued in Washington, D.C. on May 29, 1980.

John C. Sawhill,
Deputy Secretary, U.S. Department of Energy.

[FR Doc. 80-16677 Filed 6-2-80; 8:45 am]

BILLING CODE 6450-01-M

Economic Regulatory Administration

Canadian Crude Oil Allocation Program Supplemental Allocation Notice for the April 1, through June 30, 1980, Allocation Period

In accordance with the provisions of the Mandatory Canadian Crude Oil Allocation Regulations, 10 CFR Part 214, the Economic Regulatory Administration (ERA) of the Department of Energy (DOE) hereby issues a supplemental allocation notice to reflect the export levels of Canadian light crude oil and Canadian heavy crude oil for the month of June 1980.

Since October 1979, exports of crude oil from Canada have been authorized on a monthly basis instead of a quarterly basis. Consequently, the volumes listed in the allocation notice issued on March 31, 1980 (45 FR 23718, April 8, 1980), and the supplemental notice issued on April 18, 1980 (45 FR 28408, April 29, 1980), represented only volumes to be exported in April and May, respectively. This supplemental notice lists only Canadian crude oil volumes which will be exported in the month of June.

Redesignation of Priority Status

On April 17, 1980, the Department of Energy's Office of Hearings and Appeals (OHA) issued a Decision and Order with respect to appeals filed by the Mobil Oil Corporation from four allocation notices issued by ERA under the Canadian Crude Oil Allocation Program. *Mobil Oil Corporation*, Case Nos. DEA-0235, 0387, 0589, and BEA-0035. OHA concluded that:

On the basis of the data set forth above, we have determined that both Ashland and Koch have access to substantial quantities of non-Canadian crude oil delivered by barge during eight months of the year. When pipelines are considered as well, the record indicates that Ashland and Koch had access to at least 193,765 B/D of non-Canadian crude oil by pipeline and barge during the fourth allocation quarters of 1978 and 1979, and 231,152 B/D of non-Canadian crude oil by pipeline and by barge during the second and third allocation quarters of 1979. [footnote omitted] These figures are substantially greater than the 108,398 B/D threshold level established in this proceeding to determine whether the two Minnesota refineries are eligible for first priority status under the CAP.

It is ERA's belief that the legal and factual determinations made by OHA with respect to the Ashland and Koch refineries' access to non-Canadian crude oil in the allocation periods specified

above are equally applicable to future allocation periods. Accordingly, on May 16, 1980, Ashland and Koch were formally advised that ERA intended to redesignate the Ashland refinery at St. Paul Park, Minnesota, and the Koch refinery at Pine Bend, Minnesota, second priority refineries for the June 1980 Supplemental Allocation Notice and, with the possible exception of the first allocation quarter in each year, in every subsequent allocation quarter. With respect to the first allocation quarter of each year, ERA intended to make a determination of the refineries' priority status at a later time.

However, on May 15, 1980, at the request of Koch, the United States District Court for the District of Minnesota issued a Temporary Restraining Order, which was served on the Department of Energy on May 19, 1980. This Order restrains and enjoins ERA "from implementing reclassification of [Koch's] Pine Bend, Minnesota, refinery from first priority to second priority status under the regulations of the Canadian Allocation Program (10 CFR Part 214) pending a hearing and determination of the plaintiff's motion for a preliminary injunction."

On May 27, 1980, Ashland advised that the United States District Court for the District of Minnesota had also issued a Temporary Restraining Order restraining ERA from reclassifying the Ashland refinery at St. Paul Park, Minnesota.

In accordance with the requirements of these Temporary Restraining Orders, the Ashland and Koch refineries will remain first priority for the June 1980 Supplemental Allocation Notice.

Allocation of Canadian Light Crude Oil

The Canadian National Energy Board (NEB) has formally advised ERA that the total volume of Canadian light crude

oil authorized for export to the United States for the month of June 1980, and therefore subject to allocation under Part 214, will be 50 barrels/day (B/D), all of which is operationally constrained through the Union Oil pipeline from the Reagan field in Canada to the Flying J, Inc. (formerly ICG Vista) Thunderbird refinery (second priority) at Cut Bank, Montana. Pursuant to 10 CFR 214.35, ERA will give effect to the operational constraint regarding the Thunderbird refinery in the issuance of Canadian crude oil rights for the month of June.

Allocation of Canadian Heavy Crude Oil

The NEB has advised ERA that the authorized export level for Canadian heavy crude oil for the month of June 1980 is 62,925 B/D. Ashland Oil Inc. advised ERA that it wished to reduce its nomination to 11,000 B/D for the months of May and June. Murphy Oil Corp., has advised ERA that it wishes to reduce its nomination to zero barrels for the month of June. Total Petroleum, Inc. has also advised ERA that it wishes to reduce its heavy crude oil nomination to zero barrels for the month of June. ERA has given effect to these changes in the nominations of Ashland, Murphy and Total in the allocations of heavy crude oil assigned for June.

In allocating heavy crude oil for June, ERA has used the procedures set forth in § 214.31(a)(3). Due to the relatively low export level for heavy crude oil for June, only first priority refineries are entitled to heavy crude oil allocations, pursuant to the first two steps specified in § 214.31(a)(3).

The issuance of Canadian heavy crude oil rights, expressed in barrels/day, for June 1980 to refiners and other firms nominating for heavy crude oil for the April-June allocation period is as follows:

Refiner/refinery	Priority	Base Period Volumes ¹ Canadian Total	Base period Volumes ¹ Canadian Heavy crude	Nomination	Allocation
Ashland-St. Paul Park, MN.....	I	44,707	4,803	² 11,000	4,112
Koch-Pine Bend, MN.....	I	74,383	68,692	95,000	58,813
Marathon-Detroit, MI.....	II	10,301	142	8,637	0
Mobil-Detroit, MI.....	II	24,995	0	6,036	0
Mobil-Ferndale, WA.....	II	45,444	0	10,975	0
Mobil-Joliet, IL.....	II	14,606	12,474	12,989	0
Murphy-Superior, WI.....	I	25,625	5,372	² 0	0
Sohio-Toledo, OH.....	II	29,182	0	10,000	0
Total-Alma, MI.....	II	9,727	6,707	² 0	0
Union-Lemont, IL.....	II	11,711	0	20,000	0
Total Priority I.....					62,925
Total Priority II.....					0
Total I and II.....					62,925

¹ Base period volume for the purpose of this notice means average number of barrels of Canadian crude oil included in a refinery's crude oil runs to stills or consumed or otherwise utilized by a facility other than a refinery during the base period (November 1, 1974, through October 31, 1975) on a barrels per day basis. For the base period volumes of all priority refineries, see Allocation Notice issued December 29, 1979 (45 FR 1664, January 8, 1980).

² As revised.

On or prior to the thirtieth day preceding each allocation period, each refiner or other firm that owns or controls a first priority refinery shall file with ERA the supplemental affidavit specified in § 214.41(b) to confirm the continued validity of the statements and representations contained in the previously filed affidavit or affidavits, upon which the designation for that priority refinery is based. Each refiner or other firm owning or controlling a first or second priority refinery shall also file the periodic report specified in § 421.41(d)(1) on or prior to the thirtieth day preceding each allocation period, provided, however, that the information as to estimated nominations specified in § 214.41(d)(1)(i) is not required to be reported.

Within 30 days following the close of each three-month allocation period each refiner or other firm that owns or controls a priority refinery shall file the periodic report specified in § 214.41(c)(2) certifying the actual volumes of Canadian crude oil and Canadian plant condensate included in the crude oil runs to stills, consumed, or otherwise utilized by each such priority refinery (specifying the portion thereof that was allocated under Part 214) for the allocation period.

This notice is issued pursuant to Subpart G of ERA's regulations governing its administrative procedures and sanctions, 10 CFR Part 205. Any person aggrieved hereby may file an appeal with DOE's Office of Hearings and Appeals in accordance with Subpart H of 10 CFR Part 205. Any such appeal shall be filed on or before 30 days from the publication of this notice.

Issued in Washington, D.C. on May 29, 1980.

Doris J. Dewton,

Assistant Administrator, Office of Petroleum Operations, Economic Regulatory Administration.

[FR Doc. 80-16874 Filed 6-3-80; 8:45 am]

BILLING CODE 6450-01-M

Deepwater Unit 8 Generating Station; Notice of Intent To Prepare an Environmental Impact Statement (EIS) and Conduct Public Scoping Meeting

AGENCY: Department of Energy, Economic Regulatory Administration.

ACTION: Notice of intent to prepare environmental impact statement and conduct public scoping meeting.

SUMMARY: The Department of Energy (DOE) announces its intent to prepare an EIS evaluating the impact of its Proposed Prohibition Order for the Deepwater Unit 8 Generating Station. Deepwater is located in Pennsville, New Jersey, and is owned and operated by Atlantic City Electric Company. The Prohibition Order, if finalized, would prohibit the burning of petroleum or natural gas in this unit. Subsequent operation of this unit would require the burning of an alternate fuel such as coal. Interested agencies, organizations, and the general public desiring to submit written comments or suggestions for consideration in connection with the preparation of this EIS are invited to do so and/or to attend the public scoping meeting which will be held on July 8, 1980, in order to assist DOE in identifying significant environmental issues and the appropriate scope of the EIS. Parties who desire to present oral comments at the scoping meeting should provide advance notice to the Economic Regulatory Administration (ERA) as described below. Upon completion of the draft EIS, its availability will be announced in the *Federal Register*, at which time further comments will be solicited.

The meeting is scheduled to begin at 10:00 a.m. and will continue until all persons wishing to speak have had an opportunity to do so. Persons who are unable to attend at this time and who wish the session to extend into the evening hours must submit a written request to Mr. Steven E. Ferguson (as described below) by June 24, 1980. An evening session will be conducted if sufficient interest warrants this.

Written comments, notice of intent to present comments at the scoping meeting, and questions concerning the meeting should be addressed to: Mr. Steven E. Ferguson, Chief, Environmental Analysis Branch, Office of Fuels Conversion, Economic Regulatory Administration, Department of Energy, 2000 M Street NW., Room 3322, Washington, D.C. 20461, telephone (202) 653-3684.

For general information on the EIS process, contact: Robert J. Stern, Acting Director, Division of NEPA Affairs, Office of the Assistant Secretary for Environment, Department of Energy, 1000 Independence Avenue SW., Washington, D.C. 20585, (202) 252-4600.

Date and Location of Scoping Meeting: July 8, 1980 at the Township of Pennsville Municipal Building, 90 North Broadway, Pennsville, New Jersey.

Meeting will begin at 10:00 a.m. Written Comments Due: August 8, 1980

SUPPLEMENTARY INFORMATION: On January 2, 1980 (45 FR 72) the Economic Regulatory Administration (ERA) published in the *Federal Register* a proposed Prohibition Order for Unit 8 (73.5 MW) of the Deepwater Generating Station, located in Pennsville, New Jersey. The proposed order was issued pursuant to Section 301 of the Powerplant and Industrial Fuel Use Act of 1978 (Pub. L. 95-620). If finalized, the order would prohibit this unit from burning natural gas or petroleum as its primary energy source. The proposed prohibition order was based on ERA findings that this powerplant has, or previously had, the technical capability to use an alternate fuel (coal) as a primary energy source. This finding was based on the information that the powerplant was designed and constructed to burn coal as a primary energy source and had previously burned coal.

Environmental Impact Statement

The EIS will present a comprehensive analysis of the environmental impact of ERA's proposed action in issuing a final order prohibiting Unit 8 of the Deepwater generating station from burning natural gas or petroleum as primary fuels. This analysis will discuss the environmental consequences of the proposal and alternatives, including the environmental impacts of burning coal or other fuels as primary fuels. Among the impacts to be discussed are air quality, water quality, solid waste generation and disposal, and transportation and storage of fuel, as well as other impacts determined to be potentially significant during the public comment process. In addition, the EIS will evaluate methods of meeting the requirements of the Clean Air Act, Federal Water Pollution Control Act, Resource Conservation and Recovery Act, and other relevant environmental statutes. The EIS will be prepared in accordance with Section 102(2)(C) of the National Environmental Policy Act (NEPA).

It is possible that DOE may, in the future, issue prohibition orders to other facilities in the area of the Deepwater generating station. If it appears that the environmental effects of conversions in proximity result in cumulative impacts.

DOE may opt to combine these conversions in a single EIS. DOE will assess various strategies for combining or tiering requisite NEPA documentation that may better serve the decision making process. DOE solicits the Public's views and suggestions in this area.

Scoping Meeting

DOE desires to know what the public considers to be the major environmental issues associated with prohibiting Deepwater Unit 8 from burning natural gas or petroleum as its primary energy source. The meeting on July 8, 1980, at the address and time noted at the beginning of this notice, will be held to receive comments on the structure and scope of the EIS, anticipated energy/environmental problems, actions that might be taken to address them and reasonable alternatives which should be considered.

The scoping meeting will be conducted informally with the presiding officer affording all interested individuals in attendance an opportunity to speak. A transcript of the meeting will be recorded. The presiding officer will establish the order of speakers and provide any additional procedures necessary for the conduct of the meeting. Attendees at the meeting will be asked to register.

If possible, those planning to present information at the meeting should notify Mr. Ferguson. Participants are encouraged to submit to Mr. Ferguson, in advance, their intent to participate, and copies of any written material. However, public participation is encouraged even without the advance submission of written material.

Speakers will be allotted approximately fifteen minutes for their oral statements. Should any speaker desire to have additional time, or to provide further information for the record, such additional information may be submitted in writing by August 8, 1980. Written comments will be considered and given equal weight with oral comments. All comments or suggestions received will be carefully considered in the preparation of the draft EIS.

A transcript of the scoping meeting will be retained by DOE and made available for inspection at the Freedom of Information Library, Room 6A-152, Forrestal Building, 1000 Independence Avenue-SW., Washington, D.C. 20585, between the hours of 8:00 a.m. and 4:30 p.m. Monday through Friday. In addition, anyone may make arrangements with the reporter to purchase a copy of the transcript.

Those individuals who do not wish to submit comments or suggestions at this time but who would like to receive a copy of the DEIS for review and comment when it is issued should so notify Mr. Ferguson.

Any questions regarding the meeting should be addressed to Mr. Ferguson.

Issued in Washington, D.C.

Ruth C. Clusen,

Assistant Secretary for Environment.

May 28, 1980.

[FR Doc. 80-16878 Filed 6-3-80; 8:45 am]

BILLING CODE 6450-01-M

South Hampton Refining Co.; Action Taken on Consent Order

Pursuant to 10 CFR 205.199j, the Economic Regulatory Administration (ERA) of the Department of Energy (DOE) hereby gives notice of final action taken on a Consent Order. Under the terms of 10 CFR 205.199j(c), no Consent Order involving sums in excess of \$500,000 shall become effective until ERA publishes notice of its execution and solicits and considers public comments with respect to its terms.

On April 14, 1980, ERA published a notice of a Proposed Consent Order which was executed between South Hampton Refining Company and the ERA (45 FR 25114, April 14, 1980). With that notice, and in accordance with 10 CFR Section 205.199j, ERA invited interested persons to comment on the proposed Consent Order. Also, in that notice, and in accordance with 10 CFR 205.283, interested parties who believe that they have a claim to all or a portion of the refund were instructed to provide written notification to ERA.

Five parties submitted written notification of claim; no comments on the terms and conditions of the Consent Order were received. ERA has concluded that the Consent Order as executed between ERA and South Hampton Refining Company is an appropriate resolution of the compliance proceedings described in the notice published April 14, 1980, and hereby gives notice that the Consent Order shall become effective as proposed, without modification, on July 7, 1980.

Issued in Dallas, Texas, this 19th day of May 1980.

Wayne I. Tucker,

District Manager, Southwest District Enforcement, Economic Regulatory Administration.

[FR Doc. 80-16878 Filed 6-2-80; 8:45 am]

BILLING CODE 6450-01-M

[Docket No. ERA-FC-80-013; OFC Case No. 55141-0731-01-12]

Powerplant and Industrial Fuel Use Act of 1978; Acceptance of Petitions for Exemption

AGENCY: Economic Regulatory Administration Department, of Energy.

ACTION: Notice of acceptance of Petitions for exemption.

SUMMARY: On March 13, 1980, The Brunswick Pulp & Paper Company (Brunswick) filed petitions with the Economic Regulatory Administration (ERA) of the Department of Energy (DOE) for an order permanently exempting a planned new major fuel burning installation (MFBI) from the prohibitions of the Powerplant and Industrial Fuel Use Act of 1978 (FUA or the Act) (42 U.S.C. 8301 *et seq.*), which prohibits the use of petroleum and natural gas as a primary energy source in certain new MFBI's. Criteria for petitioning for exemptions from the prohibitions of FUA are published at 44 FR 28530 (May 15, 1979) and at 44 FR 28950 (May 17, 1979) (Interim Rules).

The MFBI for which the petition is filed is a new package boiler (package boiler) to be installed at Brunswick's manufacturing plant at Brunswick, Georgia. This unit has a design heat input rate of 198 million Btu's per hour and has a steam generating capacity of 150,000 pounds per hour. It will be capable of burning a mixture of hydrogen or No. 6 fuel oil either alternately or simultaneously.

Under § 505.28 of the Interim Rules, Brunswick has petitioned for a permanent fuel mixture exemption for this unit. Concurrent with this petition, Brunswick has petitioned for permanent emergency and scheduled equipment outage exemptions under § 505.29 and 505.31, respectively, of the Interim Rules.

FUA imposes statutory prohibitions against the use of natural gas or petroleum as a primary energy source by new MFBI's which consist of a boiler. ERA's decision in this matter will determine whether the proposed boiler will be granted a permanent exemption to use a mixture of hydrogen and No. 6 fuel oil, a permanent exemption for emergency purposes, and a permanent exemption to meet scheduled equipment outages.

ERA has determined that these petitions appear to contain the information needed to analyze and determine the merits of the petitions. A review of the petitions is provided in the SUPPLEMENTARY INFORMATION section that follows.

As provided for in § 701(c) and (d) of FUA and § 501.31 and 501.33 of the

Interim Rules, interested persons are invited to submit written comments in regard to this matter, and any interested person may submit a written request that ERA convene a public hearing.

DATES: Written comments are due by July 21, 1980. A request for a public hearing must also be made within this same 45 day public comment period.

ADDRESSES: Fifteen copies of written comments or a request for a public hearing shall be submitted to: Economic Regulatory Administration, Case Control Unit, Box 4629, Room 2313, 2000 M Street NW., Washington, D.C. 20461.

FOR FURTHER INFORMATION CONTACT: Constance L. Buckley, Chief, New MFBI Branch, Office of Fuels Conversion, Economic Regulatory Administration, 2000 M Street NW., Room 3128, Washington, D.C. 20461, Phone (202) 653-3679.

James Renjilian, Office of the General Counsel, Department of Energy, 1000 Independence Avenue SW., Room 6G-087, Washington, D.C. 20585, Phone (202) 252-2967.

William L. Webb, Office of Public Information, Department of Energy, Economic Regulatory Administration, 2000 M Street NW., Room B-110, Washington, D.C. 20461, Phone (202) 634-2170.

Anthony M. Vaitekunas, New MFBI Branch, Economic Regulatory Administration, 2000 M Street NW., Room 3126-B, Washington, D.C. 20461, Phone (202) 653-3645.

SUPPLEMENTARY INFORMATION: FUA prohibits the use of natural gas and petroleum as a primary energy source in certain new MFBI's unless an exemption to do so has been granted by ERA. Brunswick states that the steam generated will be used for process purposes, electric power generation purposes and as a partial backup for Brunswick's other boilers when scheduled and unscheduled boiler outages occur, approximately 26 days per year.

Section 505.28 of the Interim Rules provides for a permanent exemption from the prohibitions of FUA for certain fuel mixtures containing natural gas or petroleum. To qualify, a petitioner must demonstrate to the satisfaction of ERA that:

(1) It proposes to use a mixture of natural gas or petroleum and an alternate fuel as a primary energy source; and

(2) The amount of petroleum or natural gas proposed for use in the mixture will not exceed the minimum percentage of the total annual Btu heat input of the primary energy sources

needed to maintain operational reliability of the installation consistent with maintaining a reasonable level of fuel efficiency.

In addressing these eligibility requirements, and the evidentiary requirements in § 505.78 (a)(1) and (c)(4), Brunswick states that the package boiler will be operated using only hydrogen on a regular basis at 16 percent capacity so that it will be readily available when needed and protected from corrosion during periods when it is not used at greater capacities. However, during higher capacity uses, such as outages, the package boiler will burn a fuel/oil mixture of 82 percent hydrogen gas and 18 percent No. 6 fuel oil as the primary energy source.

If the exemption is granted, ERA will not require that the percentage of petroleum or natural gas used in the mixture be less than 25 percent of the total annual Btu heat input of the primary energy sources to be used in the installation.

Brunswick states that it will submit to the ERA an annual report certifying that the total amount of petroleum product that is proposed to be used in the boiler will not exceed 25 percent of the total annual Btu heat input to the boiler.

In accordance with Part 502 of the Interim Rules, in support of its petition, Brunswick has addressed the appropriate Fuels Decision Report (FDR) requirements including design specifications for the boiler for which this exemption is requested and an engineering assessment of the proportions of gas/oil needed to maintain operational reliability and a reasonable level of fuel efficiency.

To support its petition for an emergency purposes exemption, Brunswick states that it will operate the boiler for which this exemption is requested only in accordance with the definition of "Emergency" as stated in § 505.29 of the Interim Rules. Such emergency will occur with the unplanned shutdown of either No. 4 or No. 5 recovery boilers or, either No. 3 or No. 4 Power Boilers or, any boiler which may in the future replace one of these units.

Brunswick is requesting a permanent scheduled equipment outage exemption in accordance with § 505.31 of the Interim Rules because it anticipates a total 12 days of planned outages annually for the period covering 1981 through 1990.

ERA hereby gives notice that all three of Brunswick's petitions for a permanent exemption have been accepted as adequate for filing. ERA retains the right to request additional relevant

information from Brunswick at any time during the pendency of these proceedings. As set forth in § 501.3(g) of the Interim Rules, the acceptance of these petitions by ERA does not constitute a determination that Brunswick is entitled to the exemptions requested.

The public file containing documents on these proceedings and supporting materials is available for inspection upon request at: Economic Regulatory Administration, Room B-110, 2000 M Street NW., Washington, D.C., Monday-Friday, 8:00 am-4:30 pm.

Issued in Washington, D.C., on May 24, 1980.

Robert L. Davies,

Assistant Administrator, Office of Fuels Conversion, Economic Regulatory Administration.

[FR Doc. 80-16880 Filed 6-3-80; 8:45 am]

BILLING CODE 6450-01-M

[ERA Docket No. 80-CERT-017]

**Public Service Electric & Gas Co.;
Application for Certification of the Use
of Natural Gas To Displace Fuel Oil**

Take notice that on April 17, 1980, Public Service Electric and Gas Company (Public Service), 80 Park Place, Newark, New Jersey 07101, filed an application for certification of an eligible use of natural gas to displace fuel oil at eight of its electric generating stations located in New Jersey: Bergen in Ridgefield; Essex in Newark; Hudson in Jersey City; Kearney in Kearney; Linden in Linden; Sewaren in Sewaren; Edison in Edison; and Mercer in Trenton, pursuant to 10 CFR Part 595 (44 FR 47920, August 16, 1979). More detailed information is contained in the application on file with Economic Regulatory Administration (ERA) and available for public inspection at the ERA, Docket Room 4126, 2000 M Street, N.W., Washington, D.C. 20461, from 8:30 a.m.-4:30 p.m., Monday through Friday, except Federal holidays.

In its application, Public Service states that the volume of natural gas for which it requests certification is approximately 4 billion cubic feet. This volume is estimated to displace the use of approximately 602,000 barrels of No. 6 fuel oil (0.3 percent sulfur) and approximately 16,000 barrels of No. 2 fuel oil (0.2 percent sulfur) or kerosene (0.1 percent sulfur) per year.

The quantities at each location are subject to considerable variation with changes in demand and availability of

the various generating units, but estimated gas usage and resulting oil displacement volumes are listed below:

Location	Estimated volume (MMCF)	Estimated Oil Displacement (000 BBL)	
		0.3% sulfur No. 6 oil	0.2% sulfur No. 2 oil or 0.1% sulfur kerosene
1. Bergen Generating Station, Ridgefield, N.J.	1,776	276	
2. Essex Generating Station, Newark, N.J.	50		8
3. Hudson Generating Station, Jersey City, N.J.	1,544	237	
4. Kearny Generating Station, Kearny, N.J.			
5. Linden Generating Station, Linden, N.J.			
6. Sewaren Generating Station, Sewaren, N.J.	580	89	
7. Edison Generating Station, Edison, N.J.	50		8
8. Mercer Generating Station, Trenton, N.J.			
Totals	4,000	602	18

The eligible seller is the East Tennessee Natural Gas Company, P.O. Box 10245, Knoxville, Tennessee 37919. The gas would be transported by the Tennessee Gas Pipeline Company, P.O. Box 2511, Houston, Texas 77001, and the Transcontinental Gas Pipeline Corporation, P.O. Box 1396, Houston, Texas 77001.

In order to provide the public with as much opportunity to participate in this proceeding as is practicable under the circumstances, we are inviting any person wishing to comment concerning this application to submit comments in writing to the Economic Regulatory Administration, Room 4126, 2000 M Street, N.W., Washington, D.C. 20461, Attention: Mr. Finn K. Neilsen, on or before June 14, 1980.

An opportunity to make an oral presentation of data, views, and arguments either against or in support of this application may be requested by any interested person in writing within the ten (10) day comment period. The request should state the person's interest, and, if appropriate, why the person is a proper representative of a group or class of persons that has such an interest. The request should include a summary of the proposed oral presentation and a statement as to why an oral presentation is necessary. If ERA determines that an oral presentation is necessary, further notice will be given to Public Service and any persons filing comments and will be published in the **Federal Register**.

Issued in Washington, D.C., on May 28, 1980.

Doris J. Dewton,

Assistant Administrator, Office of Petroleum Operations, Economic Regulatory Administration.

(FR Doc. 80-10887 Filed 6-3-80; 8:45 am)

BILLING CODE 6450-01-M

U.S. Compressed Gas Co.; Action Taken on Consent Order

AGENCY: Economic Regulatory Administration, Department of Energy.

ACTION: Notice of action taken and opportunity for comment on consent order.

SUMMARY: The Economic Regulatory Administration (ERA) of the Department of Energy (DOE) announces action taken to execute a Consent Order and provides an opportunity for public comment on the Consent Order and on potential claims against the refunds deposited in an escrow account established pursuant to the Consent Order.

EFFECTIVE DATE: April 28, 1980.

COMMENTS BY: JULY 7, 1980.

ADDRESS: Send comments to: Edward F. Momorella, District Manager of Enforcement, Northeast District, Economic Regulatory Administration, 10th Floor 1421 Cherry Street, Philadelphia, Pennsylvania 19102.

FOR FURTHER INFORMATION CONTACT:

Edward F. Momorella, District Manager of Enforcement, Northeast District, Economic Regulatory Administration, 10th Floor, 1421 Cherry Street, Philadelphia, Pennsylvania 19102. 215-597-2633.

SUPPLEMENTARY INFORMATION: "On April 28, 1980, the Office of Enforcement of the ERA executed a Consent Order with U.S. Compressed Gas Company of King of Prussia, Pa. Under 10 CFR 205.199(b), a Consent order which involves a sum of less than \$500,000 in the aggregate, excluding penalties and interest, becomes effective upon its execution."

I. The Consent Order

U.S. Compressed Gas Company, with its home office located in King of Prussia, Pa., is a firm engaged in the marketing of Propane, and is the subject to the Mandatory Petroleum Price and Allocation Regulations at 10 CFR, Parts 210, 211, 212. To resolve certain civil actions which could be brought by the Office of Enforcement of the Economic Regulatory Administration as a result of the audit of U.S. Compressed Gas Company, the Office of Enforcement, ERA, and U.S. Compressed Gas

Company entered into a Compromise Consent Order, the significant terms of which are as follows:

1. The Consent order settles all issues involved in U.S. Compressed Gas Company sales of Propane during the period November 1, 1973 through September 30, 1976.

2. The ERA alleges that U.S. Compressed Gas Company sold Propane at prices in excess of those permitted under 10 CFR 212.93, as preceded by 6 CFR 150.359.

3. U.S. Compressed Gas Company in executing the Consent Order disputes that it has violated any DOE Regulation. However, to avoid costly and time consuming litigation and without admitting it violated any statute or regulation and for purposes of settlement only agrees to refund \$57,000 as specified in the Consent Order.

4. The provisions of 10 CFR 205.199], including the publication of this Notice, are applicable to the Consent Order.

II. Disposition of Refunded Overcharges

In this Consent Order, U.S. Compressed Gas Company agrees to refund, in full settlement of any civil liability with respect to actions which might be brought by the Office of Enforcement, ERA, arising out of the transactions specified in I.1 above, the sum of \$57,000 on or before April 1, 1982. Refunded overcharges will be in the form of a certified check made payable to the United States Department of Energy and will be delivered to the Assistant Administrator for Enforcement, ERA. These funds will remain in a suitable account pending the determination of their proper disposition.

The DOE intends to distribute the refund amounts in a just and equitable manner in accordance with applicable laws and regulations. Accordingly, distribution of such refunded overcharges requires that only those "persons" (as defined at 10 CFR 205.2) who actually suffered a loss as a result of the transactions described in the Consent Order receive appropriate refunds. Because of the petroleum industry's complex marketing system, it is likely that overcharges have either been passed through as higher prices to subsequent purchasers or offset through devices such as the Old Oil Allocation (Entitlements) Program, 10 CFR 211.67. In fact, the adverse effects of the overcharges may have become so diffused that it is a practical impossibility to identify specific, adversely affected persons, in which case disposition of the refunds will be made in the general public, interest by an appropriate means such as payment

to the Treasury of the United States pursuant to 10 CFR 204.199I(a).

III. Submission of Written Comments

A. Potential Claimants: Interested persons who believe that they have a claim to all or a portion of the refund amount should provide written notification of the claim to the ERA at this time. Proof of claims is not now being required. Written notification to the ERA at this time is requested primarily for the purpose of identifying valid potential claims to the refund amount. After potential claims are identified, procedures for the making of proof of claims may be established. Failure by a person to provide written notification of a potential claim within the comment period for this Notice may result in the DOE irrevocably disbursing the funds to other claimants or to the general public interest.

B. Other Comments: the ERA invites interested persons to comment on the terms, conditions, or procedural aspects of this Consent Order.

You should send your comments or written notification of a claim to Edward F. Momorella, District Manager of Enforcement, 10th Floor, 1421 Cherry Street, Philadelphia, Pa. 19102. You may obtain a free copy of this Consent Order by writing to the same address or by calling 215-597-2633.

You should identify your comments or written notification of a claim on the outside of your envelope and on the documents you submit with the designation, "Comments on U.S. Compressed Gas Company Consent-Order." We will consider all comments we receive by 4:30 p.m., local time on July 7, 1980. You should identify any information or data which, in your opinion, is confidential and submit it in accordance with the procedures in 10 CFR 205.9(f).

Issued in Philadelphia, Pa., on the 15th day of May 1980.

Edward F. Momorella,
District Manager of Enforcement, Northeast District.

[FR Doc. 80-16998 Filed 6-3-80; 8:45 am]

BILLING CODE 6450-01-M

ENVIRONMENTAL PROTECTION AGENCY

[OPTS-51053A; FRL 1506-5]

Certain Chemicals; Premanufacture Notices; Corrections

AGENCY: Environmental Protection Agency (EPA).

ACTION: Correction notice.

SUMMARY: This notice corrects information on premanufacture notices published in the Federal Register of April 22, 1980 (45 FR 27006).

FOR FURTHER INFORMATION CONTACT: Mr. Douglas Rehberg, Premanufacturing Review Division (TS-794), Office of Pesticides and Toxic Substances, Environmental Protection Agency, 401 M St., SW., Washington, DC 20460, 202-426-8493.

SUPPLEMENTARY INFORMATION: In FR document 80-12303 of April 22, 1980 (45 FR 27006), EPA announced receipt of four premanufacture notices. Information on specific PMN's were either deleted or misspelled. Accordingly, corrections are being published.

PMN 80-69, appearing at page 27007, first column, the first sentence under "Environmental Release/Disposal. Manufacturer." should read, "Any spillage of the dry form of the dye or the formulation at the manufacturer's plant will be washed to the plant's sewer with large amounts of water."

PMN 80-70, appearing at page 27007, first column under "Specific Chemical Identity.", part of the generic named of the chemical substance is misspelled. "[[sulfonaphthyl]. . .]" should read "[[sulfonaphthyl]. . .".

PMN 80-72, appearing at page 27007, third column under "Use.", the sentence should read, "This substance is the active component in a dye formulation for the coloration of textiles and paper."

Dated: May 28, 1980

John P. DeKany,

Deputy Assistant Administrator for Chemical Control.

[FR Doc. 80-16928 Filed 6-3-80; 8:45 am]

BILLING CODE 6560-01-M

[OPP-30157A; FRL 1507-2]

Rohm & Haas; Approval of Applications To Register Pesticide Products Containing New Active Ingredient

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice.

SUMMARY: This notice announces approval of two applications to register the pesticide products BLAZER 2L and BLAZER 2S containing the new active ingredient sodium salt of acifluorfen.

FOR FURTHER INFORMATION CONTACT:

Mr. James Stone, Acting Product Manager (PM 23), Office of Pesticide Programs, (TS-767), Room E-351, Environmental Protection Agency, 401 M Street SW, Washington, D.C. 20460, 202/755-1397.

SUPPLEMENTARY INFORMATION: On January 18, 1979, notice was given (44 FR 3774) that Rohm & Haas Co., Independence Mall West, Philadelphia, PA 19105, had filed an application (EPA File Symbol 707-RUO & 707-RLN) with the EPA to register the pesticide products Blazer 2L and 2S, respectively, containing 20.4 percent and 21.4 percent, respectively, of the active ingredient sodium salt of acifluorfen [sodium 5-[2-chloro-4-(trifluoromethyl)phenoxy]-2-nitrobenzoate], which was not previously registered at the time of submission. Notice of this registration is given in accordance with 40 CFR 162.7(d)(2).

These applications were approved May 29, 1980. The products have been assigned the EPA Registration Nos. 707-149 (BLAZER 2L) and 707-150 (BLAZER 2S). BLAZER 2L and BLAZER 2S are classified for general use of postemergence application to soybeans to control susceptible weeds. A copy of the approved label and the list of data references used to support registration are available for public inspection in the office of PM 23 at the above address. The data and other scientific information used to support registration, except for the material specifically protected by section 10 of the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA) as amended (92 Stat. 819; 7 U.S.C. 136) will be available for public inspection in accordance with section 3(c)(2) of FIFRA, within 30 days after the registration date of May 29, 1980. Requests for data must be made in accordance with the provisions of the Freedom of Information Act and must be addressed to the Freedom of Information Office (A-101), EPA at the above address. Such requests should: (1) identify the product by name and registration number and (2) specify the data or information desired.

Dated: May 29, 1980.

Edwin L. Johnson,

Deputy Assistant Administrator for Pesticide Programs.

[FR Doc. 80-16900 Filed 6-3-80; 8:45 am]

BILLING CODE 6506-01-M

[OPP-42054B; FRL 1506-4]

Commonwealth of Kentucky Approval of State Plan for Certification of Commercial and Private Applicators of Restricted Use Pesticides

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice.

SUMMARY: Section 4(a)(2) of the Federal Insecticide, Fungicide, and Rodenticide

Act (FIFRA), as amended (86 Stat. 973; 7 U.S.C. 136 et seq.) and the implementing regulations of 40 CFR Part 171, require each State desiring to certify applicators to submit a plan to EPA for its certification program. Any State certification program under this section shall be maintained in accordance with the State Plan approved under this section. This is a notice of extension of the contingency approval of such a plan for the Commonwealth of Kentucky.

DATE: This contingent approval is effective until June 30, 1980. —

EFFECTIVE DATE: This contingent approval extension is effective immediately since a later effective date would be inconsistent with the public interest.

SUPPLEMENTARY INFORMATION: On May 7, 1979, notice was published in the Federal Register (44 FR 26791) of the intent of the Regional Administrator, EPA, Region IV, to approve, on a contingency basis, the Kentucky State Plan for Certification of Commercial and Private Applicators of Restricted Use Pesticides (Kentucky State Plan). Contingent approval was requested by the Commonwealth of Kentucky pending promulgation of regulations pursuant to the Kentucky Pesticides Use and Application Act of 1972 and the Kentucky Pesticides Control Act of 1974.

Complete copies of the Kentucky State Plan were made available for public inspection at the Environmental Protection Agency, Region IV, 345 Courtland Street, NE, Atlanta, Georgia 30308; at the office of the Pesticides Section, Department for Natural Resources and Environmental Protection, Pine Hill Plaza, U.S. 60, Frankfort, Kentucky 40701; and at the Document Control Office (TS-793), Office of Pesticides and Toxic Substances, EPA Headquarters, Washington, D.C. 20460.

Contingent approval of the Plan was granted pending promulgation of final regulations for the enforcement of the Kentucky Acts. Notice of contingent approval was published in the Federal Register of August 20, 1979 (44 FR 48819).

Final regulations for the enforcement of the Kentucky Pesticide Control Act were published in the "Kentucky Administrative Record" on December 1, 1979. It was the intent of the Environmental Protection Agency to grant final approval to the Kentucky State Plan, but it was discovered that through administrative error, the final regulations as published in the "Kentucky Administrative Record" contained an error of omission. It is necessary therefore, to republish the

regulations of December 1, 1979, in the "Kentucky Administrative Record" to include those paragraphs inadvertently omitted. As a result, the Commonwealth of Kentucky has requested an extension of the Kentucky Contingency Approval to June 30, 1980.

The agency finds that there is good cause for approving the request and hereby grants Kentucky an extension of the contingent approval of its State Plan, effective June 30, 1980.

Dated: May 16, 1980.

Rebecca W. Hanmer,
Regional Administrator, Region IV.

[FR Doc. 80-16896 Filed 6-3-80; 8:45 am]

BILLING CODE 6560-01-M

[OPP-180419; FRL 1506-2]

Utah Department of Agriculture Specific Exemption To Use Fenvalerate

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice.

SUMMARY: EPA has issued a specific exemption to the Utah Department of Agriculture (hereafter referred to as the "Applicant") to use fenvalerate (Pydrin 2.4 E.C.) to control pear psylla on a maximum of 709 acres of pears in Utah. This exemption is issued under the Federal Insecticide, Fungicide and Rodenticide Act.

DATE: The specific exemption ends on June 30, 1980.

FOR FURTHER INFORMATION CONTACT: Libby Welch, Registration Division (TS-767), Rm. E-124, Office of Pesticide Programs, Environmental Protection Agency, 401 M Street, S.W., Washington, DC 20460, (202-426-0223).

SUPPLEMENTARY INFORMATION:

According to the Applicant, pear psylla, requiring constant control, is present in all pear orchards in Utah. The adults overwinter in bark crevices or under leaves on the ground and start in early spring to lay pear-shaped yellow eggs around the buds. These hatch in two weeks into wingless nymphs which become adults in one month. There are normally three to five generations in a season. Summer eggs are laid on leaves or petioles. The nymphs cluster at axils and on undersides of leaves secreting their honeydew. The secretion covers foliage and fruits; sooty mold growing in this scars and blackens the fruit. There can be partial defoliation, loss of vigor, and abnormal buds. The fruit is made unsightly and unfit for fresh market sale, the Applicant claims. According to the Applicant, processors will not buy russeted fruit because of the problems in

peeling and/or contamination of the end product. Pear psylla is also the only known vector of the mycoplasma-induced disease called "Pear Decline" which results in reduced vigor of trees, diminished yields, and death of trees. According to the Applicant, no cultural or biological control methods are effective for control of pear psylla. The Applicant indicates that use of fenvalerate (cyano (3-phenoxyphenyl)methyl-4-chloroalpha-(1-methylethyl) benzeneacetate) is necessary to reduce pear psylla densities to a level where in the summer they can be controlled with registered chemicals such as BAAM. The Applicant further states that use of fenvalerate should reduce the need for frequent applications of other materials next summer. The Applicant estimates that without adequate control of pear psylla the pear industry, which in 1979 produced approximately \$840,000, could be virtually eliminated in four to five years.

The Applicant proposed to use Pydrin 2.4 E.C., manufactured by Shell Chemical Co., on up to 709 acres of pears throughout the State. A maximum of 568 pounds of the active ingredient fenvalerate will be applied by ground equipment.

EPA has determined that this use of fenvalerate should not result in residue levels exceeding 0.01 part per million (ppm) in or on pears. Secondary residues in meat, fat, and meat byproducts should not exceed 0.02 ppm since the cover crops grown in treated orchards are not to be fed to livestock. EPA has judged these residue levels to be adequate to protect the public health. EPA has also determined that this program should not pose an unreasonable hazard to the environment.

After reviewing the application and other available information, EPA has determined that (a) an outbreak of pear psylla has occurred; (2) there is no effective pesticide presently registered and available for use to control the pear psylla in Utah; (c) there are no alternative means of control taking into account the efficacy and hazard; (d) significant economic problems may result if the pear psylla is not controlled; and (e) the time available for action to mitigate the problems posed is insufficient for a pesticide to be registered for this use. Accordingly, the Applicant has been granted a specific exemption to use the pesticide noted above until June 30, 1980, to the extent and in the manner set forth in the application. The specific exemption is also subject to the following conditions:

1. Pydrin 2.4 E.C., EPA Reg. No. 201-401, may be applied at a rate of up to 0.4 pound active ingredient per acre per application. If an unregistered label is used, it must contain the identical applicable precautions and restrictions which appear on the registered label;

2. A maximum of two applications may be made during the dormant to the pre-bloom stages of pear tree development. A maximum of 568 pounds active ingredient may be applied;

3. Applications may be made with ground equipment;

4. Spray mixture volumes of 25-400 gallons of water will be applied;

5. A maximum of 709 acres may be treated;

6. All applications will be limited to commercial pear-growing areas;

7. All applications will be made by State-certified private or commercial applicators;

8. Precautions will be taken to avoid spray drift to nontarget areas;

9. Pydrin is extremely toxic to fish and aquatic invertebrates. It must be applied with care in areas adjacent to any body of water. It may not be applied when weather conditions favor runoff or drift. It must be kept out of lakes, streams, and ponds. Care must be taken to prevent contamination of water by the cleaning of equipment or disposal of wastes;

10. Fenvalerate should not be applied any closer to fishbearing waters than indicated in the chart below:

Application Rate (Mist Blower)				
(Lbs. active ingredient).....	.05	0.1	0.2	0.4
Freshwater (Distance in feet).....	1969	3344	5200	5200

The Applicant is warned that applications closer than those allowed in the above chart may result in fish and/or other aquatic organism kills. It is recommended that pesticide applications be made when wind speeds are between 2 and 5 miles per hour. No pesticide applications are to be made when wind speeds exceed 10 miles per hour;

11. Pydrin is highly toxic to bees exposed to direct treatment or residues on crops or weeds. The pesticide may not be applied or allowed to drift to weeds or crops in bloom if bees are visiting the treatment area. Protective information may be obtained from the State Cooperative Agricultural Extension Service;

12. Pears with residue levels of fenvalerate that do not exceed 0.01 ppm may enter interstate commerce. The Food and Drug Administration, U.S. Department of Health, Education, and Welfare, has been advised of this action;

13. The feeding or grazing of orchard cover crops shall be prohibited;

14. All applicable directions, restrictions, and precautions on the EPA-registered label must be followed;

15. The Applicant is responsible for assuring that all the provisions of this specific exemption are met and must submit a report summarizing the results of this program by December 31, 1980; and

16. The EPA shall be immediately informed of any adverse effects resulting from the use of fenvalerate in connection with this exemption.

(Sec. 18, as amended, 92 Stat. 819 (7 U.S.C. 136))

Dated: May 27, 1980.

James M. Conlon,
Deputy Assistant Administrator for Pesticide Programs.

[FR Doc. 80-16898 Filed 6-3-80; 8:45 am]

BILLING CODE 6560-01-M

[OPP-00119 FRL 1506-3]

State FIFRA Issues Research and Evaluation Group (SFIREG); Open Meeting

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice.

SUMMARY: There will be a meeting of the State FIFRA Issues Research and Evaluation Group (SFIREG) held in: Room 3906-3908, Waterside Mall, 401 M Street, SW, Washington, DC.

The meeting will be open to the public.

DATE: Wednesday and Thursday, July 9 and 10, 1980, beginning at 8:30 a.m. both days and ending at noon on July 10.

FOR FURTHER INFORMATION CONTACT: Mr. P. H. Gray, Jr., Operations Division (TS-770-M), Office of Pesticide Programs, Environmental Protection Agency, 401 M St., SW, Washington, DC 20460, 202-472-9400.

SUPPLEMENTARY INFORMATION: This is the sixth meeting of the full group. The tentative agenda thus far includes the following topics.

1. Action items from the March, 1980 meeting of SFIREG;
2. Regional reports;
3. Working Committee reports; and
4. Other topics which may arise.

Dated: May 28, 1980.

James M. Conlon,
Associate Deputy Assistant Administrator for Pesticide Programs

[FR Doc. 80-16897 Filed 6-3-80; 8:45 am]

BILLING CODE 6560-01-M

[OPTS-51069; FRL 1506-6]

Celanese Plastics & Specialties Co.; Premanufacture Notice

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice.

SUMMARY: Section 5(a)(1) of the Toxic Substances Control Act (TSCA) requires any person who intends to manufacture or import a new chemical substance to submit a premanufacture notice (PMN) to EPA at least 90 days before manufacture or import commences. Section 5(d)(2) requires EPA to publish in the Federal Register certain information about each PMN within 5 working days after receipt. This Notice announces receipt of a PMN and provides a summary.

DATE: Written comments by July 18, 1980.

ADDRESS: Written comments to: Document Control Officer (TS-793), Office of Pesticides and Toxic Substances, Environmental Protection Agency, 401 M St., SW, Washington, DC 20460, 202-755-8050.

FOR FURTHER INFORMATION CONTACT: Mr. Robert Smith, Premanufacturing Review Division (TS-794), Office of Pesticides and Toxic Substances, Environmental Protection Agency, 401 M St., SW, Washington, DC 20460, 202-426-8815.

SUPPLEMENTARY INFORMATION: Section 5(a)(1) of TSCA requires any person who intends to manufacture or import a new chemical substance to submit a PMN to EPA at least 90 days before manufacture or import commences. A "new" chemical substance is any substance that is not on the Inventory of existing substances compiled by EPA under Section 8(b) of TSCA. EPA first published the Initial Inventory on June 1, 1979. Notice of availability of the Initial Inventory was published in the Federal Register of May 15, 1979 (44 FR 28558). The requirement to submit a PMN for new chemical substances manufactured or imported for commercial purposes became effective on July 1, 1979.

EPA has proposed premanufacture notification rules and forms in the Federal Register issues of January 10,

1979 (44 FR 2242) and October 6, 1979 (44 FR 59764). These regulations, however, are not yet in effect. Interested persons should consult the Agency's Interim Policy published in the Federal Register of May 15, 1979 (44 FR 28564) for guidance concerning premanufacture notification requirements prior to the effective date of these rules and forms. In particular, see page 28567 of the Interim Policy.

A PMN must include the information listed in Section 5(d)(1) of TSCA. Under section 5(d)(2) EPA must publish in the Federal Register nonconfidential information on the identity and uses of the substance, as well as a description of any test data submitted under section 5(b). In addition, EPA has decided to publish a description of any test data submitted with the PMN and EPA will publish the identity of the submitter unless this information is claimed confidential.

Publication of the section 5(d)(2) notice is subject to section 14 concerning disclosure of confidential information. A company can claim confidentiality for any information submitted as part of a PMN. If the company claims confidentiality for the specific chemical identity of use(s) of the chemical, EPA encourages the submitter to provide a generic use description, a nonconfidential description of the potential exposures from use, and a generic name for the chemical. EPA will publish the generic name, the generic use, and the potential exposure descriptions in the Federal Register.

If no generic use description or generic name is provided, EPA will develop one and after providing due notice to the submitter, will publish an amended Federal Register notice. EPA immediately will review confidentiality claims for chemical identity, chemical use, the identity of the submitter, and for health and safety studies. If EPA determines that portions of this information are not entitled to confidential treatment, the Agency will publish an amended notice and will place the information in the public file, after notifying the submitter and complying with other applicable procedures.

After receipt, EPA has 90 days to review a PMN under section 5(a)(1). The section 5(d)(2) Federal Register notice indicates the date when the review period ends for each PMN. Under section 5(c), EPA may, for good cause, extend the review period for up to an additional 90 days. If EPA determines that an extension is necessary, it will publish a notice in the Federal Register.

Once the review period ends, the submitter may manufacture the substance unless EPA has imposed restrictions. When the submitter begins to manufacture the substance, he must report to EPA, and the Agency will add the substance to the Inventory. After the substance is added to the Inventory, any company may manufacture it without providing EPA notice under section 5(a)(1)(A).

Therefore, under the Toxic Substances Control Act, summaries of the data taken from the PMN's are published herein.

Interested persons may, on or before July 18, 1980, submit to the Document Control Officer (TS-793), Rm. E-447, Office of Pesticides and Toxic Substances, 401 M St., SW, Washington, D.C. 20460, written comments regarding this notice. Three copies of all comments shall be submitted, except that individuals may submit single copies of comments. The comments are to be identified with the document control number "[OPTS-51069]" and the specific PMN number "80-104". Comments received may be seen in the above office between 8:00 a.m. and 4:00 p.m., Monday through Friday, excluding holidays.

(Sec. 5, 90 Stat. 2012 (15 U.S.C. 2604))

Dated: May 28, 1980.

John P. DeKany,
Deputy Assistant Administrator for Chemical Control.

PMN 80-104.

Close of Review Period. August 17, 1980.

Manufacturer's Identity. Celanese Plastics & Specialties Co., 1065 W. Hills St., Louisville, KY 40208.

Specific Chemical Identity. Claimed confidential. Generic name provided: Polymer of cyclo aliphatic diisocyanate, 2-oxohexamethyleneimine, hydroxy alkyl alkyl alkanediol.

The following summary is taken from data submitted by the manufacturer in the PMN.

Use. The substance will be used as protective coating resin.

Production estimates	Kilograms per year	
	Minimum	Maximum
First year.....	0	50,000
Second year.....	0	100,000
Third year.....	50,000	200,000

Physical/Chemical Properties

Viscosity—Z₅-Z₆
Percent Non-volatile—65.0
Red. viscosity—R-S at 55% in toluene
Wt./gal—8.76
Color—<1

Molecular weight—3,000-3,500

Solubility (polymer):

Water—Insoluble
Ketones—Soluble
Glycol ether—Soluble
Alcohols—Slightly Soluble
Toluene—Slightly Soluble

Toxicity Data. No data submitted for PMN substance.

Exposure.

Activity	Exposure route	Max. No. exposed	Max. duration	
			Hr/Da	Da/Yr
Occupational Manufacturer's site.....	Skin.....	30	24	30

Workers will be directly exposed to the new chemical substance occasionally during sampling, drum filling, and clean-up operations. Plant procedures require use of impervious gloves to minimize skin contact.

Physical states of the substance to which workers may be exposed: Solid, aerosol, liquid, and solution.

Processor's site.....	Skin.....	30	8	150
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Workers will be directly exposed to the new chemical substance in transfer operations into the system and in transfer of the products out of the system. Some contact during sampling operations is possible. During normal operations the contact in any functions is only incidental or accidental. Skin contact is minimized by the use of protective equipment during this operation.

Physical states of the substance to which workers may be exposed: Solid and liquid.

User's site	Skin.....	100	16	200
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Workers are exposed to the finished coating containing the polymer during transfer and sampling operations. Exposure is accidental skin contact which is minimized by using protective equipment.

Physical states of the substance to which workers may be exposed: Aerosol, liquid, and solution.

Environmental Release/Disposal.

Manufacturer's site:
Media—Amount of Chemical Released (kg/yr)
Land—1,000-10,000

Composition of release materials:
Filter solids containing polymer, solvents, and filter medium.

Processor's site:

Water—10-100

Land—100-1,000

Only release is accidental spill of mixture containing new chemical.

User's site:

Land—1,000-10,000

Material requiring disposal: Dirty filter medium.

[FR Doc. 80-16899 Filed 6-3-80; 8:45 am]

BILLING CODE 6560-01-M

[FRL 1507-4; EPA 5-A-80-8A]

Amended Permit Determination to Indianapolis Power & Light, Patriot, Ind.

In the matter of the proceedings under Title 1, Part C of the Clean Air Act (Act), as amended, 42 U.S.C. 7401 *et seq.*, and the Federal regulations promulgated thereunder at 40 CFR 52.21 (43 FR 26388, June 19, 1978) for Prevention of Significant Deterioration of Air Quality (PSD), relating to Indianapolis Power & Light Company (IPL).

On March 29, 1977, IPL submitted an application to the United States Environmental Protection Agency (U.S. EPA), Region V office, for an approval to construct the Patriot (formerly Mexico Bottom) Generating Station near Patriot, Indiana. The application was submitted pursuant to the regulations for PSD and was considered complete as of October 3, 1977. In this application, IPL projected its commencement of construction dates as follows: Unit 1—April 1981, Unit 2—April 1983 and Unit 3—April 1985.

U.S. EPA's subsequent denial of permission to construct on August 7, 1978 was ultimately reviewed by the United States Court of Appeals for the Seventh Circuit. The Court ordered U.S. EPA to review new data received from the Company and rule on the ability of the pollution control equipment proposed by the Company to meet the applicable emission limitations. Such a review was subsequently conducted by U.S. EPA and a preliminary approval was granted on August 23, 1979.

On September 20, 1979, U.S. EPA published notice of its preliminary decision in the *Vevay Reveille-Enterprise and Kentucky Post*, which also stated that all materials on which U.S. EPA has based its preliminary approval were available for inspection at the Switzerland County Library. This included IPL's March 29, 1977 application, which, in turn, contained the Company's projected construction dates. A public hearing on U.S. EPA's proposed action was held on October 18, 1979 in Vevay, Indiana. Although many comments were received by U.S. EPA during the public comment period

and at the hearing, no issues were raised with regard to IPL's projected dates.

On December 14, 1979, after review and analysis of all materials submitted by IPL, the public record established at the hearing and written comments, U.S. EPA determined that the proposed new construction in Switzerland County, Indiana would be utilizing the best available control technology and that emissions from the proposed facility would not violate applicable air quality increments of standards as required by Section 165 of the Act. As one of the conditions imposed on IPL in the permit, U.S. EPA stated that construction on the three units would have to be commenced as follows: Unit 1—by June 1981, Unit 2—by December 1982 and Unit 3—by June 1984. On January 10, 1980, U.S. EPA's final determination was published in the *Federal Register*. 45 FR 2095.

On March 4, 1980, IPL wrote a letter to U.S. EPA, Region V, objecting to the commencement of construction dates set forth in the permit. In this letter, IPL cited 40 CFR 52.21(s)(2) (June 19, 1978), which provides as follows:

(2) Approval to construct shall become invalid if construction is not commenced within 18 months after receipt of such approval, if construction is discontinued for a period of 18 months or more, or if construction is not completed within a reasonable time. The Administrator may extend the 18-month period upon a satisfactory showing that an extension is justified. This provision does not apply to the time period between construction of the approved phases of a phased construction project; each phase must commence construction within 18 months of the projected and approved commencement date.

In light of this regulatory language, IPL maintained that construction on the three proposed units need not commence until the following dates: Unit 1—by October 1982, Unit 2—by October 1984 and Unit 3—by October 1986. These dates are eighteen (18) months from the projected dates in IPL's original application.

As a result of 40 CFR 52.21(s)(2) (June 19, 1978), U.S. EPA has determined that the proposed units need not commence construction until the following dates: Unit 1—by June 1981, Unit 2—by October, 1984 and Unit 3—by October 1986. These dates thus incorporate the 18 month extension period permitted by the regulations. Other than this provision and a minor change in the reference to the recent judicial decision of *Alabama Power Co. v. Douglas M. Costle*, 13 ERC 1225 (D.C. Cir. 1979), no other modifications in the December 14, 1979 permit have been made. This

includes U.S. EPA's reservation of its right to require more stringent Best Available Control Technology (BACT) at a future date for all unconstructed units at that date, if BACT has advanced from the control strategy imposed by the approval.

This approval to construct does not relieve IPL of the responsibility to comply with the control strategy and all local, State and Federal regulations which are part of the applicable State Implementation Plan, as well as all other applicable Federal, State and local requirements.

This determination may now be considered final agency action which is locally appealable under Section 307(b)(1) of the Act. A petition for review may therefore be filed in the U.S. Court of Appeals of the Seventh Circuit by any appropriate party in accordance with Section 307(b)(1). Petitions for review must be filed sixty (60) days from the date of this notice.

For further information, contact Eric Cohen, Chief, Compliance Section, Region V, U.S. EPA, 230 South Dearborn Street, Chicago, Illinois 60604. (312) 353-2111.

Dated: May 21, 1980.

John McGuire,
Regional Administrator.

Region V.—Approval to Construct

[EPA-5-A-80-8A]

Authority

In the Matter of Indianapolis Power & Light Company (IPL) Patriot, Indiana; proceeding pursuant to the Clean Air Act, as amended.

1. The approval to construct is issued pursuant to the Clean Air Act, as amended, 42 U.S.C. 7401 *et seq.*, (the Act), and the Federal regulations promulgated thereunder at 40 CFR 52.21 (43 F.R. 26388, June 19, 1978) for the Prevention of Significant Deterioration of Air Quality (PSD). This is an amendment of the original approval to construct the Patriot Generating Station issued on December 14, 1979. (EPA-5-A-80-A).

Findings

2. The Indianapolis Power and Light Company (IPL) proposes to construct the Patriot (formerly Mexico Bottom) Generating Station consisting of three 650 MW coal-fired boilers near Patriot, in Switzerland County, Indiana. The site and impact area are designated Class II pursuant to Section 162 of the Act. Switzerland County has been designated attainment for all criteria pollutants pursuant to Section 107 of the Act (43 F.R. 8982, March 3, 1978).

3. IPL submitted application information, which U.S. EPA deemed complete on October 3, 1977. U.S. EPA issued preliminary approval on February 3, 1978, and a public hearing was held on April 20, 1978. Based on information presented at the hearing and in public comments, U.S. EPA disapproved construction of the plant on August 7, 1978. IPL appealed the denial. On May 21, 1979, the U.S. Court of Appeals for the Seventh Circuit remanded the matter to the U.S. EPA for decision of the air quality issue on the basis of the record established as of August 7, 1978 and for further proceedings on the matter of the scrubber design.

4. On July 13, and July 30, 1979, IPL supplemented its application with scrubber design information, pursuant to the court order.

5. On August 23, 1979, U.S. EPA granted preliminary approval of the proposed construction.

6. A public notice soliciting comments on the preliminary approval and offering the opportunity for a hearing was published by U.S. EPA on September 20, 1979, in the *Kentucky Post* and the *Vevay Reveille-Enterprise*.

7. On October 18, 1979, a hearing was held in the Switzerland County Court House for the purpose of gathering public comments on the preliminary approval of the Patriot Generating Station by U.S. EPA.

8. The comment period established by the notices of September 20, 1979, was open for receipt of written comment until October 25, 1979.

9. IPL was given the opportunity to respond to the public comment record and submitted their response to U.S. EPA on November 13, 1979.

10. The boilers at the Patriot Generating Station are subject to the requirements of 40 CFR Part 60, Subpart Da, Standards of Performance for Electric Utility Steam Generating Units (44 F.R. 33580, June 11, 1979).

11. After review and analysis of the materials on air quality in the record as of August 7, 1978, the scrubber design information submitted by IPL, the comments submitted in writing and at the public hearing and IPL's response to the public comment record, U.S. EPA finds that best available control technology will be employed at the Patriot Generating Station and the PSD increments and the National Ambient Air Quality Standards will not be violated.

Conditions

12. Particulate emissions from the

boiler exhaust gases shall not exceed 0.03 lb./million BTU heat input.

13. Boiler exhaust gases shall not exhibit an opacity greater than 20 percent (6-minute average) except for one 6-minute period per hour of not more than 27 percent.

14. Nitrogen oxide emissions from the boiler exhaust gases shall not exceed 0.6 lb./million BTU heat input.

Conditions 12 through 14 represent applications of the best available control technology (BACT) as required by Section 165 of the Act.

15. Sulfur dioxide emissions from the boiler exhaust gases shall not exceed 0.55 lb./million BTU heat input.

16. The sulfur dioxide scrubber system shall be maintained at a minimum removal efficiency of 91 percent.

Conditions 15 through 16 are necessary to ensure that the Class II increments for sulfur dioxide are not exceeded. These conditions also satisfy the requirements for application of BACT to sulfur dioxide emissions.

17. Continuous emissions monitoring systems shall be installed, calibrated, operated and maintained in accordance with 40 CFR 60.47a for the following:

- (a) opacity
- (b) sulfur dioxide (inlet and exit)
- (c) nitrogen oxides
- (d) oxygen or carbon dioxide

The monitoring data and heat input for the reporting period shall be submitted to the Chief, Compliance Section, U.S. EPA in accordance with the provisions of 40 CFR 60.7.

18. A continuous ambient air monitoring network shall be installed, calibrated, operated, and maintained for the measurement of:

- (a) wind speed
- (b) wind direction
- (c) ambient air temperature
- (d) total suspended particulate
- (e) sulfur dioxide

The monitoring shall be designed and sited in accordance with U.S. EPA monitoring guidelines and with the final design and operating procedures subject to review and approval by U.S. EPA.

This monitoring shall begin at least one year prior to the start-up of the first generating unit and shall continue for the life of the station or until U.S. EPA informs IPL that it may cease. The data shall be reported quarterly to the Chief, Compliance Section, U.S. EPA. The data to be reported is specified in AEROS Users Manual (EPA-450/2-76-029, OAQPS No. 1.2-039) and is to be coded onto the SAROAD Air Quality Data forms or on magnetic tape in SAROAD format.

19. IPL shall submit to U.S. EPA 30 days prior to initial start-up of the first boiler, a copy of detailed operation, maintenance and staff training procedures for air pollution control equipment.

20. No air pollution control equipment design parameters, boiler operating parameters, physical and dynamic stack parameters, or building parameters may be changed without prior written authorization of U.S. EPA. However, U.S. EPA reserves the right to require more stringent BACT at a future date for all unconstructed units at that date, if BACT has been advanced from the control strategy imposed by this approval.

Conditions 17 through 20 are necessary to ensure that on a continual and permanent basis, emissions from the Patriot Generating Station do not violate the Class II increments for particulate and sulfur dioxide and the emissions standards established in conditions 12 through 15.

21. To ensure that best available control technology is being implemented to minimize fugitive particulate emissions:

(a) Particulate emissions from coal unloading shall not exceed 10 percent opacity for the duration of the unloading operation.

(b) All coal conveyors except the belt conveyor along the stacker reclaimer track shall be completely enclosed.

(c) All transfer points shall be completely enclosed. This does not include transfer from the stack reclaimer to the stack out pile, barge unloader, and the belts along the stacker reclaimer track.

(d) Emissions from all transfer houses, surge bins, and storage silos shall be controlled by dust collectors.

(e) The coal piles shall be sprayed with a surfactant on a regular basis as needed to minimize fugitive dust.

(f) The bottom ash will be sluiced, dewatered, and sent to a solid waste processing area.

(g) The dry ash from the electrostatic precipitators will be pneumatically conveyed to a pair of fly ash storage silos with dust collectors. From the silos, the fly ash will be conveyed to the solid waste processing area.

Approval

22. Approval to construct the Patriot Generating Station is hereby granted to the Indianapolis Power and Light

Company subject to the conditions expressed herein and consistent with the materials and data filed by the Company. Any departure from the conditions of this approval or the terms expressed in the data filed by the Company, must receive the prior written authorization of U.S. EPA.

23. The United States Court of Appeals for the D.C. Circuit has issued a ruling in the case of *Alabama Power Co. vs. Douglas M. Costle* (78-1006 and consolidated cases) which has significant impact on the U.S. EPA prevention of significant deterioration (PSD) program and approvals issued thereunder.

It is possible that the decision will require modification of the PSD regulations and could affect approvals issued under the existing programs. Examples of potential impact areas include the scope of best available control technology (BACT), source applicability, the amount of increment available (baseline definition), and the extent of preconstruction monitoring that a source may be required to perform. The applicant is hereby advised that this approval may be subject to reevaluation as a result of the court decision.

24. This approval is effective immediately. This approval to construct shall become invalid if construction of Unit #1 is not commenced by June 14, 1981. The following construction guidelines shall be considered the projected and approved construction commencement dates pursuant to 40 CFR 52.21(s)(2). Construction of Unit #2 must commence with 18 months of April 1, 1983. Construction of Unit #3 must commence with 18 months of April 1, 1985. The Administrator may extend the time period for the construction of Unit #1 only upon a satisfactory showing that an extension is justified. Notification shall be made to U.S. EPA of the commencement of construction of each unit 5 days after construction is commenced.

25. This approval does not relieve IPL of the responsibility to comply with the control strategy and all local, State and Federal regulations which are part of the applicable Implementation Plan, as well as all other applicable Federal, State and local requirements.

26. A copy of this approval has been forwarded to the Switzerland County Public Library, Ferry Street, Vevay, Indiana.

Dated: April 15, 1980.

John McGuire,
Regional Administrator.

[FR Doc. 80-18901 Filed 6-3-80; 8:45 am]

BILLING CODE 6560-01-M

[PP 9G2214/T245; FRL 1507-6]

Hexazinone; Establishment of Temporary Tolerances

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice.

SUMMARY: EPA has established temporary tolerances for the combined residues of the herbicide hexazinone, 3-cyclohexyl-6-(dimethyl-amino)-1,3,5-triazine-2,4(1H,3H)-dione and its metabolites (calculated as hexazinone) in or on alfalfa (forage, hay) at 5 parts per million (ppm); bermuda and bahiagrass pastures at 10 ppm; in milk, meat, fat, and meat byproducts (except liver) of cattle, goats, horses, hogs, and sheep at 0.05 ppm; and the livers of cattle, goats, horses, hogs, and sheep at 0.1 ppm.

FOR FURTHER INFORMATION CONTACT: Mr. James M. Stone, Acting Product Manager (PM) 23, Registration Division (TS-767), Office of Pesticide Programs, Environmental Protection Agency, 401 M Street, S.W., Washington, D.C. 20460, 202-755-1397.

SUPPLEMENTARY INFORMATION: E. I. du Pont de Nemours and Co., Wilmington, DE 19898, submitted a pesticide petition (PP 9G2214) to the EPA. This petition requested that a temporary tolerances be established for the combined residues of the herbicide hexazinone, 3-cyclohexyl-6-(dimethyl-amino)-1,3,5-triazine-2,4(1H, 3H)-dione and its metabolites (calculated as hexazinone) in or on alfalfa (forage, hay) at 5 parts per million (ppm); bermuda and bahiagrass, pastures at 10 ppm; in milk, meat, fat, and meat byproducts (except liver) of cattle, goats, horses, hogs, and sheep at 0.05 ppm; and the livers of cattle, goats, horses, hogs, and sheep at 0.1 ppm.

This temporary tolerances are to permit the marketing of the above raw agricultural commodities treated in accordance with an experimental use permit concurrently being issued under the Federal Insecticide, Fungicide, and Rodenticide Act, as amended in 1972, 1975, and 1978 (92 Stat. 819; 7 U.S.C. 136).

The scientific data reported and all other relevant material were evaluated, and it was determined that establishment of the temporary tolerances would protect the public health. Therefore, the temporary tolerance has been established on the condition that the experimental use permit be used with the following provisions:

1. The total amount of the pesticide to be used must not exceed the quantity authorized by the experimental use permit.

2. E. I. du Pont must immediately notify the EPA of any findings from the experimental use that have a bearing on safety. The company will also keep records of production, distribution, and performance and on request make the records available to any authorized officer or employee of the EPA or the Food and Drug Administration.

These temporary tolerances will expire May 5, 1982. Residues not in excess of these temporary tolerances remaining in or on the raw agricultural commodities after the expiration date will not be considered actionable if the pesticide is legally applied during the term of and in accordance with the provisions of the experimental use permit and the temporary tolerances. These tolerances may be revoked if the experimental use permit is revoked or if any scientific data or experience with this pesticide indicate such revocation is necessary to protect the public health.

(Sec. 408(j), 68 Stat. 561; (21 U.S.C. 346a(j)))

Dated: May 28, 1980.

Herbert Harrison,

Acting Director, Registration Division, Office of Pesticide Programs.

[FR Doc. 80-16902 Filed 6-3-80; 8:45 am]

BILLING CODE 6560-01-M

[OPP-50473A; FRL 1507-1]

Issuance of Experimental Use Permit; Correction

AGENCY: Environmental Protection Agency (EPA).

ACTION: Correction Notice.

SUMMARY: In the Federal Register of Friday, May 9, 1980 (45 FR 30686), information appeared pertaining to the issuance of an experimental use permit, No. 2139 EUP-23, to the Nor-Am Agricultural Products, Inc. In the 8th line some states were omitted. The 8th line should have read: "Alabama, Arizona, Arkansas, California, Georgia, Louisiana, Mississippi, South Carolina, and Texas."

FOR FURTHER INFORMATION CONTACT:

James M. Stone, Acting Product Manager (PM) 23, Office of Pesticide Programs, Environmental Protection Agency, 401 M Street SW., Washington, D.C. 20460, 202-755-1397.

Dated: May 28, 1980.

Herbert Harrison,

Acting Director, Registration Division, Office of Pesticide Programs.

[FR Doc. 80-16942 Filed 6-3-80; 8:45 am]

BILLING CODE 6560-01-M

FEDERAL COMMUNICATIONS COMMISSION

[Report No. 1231]

Petitions for Reconsideration of Actions in Rulemaking Proceedings Filed

May 28, 1980.

Docket or RM No.	Rule No.	Subject	Date received
RM-2364	2, 21 and 61	Request amendment of Part 2 of the Commission's Rules Governing Frequency Allocations, Part 21 of the Commission's Rules Governing the Domestic Public Land Mobile Radio Service, and Part 61 of the Commission's Rules Governing Stations on Land in the Maritime Services, to Allocate to the latter two services TV Broadcast Channel 17 for Fixed Relay and Control Operation in the State of Hawaii. (Filed by Arthur Blooston & Gerard J. Duffy, Attorneys for RadioCall, Inc.)	May 19, 1980.

NOTE.—Oppositions to petitions for reconsideration must be filed on or before June 19, 1980. Replies to an opposition must be filed within 10 days after time for filing oppositions has expired.

Federal Communications Commission.

William J. Tricarico,
Secretary.

[FR Doc. 80-16954 Filed 6-3-80; 8:45 am]

BILLING CODE 6712-01-M

FEDERAL EMERGENCY
MANAGEMENT AGENCY

[FEMA-624-DR]

Idaho; Major Disaster and Related
DeterminationsAGENCY: Federal Emergency
Management Agency.

ACTION: Notice.

SUMMARY: This is a Notice of the Presidential declaration of a major disaster for the State of Idaho (FEMA-624-DR), dated May 22, 1980, and related determinations.

DATED: May 22, 1980.

FOR FURTHER INFORMATION CONTACT: Sewall H. E. Johnson, Disaster Response and Recovery, Federal Emergency Management Agency, Washington, D.C. 20472, (202) 634-7848.

NOTICE: Pursuant to the authority vested in the Director of the Federal Emergency Management Agency by the President under Executive Order 12148 effective July 15, 1979, and delegated to me by the Director under Federal Emergency Management Agency Delegation of Authority, and by virtue of the Act of May 22, 1974, entitled "Disaster Relief Act of 1974" (88 Stat. 143); notice is hereby given that, on May 22, 1980, the President declared a major disaster as follows:

I have determined that the damage in certain areas of the State of Idaho resulting from the volcanic eruption of Mount St. Helens beginning on May 18, 1980, is of sufficient severity and magnitude to warrant a major-disaster declaration under Public

Law 93-288. I therefore declare that such a major disaster exists in the State of Idaho.

The time period prescribed for the implementation of Section 313(a), Priority to Certain Applications for Public Facility and Public Housing assistance, shall be for a period not to exceed six months after the date of this declaration.

Notice is hereby given that pursuant to the authority vested in the Director of the Federal Emergency Management Agency under Executive Order 12148, and delegated to me by the Director under Federal Emergency Management Agency Delegation of Authority, I hereby appoint Mr. Robert C. Stevens of the Federal Emergency Management Agency to act as the Federal Coordinating Officer for this declared major disaster.

I do hereby determine the following areas of the State of Idaho to have been affected adversely by this declared major disaster.

For Public Assistance only, the Counties of:

Benewah	Kootenai
Bonner	Latah
Boundary	Nez Perce
Clearwater	Shoshone

Although the above counties are designated eligible for Public Assistance, the limited monies currently available in the President's Disaster Relief Fund preclude any approval of project applications or funding of mission assignments based on this designation until such time as sufficient additional funds become available.

(Catalog of Federal Domestic Assistance No. 14.701, Disaster Assistance)

William H. Wilcox,

Associate Director, Disaster Response and Recovery, Federal Emergency Management Agency.

[FR Doc. 80-16887 Filed 6-3-80; 8:45 am]

BILLING CODE 6716-02-M

[FEMA-622-DR]

Louisiana; Major Disaster and Related
DeterminationsAGENCY: Federal Emergency
Management Agency.

ACTION: Notice.

SUMMARY: This is a Notice of the Presidential declaration of a major disaster for the State of Louisiana (FEMA-622-DR), dated May 21, 1980, and related determinations.

DATED: May 21, 1980.

FOR FURTHER INFORMATION CONTACT: Sewall H. E. Johnson, Disaster Response and Recovery, Federal Emergency Management Agency, Washington, D.C. 20472 (202) 634-7848.

NOTICE: Pursuant to the authority vested in the Director of the Federal Emergency Management Agency by the President under Executive Order 12148 effective July 15, 1979, and delegated to me by the Director under Federal Emergency Management Agency Delegation of Authority, and by virtue of the Act of May 22, 1974, entitled "Disaster Relief Act of 1974" (88 Stat. 143) notice is hereby given that, in a letter of May 21, 1980, the President declared a major disaster as follows:

I have determined that the damage in certain areas of the State of Louisiana resulting from severe storms and flooding beginning on or about May 15, 1980, is of sufficient severity and magnitude to warrant a major disaster declaration under Public Law 93-280. I therefore declare that such a major disaster exists in the State of Louisiana.

The time period prescribed for the implementation of Section 313(a), Priority to Certain Applications for Public Facility and Public Housing assistance, shall be for a period not to exceed six months after the date of this declaration.

Notice is hereby given that pursuant to the authority vested in the Director of the Federal Emergency Management Agency under Executive Order 12148, and delegated to me by the Director under Federal Emergency Management Agency Delegation of Authority, I hereby appoint Mr. Robert D. Broussard of the Federal Emergency Management Agency to act as the Federal

Coordinating Officer for this declared major disaster.

I do hereby determine the following area of the State of Louisiana to have been affected adversely by this declared major disaster.

Acadia, Calcasieu, Jefferson Davis, LaFayette, Pointe Coupee and Vermilion Parishes for Individual Assistance only.

(Catalog of Federal Domestic Assistance No. 14.701, Disaster Assistance)

William H. Wilcox,

Associate Director, Disaster Response and Recovery, Federal Emergency Management Agency.

[FR Doc. 80-16885 Filed 6-3-80; 8:45 am]

BILLING CODE 6718-02-M

[FEMA-3080-EM]

New York; Emergency and Related Determinations

AGENCY: Federal Emergency Management Agency.

ACTION: Notice.

SUMMARY: This is a Notice of the Presidential declaration of an emergency for the State of New York (FEMA-3080-EM), dated May 21, 1980, and related determinations.

DATED: May 21, 1980.

FOR FURTHER INFORMATION CONTACT: Sewall H. E. Johnson, Disaster Response and Recovery, Federal Emergency Management Agency, Washington, D.C. 20472 (202) 634-7845.

NOTICE: Pursuant to the authority vested in the Director of the Federal Emergency Management Agency by the President under Executive Order 12148 effective July 15, 1979, and delegated to me by the Director under Federal Emergency Management Agency Delegation of Authority, and by virtue of the Act of May 22, 1974, entitled "Disaster Relief Act of 1974" (88 Stat. 143); notice is hereby given that, in a letter of May 21, 1980, the President declared an emergency as follows:

I have determined that the damage in certain areas of the State of New York resulting from the adverse impact of chemical wastes in the Love Canal waste landfill in the City of Niagara Falls, beginning on or about May 5, 1980, is of sufficient severity and magnitude to warrant an emergency declaration under Public Law 93-288. I therefore declare that such an emergency exists in the State of New York.

Notice is hereby given that pursuant to the authority vested in the Director of the Federal Emergency Management Agency under Executive Order 12148, and delegated to me by the Director under Federal Emergency Management

Agency Delegation of Authority, I hereby appoint Ms. Rita Meyninger of the Federal Management Agency to act as the Federal Coordinating Officer for this declared emergency.

I do hereby determine the following areas of the State of New York to have been affected adversely by this declared emergency.

The Love Canal area of Niagara County for assistance as follows:

In coordination with the State of New York, relocation assistance and temporary housing only for those families located in the Love Canal area.

The Love Canal area is defined as follows:

The Love Canal area is located totally within Niagara County and in both the City of Niagara Falls and the Town of Wheatfield. The portion within the City of Niagara Falls includes all property within the following boundaries: Starting at a point where 102nd Street intersects Buffalo Avenue and proceeding north along 102nd Street, as extended, to its intersection with Bergholtz Creek, thence proceeding west along the centerline of Bergholtz Creek to the point of its intersection with 93rd Street, as extended, thence southerly along 93rd Street, to include those properties along the west side of said street, as extended to its intersection with Buffalo Avenue, and thence easterly along the centerline of Buffalo Avenue to the point of beginning.

The portion within the Town of Wheatfield includes all property within the following boundaries: Starting at a point where 102nd Street intersects Frontier Avenue, thence proceeding easterly along Frontier Avenue, to include those properties on the south side of Frontier Avenue, to its intersection with 103rd Street, thence northerly along 103rd Street, to include those properties on the east side of 103rd Street, until its intersection with an unnamed street, and thence westerly along said unnamed street to its intersection with 102nd Street and thence southerly along the centerline of 102nd Street to the point of beginning.

No assistance is authorized for property acquisition or permanent housing.

(Catalog of Federal Domestic Assistance No. 14.701, Disaster Assistance)

William H. Wilcox,

Associate Director, Disaster Response and Recovery, Federal Emergency Management Agency.

[FR Doc. 80-16888 Filed 6-3-80; 8:45 am]

BILLING CODE 6718-02-M

[FEMA-623-DR]

Washington; Major Disaster and Related Determinations

AGENCY: Federal Emergency Management Agency.

ACTION: Notice.

SUMMARY: This is a notice of the Presidential declaration of a major disaster for the State of Washington (FEMA-623-DR), dated May 21, 1980, and related determinations.

DATED: May 21, 1980.

FOR FURTHER INFORMATION CONTACT: Sewall H. E. Johnson, Disaster Response and Recovery, Federal Emergency Management Agency, Washington, D.C. 20472 (202) 634-7848.

NOTICE: Pursuant to the authority vested in the Director of the Federal Emergency Management Agency by the President under Executive Order 12148 effective July 15, 1979, and delegated to me by the Director under Federal Emergency Management Agency Delegation of Authority, and by virtue of the Act of May 22, 1974, entitled "Disaster Relief Act of 1974" (88 Stat. 143); notice is hereby given that, in a letter of May 21, 1980, the President declared a major disaster as follows:

I have determined that the damage in certain areas of the State of Washington resulting from the volcanic eruption of Mount St. Helens beginning on May 18, 1980, is of sufficient severity and magnitude to warrant a major-disaster declaration under Public Law 93-288. I therefore declare that such a major disaster exists in the State of Washington.

The time period prescribed for the implementation of Section 313(a), Priority to Certain Applications for Public Facility and Public Housing assistance, shall be for a period not to exceed six months after the date of this declaration.

Notice is hereby given that pursuant to the authority vested in the Director of the Federal Emergency Management Agency under Executive Order 12148, and delegated to me by the Director under Federal Emergency Management Agency Delegation of Authority, I hereby appoint Mr. Robert C. Stevens of the Federal Emergency Management Agency to act as the Federal Coordinating Officer for this declared major disaster.

I do hereby determine the entire area of the State of Washington to have been affected adversely by this declared major disaster and it is eligible for Individual Assistance and Public Assistance.

Although the State of Washington is designated eligible for Federal

emergency assistance, the limited monies currently available in the President's Disaster Relief Fund preclude any approval of project applications or funding of mission assignments based on this designation until such time as sufficient additional funds become available.

(Catalog of Federal Domestic Assistance No. 14.701, Disaster Assistance)
[FR Doc. 80-16886 Filed 6-3-80; 8:45 am]
BILLING CODE: 6718-02-M

FEDERAL RESERVE SYSTEM

American National Holding Co.; Acquisition of Bank

American National Holding Company, Kalamazoo, Michigan, has applied for the Board's approval under section 3(a)(3) of the Bank Holding Company Act (12 U.S.C. 1842(a)(3)) to acquire 100 per cent of the voting shares of the successor by consolidation to Ludington Bank and Trust Company, Ludington, Michigan. The factors that are considered in acting on the application are set forth in section 3(c) of the Act (12 U.S.C. 1842(c)).

The application may be inspected at the offices of the Board of Governors or at the Federal Reserve Bank of Chicago. Any person wishing to comment on the application should submit views in writing to the Secretary, Board of Governors of the Federal Reserve System, Washington, D.C. 20551, to be received not later than June 27, 1980. Any comment on an application that requests a hearing must include a statement of why a written presentation would not suffice in lieu of a hearing, identifying specifically any questions of fact that are in dispute and summarizing the evidence that would be presented at a hearing.

Board of Governors of the Federal Reserve System, May 29, 1980.

Cathy L. Petryshyn,
Assistant Secretary of the Board.

[FR Doc. 80-16967 Filed 6-3-80; 8:45 am]
BILLING CODE 6210-01-M

Banco Gering Corp.; Formation of Bank Holding Company

Banco Gering Corporation, Gering, Nebraska, has applied for the Board's approval under section 3(a)(1) of the Bank Holding Company Act (12 U.S.C. 1842(a)(1)) to become a bank holding company by acquiring 100 per cent, less directors' qualifying shares, of the voting shares of Bank of Gering, Gering, Nebraska. The factors that are considered in acting on the application

are set forth in section 3(c) of the Act (12 U.S.C. 1842(c)).

The application may be inspected at the offices of the Board of Governors or at the Federal Reserve Bank of Kansas City. Any person wishing to comment on the application should submit views in writing to the Reserve Bank, to be received not later than June 30, 1980. Any comment on an application that requests a hearing must include a statement of why a written presentation would not suffice in lieu of a hearing, identifying specifically any questions of fact that are in dispute and summarizing the evidence that would be presented at a hearing.

Board of Governors of the Federal Reserve System, May 29, 1980.

Cathy L. Petryshyn,
Assistant Secretary of the Board.

[FR Doc. 80-16968 Filed 6-3-80; 8:45 am]
BILLING CODE 6210-01-M

Capital Bancshares, Inc.; Acquisition of Bank

Capital Bancshares, Inc., St. Joseph, Missouri, has applied for the Board's approval under section 3(a)(1) of the Bank Holding Company Act (12 U.S.C. 1842(a)(1)) to become a bank holding company by acquiring 97.5 per cent or more of the voting shares of Bank of Purdin, Purdin, Missouri. The factors that are considered in acting on the application are set forth in section 3(c) of the Act (12 U.S.C. 1842(c)).

The application may be inspected at the offices of the Board of Governors or at the Federal Reserve Bank of Kansas City. Any person wishing to comment on the application should submit views in writing to the Secretary, Board of Governors of the Federal Reserve System, Washington, D.C. 20551 to be received not later than June 27, 1980. Any comment on an application that requests a hearing must include a statement of why a written presentation would not suffice in lieu of a hearing, identifying specifically any questions of fact that are in dispute and summarizing the evidence that would be presented at a hearing.

Board of Governors of the Federal Reserve System, May 28, 1980.

Cathy L. Petryshyn,
Assistant Secretary of the Board.

[FR Doc. 80-16969 Filed 6-3-80; 8:45 am]
BILLING CODE 6210-01-M

Central National Bancshares, Inc.; Acquisition of Bank

Central National Bancshares, Inc., Des Moines, Iowa, has applied for the

Board's approval under section 3(a)(3) of the Bank Holding Company Act (12 U.S.C. 1842(a)(3)) to acquire 80 per cent or more of the voting shares of Spencer National Bank, Spencer, Iowa. The factors that are considered in acting on the application are set forth in section 3(c) of the Act (12 U.S.C. 1842(c)).

The application may be inspected at the offices of the Board of Governors or at the Federal Reserve Bank of Chicago. Any person wishing to comment on the application should submit views in writing to the Reserve Bank to be received not later than June 27, 1980. Any comment on an application that requests a hearing must include a statement of why a written presentation would not suffice in lieu of a hearing, identifying specifically any questions of fact that are in dispute and summarizing the evidence that would be presented at a hearing.

Board of Governors of the Federal Reserve System, May 29, 1980.

Cathy L. Petryshyn,
Assistant Secretary of the Board.

[FR Doc. 80-16970 Filed 6-3-80; 8:45 am]
BILLING CODE 6210-01-M

Federal Open Market Committee; Domestic Policy Directive of Apr. 22, 1980

In accordance with § 271.5 of its rules regarding availability of information, there is set forth below the Committee's Domestic Policy Directive issued at its meeting held on April 22, 1980.¹

The information reviewed at this meeting suggests that economic activity turned down in the latter part of the first quarter of 1980, although for the quarter as a whole real GNP expanded somewhat further and the rise in prices accelerated. Retail sales in real terms declined sharply in February and March, after having increased in January. In March industrial production and nonfarm payroll employment declined, and the unemployment rate edged up to 6.2 percent. Private housing starts declined throughout the first quarter, to a rate in March about two-fifths below that in the third quarter of last year. The rise in producer prices of finished goods and in consumer prices was considerably more rapid during the first three months of 1980 than in 1979. Over the first quarter, the rise in the index of average hourly earnings was somewhat above the rapid pace recorded in 1979.

¹The Record of Policy Actions of the Committee for the meeting of April 22, 1980, is filed as part of the original document. Copies are available on request to the Board of Governors of the Federal Reserve System, Washington, D.C. 20551.

The strong demand for the dollar in exchange markets that began in mid-February persisted through early April. Some selling pressure developed in the second week of April as market participants reacted to indications that U.S. interest rates might have peaked, but the trade-weighted value of the dollar against major foreign currencies remained well above its level of early February. The U.S. foreign trade deficit rose further in February.

M-1A and M-1B, which had expanded sharply in February, contracted in March and early April; M-2 increased relatively little in March. From December to March, M-1A and M-1B grew at annual rates of about 4 percent and 4½ percent respectively, and M-2 grew at a rate of 7 percent. Expansion of commercial bank credit slowed substantially in March from the accelerated pace earlier in the year. Since mid-March, most market interest rates on balance have declined considerably.

Taking account of past and prospective economic developments, the Federal Open Market Committee seeks to foster monetary and financial conditions that will resist inflationary pressures while encouraging moderate economic expansion and contributing to a sustainable pattern of international transactions. At its meeting on February 4-5, 1980, the Committee agreed that these objectives would be furthered by growth of M-1A, M-1B, M-2, and M-3 from the fourth quarter of 1979 to the fourth quarter of 1980 within ranges of 3½ to 6, 4 to 6½, 6 to 9 and 6½ to 9½ percent respectively. The associated range for bank credit was 6 to 9 percent.

In the short run, the Committee seeks expansion of reserve aggregates consistent with growth over the first half of 1980 at an annual rate of 4½ percent for M-1A and 5 percent for M-1B, or somewhat less, provided that in the period before the next regular meeting the weekly average federal funds rate remains within a range of 13 to 19 percent. The Committee believes that, to be consistent with this short-run policy, M-2 should grow at an annual rate of about 6¼ percent over the first half and that bank credit should grow in the months ahead at a pace compatible with growth over the year as a whole within the range agreed upon.

If it appears during the period before the next meeting that the constraint on the federal funds rate is inconsistent with the objective for the expansion of reserves, the Manager for Domestic Operations is promptly to notify the Chairman who will then decide whether the situation calls for supplementary instructions from the Committee.

On May 6, the Committee modified the domestic policy directive to reduce the lower limit of the range for the federal funds rate to 10½ percent.

By order of the Federal Open Market Committee, May 23, 1980.

Murray Altmann,
Secretary.

[FR Doc. 80-16966 Filed 6-3-80; 8:45 am]
BILLING CODE 6210-01-M

First American Bancorp, Inc.; Formation of Bank Holding Company

First Bancorp, Inc., Stonewall, Oklahoma, has applied for the Board's approval under section 3(a)(1) of the Bank Holding Company Act (12 U.S.C. 1842(a)(1)) to become a bank holding company by acquiring 80 percent or more of the voting shares of First American Bank, Stonewall, Oklahoma. The factors that are considered in acting on the application are set forth in section 3(c) of the Act (12 U.S.C. 1842(c)).

The application may be inspected at the offices of the Board of Governors or at the Federal Reserve Bank of Kansas City. Any person wishing to comment on the application should submit views in writing to the Reserve Bank, to be received not later than June 26, 1980. Any comment on an application that requests a hearing must include a statement of why a written presentation would not suffice in lieu of a hearing, identifying specifically any questions of fact that are in dispute and summarizing the evidence that would be presented at a hearing.

Board of Governors of the Federal Reserve System, May 29, 1980.

Cathy L. Petryshyn,
Assistant Secretary of the Board.

[FR Doc. 80-16971 Filed 6-3-80; 8:45 am]
BILLING CODE 6210-01-M

First Duncanville Corp.; Formation of Bank Holding Company

First Duncanville Corporation, Duncanville, Texas, has applied for the Board's approval under section 3(a)(1) of the Bank Holding Company Act (12 U.S.C. 1842(a)(1)) to become a bank holding company by acquiring 80 percent or more of the voting shares of First National Bank of Duncanville, Duncanville, Texas. The factors that are considered in acting on the application are set forth in section 3(c) of the Act (12 U.S.C. 1842(c)).

The application may be inspected at the offices of the Board of Governors or at the Federal Reserve Bank of Dallas. Any person wishing to comment on the

application should submit views in writing to the Reserve Bank, to be received not later than June 30, 1980. Any comment on an application that requests a hearing must include a statement of why a written presentation would not suffice in lieu of a hearing, identifying specifically any questions of fact that are in dispute and summarizing the evidence that would be presented at a hearing.

Board of Governors of the Federal Reserve System, May 29, 1980.

Cathy L. Petryshyn,
Assistant Secretary of the Board.

[FR Doc. 80-16972 Filed 6-3-80; 8:45 am]
BILLING CODE 6210-01-M

First National Agency, Inc.; Proposed Retention of Insurance Activities

First National Agency, Inc., Cimarron, Kansas, has applied, pursuant to section 4(c)(8) of the Bank Holding Company Act (12 U.S.C. 1843(c)(8)) and § 225.4(b)(2) of the Board's Regulation Y (12 CFR 225.4(b)(2)), for permission to retain its general insurance activities in Cimarron, Kansas, a community with a population not exceeding 5000.

Applicant states that it would engage in the activities of a general insurance business, including the sale of credit, hail, fire and casualty, life, liability and health insurance. These activities would be performed from offices of Applicant in Cimarron, Kansas, and the geographic areas to be served are Cimarron and the surrounding area, including Gray County and portions of Ford and Finney Counties, Kansas. Such activities have been specified by the Board in § 225.4(a) of Regulation Y as permissible for bank holding companies, subject to Board approval of individual proposals in accordance with the procedures of § 225.4(b).

Interested persons may express their views on the question whether consummation of the proposal can "reasonably be expected to produce benefits to the public, such as greater convenience, increased competition, or gains in efficiency, that outweigh possible adverse effects, such as undue concentration of resources, decreased or unfair competition, conflicts of interests, or unsound banking practices." Any request for a hearing on this question must be accompanied by a statement of the reasons a written presentation would not suffice in lieu of a hearing, identifying specifically any questions of fact that are in dispute, summarizing the evidence that would be presented at a hearing, and indicating how the party commenting would be aggrieved by approval of the proposal.

The application may be inspected at the offices of the Board of Governors or at the Federal Reserve Bank of Kansas City.

Any views or requests for hearing should be submitted in writing and received by the Secretary, Board of Governors of the Federal Reserve System, Washington, D.C. 20551, not later than June 27, 1980.

Board of Governors of the Federal Reserve System, May 30, 1980.

Cathy L. Petryshyn,

Assistant Secretary of the Board.

[FR Doc. 80-16973 Filed 6-3-80; 8:45 am]

BILLING CODE 6210-01-M

First Poteau Corp.; Formation of Bank Holding Company

First Poteau Corporation, Poteau, Oklahoma, has applied for the Board's approval under section 3(a)(1) of the Bank Holding Company Act (12 U.S.C. 1842(a)(1)) to become a bank holding company by acquiring 80 per cent or more of the voting shares of Poteau State Bank, Poteau, Oklahoma. The factors that are considered in acting on the application are set forth in section 3(c) of the Act (12 U.S.C. 1842(c)).

The application may be inspected at the offices of the Board of Governors or at the Federal Reserve Bank of Kansas City. Any person wishing to comment on the application should submit views in writing to the Reserve Bank, to be received not later than June 30, 1980. Any comment on an application that requests a hearing must include a statement of why a written presentation would not suffice in lieu of a hearing, identifying specifically any questions of fact that are in dispute and summarizing the evidence that would be presented at a hearing.

Board of Governors of the Federal Reserve System, May 29, 1980.

Cathy L. Petryshyn,

Assistant Secretary of the Board.

[FR Doc. 80-16974 Filed 6-3-80; 8:45 am]

BILLING CODE 6210-01-M

Holt County Investment Co.; Formation of Bank Holding Company

Holt County Investment Company, St. Joseph, Missouri, has applied for the Board's approval under section 3(a)(3) of the Bank Holding Company Act (12 U.S.C. 1842(a)(3)) to acquire 100 percent or more of the voting shares of Capital Bancshares, Inc., St. Joseph, Missouri. The factors that are considered in acting on the application are set forth in section 3(c) of the Act (12 U.S.C. 1842(c)).

The application may be inspected at the offices of the Board of Governors or at the Federal Reserve Bank of St. Louis. Any person wishing to comment on the application should submit views in writing to the Reserve Bank to be received not later than June 27, 1980.

Any comment on an application that requests a hearing must include a statement of why a written presentation would not suffice in lieu of hearing, identifying specifically any questions of fact that are in dispute and summarizing the evidence that would be presented at a hearing.

Board of Governors of the Federal Reserve System, May 29, 1980.

Cathy L. Petryshyn,

Assistant Secretary of the Board.

[FR Doc. 80-16975 Filed 6-3-80; 8:45 am]

BILLING CODE 6210-01-M

Key Banks, Inc.; Acquisition of Bank

Key Banks, Inc., Albany, New York, has applied for the Board's approval under section 3(a)(3) of the Bank Holding Company Act (12 U.S.C. 1842(a)(3)) to acquire 100 percent (less directors' qualifying shares) of the voting shares of the successor by merger to The Citizens National Bank and Trust Company, Wellsville, New York. The factors that are considered in acting on the application are set forth in section 3(c) of the Act (12 U.S.C. 1842(c)).

The application may be inspected at the offices of the Board of Governors or at the Federal Reserve Bank of New York. Any person wishing to comment on the application should submit views in writing to the Reserve Bank to be received not later than June 26, 1980. Any comment on an application that requests a hearing must include a statement of why a written presentation would not suffice in lieu of a hearing, identifying specifically any questions of fact that are in dispute and summarizing the evidence that would be presented at a hearing.

Board of Governors of the Federal Reserve System, May 29, 1980.

Cathy L. Petryshyn,

Assistant Secretary of the Board.

[FR Doc. 80-16976 Filed 6-3-80; 8:45 am]

BILLING CODE 6210-01-M

Mountain Banks, Ltd.; Acquisition of Bank

Mountain Banks, Ltd., Denver, Colorado, has applied for the Board's approval under Section 3(a)(3) of the Bank Holding Company Act (12 U.S.C. 1842(a)(3)) to acquire 100 per cent of the voting shares of Chapel Hills National

Banks, El Paso County, Colorado. The factors that are considered in acting on the application are set forth in Section 3(c) of the Act (12 U.S.C. 1842(c)).

The application may be inspected at the offices of the Board of Governors or at the Federal Reserve Bank of Kansas City. Any person wishing to comment on the application should submit views in writing to the Reserve Bank to be received not later than June 26, 1980. Any comment on an application that requests a hearing must include a statement of why a written presentation would not suffice in lieu of a hearing, identifying specifically any questions of fact that are in dispute and summarizing the evidence that would be presented at a hearing.

Board of Governors of the Federal Reserve System, May 29, 1980.

Cathy L. Petryshyn,

Assistant Secretary of the Board.

[FR Doc. 80-16977 Filed 6-3-80; 8:45 am]

BILLING CODE 6210-01-M

National Commerce Corp.; Formation of Bank Holding Company

National Commerce Corporation, Birmingham, Alabama, has applied for the Board's approval under section 3(a)(1) of the Bank Holding Company Act (12 U.S.C. 1842(a)(1)) to become a bank holding company by acquiring 100 per cent of the voting shares (less directors' qualifying shares) of the successor by merger to National Bank of Commerce of Birmingham, Alabama. The factors that are considered in acting on the application are set forth in section 3(c) of the Act (12 U.S.C. 1842(c)).

The application may be inspected at the offices of the Board of Governors or at the Federal Reserve Bank of Atlanta. Any person wishing to comment on the application should submit views in writing to the Reserve Bank, to be received not later than June 27, 1980. Any comment on an application that requests a hearing must include a statement of why a written presentation would not suffice in lieu of a hearing, identifying specifically any questions of fact that are in dispute and summarizing the evidence that would be presented at a hearing.

Board of Governors of the Federal Reserve System, May 29, 1980.

Cathy L. Petryshyn,

Assistant Secretary of the Board.

[FR Doc. 80-16978 Filed 6-3-80; 8:45 am]

BILLING CODE 6210-01-M

Peoples Bancorp, Inc.; Acquisition of Bank

Peoples Bancorp, Inc., Marietta, Ohio, has applied for the Board's approval under section 3(a)(1) to become a bank holding company by acquiring 100 percent (less directors' qualifying shares) of the voting shares of The People's Banking and Trust Company, Marietta, Ohio. The factors that are considered in acting on the application are set forth in section 3(c) of the Act (12 U.S.C. 1842(c)).

The application may be inspected at the offices of the Board of Governors or at the Federal Reserve Bank of Cleveland. Any person wishing to comment on the application should submit views in writing to the Reserve Bank, to be received not later than June 25, 1980. Any comment on an application that requests a hearing must include a statement of why a written presentation would not suffice in lieu of a hearing, identifying specifically any questions of fact that are in dispute and summarizing the evidence that would be presented at a hearing.

Board of Governors of the Federal Reserve System, May 29, 1980.

Cathy L. Petryshyn,

Assistant Secretary of the Board.

[FR Doc. 80-18979 Filed 6-3-80; 8:45 am]

BILLING CODE 6210-01-M

Raymondville Bancorp, Inc.; Formation of Bank Holding Company

Raymondville Bancorp, Inc., Harlingen, Texas, has applied for the Board's approval under section 3(a)(1) of the Bank Holding Company Act (12 U.S.C. 1842(a)(1)) to become a bank holding company by acquiring 80.82 percent or more of the voting shares of Raymondville Bank of Texas, Raymondville, Texas. The factors that are considered in acting on the application are set forth in section 3(c) of the Act (12 U.S.C. 1842(c)).

The application may be inspected at the offices of the Board of Governors or at the Federal Reserve Bank of Dallas. Any person wishing to comment on the application should submit views in writing to the Reserve bank, to be received not later than June 30, 1980. Any comment on an application that requests a hearing must include a statement of why a written presentation would not suffice in lieu of a hearing, identifying specifically any questions of fact that are in dispute and summarizing the evidence that would be presented at a hearing.

Board of Governors of the Federal Reserve System, May 29, 1980.

Cathy L. Petryshyn,

Assistant Secretary of the Board.

[FR Doc. 80-18980 Filed 6-3-80; 8:45 am]

BILLING CODE 6210-01-M

SBT Corp.; Acquisition of Bank

SBT Corporation, Savannah, Georgia, has applied for the Board's approval under section 3(a)(3) of the Bank Holding Company Act (12 U.S.C. 1842(a)(3)) to acquire 90 percent or more of the voting shares of First National Bank and Trust Company, Vidalia, Georgia. The factors that are considered in acting on the application are set forth in section 3(c) of the Act (12 U.S.C. 1842(c)).

The application may be inspected at the offices of the Board of Governors or at the Federal Reserve Bank of Atlanta. Any person wishing to comment on the application should submit views in writing to the Reserve Bank to be received not later than June 27, 1980. Any comment on an application that requests a hearing must include a statement of why a written presentation would not suffice in lieu of a hearing, identifying specifically any questions of fact that are in dispute and summarizing the evidence that would be presented at a hearing.

Board of Governors of the Federal Reserve System, May 29, 1980.

Cathy L. Petryshyn,

Assistant Secretary of the Board.

[FR Doc. 80-18981 Filed 6-3-80; 8:45 am]

BILLING CODE 6210-01-M

Welch Bancshares, Inc.; Formation of Bank Holding Company

Welch Bancshares, Inc., Welch, Oklahoma, has applied for the Board's approval under section 3(a)(1) of the Bank Holding Company Act (12 U.S.C. 1842(a)(1)) to become a bank holding company by acquiring 80 percent or more of the voting shares of Welch State Bank of Welch, Oklahoma, Welch, Oklahoma. The factors that are considered in acting on the application are set forth in section 3(c) of the Act (12 U.S.C. 1842(c)).

The application may be inspected at the offices of the Board of Governors or at the Federal Reserve Bank of Kansas City. Any person wishing to comment on the application should submit views in writing to the Secretary, Board of Governors of the Federal Reserve System, Washington, D.C. 20551 to be received not later than June 30, 1980. Any comment on an application that requests a hearing must include a statement of

why a written presentation would not suffice in lieu of a hearing, identifying specifically any questions of fact that are in dispute and summarizing the evidence that would be presented at a hearing.

Board of Governors of the Federal Reserve System, May 29, 1980.

Cathy L. Petryshyn,

Assistant Secretary of the Board.

[FR Doc. 80-18982 Filed 6-3-80; 8:45 am]

BILLING CODE 6210-01-M

GENERAL SERVICES ADMINISTRATION

[Intervention Notice 123]

Consolidated Edison Co. of New York, Inc., New York Public Service Commission; Proposed Intervention in Electric Rate Increase Proceeding

The General Services Administration seeks to intervene in a proceeding before the New York Public Service Commission concerning the application of the Consolidated Edison Company of New York, Inc., for an increase in electric rates. GSA represents the interest of the executive agencies of the U.S. Government as users of utility services.

Persons desiring to make inquiries to GSA concerning this case should submit them in writing to Spence W. Perry, Assistant General Counsel, Regulatory Law Division, General Services Administration, 18th and F Streets, N.W., Washington, DC (mailing address: General Services Administration (LT), Washington, DC 20405), telephone 202-566-0750, on or before July 7, 1980, and refer to this notice number.

Persons making inquiries are put on notice that the making of an inquiry shall not serve to make any persons parties of record in the proceeding.

(Section 201((a)(4), Federal Property and Administrative Services Act, 40 U.S.C. 481(a)(4))

Dated: May 22, 1980.

R. G. Freeman III,

Administrator of General Services.

[FR Doc. 80-18951 Filed 6-3-80; 8:45 am]

BILLING CODE 6820-AM-M

DEPARTMENT OF THE INTERIOR**Bureau of Indian Affairs****Irrigation Operation and Maintenance Charges, Water Charges, and related Information on the Crow Irrigation Project, Montana**

This notice of operation and maintenance rates and related

information is published under the authority delegated by the Secretary of the Interior to the Assistant Secretary—Indian Affairs in 209 DMB and redelegate by the Assistant Secretary—Indian Affairs to the Area Directors in 10 BIAM 3, and by authority delegated to the Project Engineer and to the Superintendents by the Area Director in 10 BIAM 7.0, Sections 2.70–2.75. The authority to issue regulations is vested in the Secretary of the Interior by 5 U.S.C. 301 and Sections 463 and 465 of the Revised Statutes (25 U.S.C. 2 and 9), and also under 25 CFR 191.1(e).

Pursuant to final rule published on June 14, 1977, in 42 FR 30361, this notice sets forth changes to the operation and maintenance charges and related information applicable to the Crow Irrigation Project, Crow Agency, Montana. These charges were proposed pursuant to the authority contained in the Acts of August 1, 1914, and March 7, 1928, (38 Stat. 583, 25 U.S.C. 385; 45 Stat. 210, 25 U.S.C. 387).

Interested persons were given 30 days in which to submit written comments, views or arguments regarding the proposed rates and related provisions. No comments were received during the 30-day comment period. In compliance with the above, the operation and maintenance charges for the lands under the Crow Irrigation Project, Montana, for the season of 1980 and subsequent years until further notice, are hereby fixed as follows:

Unit	Rate per acre
Two Leggins	\$5.18
Bozeman Trail.....	2.18
All Regular Units	4.60
All Units under Willow Creek Storage	0.20
Two Leggins Drainage.....	1.25

¹ Or minimum of \$20 per land owner.

John Hill,

Acting Crown Indian Agency.

[FR Doc. 80-16991 Filed 6-3-80; 8:45 am]

BILLING CODE 4310-02-M

Bureau of Land Management

Bankhead Mining Co.; Application for Coal Exploration License; Invitation

United States Department of the Interior, Bureau of Land Management, Eastern States Office, 350 South Pickett Street, Alexandria, Virginia 22304. Bankhead Mining Company, Inc., P.O. Box 1629, Jasper, Alabama 35501, has applied under serial number ES 24593 for an application for coal exploration license for lands in:

Township 17 South	Range 9 West
18	10
18	9
19	8
19	9

a total of approximately 17,000 acres in Tuscaloosa County, Alabama. The purpose of this notice is to afford other parties an opportunity, on a pro rata cost sharing basis, to participate in the approved exploration plan. Such parties are requested to be familiar with the Federal Coal Management Regulations (43 CFR 3400). Copies of these regulations are available at the Bureau of Land Management's Tuscaloosa Office. Any person who elects to participate in the exploration programs shall notify in writing the Eastern States Director at the above address, and the applicant on or before July 7, 1980.

Roger C. Hildebeidel,
Eastern States Director.

[FR Doc. 80-16950 Filed 6-3-80; 8:45 am]

BILLING CODE 4310-84-M

[Colorado 30079]

Southwest Gathering Corp., Inc.; Pipeline Application

May 19, 1980.

Notice is hereby given that, pursuant to Section 28 of the Mineral Leasing Act of 1920 (41 Stat. 449), as amended (30 U.S.C. 185), Southwest Gathering Company, Inc., 1700 West Loop South, Suite 1100, Houston, Texas 77027, applied for a right-of-way for a 6½ inch o.d. natural gas pipeline, approximately 37 miles long, across the following public lands in Mesa and Delta Counties:

Sixth Principal Meridian, Colorado

- T. 12 S., R. 97 W.,
Tract 41, Lot 12
- T. 13 S., R. 97 W.,
Sec. 6: SE¼NE¼, SW¼
Sec. 7: Lot 4, E½NW¼, NE¼SW¼
- T. 13 S., R. 98 W.,
Sec. 13: W½
Sec. 14: Lot 3
Sec. 23: Lot 1
Sec. 35: Lots 1, 2 and 3
Sec. 36: W½SW¼
- T. 14 S., R. 95 W.,
Sec. 32: SE¼SW¼, S½SE¼
Sec. 33: SE¼SE¼
Sec. 34: W½SW¼
- T. 14 S., R. 97 W.,
Sec. 6: Lot 7
Sec. 7: Lot 1, Lot 5, Lot 6, SW¼NE¼, E½NW¼
Sec. 35: Lots 3 and 4
- T. 14 S., R. 98 W.,
Sec. 1: SE¼NE¼, E½NW¼, N½SE¼, SE¼SE¼
- T. 15 S., R. 95 W.,
Sec. 4: Lots 2 and 3
Sec. 5: Lots 3 and 4
- T. 15 S., R. 96 W.,
Sec. 5: S½SW¼, SW¼SE¼

- Sec. 6: Lots 6 and 7, SE¼SW¼, S½SE¼
- Sec. 9: NW¼NE¼
- T. 15 N., R. 97 W.,
Sec. 1: Lot 4, S½NW¼, N½SE¼
- Sec. 2: Lot 1

Ute Principal Meridian, Colorado

- T. 3 S., R. 2 E.,
Sec. 12: SE¼NE¼, SE¼SW¼, N½SE¼
Sec. 13: NW¼, SE¼
Sec. 24: NE¼
- T. 4 S., R. 3 W.,
Sec. 3: SW¼
Sec. 4: N½, SE¼
Sec. 10: N½
Sec. 11: S½NW¼, S½
Sec. 13: W½
Sec. 14: NE¼NE¼
Sec. 24: E½NW¼, SE¼

The proposed trunk pipeline will enable the applicant to convey natural gas from the Marsh Unit Number One Well and proposed laterals to the Rocky Mountain Natural Gas trunk line in Section 34, T. 14 S., R. 96 W., 6th P.M. The purposes of this notice are: to inform the public that the Bureau of Land Management will supervise the preparation and production of environmental and other analyses necessary for determining whether the application should be approved and, if so, under what terms and conditions; to allow interested parties to comment on the application, and to allow any persons asserting a claim to the lands or having bona fide objections to the proposed natural gas pipeline right-of-way to file their objections in this office. Any person asserting a claim to the lands or having bona fide objections must include evidence that a copy thereof has been served on the applicant.

Any comment, claim, or objection must be filed with the District Manager, Montrose District Office, Bureau of Land Management, P.O. Box 1269, Montrose, Colorado 81401, as promptly as possible after publication of this notice.

Robert D. Dinsmore,
Chief, Branch of Adjudication.

[FR Doc. 80-16949 Filed 6-3-80; 8:45 am]

BILLING CODE 4310-84-M

Idaho; Wilderness Intensive Inventory Proposed Decision

On August 10, 1979, the final decision for the Initial Wilderness Inventory indicated that the Jim Sage Unit, 23-1, located in the Burley, Idaho District clearly and obviously lacked wilderness values and was dropped from further wilderness inventory.

The above decision was appealed, resulting in the reissuance of the decision of February 8, 1980 showing a need to conduct intensive inventory in order to determine the presence of

wilderness characteristics on two parcels of land within the Jim Sage Unit.

This notice announces the results of the intensive inventory with parcel "a", 6,901 acres, and parcel "c", 7,010 acres both proposed as lacking in wilderness values. The release of this proposed decision initiates a 90-day comment period, from June 4, 1980 through September 2, 1980. Comments must be received by September 2 and should be specific to the wilderness characteristic criteria that were utilized during the intensive inventory: size, naturalness, opportunities for solitude or primitive and unconfined recreation, and supplemental values. Comments expressing opinions for or against wilderness, or related to other resource values or resource conflicts cannot be used by the BLM in wilderness inventory decisions. These types of comments will be solicited if the units move into the next step of the wilderness review-the study phase.

In order to better inform the Public of the proposed decision on the Jim Sage area, to discuss the BLM wilderness review, and to answer questions and obtain input on these units, an open house has been scheduled as follows.

June 25, 1980—12 Noon—8 p.m., Burley District Office.

District personnel will be available to answer questions concerning the Jim Sage inventory during this time period.

For further information contact: Burley District Office, Bureau of Land Management, Route #3, Box 1, 200 South Oakley Highway, Burley, Idaho 83318.

Idaho State Office, Bureau of Land Management, 550 W. Fort Street, Boise, Idaho 83724.

Robert O. Buffington,
State Director.

May 27, 1980.

[FR Doc. 80 16904 Filed 6-3-80; 8:45 am]

BILLING CODE 4310-84-M

Geological Survey

Oil and Gas and Sulphur Operations in the Outer Continental Shelf; McMoran Offshore Exploration Co.

AGENCY: U.S. Geological Survey, Department of the Interior.

ACTION: Notice of the receipt of a proposed development and production plan.

SUMMARY: Notice is hereby given that McMoran Offshore Exploration Company, has submitted a Development and Production Plan describing the activities it proposes to conduct on Lease OCS-G 2545, Block 464, West Cameron Area, offshore Louisiana.

The purpose of this Notice is to inform the public, pursuant to Section 25 of the OCS Lands Act Amendments of 1978, that the Geological Survey is considering approval of the Plan and that it is available for public review at the offices of the Conservation Manager, Gulf of Mexico OCS Region, U.S. Geological Survey, 3301 North Causeway Blvd., Room 147, Metairie, Louisiana 70002.

FOR FURTHER INFORMATION CONTACT: U.S. Geological Survey, Public Records, Room 147, open weekdays 9 a.m. to 3:30 p.m., 3301 North Causeway Blvd., Metairie, Louisiana 70002, Phone 837-4720, Ext. 226.

SUPPLEMENTARY INFORMATION: Revised rules governing practices and procedures under which the U.S. Geological Survey makes information contained in Development and Production Plans available to affected States, executives of affected local governments, and other interested parties became effective December 13, 1979, (44 FR 53685). Those practices and procedures are set out in a revised § 250.34 of Title 30 of the Code of Federal Regulations.

Dated: May 28, 1980.

Lowell G. Hammons,
Conservation Manager, Gulf of Mexico OCS Region.

[FR Doc. 80-16945 Filed 6-4-80; 8:45 am]

BILLING CODE 4310-31-M

Oil and Gas and Sulphur Operations in the Outer Continental Shelf; Superior Oil Co.

AGENCY: U.S. Geological Survey, Department of the Interior.

ACTION: Notice of the receipt of a proposed development and production plan.

SUMMARY: Notice is hereby given that The Superior Oil Company, has submitted a Development and Production Plan describing the activities it proposes to conduct on Lease OCS-G 4146, Block 9, Sabine Pass Area, offshore Louisiana.

The purpose of this Notice is to inform the public, pursuant to Section 25 of the OCS Lands Act Amendments of 1978, that the Geological Survey is considering approval of the Plan and that it is available for public review at the offices of the Conservation Manager, Gulf of Mexico OCS Region, U.S. Geological Survey, 3301 North Causeway Blvd., Room 147, Metairie, Louisiana 70002.

FOR FURTHER INFORMATION CONTACT: U.S. Geological Survey, Public Records, Room 147, open weekdays 9 a.m. to 3:30

p.m., 3301 North Causeway Blvd., Metairie, Louisiana 70002, Phone 837-4720, Ext. 226.

SUPPLEMENTARY INFORMATION: Revised rules governing practices and procedures under which the U.S. Geological Survey makes information contained in Development and Production Plans available to affected States, executives of affected local governments, and other interested parties became effective December 13, 1979, (44 FR 53685). Those practices and procedures are set out in a revised Section 250.34 of Title 30 of the Code of Federal Regulations.

Dated: May 28, 1980.

Lowell G. Hammons,
Conservation Manager, Gulf of Mexico OCS Region.

[FR Doc. 80-16946 Filed 6-3-80; 8:45 am]

BILLING CODE 4310-31-M

Oil and Gas and Sulphur Operations in the Outer Continental Shelf; Pennzoil Co.

AGENCY: U.S. Geological Survey, Department of the Interior.

ACTION: Notice of the Receipt of a Proposed Development and Production Plan.

SUMMARY: This Notice announces that Pennzoil Company, Unit Operator of the High Island Block A-351 Federal Unit, Agreement No. 14-08-0001-16930, submitted on May 19, 1980, a proposed Plan of Development/Production describing the activities it proposes to conduct on the High Island Block A-351 Federal Unit.

The purpose of this Notice is to inform the public, pursuant to Section 25 of the OCS Lands Act Amendments of 1978, that the Geological Survey is considering approval of the Plan and that it is available for public review at the offices of the Conservation Manager, Gulf of Mexico OCS Region, U.S. Geological Survey, 3301 N. Causeway Blvd., Room 147, Metairie, Louisiana 70002.

FOR FURTHER INFORMATION CONTACT: U.S. Geological Survey, Public Records, Room 147, Open weekdays 9:00 a.m. to 3:30 p.m., 3301 N. Causeway Blvd., Metairie, Louisiana 70002, Phone 837-4720, Ext. 226.

SUPPLEMENTARY INFORMATION: Revised rules governing practices and procedures under which the U.S. Geological Survey makes information contained in Development and Production Plans available to affected States, executives of affected local governments, and other interested parties became effective on December

13, 1979 (44 FR 53685). Those practices and procedures are set out in a revised Section 250.34 of Title 30 of the Code of Federal Regulations.

Dated: May 27, 1980.

Lowell G. Hammons,

Conservation Manager, Gulf of Mexico OCS Region.

[FR Doc. 80-16947 Filed 6-3-80; 8:45 am]

BILLING CODE 4310-31-M

National Park Service

Lowell National Historical Park, Mass.; Boundary Change, Publication of Revised Boundary Map

Notice is given, pursuant to subsection 101(b) of the Act of June 5, 1978 (Pub. L. 95-290; 92 Stat. 290), that the boundary of the Lowell National Historical Park is hereby revised to include an additional 3.08 acres along the Northern Canal in Lowell, Massachusetts, at 220 Aiken Street, as depicted on the accompanying revised boundary map. As further required by the aforementioned Act, prior notice of this action has been given to the Congress of the United States, and consent to the revision has been obtained from the City Manager of Lowell, the City Council of the City of Lowell, and the Lowell Historic Preservation Commission.

Dated: May 7, 1980.

Richard L. Stanton,

Regional Director, North Atlantic Region.

BILLING CODE 4310-70-M

Lowell National Historical Park BOUNDARY MAP

MARCH 1980 LOWE-80,008B-1

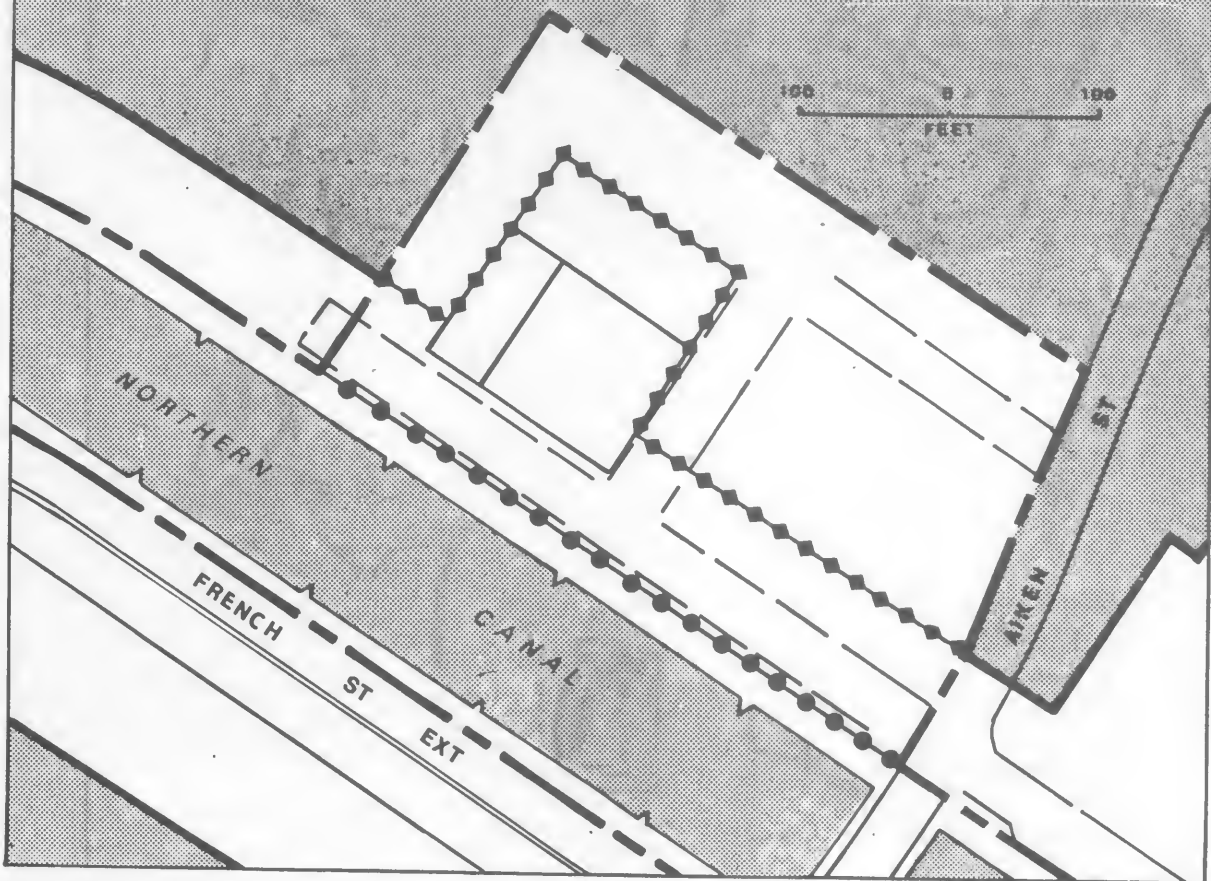
BOUNDARY REVISIONS

PARK BOUNDARY

FORMER PARK BOUNDARY BOUNDARY

PRESERVATION DISTRICT BOUNDARY

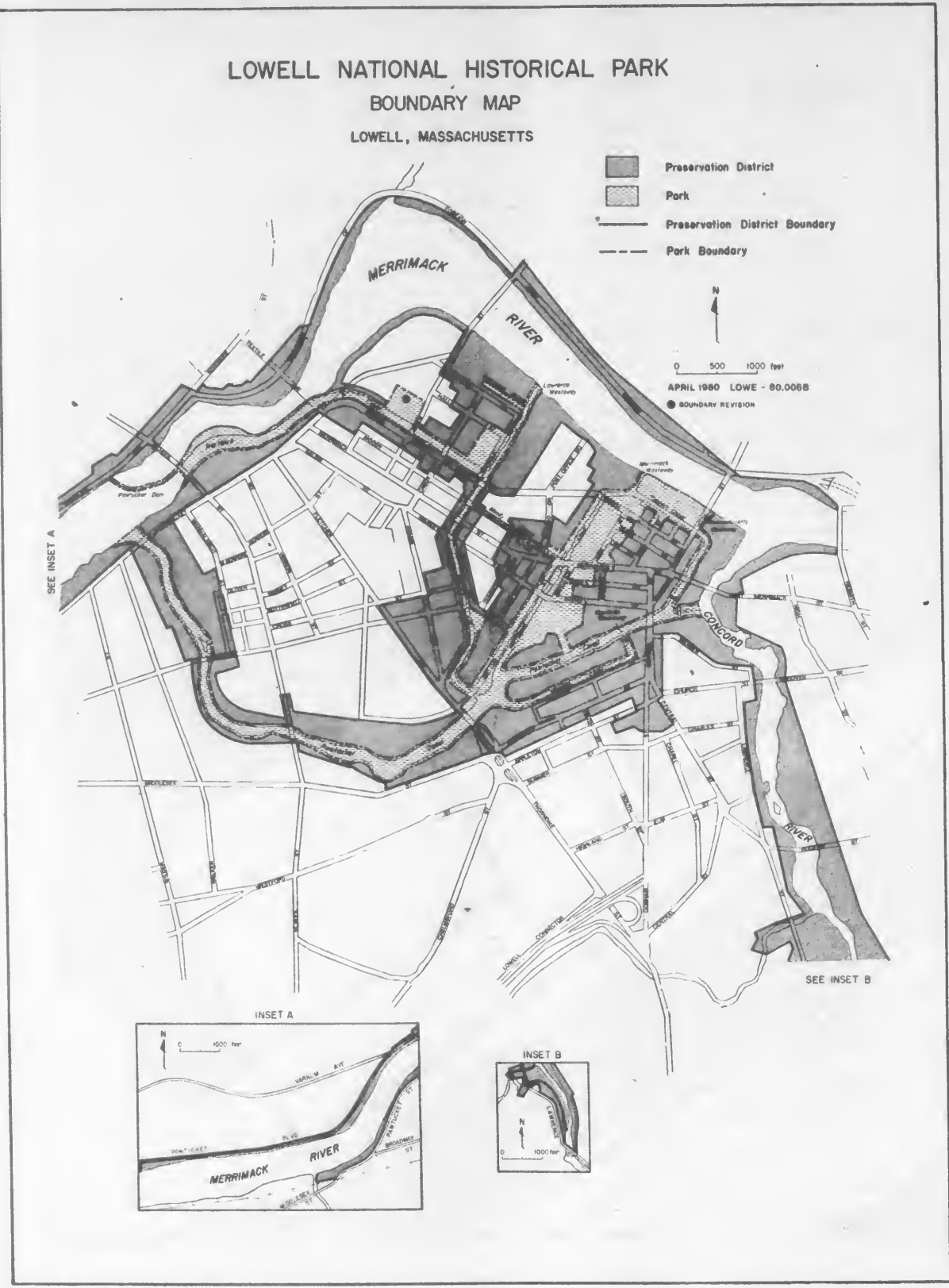
FORMER PRESERVATION DISTRICT BOUNDARY



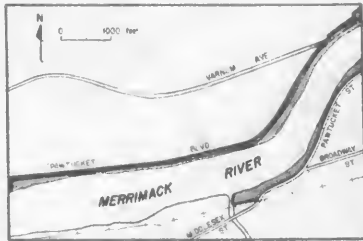
LOWELL NATIONAL HISTORICAL PARK

BOUNDARY MAP

LOWELL, MASSACHUSETTS



INSET A



INSET B



Office of Surface Mining Reclamation and Enforcement

[Federal Lease No. W-0325878]

Shell Oil Co.—Buckskin Mine, Campbell County, Wyo.; Pending Decision To Approve Coal Mining and Reclamation Plan**AGENCY:** Office of Surface Mining Reclamation and Enforcement, Department of the Interior.**ACTION:** Notice of pending decision to approve surface coal mining and reclamation plan with stipulations.**SUMMARY:** Pursuant to Section 1506.6 of Title 40 and Section 211.5 of Title 30, Code of Federal Regulations, notice is hereby given that the Region V Office of Surface Mining Reclamation and Enforcement (OSM) has completed a technical and environmental review of Shell Oil Company's Buckskin mining and reclamation plan and has recommended to the Department that the plan be approved with stipulations. Notice of availability of Shell Oil Company's application was published in the *Federal Register* on December 27, 1979, 44 FR No. 249, p. 76603.**Location of Lands to be Affected by Mining**

Applicant: Shell Oil Company.
 Mine name: Buckskin.
 State: Wyoming.
 County: Campbell.
 Township, Range, Section: T. 52 N., R. 72 W., Sections 31, 32 and 33; T. 51 N., R. 72 W. Sections 4, 5, and 6.
 Office of Surface Mining Reference No. Wy-0034.

The proposed mine is located about 11 miles northwest of Gillette along Highway 14-16. The mining and reclamation plan involves mining and associated disturbances of approximately 926 acres of the total mine plan area of 1,467 acres over approximately 19 years. The proposed operation will use shovels and front-end loaders to remove approximately 43 million tons of low-sulfur, subbituminous Federal coal. All of the 43 million tons of coal is committed under existing contracts. Shell plans to build a 7-mile railroad spur on the mine plan area that will connect with the Burlington Northern North Gillette rail line. Unit trains will carry the coal via Burlington Northern lines to Shell customers in Oklahoma, Wyoming, and Louisiana.

The U.S. Bureau of Land Management evaluated impacts that could occur from the proposed Buckskin Mine in its final regional and site specific Environmental Impact Statement (EIS), *Eastern Powder*

River Coal (March 1979). Based on a revised mining and reclamation plan submitted to OSM to fulfill the requirements of the Surface Mining Control and Reclamation Act of 1977, OSM has prepared a technical analysis and an environmental assessment. From its analyses, OSM has determined that no significant impact would occur that have not already been evaluated in the *Eastern Powder River Coal* EIS.

The purpose of this notice is to inform the public that based on OSM staff analysis of the mining and reclamation plan and the reviews of other State and Federal agencies, the Regional Director, Region V, OSM, is recommending approval with stipulations of Shell Oil Company's mining and reclamation plan for the Buckskin Mine. Any person having an interest that may be adversely affected by the recommended approval may request, in writing, a public meeting on the proposed decision.

Recent amendments to 30 CFR 701.11 and 741.11 postpone the effective date for implementation of the permanent regulatory program for Federal lands until the date of approval of a State program or until implementation of a Federal program for a State (See 44 FR 77440-47, December 31, 1979). Departmental action on Shell Oil Company's mining and reclamation plan at this time would not relieve the applicant of the obligation to file a new permit application no later than 2 months after the effective date of the Wyoming State program approval or an equivalent Federal program for that State. Upon receipt of that application, OSM will review the application pursuant to 30 CFR Chapter VII.

The Secretary's decision will be based on the recommendations of OSM, the Bureau of Land Management, the U.S. Geological Survey, and any public comments received on or before June 24, 1980.

DATES: All requests for a public meeting must be made on or before June 24, 1980. No decision on the plan will be made by the Assistant Secretary, Energy and Minerals, prior to the expiration of the 20-day period.

ADDRESSES: The Technical Analysis, Environmental Assessment, and proposed stipulations are available on request from the Office of Surface Mining, Region V. Any comments on the proposed approval should be submitted to the Regional Director, Region V, Office of Surface Mining, Brooks Towers, 1020 Fifteenth Street, Denver, Colorado 80202.

FOR FURTHER INFORMATION CONTACT: Ron Naten or John Hardaway, Office of

Surface Mining, Region V, Brooks Towers, 1020 Fifteenth Street, Denver, Colorado 80202.

Paul L. Reeves,
 Acting Director.

[FR Doc. 16884 Filed 6-3-80; 8:45 am]
 BILLING CODE 4310-05-M

INTERSTATE COMMERCE COMMISSION

[Notice No. F-31]

Motor Carrier Temporary Authority Application

The following are notices of filing of applications for temporary authority under Section 10928 of the Interstate Commerce Act and in accordance with the provisions of 49 CFR 1131.3. These rules provide that an original and two (2) copies of protests to an application may be filed with the Regional Office named in the *Federal Register* publication no later than the 15th calendar day after the date the notice of the filing of the application is published in the *Federal Register*. One copy of the protest must be served on the applicant, or its authorized representative, if any, and the protestant must certify that such service has been made. The protest must identify the operating authority upon which it is predicated, specifying the "MC" docket and "Sub" number and quoting the particular portion of authority upon which it relies. Also, the protestant shall specify the service it can and will provide and the amount and type of equipment it will make available for use in connection with the service contemplated by the TA application. The weight accorded a protest shall be governed by the completeness and pertinence of the protestant's information.

Except as otherwise specifically noted, each applicant states that there will be no significant effect on the quality of the human environment resulting from approval of its application.

A copy of the application is on file, and can be examined at the ICC Regional Office to which protests are to be transmitted.

Note.—All applications seek authority to operate as a common carrier over irregular routes except as otherwise noted.

Motor Carriers of Property

The following applications were filed in region I. Send protests to Regional Authority Center, Interstate Commerce Commission, 150 Causway St., Rm. 501, Boston, MA 02114.

MC 127610 (Sub-1-1TA), filed May 23, 1980. Applicant: J. P. NOONAN TRANSPORTATION, INC., 436 West Street, West Bridgewater, MA 02379. Representative: Wesley S. Chused, 15 Court Square, Boston, MA 02108. *Crushed, granulated, ground, pulverized, or lump rock*, from West Paris, ME to points in CT, MA, NH, NY, RI, and VT, for 180 days. Supporting shipper: Russell E. Smith & Associates, 1116 Great Plain Avenue, Needham, MA 02192.

MC 119192 (Sub-1-1TA), filed May 22, 1980. Applicant: EASTERN DELIVERY SERVICE, INC., 80 Central Avenue, Bridgeport, CT 06607. Representative: Morton E. Kiel, Suite 1832, Two World Trade Center, New York, NY 10048. *Contract carrier*, over irregular routes, transporting such commodities as are dealt in by department stores, and *materials, supplies, and equipment* used in the conduct of such business (except in bulk), between Philadelphia, PA, on the one hand, and, on the other, points in NJ, NY, PA, DE, and CT. Supporting shipper(s): John Wanamaker, Philadelphia, 13th and Market Streets, Philadelphia, PA 19106.

MC 2860 (Sub-1-7TA), filed April 21, 1980. Republication—Originally published in Federal Register of May 6, 1980, Page 29898, Volume 45, No. 89. Applicant: NATIONAL FREIGHT, INC., 71 W. Park Avenue, Vineland, NJ 08360. Representative: Gerald S. Duzinski, 71 W. Park Avenue, Vineland, NJ 08360. *Electric appliances and materials and supplies used in the manufacture thereof*, between the facilities of Hamilton Beach at Washington, NC; Clinton, NC; Farmville, NC; and Byesville, OH; and points in the United States, except AK and HI. Supporting shipper: Hamilton Beach, Division of Scovill, Inc. of Washington, NC 27889.

MC 145679 (Sub-1-3TA), filed May 23, 1980. Applicant: A & A TRANSPORT, INC., P.O. Box 569, Palmer, MA 01069. Representative: Arlyn L. Westergren, Westergren & Hauptman, P.C., Suite 106, 7101 Mercy Road, Omaha, NE 68106. *Military equipment, materials and supplies*, restricted to traffic moving on freight forwarder bills of lading and to traffic having a subsequent movement by air or water. From Seattle, WA; Ogden, UT; Kelly AFB, TX, and Burbank, CA to North Brunswick, NJ. Supporting shipper: Nitler Forwarding, Inc., 436 U.S. Highway 130, North Brunswick, NJ 08902.

MC 111729 (Sub-1-6TA), filed May 22, 1980. Applicant: PUROLATOR COURIER CORP., 3333 New Hyde Park Road, New Hyde Park, N.Y. 11042. Representative: Elizabeth L. Henoch (same address as applicant). *General*

Commodities (except articles of unusual value, Classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment). Between points in Arizona, California and Nevada. *Restricted*: 1. Against the transportation of packages weighing more than 75 pounds. 2. Against the transportation of packages or articles weighing in the aggregate more than 500 pounds from one consignor at one location, to one consignee at one location, in any one day. Supporting shippers: There are 181 supporting shippers.

MC 124004 (Sub-1-2TA), filed May 21, 1980. Applicant: RICHARD DAHN, INC., 620 West Mountain Road, Sparta, NJ 07871. Representative: George A. Olsen, P.O. Box 357, Gladstone, NJ 07934. *Cleaning Compounds, liquid soap, bleach, ammonia, fabric softener, concentrated fabric softener, laundry detergent, dish detergent, and soap bubbles*, From Carlstadt, NJ, To points in GA, IL, IN, KY, MD, MA, MI, NH, NJ, NY, NC, OH, PA, RI, TN, and VA. Supporting shipper(s): Laundry Aids, Inc./Manhattan Products, Inc., 333 Starke Rd., Carlstadt, NJ 07072.

MC 145829 (Sub-1-5TA), filed May 21, 1980. Applicant: ETI CORP., P.O. Box 1, Keasbey, NJ 08832. Representative: George A. Olsen, P.O. Box 357, Gladstone, NJ 07934. *Contact carrier*: irregular routes. *Zinc and Zinc Slabs, ingots, dross, residue, skimmings, ashes, and scrap, and containers used in the transportation of the said commodities*, Between East Liverpool, OH and Braddock, PA, on the one hand, and, on the other, points in the states of CT, DE, IL, IN, KY, MD, MI, NJ, NY, OH, PA, and WV. Supporting shipper(s): St. Joe Zinc Company, Division of St. Joe Minerals Corp., Two Oliver Plaza, Pittsburgh, PA 15222.

MC 142603 (Sub-1-4TA), filed May 21, 1980. Applicant: CONTRACT CARRIERS OF AMERICA, INC., P.O. Box 1968, Springfield, MA 01101. Representative: Robert W. Gardier, 100 E. Broad St., Columbus, OH 43215. *Contract, irregular: Aluminum oxide* (except in bulk), from Baltimore, MD to Grand Rapids, MI and Hampton, VA under continuing contract with Dependable Products, Inc. Supporting shipper: Dependable Products, Inc., 3660 Roger B. Chaffee Dr., Grand Rapids, MI 49508.

MC 150281 (Sub-1-1TA), filed March 12, 1980. Applicant: BANGOR PUNTA TRANSPORTATION, INC., One Greenwich Plaza, Greenwich, Connecticut 06830. Representative: Chandler L. van Orman, 1729 H. Street,

N.W., Washington, D.C. 20006. Authority sought to operate as a *contract carrier* by motor vehicle, over irregular routes transporting: *Trailers, vans and motor homes, and their parts* in initial movements in truckaway service to points in the United States including Alaska (but excluding Hawaii) from Topeka, IN; Brainerd, MN; Tower City, PA; Emma, IN; Corcoran, CA; and Independence, KS, and *Trailers, vans and motor homes, and their parts, supplies, equipment and materials used in the manufacturing of trailers, vans and motor homes and their parts* between Topeka, IN; Brainerd, MN; Tower City, PA; Emma, IN; Corcoran, CA; and Independence, KS, and *Materials, supplies and equipment used in manufacturing, transportation or distribution of trailers, vans and motor homes, or their parts* from points in the United States including Alaska (but excluding Hawaii) to Topeka, IN; Brainerd, MN; Tower City, PA; Emma, IN; Corcoran, CA; and Independence, KS, and *Trailers, vans and motor homes, and their parts and supplies, equipment and materials used in the manufacture, transportation or distribution thereof* between points in the United States excluding Alaska and Hawaii on the one hand, and on the other, points on the United States/Canadian International boundary line located in New York and Michigan restricted to the transportation of shipments originating at, or destined to Ontario, Canada, and *Trailers, vans and motor homes, and their parts* between points in the United including Alaska (but excluding Hawaii), *restricted* to the transportation of shipments originating at, or destined to a Bangor Punta facility or dealer. *Restrictions*: Said operations are limited to transportation service to be performed under a continuing contract, or contracts, with Starcraft RV, Division of Bangor Punta Corporation. Supporting shipper: Starcraft-RV, Division of Bangor Punta Corp., West Ohio Street, Topeka, IN 46571.

MC 150281 (Sub-1-3TA), filed March 12, 1980. Applicant: BANGOR PUNTA TRANSPORTATION CORP., INC., 1 Greenwich Plaza, Greenwich, CT 06830. Representative: Chandler L. van Orman, 1729 H St., NW., Washington, DC 20006. *Contract, irregular: Boats, boat parts, supplies, equipment, and materials used in the manufacturing of boats and boat parts*, between Goshen, IN, Topeka, IN, Brainerd, MN, Tower City, PA, and Corcoran, CA; and *Boats and boat parts* from Goshen, IN, Topeka, IN, Brainerd, MN, Tower City, PA, and Corcoran, CA to points in the U.S. including AK (but excluding HI); and *Materials, supplies*

and equipment used in the manufacturing, transportation, or distribution of boats or boat parts from points in the U.S. including AK (but excluding HI) to Goshen, IN, Topeka, IN, Brainerd, MN, Tower City, PA and Corcoran, CA; and Boats and boat parts and supplies, equipment, and materials used in the manufacture, transportation, or distribution thereof between points in the U.S. on the one hand, and, on the other, points on the US/CD International Boundary line located in NY and MI, restricted to the transportation of shipments originating at, or destined to Ontario, CD; and Boats and boat parts between points in the U.S., restricted to the transportation of shipments originating at, or destined to a Bangor Punta facility or dealer. *Restrictions:* Said operations are limited to transportation service to be performed under a continuing contract, or contracts, with Starcraft Marine, division of Bangor Punta Corporation. Supporting shipper: Starcraft Marine, division of Bangor Punta Corp., 2703 College Ave., Goshen, IN 46526.

MC 147841 (Sub-1-1TA), filed February 5, 1980. Applicant: CENTENNIAL TRUCK LINES, INC., 301 Broadway, Jersey City, NJ 07306. Representative: Thomas F. X. Foley, Artisan Way, Colt's Neck, NJ 07722. *Common, Irregular: Building materials, between the facilities of Barclay Industries, Inc., at or near Lodi, NJ, on the one hand, and, on the other, Hartford, New Haven, Newington, and Wallington, CT, Baltimore, MD, Boston, Springfield, and Worcester, MA, Buffalo, Rochester, Albany and Syracuse, NY, Akron, Cincinnati, Cleveland, Columbus, Toledo, OH, Harrisburg, Lancaster, Philadelphia, Pittsburgh, PA, Richmond and Norfolk, VA.* Supporting shipper: Barclay Industries, Inc., 65 Industrial Road, Lodi, NJ 07644.

MC 149233 (Sub-1-3TA), filed May 20, 1980. Applicant: EDGAR SERVICE COMPANY, INC., P.O. Box 562, Avon, MA 02322. Representative: Arthur T. Flynn, P.O. Box 562, Avon, MA 02322. *Such commodities as are dealt in by retail department stores, between points in the United States (except AK and HI), restricted to the transportation of traffic originating at or destined to the facilities of Zayre Corp., at the named points.* Supporting shipper: Zayre Corp., Route 6, Framingham, MA 01701.

MC 150767 (Sub-1-1TA), filed May 20, 1980. Applicant: SMITH & CALDWELL TRUCKING, INC., 404 Wayne Ave., Pine Beach, NJ 08741. Representative: Ronald I. Shapps, Esquire, 450 Seventh Ave., New York, NY 10001. *Contract carrier, irregular: Electronic equipment,*

electronic components, sound recording materials and devices, lawn materials and supplies, and printed material between New York, NY and Los Angeles, CA, on the one hand, and, on the other, Los Angeles and San Francisco, CA, Atlanta, GA, Chicago, IL, Providence, RI, Houston, TX, Philadelphia, PA, Boston, MA, New York, NY, Seattle, WA, and Atlantic City, NJ. Under a continuing contract or contracts with Right O Way, Inc. Supporting shipper: Right O Way, Inc., Newark, NJ.

MC 138991 (Sub-1-1TA), filed May 20, 1980. Applicant: K. J. TRANSPORTATION, INC., 6070 Collett Rd., Victor, NY 14564. Representative: Linda A. Calvo (same address as applicant). *Contract carrier, irregular routes, foodstuffs (except commodities in bulk), from the facilities owned or used by General Foods Corporation located at Jacksonville, FL, to Chicago, IL and points in the commercial zone of Chicago, IL; Louisville, KY; Dedham, MA; Taylor, MI; Clifton, and Moonachie, NJ; Liverpool, NY; and Boardman, OH, under continuing contract(s) with General Foods Corporation.* Supporting shipper: General Foods Corporation, 250 North St., White Plains, NY 10625.

The following applications were filed in Region 2. Send protests to: ICC, Federal Reserve Bank Bldg., 101 N. 7th St., Room 620, Philadelphia, PA 19106.

MC 27817 (Sub-II-3TA), filed May 5, 1980. Applicant: H. C. GABLER, INC., R.D. No. 3, P.O. Box 220, Chambersburg, PA 17201. Representative: Christian V. Graf, 407 North Front Street, Harrisburg, PA 17101. *Such merchandise as is dealt in by retail, wholesale and chain grocery and food business houses (except in bulk), between the facilities of Dauphin Distribution Services Co., at or near Camp Hill, Mechanicsburg and Silver Spring Township, PA, on the one hand, and, on the other, CT, MA, RI, VT, NH, and ME, for 180 days.* An underlying ETA seeks 90 days authority. Supporting shipper(s): Dauphin Distribution Services Co., P.O. Box 427, Camp Hill, PA 17011.

MC 108589 (Sub-II-4TA), filed May 2, 1980. Applicant: EAGLE EXPRESS COMPANY, 11425 Williamson Rd., Cincinnati, OH 45241. Representative: Michael Spurlock, 275 E. State St., Columbus, OH 43215. *Common; Regular: General commodities (except those of unusual value, Classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment), between Cookeville, TN and Sparta, TN, and its commercial zone; from Cookeville, TN over TN Rte.*

42 to Sparta, TN and return over the same route. With alternate route for operating convenience only: between Sparta, TN and Smithville, TN, serving the termini for purpose of joinder only. From Sparta, TN over U.S. Rte. 70 to Smithville, TN, and return over the same route, for 180 days. An underlying ETA seeks 90 days authority. Applicant intends to tack this authority with existing authority and to interline with other carriers. Supporting shipper(s): There are 8 supporting shippers. Their statements may be examined at the ICC Regional Office in Philadelphia, PA.

MC 145870 (Sub II-4 TA), filed May 5, 1980. Applicant: L-J-R HAULING, INCORPORATED, P.O. Box 699, Dublin, VA 24084. Representative: Wilmer B. Hill, Suite 805, 666 Eleventh Street NW., Washington, D.C. 20001. *Iron oxide, in bags, between points in and east of MN, IA, MO, AR, and LA, restricted to the transportation of traffic originating at or destined to the facilities used by Hoover Color Corporation, for 180 days.* An underlying ETA seeks 90 days authority. Supporting shipper: Hoover Color Corporation, P.O. Box 218, Hiwassee, VA 24347.

MC 150710 (Sub II-1TA), filed May 12, 1980. Applicant: LEBARNOLD, INC. 625 S. 5th Ave., Lebanon, Pa 17042. Representative: Richard A. Mehley, 1000 16th St., NW., Washington, DC 20036. *Contract, irregular—Merchandise dealt in, and supplies used by, retail shoe and clothing outlets, between Camp Hill, (Cumberland County), Pa, and Mechanicsburg, (Cumberland County), Pa, and points in MD, DC, and those in VA on and east of US Hwy. #1, for 180 days.* Under a continuing contract with Kinney Service Corp. An underlying ETA seeks 90 days authority. Supporting shipper: Kinney Service Corp., P.O. Box 2437, Harrisburg, Pa.

MC 69397 (Sub 2-2 TA), filed May 8, 1980. Applicant: JAMES H. HARTMAN & SONS INC., P.O. Box 85, Pocomoke City, MD 21851. Representative: Wilmer B. Hill, Suite 805, 666 Eleventh St. NW., Washington, DC 20001. *Flat glass and glass glazing units, from the facilities of or used by General Glass International Corp., at or near Jeannette, PA, New York, NY, and Charleston, SC to points in CT, DE, GA, IN, ME, MD, NH, NJ, NY, NC, OH, PA, SC, RI, TN, VA, WV, AND DC for 180 days.* An underlying ETA seeks 90 days authority. Supporting shipper: General Glass International Corp., 270 North Avenue, New Rochelle, NY 10801.

MC 69397 (Sub 2-1 TA), filed May 8, 1980. Applicant: JAMES H. HARTMAN & SON, INC., P.O. Box 85, Pocomoke City, MD 21851. Representative: Wilmer

B. Hill, Suite 805, 66 Eleventh St. NW., Washinton, DC 20001. (1) *Hardboard, particleboard, fiberboard, and composition board*, and (2) *materials, equipment and supplies used in the installation and distribution of the commodities in (1) above* (except commodities in bulk), from the facilities of or used by General Glass International Corp., at or near New York, NY, Philadelphia, PA, Baltimore, MD, Norfolk, VA, Wilmington, NC, Charleston, SC, and Savannah, GA to points in CT, DE, GA, IN, ME, MA, MD, NH, NJ, NY, NC, OH, PA, SC, RI, TN, VA, WV, AND DC, for 180 days. An underlying ETA seeks 90 days authority. Supporting Shipper: General Glass International Corp., 270 North Avenue, New Rochelle, NY 108801.

MC 108589 (Sub-II-6TA), filed May 7, 1980. Applicant: EAGLE EXPRESS COMPANY, 11425 Williamson Rd., Cincinnati, OH 45241. Representative: Michael Spurlock, 275 E. State St., Columbus, OH 43215. *Common; Regular; General Commodities* (except those of unusual value, Classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment), between Cookeville, TN and Carthage, TN, and its commercial zone, from Cookeville, TN over I-Hwy. 40 to junction TN Rte. 53, then over TN Rte. 53 to Carthage, TN and return over the same route, serving Pleasant Shade, TN as an off-route point. With alternate route for operating convenience only: Between Cookeville, TN over I-Hwy. 40 to junction TN Rte. 56, then over TN Rte. 56 to junction TN Rte. 85, then over TN Rte. 85 to Carthage, TN and return over the same route, serving Pleasant Shade, TN as an off-route point for 180 days. An underlying ETA seeks ninety days authority. Applicant seeks to tack the authority with existing authority and interline with other carriers at Cincinnati, OH; Knoxville and Nashville, TN and Louisville and Lexington, KY. Supporting shipper(s): There are 4 supporting shippers. Their statements may be reviewed at the ICC Philadelphia, PA office.

MC 2304 (Sub-II-1TA), filed May 5, 1980. Applicant: THE KAPLAN TRUCKING COMPANY, 6600 Bessemer Ave., Cleveland, OH 44127. Representative: James M. Burtch, 100 E. Broad St., Columbus, OH 43215. *Iron and steel articles*, from the facilities of The Universal Steel Co. at Cleveland, OH, to points in GA, NC, SC, and KY, for 180 days. Supporting shipper: The Universal Steel Co., 6600 Grant Ave., Cleveland, OH 44105.

MC 147463 (Sub-II-1TA), filed May 5, 1980. Applicant: R. M. GUNTHER, INC., R. D. #3, Box 81, Boyertown, PA 19512. Representative: John W. Dry, 541 Penn St., Reading, PA 19601. *Specialty Chemicals and Metals*, from the plant of Kawecki-Berylco Industries, Inc., a division of Cabot Corporation, located in Colebrookdale Township, Berks County, and Douglass Township, Montgomery County, PA, to points in CT, DE, IN, MD, NJ, NY, and OH, and return. Supporting shipper: Kawecki-Berylco Industries, Inc., County Line Rd., Boyertown, PA 19512.

MC 116119 (Sub-II-1TA), filed May 1, 1980. Applicant: JOHN F. HARRIS, d.b.a. HOGAN'S TRANSFER & STORAGE CO., 1122 S. Davis Ave., Elkins, WV 26241. Representative: John M. Friedman, 2930 Putnam Ave., Hurricane, WV 25526. *Contract carrier: irregular routes: Vermiculite, barbeque base materials, charcoal, wood chips and lighter fluid, in containers, charcoal briquets, hickory chips, fireplace logs, sawdust, wax impregnated, and materials, supplies and equipment used in the production thereof, except commodities in bulk*, between Parsons and Ridgeley, WV; Fairless Hills, PA and Trenton, NJ, on the one hand, and, on the other, points in the U.S. in and east of the states of MN, IA, MO, AR, and LA, for the account of Kingsford Company, for 180 days. Supporting shipper: Kingsford Company, P.O. Box 1033, Louisville, KY 40202.

MC 143394 (Sub-II-4TA), filed May 1, 1980. Applicant: GENIE TRUCKING LINE, INC., 70 Carlisle Springs Rd., P.O. Box 840, Carlisle, PA 17013. Representative: G. Kenneth Bishop (same as applicant). *Contract: Irregular: Canned and preserved foodstuffs*, from the facilities of Heinz USA at or near Pittsburgh, PA; Fremont and Toledo, OH; and Holland, MI, to points in AL, GA, LA, MS, and SC, restricted to traffic originating at the named facilities and destined to the named states for 180 days. Supporting shipper: Heinz USA, Division of H. J. Heinz Company, P.O. Box 57, Pittsburgh, PA 15230.

MC 44801 (Sub-II-1TA), filed May 2, 1980. Applicant: DICK HARRIS AND SON TRUCKING CO., INC., P.O. Box 10277, Lynchburg, VA 24506. Representative: Morton E. Kiel, Suite 1832, 2 World Trade Center, New York, NY 10048. *Such commodities as are produced or used by a printing plant* (except in bulk), between points in the United States except AK and HI and restricted to traffic from or to facilities utilized by R. R. Donnelley & Sons Company, for 180 days. Supporting shipper: R. R. Donnelley & Sons

Company, 1400 Kratzer Road, Harrisonburg, VA 22801.

MC 115181 (Sub-II-1Ta), filed April 30, 1980. Applicant: HAROLD M. FELTY, INC., R.D. #1, Box 148, Pine Grove, PA 17963. Representative: John W. Dry, 541 Penn St., Reading, PA 19601. *Brick*, from Watsontown, PA, to points in NJ and New York City, NY, and return, for 180 days. An underlying ETA seeks 90 days authority. Supporting shippers: Watsontown Brick Company, Box 68, Watsontown, PA 17777; Merritt Sales, P.O. Box 688, Flemington, NJ 08822.

MC 150544 (Sub-II-1TA), filed April 30, 1980. Applicant: FRED'S TRUCKING, INC., R.D. #2, Cabot, PA 16023. Representative: John A. Pillar, 1500 Bank Tower, 307 Fourth Ave., Pittsburgh, PA 15222. *Building materials (excluding commodities in bulk)* having a prior movement by rail between points in PA on and west of U.S. Hwy 219, on the one hand, and, on the other, points in OH, PA, and WA, for 180 days. Supporting shipper(s): Freehling Lumber Co., Marwood, PA 16055; Penn Pacific Lumber, Inc., P.O.B. 18077, Pittsburgh, PA 15236.

MC 150790 (Sub-II-1TA), filed May 12, 1980. Applicant: ALLIANCE MOVING AND STORAGE, INC., 13150 Pavilion Lane, Fairfax, VA 22310. Representative: Jacob P. Billig, 2033 K St. NW., Washington, DC 20006. *Household goods (as defined in 49 CFR 1056.1)* between pts. in MD, VA and DC, on the one hand, and, on the other, pts. in the US, including AK and HI; and between pts. in VA, MD, and DC, for 180 days. An underlying ETA seeks 90 days authority. Supporting shippers: There are 9 supporting shippers. Their statements may be examined at the ICC Regional Office in Philadelphia, PA.

MC 146820 (Sub-II-1TA), filed May 8, 1980. Applicant: B & G TRUCKING, INC., P.O. Box 581, Worthington, OH 43085. Representative: David A. Turano, 100 E. Broad St., Columbus, OH 43215. *Contract; irregular (1) Hose; and (2) Equipment, materials and supplies used in the manufacture of the commodities in (1) except commodities in bulk* between the facilities of Swan Hose Division Amerace Corporation at Bucyrus, OH, Elton, TN and Lexington, TX for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper: Swan Hose Division Amerace Corp., 8929 Columbus Pike, P.O. Box 509, Worthington, OH 43085.

MC 126893 (Sub-II-1TA), filed May 8, 1980. Applicant: BALTIMORE-WASHINGTON EXPRESS SERVICE, INC., P.O. Box 4333, Baltimore, MD 21223. Representative: Dixie C. Newhouse, 1329 Pennsylvania Ave., P.O.

Box 1417, Hagerstown, MD 21740. *Screen or screening*, from Hanover, PA and its commercial zone to San Diego, CA and its commercial zone, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper: Keystone Seneca Wire Cloth Co., Factory St., Hanover, PA 17331.

MC 63836 (Sub-II-1TA), filed May 8, 1980. Applicant: BOLUS MOTOR LINES, INC., 700 N. Keyser Ave., Scranton, PA 18508. Representative: Joseph F. Hoary, 121 S. Main St., Taylor, PA 18517. (1) *Bicarbonate of soda, washing compounds, cleaning compounds, and scouring compounds*, from the facilities of Church & Dwight Co., Inc., Old Fort, and Green Springs, Seneca County, OH to IN, WI, IA, IL, MO, AR, LA, MS, AL, TN, KY, GA, FL, NC, SC, VA, WV, PA, MD, NY, CT, MA, VT, NH, ME, RI, MI, and DC, (2) *materials, supplies and equipment* used in the manufacture of such commodities, on return for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper: Church & Dwight Co., Inc., P.O. Box 369, Piscataway, NJ 08854.

MC 2368 (Sub-II-4TA), filed May 8, 1980. Applicant: BRALLEY-WILLET TANK LINES, INC., P.O. Box 495, Richmond, VA 23204. Representative: William T. Marshburn (same as applicant). *Gasoline*, in bulk, in tank vehicles from Marcus Hook, PA to Richmond, Fairfax, and New Canton, VA, and Sophia, NC, Elyria, OH, and Baltimore and Temple Hill, MD, and their commercial zones. Supporting shipper: World Wide Racing Fuels, Inc., Box 500, New Canton, VA 23123.

MC 150764 (Sub-II-1TA), filed May 7, 1980. Applicant: CLIFFORD E. BROOKS, 1 Sugar St., Leipsic, OH 45856. Representative: John L. Alden, 1396 W. Fifth Ave., Columbus, OH 43212. *Contract: Irregular: Fertilizer, feed and grain, except in bulk, in tank vehicles*, between the facilities of Moorhead Elevator, Inc. at or near Leipsic, OH, on the one hand, and on the other, points in IN, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper: Moorhead Elevator, Inc., Leipsic, OH.

MC 142559 (Sub-II-15TA), filed May 9, 1980. Applicant: BROOKS TRANSPORTATION, INC., 3830 Kelley Ave., Cleveland, OH 44114. Representative: John P. McMahon, 100 E. Broad St., Columbus, OH 43215. (1) *Containers, container ends, and closures*, (2) *commodities* manufactured or distributed by manufacturers and distributors of containers when moving in mixed loads with containers, and (3) *materials, equipment, and supplies* used in the manufacture and distribution of

containers, container ends, and closures between all points in the U.S. (except AK and HI), restricted against the transportation of commodities in bulk, for 180 days. An underlying ETA seeks 90 days authority. There are 7 supporting shippers. Their statements may be examined at the Philadelphia office.

MC 110525 (Sub-II-5 TA), filed May 8, 1980. Applicant: CHEMICAL LEAMAN TANK LINES, INC., 520 E. Lancaster Ave., Downingtown, PA 19335. Representative: Thomas J. O'Brien (same as applicant). *Chemicals, in bulk, in tank vehicles*, from Baton Rouge, LA to Laredo, TX for furtherance to Mexico for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper: Exxon Chemical Co., U.S.A., P.O. Box 3272, Houston, TX 77001.

MC 110525 (Sub-II-6 TA), filed May 8, 1980. Applicant: CHEMICAL LEAMAN TANK LINES, INC., 520 E. Lancaster Ave., Downingtown, PA 19335. Representative: Thomas J. O'Brien (same as applicant). *Chlori-Alkali, chemical products, in bulk, in tank vehicles*, from: Brunswick, GA to FL, for 180 days. Supporting shipper: Linden Chemicals & Plastics, Inc., Raritan Plaza II—Raritan Center, Edison, NJ 08817.

MC 150776 (Sub-II-1TA), filed May 8, 1980. Applicant: ALFRED DANIELS, INC., Rt. 1, P.O. Box 272-I, Jackson, OH 45640. Representative: Robert W. Gardier, Jr., 100 E. Broad St., Columbus, OH 43215. *Prepared foodstuffs, frozen or canned*, (1) between Jackson County, OH, on the one hand, and, on the other, Anaheim, CA; San Antonio, TX; Secaucus, NJ; and Tampa, FL; (2) between Fullerton, CA, and Lockport, NY; Plymouth, IN; and South Brunswick, NJ; (3) from Jackson County, OH, to points in the state of NJ for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper: RJR Foods, Inc., P.O. Box 3037, Winston-Salem, NC 27102.

MC 21623 (Sub-II-1 TA), filed May 7, 1980. Applicant: W.J. DILLNER TRANSFER CO., 2748 W. Liberty Ave., Pittsburgh, PA 15216. Representative: Richard H. Brandon, P.O. Box 97, 220 W. Bridge St., Dublin, OH 43017. *Pulpboard*, in rolls, from Allegheny County, PA to points in Washington County, PA. Restricted to shipments having a prior movement by water. Supporting shipper(s): International Paper Company, 220 E. 42nd St., New York, NY 10017.

MC 144359 (Sub-II-1 TA), filed May 21, 1980. Applicant: DUNIGAN TRUCKING CO., 114½ W. Williams St., Delaware, OH 43015. Representative: Anthony M. Heald, 125 N. Sandusky St., Delaware, OH 43015. *Contract, irregular;*

Plastic medicine vials and plastic road markers, from the facilities of I.T.L. Industries, Inc., at or near Newark, OH to points in NY, NJ, WV, PA, KY, TN, TX, IL, IN, NM, AZ, NC, SC, GA, MI, CT, MA, RI, FL, AR, and CA. An underlying ETA seeks 90 days authority. Supporting shipper: I.T.L. Industries, Inc., P.O. Box 877, Newark, OH 43055.

MC 31237 (Sub-II-1TA), filed May 21, 1980. Applicant: DIGNAN TRUCKING, INC., P.O. Box 7463, Baltimore, MD 21227. Representative: Frank B. Hand, Jr., Box C, Berryville, VA 22611. *General Commodities (except commodities of unusual value, commodities in bulk, Classes A and B explosives, household goods as defined by the Commission and commodities requiring special equipment)*, between Baltimore, MD, on the one hand, and, on the other, pts. in MD and DE on and south of the Chesapeake and Delaware Canal, restricted to the transportation of shipments having a prior or subsequent movement by water. An underlying ETA seeks 90 days authority. Supporting shipper(s): Anchor International, 17 Commerce St., Baltimore, MD 21202; Samuel Shapiro & Co. Inc., World Trade Center, Suite 525, Baltimore, MD 21202; John S. Connor, Inc., 33 S. Gay St., Baltimore, MD 21203; Hobelmann International, Inc., 1000 First National Bank Bldg., Baltimore, MD 21202.

MC 117574 (Sub-II-4TA), filed May 21, 1980. Applicant: DAILY EXPRESS, INC., P.O. Box 39, 1076 Harrisburg Pike, Carlisle, PA 17013. Representative: James W. Hagar, P.O. Box 1166, 100 Pine St., Harrisburg, PA 17108. (1) *Railway car wheels and locomotive wheels, iron or steel, and, on (2) materials and supplies used in connection with the manufacture and distribution of the items, in (1)*, between the facilities owned or used by Abex Corp., Quemahoning, PA, on the one hand, and, on the other, pts. in the US (except AK and HI). Supporting shipper: Abex Corp., 530 5th Ave., New York, NY 10036.

MC 150019 (Sub-II-2TA), filed May 19, 1980. Applicant: EDWARD E. GARBER, d.b.a. CUSTOM TRANSPORT, 6600 Sweet Air Lane, Sykesville, MD 21632. Representative: Chester A. Zyblut 366 Executive Bldg., 1030 15th St. NW., Wash., DC 20005. (1) *Flour, corn meal, and products thereof* from Ellicott City, MD to pts. AL, AR, FL, GA, LA, MS, NC, SC, TN, and TX; and (2) *Materials and supplies used in the manufacture thereof* from pts. in IL, IN, MI, OH and WI to Ellicott City, MD. An underlying ETA seeks 90 days authority. Supporting shipper: Wilkins Rogers, Inc., Ellicott City, MD 21043.

MC 119864 (Sub-II-3TA), filed May 19, 1980. Applicant: CRAIG TRANSPORTATION CO., 26699 Eckel Rd., Perrysburg, OH 43551. Representative: Brad A. James (same address as applicant). *Such commodities as are dealt in or used by grocery, drug and food business houses from the facilities of Miles Laboratories, Inc. in Elkhart, IN to Fostoria, OH. Supporting shipper: Miles Laboratories, Inc., 1127 Myrtle Ave., Elkhart, IN 46517.*

MC 10216 (Sub-II-8TA), filed May 19, 1980. Applicant: COASTAL TANK LINES, INC., 250 N. Cleveland-Massillon Rd., Akron, OH 44313. Representative: David F. McAllister (same address as applicant).

MC 102616 (Sub-II-8TA), filed May 19, 1980. Applicant: COASTAL TANK LINES, INC., 250 N. Cleveland-Massillon Rd. Akron, OH 44313. Representative: David F. McAllister (same address as applicant). *Liquid Commodities, in bulk, in tank containers, having a prior or subsequent movement by water, in foreign commerce only, between the facilities of Hoyer (USA), Inc. at the Ports of New York, NY; Norfolk, VA; and Baltimore, MD, on the one hand, and, on the other, pts, on the U.S. (except AK and HI). Supporting shipper: Hoyer (USA), Inc., 186 Tyler St., Port Newark, NJ 07114.*

MC 138438 (Sub-II-12TA), filed May 19, 1980. Applicant: D. M. BOWMAN, INC., Rt. 2, Box 43A1, Williamsport, MD 21795. Representative: Edward N. Button, 580 Northern Ave., Hagerstown, MD 21740. *Lumber and treated plywood, from the facilities of Hoover Universal located at or near Thomas, GA and Milford, VA, to all points in and east of OH, KY, TN and AL, for 180 days. Supporting shipper: Hoover Universal, Wood Preserving Division, Box 746, Thomas, GA 30824.*

Note.—Dual operations may be involved.

MC 138438 (Sub-II-11TA), filed May 19, 1980. Applicant: D. M. BOWMAN, INC., Rt. 2, Box 43A1, Williamsport, MD 21795. Representative: Edward N. Button, 580 Northern Ave., Hagerstown, MD 21740. *Masonry and mortar cement, lime, and materials, equipment and supplies used in the manufacture and distribution thereof, between Riverton, VA, and its commercial zone, on the one hand, and, on the other, all points in and east of WI, IA, MO, TN and MS, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper: Riverton Corporation, Riverton, VA 22651.*

Note.—Dual operations may be involved.

MC 94265 (Sub-II-11TA), filed May 16, 1980. Applicant: BONNEY MOTOR EXPRESS, INC., P.O. Box 305, Rte. 460 W., Windsor, VA 23487. Representative:

Clyde W. Carver, P.O. Box 720434. Atlanta, GA 30328. *Foodstuffs (except in bulk) (a) from Sherman, TX to points in TN, GA, KY, VA, IL, MD, NY, NJ, and PA; and (b) from Humbolt, TN to points in IL and TX. An underlying ETA seeks 90 days authority. Supporting shipper(s): Anderson Clayton Foods, P.O. Box 26165, Dallas, TX 75266.*

MC 150735 (Sub-II-1TA), filed May 19, 1980. Applicant: BESTWAY TRANSPORT CO., Rt. #2, Willard, OH 44890. Representative: Lewis S. Witherspoon, 88 E. Broad St., Columbus, OH 43215. *Contract, irregular; meats, meat products, meat byproducts, and articles distributed by meat packing houses as described in Sections A and C of Appendix I to the report in Descriptions in Motor Carrier Certificates, 61 M.C.C. 209 and 766 (except hides and commodities in bulk) between the facilities of Haring Meats Delicatessen, Inc., in Richland County, OH, on the one hand, and, on the other, points in the United States (except AK and HI). An underlying ETA seeks 90 days authority. Supporting shipper: Haring Meats Delicatessen, Inc., 1095 National Parkway Dr., Mansfield, OH 44906.*

MC 138395 (Sub-2-1TA), filed May 21, 1980. Applicant: DOUGLAS H. WEST, P.O. Box 1274, Salisbtry, MD 21801. Representative: Charles E. Creager, 1329 Pennsylvania Ave., P.O. Box 1417, Hagerstown, MD 21740. *Printed matter and materials, equipment and supplies used in the manufacture, sale and distribution of printed matter between the facilities of Middle Atlantic Printing Co., Inc., at or near Salisbury, MD, on the one hand, and, on the other, points in the U.S. in the east of WI, IL, KY, TN, and MS. Supporting shipper: Middle Atlantic Printing Co., Inc., 2015 Industrial Parkway, Salisbury, MD 21801.*

MC 21866 (Sub-2-21TA), filed May 20, 1980. Applicant: WEST MOTOR FREIGHT, INC., 740 S. Reading Ave., Boyertown, PA 19512. Representative: Alan Kahn, 1430 Land Title Building, Phila., PA 19110. *Spark plugs, and materials and supplies used in the manufacture and distribution of spark plugs (except commodities in bulk), between the facilities of Champion Spark Plug Co. at Burlington, IA, Hellertown, PA and Toledo, OH, for 180 days. Supporting shipper(s): Champion Spark Plug Co., P.O. Box 910, Toledo, OH 43661.*

MC 148986 (Sub-2-1TA), filed May 21, 1980. Applicant: PLYMOUTH TRANSPORT, INC., 2280 Butler Pike, Plymouth Meeting, PA 19462. Representative: Theodore Polydoroff,

Suite 301, 1307 Dolley Madison Blvd., McLean, VA 22101. *Scrap electric communications cable, in bulk, in dump trucks, for recycling purposes, the transportation of which cable is incidental to the excavation and removal thereof by Danella Construction Corp., a company under common control with applicant from pts. in FL to Gaston, SC for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Nassau Recycle Corp., P.O. Box 218, Gaston, SC 29053.*

MC 107403 (Sub-II-23TA), filed May 22, 1980. Applicant: MATLACK, INC., 10 W. Baltimore Ave., Lansdowne, PA 19050. Representative: Martin C. Hynes, Jr. (same as applicant). *Wheat flour, in bulk, in tank vehicles, from Barksdale, MD to pts. in PA, DE, NJ, NY, MD, CT and MA for 180 days. Supporting shipper(s): Ross Industries of Cargill Incorporated, P.O. Box 2696, Wichita, KS 67201.*

MC 107403 (Sub-II-24TA), filed May 23, 1980. Applicant: MATLACK, INC., 10 W. Baltimore Ave., Lansdowne, PA 19050. Representative: Martin C. Hynes, Jr. (same as applicant). *Lead oxide, in bulk, in tank vehicles, from Huguenot, Orange County, NY to Conshohocken, PA for 180 days. An underlying ETA for 90 days seeks authority. Supporting shipper(s): C&D Batteries, 3043 Walton Rd., Plymouth Meeting, PA 19462.*

MC 145221 (Sub-2-1TA), filed May 22, 1980. Applicant: P.D.F. TRUCKING CO., Route 250 N., P.O. Box 398, Milan, OH 44846. Representative: David A. Turano, 100 East Broad St., Columbus, OH 43215. *Roofing, building, and insulating materials, and materials, equipment and supplies used in the manufacture, installation, and distribution of roofing, building and insulating materials between the facilities of CertainTeed Corp. in Erie County, OH; York County, PA; and Granville County, NC for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper: Certain Teed Corp., P.O. Box 860, Valley Forge, PA 19482.*

MC 146015 (Sub-II-11TA), filed May 23, 1980. Applicant: MUMMA FREIGHT LINES, INC., 6495 Carlisle Pike, Mechanicsburg, PA 17055. Representative: E. J. Mumma, Jr. (same as applicant). *Contract; irregular: Glass, from the plant site and storage facilities of Lamilite, Inc. at Saratoga Springs, NY on the one hand, and on the other, pts. in the US (except AK and HI), for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Lamilite Inc., Cady Hill Industrial Park, Saratoga Springs, NY 12866.*

MC 107012 (Sub-II-34TA), filed May 22, 1980. Applicant: NORTH

AMERICAN VAN LINES, INC., 5001 U.S. Hwy. 30 West, P.O. Box 988, Fort Wayne, IN 46801. Representative: Bruce W. Boyarko (same as applicant). (1) *video games, electronic games, video game cartridges, home computers, and home computer cartridges, and (2) materials, equipment, and supplies used in the manufacture and distribution of the commodities in (1) above*, between the facilities of Atari Inc. at or near Sunnyvale, CA; Wheeling, IL; Edison, NJ; and El Paso, TX for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper: Atari, Inc., 390 Caribbean Dr., Sunnyvale, CA 94086.

Note.—Common control may be involved.

MC 107012 (Sub-II-42TA), filed May 20, 1980. Applicant: NORTH AMERICAN VAN LINES, INC., 5001 U.S. Hwy. 30 West, P.O. Box 988, Fort Wayne, IN 46801. Representative: David D. Bishop (same as applicant). *New furniture and tabletops* from Culpeper, VA to Pittsburgh, PA for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper: Metro Manufacturing Co., Inc., P.O. Box 273, Culpeper, VA 22701.

Note.—Common control may be involved.

MC 123254 (Sub-II-2TA), filed May 21, 1980. Applicant: PITZER BROTHERS, INC., P.O. Box 633, Jeannette, PA 15644. Representative: Jeremy Kahn, Suite 733- Investment Bldg., 1511 K Street, N.W., Washington, DC 20005. (1) *Malt Beverages*, from the facilities of Jones Brewing Co. at or near Smithton, PA, to points in OH and WV; and (2) *used, empty malt beverage containers*, from points in OH and PA to the facilities of Jones Brewing at or near Smithton, PA, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper: Jones Brewing Co., P.O. Box 746, Smithton, PA 15479.

MC 107403 (Sub-II-22TA), filed May 21, 1980. Applicant: MATLACK, INC., 10 W. Baltimore Ave., Lansdowne, PA 19050. Representative: Martin C. Hynes, Jr. (same as applicant). *Solvents, flammable, in bulk, in tank vehicles* from Bayonne, NJ to Amsterdam, Binghamton and Syracuse, NY for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Solvents & Petroleum Services, Inc., 1405 Brewerton Rd., Syracuse, NY 13208.

MC 147759 (Sub-2-1TA), filed February 22, 1980. Applicant: CAPITAL CITIES COACH CO., INC., 8800 Yellow Brick Rd., Baltimore, MD 21237. Representative: L. C. Major, Jr., Suite 400, Overlook Bldg., 6121 Lincolnia Rd., Alexandria, VA 22312. *Common*; regular: *Passengers and their baggage and express and newspapers in the same vehicle with passengers* between

Annapolis, MD, and Rehoboth Beach, DE: From Annapolis, MD over Rowe Blvd. to its junction with U.S. Hwy 50, then over U.S. Hwy 50 east to Ocean City, MD, then over MD Hwy 528 north to the MD-DE state line, then over DE Hwy 1 to Rehoboth Beach, DE, and return over the same route serving all intermediate points between Ocean City, MD, and Rehoboth Beach, DE. Restricted against any passenger or traffic whose entire transportation is between Annapolis, MD and any point in the state of DE, including Rehoboth Beach, DE. Applicant intends to tack authority sought herein with authority being purchased from Greyhound Lines, Inc., in docket number MC-FC-78261, and with MC-147759 and interline at Washington, DC for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): There are 21 supporting shippers whose statements may be examined at the ICC regional office in Philadelphia, PA. The purpose of this re-publication is to reflect applicant's intent to tack and interline which was previously omitted in the first publication on March 17, 1980.

MC 143511 (Sub-II-1TA), filed May 22, 1980. Applicant: HARDINGER TRANSFER CO., INC., P.O. Box 521, Erie, PA 16512. Representative: Samuel J. Varo (same address as above). *Steel power boilers, steam generator equipment, stokers and water waste treatment parts and parts thereof*, between the facilities of Zurn Energy Division located at Erie, PA, on the one hand, and, on the other, points in that part of the U.S. in and east of KS, NE, ND, OK, SD, and TX, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Zurn industries, Inc., 1422 East Ave., Erie, PA 16503.

MC 150859 (Sub-II-1TA), filed May 20, 1980. Applicant: H & L HOUSEHOLD MOVERS, INC., 146741 Southlawn Lane, Rockville, MD 20850. Representative: Edward E. Harrison (same address as above). *Household goods*, as defined by the Commission, between points in MD, VA, and DC, on the one hand, and, on the other, points in U.S. (except AL and HA), for 180 days. Supporting shipper(s): U.S. Catholic Conference, 1312 Massachusetts Ave. NW., Washington, DC; Mrs. Cynthia M. Quaker, 7907 Bluebird Lane, Alexandria, VA 22306; Michael Sullivan, 17th and New York Ave., Chesapeake Beach, MD 20732; M. Lowenstein Corp., P.O. Box 10352, Rock Hill, SC 29730.

MC 56388 (Sub-II-3TA), filed May 19, 1980. Applicant: HAHN TRANSPORTATION, INC., New Market, MD 21774. Representative: Francis J. Ortman, 7101 Wisconsin Ave.,

Suite 605, Washington, DC 20014. *Sugar, and/or blends thereof, in bulk, in tank or pneumatic vehicles* from Baltimore, MD to points in DC, VA, and WV, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Amstar Corp., American Sugar Div., 1251 Avenue of the Americas, New York, NY 10020.

MC 121696 (Sub-II-1TA), filed May 8, 1980. Applicant: HARTMANS, INCORPORATED, P.O. Box 898, Harrisonburg, VA 22801. Representative: Lawrence E. Lindeman, 1032 Pennsylvania Bldg., Pennsylvania Ave and 13th St. NW., Washington, DC 20004. *Printed matter and books, and materials and supplies used in the manufacture or distribution of printed matter and books (except commodities in bulk)*, between the plantsite and storage facilities of R. R. Donnelley and Sons in Harrisonburg, VA, on the one hand, and, on the other, points in the United States in and east of TX, OK, KS, NE, SD, and ND, for 180 days. Supporting shipper: R. R. Donnelley and Sons Company, 1400 Kratzer Road, Harrisonburg, VA 22801.

MC 125335 (Sub-2-7TA), filed May 19, 1980. Applicant: GOODWAY TRANSPORT, INC., P.O. Box 2283, York, PA 17405. Representative: Gailyn L. Larsen, P.O. Box 82816, Lincoln, NE 68501. *Frozen foods*, from Barker, NY, to Vineland, NJ, for 180 days. Supporting shipper: Southland Frozen Foods, Inc., 305 East Ohio Street, Plant City, FL 33566.

MC 2304 (Sub-II-2TA), filed May 21, 1980. Applicant: THE KAPLAN TRUCKING CO., 2900 Chester Ave., Cleveland, OH 44127. Representative: James M. Burtch, 100 E. Broad St., Columbus, OH 43215. (1) *Springs and related parts thereof*, (a) from Columbia, TN to St. Louis, MO; Chicago, IL; Detroit, MI and points in KY, (b) from DuBois, PA to points in KY and TN; and (2) *springs and materials and supplies used in the manufacture and installation of springs*, (a) from Coalton, KY to DuBois, PA and Columbia, TN, (b) from McDonald, OH; Gary, IN; Chicago, IL; Detroit, MI and Buffalo, NY to points in TN, (c) from Morristown, IN to DuBois, PA and points in TN, for 180 days. Supporting shipper: Triangle Auto Spring Co., P.O. Box 425, Maloney Rd., DuBois, PA 15801.

MC 56244 (Sub-II-7TA), filed May 21, 1980. Applicant: KUHN TRANSPORTATION COMPANY, INC., P.O. Box 98, R.D. No. 2, Gardners, PA 17324. Representative: J. Bruce Walter, 410 North Third St., P.O. Box 1146, Harrisburg, PA 17108. *Such commodities as are dealt in by wholesale, retail and*

chain grocery and food business houses (except commodities in bulk), and (2) *materials, supplies and equipment* used in connection with or incidental to the conduct of such businesses (except commodities in bulk) between points in Adams, Cumberland, Dauphin, Franklin, and York Counties, PA, Shenandoah and Frederick Counties, VA, and Berkeley and Jefferson Counties, WV, on the one hand, and, on the other, points in TN, restricted to the transportation of shipments originating at the indicated origins and destined to the indicated destinations for 180 days. Supporting shipper: There are six supporting shippers; their statements may be examined at the ICC regional office, Philadelphia, PA.

MC 125335 (Sub-2-6TA), filed May 19, 1980. Applicant: GOODWAY TRANSPORT, INC., P.O. Box 2283, York, PA 17405. Representative: Gailyn L. Larsen, P.O. Box 82816, Lincoln, NE 68501. *Foodstuffs* (except in bulk), from the facilities of American Home Foods, Division of American Home Products Corporation, located at or near Milton, PA, to points in AL, FL, GA, NC, SC, and TN, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper: American Home Foods, Division of American Home Products Corporation, 685 Third Avenue, New York, NY 10017.

MC 150858 (Sub-II-1TA), filed May 20, 1980. Applicant: JOHN J. HEFFERNAN & SONS, INC., R.D. No. 2, W. Noblestown Rd., Carnegie, PA 16106. Representative: Christian V. Graf, 407 N. Front St., Harrisburg, PA 17101. *Canned and preserved foodstuffs*, from facilities of Heinz USA, Division of H. J. Heinz Co., at Pittsburgh, PA to points in OH, IN, IL, MI, MD, NJ and NY, restricted to traffic originating at and destined to the above named origin and destinations: and restricted to transportation to be performed under a continuing contract with Heinz USA, Division of H. J. Heinz Co. of Pittsburgh, PA, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Heinz USA, Division of H. J. Heinz Co., P.O. Box 57, Pittsburgh, PA 15230.

MC 146149 (Sub-II-2), filed May 19, 1980. Applicant: KENNEDY FREIGHT LINES, INC., 7401 Fremont Pike, Perrysburg, OH 43551. Representative: Paul F. Beery, 275 E. State St., Columbus, OH 43215. *Glass containers* (1) from the plant site of the Chattanooga Glass Co. at Mt. Vernon, OH to points in IN and IL, and (2) from the plant site of the Chattanooga Glass Co. at Chattanooga, TN to points in NC for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper: The Chattanooga

Glass Co., 400 W. 45 St., Chattanooga, TN 37410.

MC 103826 (Sub-II-1TA), filed May 20, 1980. Applicant: R. O. HARRELL, INC., P.O.B. 97, South Boston, VA 24592. Representative: E. Stephen Heisley, Suite 805, 666 Eleventh St. NW., Washington, DC 20001. *Fly ash and bottom ash*, in bulk, from points in Person County, NC to points in VA, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper: Monier Resources, Inc., 2708 Church St., Suite 6, Greensboro, NC 27405.

The following applications were filed in Region 3. Send protests to ICC, Regional Authority Center, P.O. Box 7520, Atlanta, GA 30357.

MC 143059 (Sub-3-6TA), filed May 12, 1980. Applicant: MERCER TRANSPORTATION CO., P.O. Box 35610, Louisville, KY 40232. Representative: Clayte Binion, 1108 Continental Life Building, Fort Worth, TX 76102. *Insulating materials and machinery, equipment, materials and supplies used in the installation and production thereof*, between Pueblo, CO and Fontana, CA, on the one hand, and, on the other, points in AZ and NM. Supporting shipper: Rockwood Industries, Inc., 7400 South Alton Ct., Englewood, CO.

MC 109708 (Sub-3-3TA), filed May 16, 1980. Applicant: INDIAN RIVER TRANSPORT COMPANY, INC., P.O. Box AG, Dundee, FL 33838. Representative: John J. Harned (same address as above). *Alcoholic beverages*, in bulk in tank vehicles from Silverton, OH to Plainfield, IL and from Peoria, IL to Philadelphia, PA. Supporting shipper: Hiram Walker & Sons, Inc., P.O. Box 479, Peoria, IL 61651.

MC 115841 (Sub-3-7TA), filed May 15, 1980. Applicant: COLONIAL REFRIGERATED TRANSPORTATION, INC., P.O. Box 22168, Knoxville, TN 37922. Representative: Michelene Good, P.O. Box 22168, Knoxville, TN 37922. *Plastic articles, expanded and nonexpanded (except in bulk)*, between points in the U.S. (Except AK and HI). Restricted to traffic originating at or destined to the facilities utilized by Amoco Foam Products Co. for 180 days. Supporting shipper: Amoco Foam Products Co., 2111 Powers Ferry Road, N.W., Atlanta, GA 30339.

MC 115654 (Sub-3-10TA), filed May 16, 1980. Applicant: TENNESSEE CARTAGE CO., INC., P.O. Box 23193, Nashville, TN 37202. Representative: Jackie Hastings (same as above). *Such commodities as are dealt in by retail chain department stores*, from points in AL, GA, KY, MS, and TN to the facilities

of Ayr-Way Stores, Inc. at Indianapolis, IN and its commercial zone. Supporting shipper: Ayr-Way Stores, Inc., 8250 Zionsville Road, Indianapolis, IN 46268.

MC 2934 (Sub-3-3TA), filed May 16, 1980. Applicant: AERO MAYFLOWER TRANSIT CO., INC., 9998 North Michigan Road, Carmel, IN 46032. Representative: W. G. Lowry, 9998 North Michigan Road, Carmel, IN 46032. *New furniture, mattress and box springs, couch or lounge frames, steel or iron*, from Elizabeth, New Jersey to Janesville, Wisconsin. Supporting shipper: Simmons Company, Brunswick Avenue, Elizabeth, New Jersey 07207.

MC 148442 (Sub-3-1TA), filed May 16, 1980. Applicant: SOUTHEASTERN FOOD DISTRIBUTORS, INC., 607 10th Ave. North, Nashville, TN 37202. Representative: Lawson L. Turk, 607 10th Ave., N., P.O. Box 22275, Nashville, TN 37202. *Such commodities as are dealt in by wholesale, retail, and chain grocery houses* between the facilities of Southern States Distribution Inc. at or near Memphis, TN on the one hand, and, on the other, points in MS, MO, LA, GA, KY, FL, AR, and AL. Supporting shipper: Southern States Distribution, Inc., Memphis, TN.

MC 117416 (Sub-3-6TA), filed May 12, 1980. Applicant: NEWMAN AND PEMBERTON CORPORATION, 2007 University Ave., NW, Knoxville, TN 37921. Representative: Herbert Alan Dubin, Baskin and Sears, 818 Connecticut Ave. NW., Washington, DC 20006. *Sodium silico aluminate; silica, other than silica sand; and sodium sulphate (except in bulk)* from the facilities of J. M. Huber Corporation at or near Etowah, TN to points in KY, IL, IN, MI, OH, and GA. Supporting shipper: J. M. Huber Corporation, Thornall, St., Edison, NJ 08817.

MC 150829 (Sub-3-1TA), filed May 16, 1980. Applicant: AMERICAN TRUCKING COMPANY, INC., Route 6, Birmingham Highway, Montgomery, AL 36105. Representative: John Chandler (same address as applicant) *Citrus products*, from points in FL on and North of FL Hwy 70 to Winn-Dixie Stores, Inc. warehouses, at Montgomery, AL; Atlanta, GA; Greenville, SC; Charlotte, Raleigh, NC; New Orleans, LA; Louisville, KY, and Fort Worth, TX. *Meat and meat products*, from Lorenz International, division of John Morrell Company, Inc., Montgomery, AL to Jacksonville, Miami, Orlando, Pensacola, Panama Beach, Tampa, and Fort Lauderdale, FL.

MC 150832 (Sub-3-1TA), filed May 16, 1980. Applicant: THOMAS TRUCKING & LEASING, INC., Route 1, Raywick, KY 40060. Representative: John M. Nader,

1600 Citizens Plaza, Louisville, KY 40202. *Salt*, in bulk, in conveyor equipment, from the facilities of Cargill, Inc., at Clarksville, IN, to the facilities of Union Underwear Co. at Campbellsville, KY. Supporting shipper: Cargill, Inc.—Salt Division, P.O. Box 9300, Minneapolis, MN 55440.

MC 147911 (Sub-3-2TA), filed May 16, 1980. Applicant: TILFORD TRUCKING, INC., P.O. Box 34, Readyville, TN 37419. Representative: Henry E. Seaton, 929 Pennsylvania Bldg., 425 13th St. NW., Washington, DC 20004. *Glues and Adhesives and materials, equipment and supplies used in the manufacture of same*, between the facilities of Tennessee Adhesives and Chemical Corp at or near Murfreesboro, TN, on the one hand, and, on the other, points in AL, GA, FL, and MS. Supporting shipper: Tennessee Adhesives and Chemical Corp., 114 Bridge Avenue, Murfreesboro, TN.

MC 136315 (Sub-3-2TA), filed May 16, 1980. Applicant: OLEN BURRAGE TRUCKING, Route 9, Box 28, Philadelphia, MS 39350. Representative: Fred W. Johnson, Jr., 236 East Capital St., P.O. Box 22807, Jackson, MS 39205. *Iron and steel articles, wire rods in coils, unfinished material for further processing* from Beaumont, TX to the facilities of Davis-Walker Steel and Wire Corporation in Memphis, TN. Supporting shipper: Davis Walker Corporation, 6315 Bandini Blvd. Los Angeles, CA 90040.

MC 150426 (Sub-3-1TA), filed May 21, 1980. Applicant: CHARLES DANIEL SHERRILL d.b.a. INDUSTRIAL BUS SERVICE, Route 10, Franklin, NC 28734. Representative: Charles Daniel Sherrill, Route 10, Franklin, NC 28734. *Passengers*, between Franklin, NC and Mountain City, GA. Supporting shipper: Burlington Mills, Mountain City, GA

MC 106074 (Sub-3-8TA), filed April 28, 1980. Applicant: B AND P MOTOR LINES, INC., Shiloh Rd. and U.S. Hwy 221 S., Forest City, NC 38043. Representative: Clyde W. Carver, P.O. Box 720434, Atlanta, GA 30328. *New furniture and furnishing and furniture parts* (1) from points in AR, MS, and NC to points in CA, IL, IN, MI, MN, MO, NC, NY, OH, PA, VA, and WI; and (2) from Vernon, CA to points in NC and VA. Supporting shipper: Wickes Furniture, 351 W. Dundee Rd., Wheeling, IL 60090.

MC 146894 (Sub-3-1TA), filed March 10, 1980. Applicant: GLEN DYER d.b.a. DYERS TRUCKING SERVICE, 1000 South Lawrence Street, Mobile, Alabama 36608. Representative: STEPHEN R. WINDOM, McDermott, Slepian, Windom & Reed, P.O. Drawer 2025, Mobile, Alabama 36601. *Sand*

Blasting Sand from Mobile County, Alabama to all points in Florida, Mississippi and Louisiana. Supporting shipper: Radcliff Materials, Inc., P.O. Box 2068, Mobile, Alabama 36607.

MC 140902 (Sub-3-2TA), filed May 20, 1980. Applicant: DPD, INC., 3600 N.W. 82nd Avenue, Miami, Florida 33166. Representative: Dale A. Tibbets (same address as applicant). *Contract carrier: irregular: (1) Tires, tire parts, inner tube parts, and wheels, and (2) Equipment, materials and supplies used in the manufacture and distribution of the commodities in part (1) except commodities in bulk* between points in the state of California. (Note: Applicant intends to tack this authority with that currently held under MC 140902, Sub No. 6F). Supporting shipper: Firestone Tire & Rubber Company, 1200 Firestone Parkway, Akron, Ohio, 44317.

MC 14557 (Sub-3-4TA), filed May 21, 1980. Applicant: HUDSON TRANSPORTATION, INC., Post Office Box 847, Troy, AL 36081. Representative: William P. Jackson, Jr., 3426 N. Washington Boulevard, Post Office Box 1240, Arlington, VA 22210. *Beverages (except in bulk)*, from the facilities of Kool Kick Corporation, at or near Highland City, FL, to points in AL, AR, GA, KY, LA, MD, MS, NJ, NY, NC, OK, PA, SC, TN, TX, VA, and DC. Supporting shipper: Kool Kick Corporation, Post Office Box 822, Highland City, FL 33846.

MC 143059 (Sub-3-10TA), filed May 21, 1980. Applicant: MERCER TRANSPORTATION, P.O. Box 35610, Louisville, KY 40232. Representative: Frederic J. Cowan, Jr., 1600 Citizens Plaza, Louisville, KY 40202. *Iron and steel articles* from the facilities of Century Tube, Inc at or near Pine Bluff, AR to points in CT, DE, IL, IN, ME, MA, MD, MI, MN, NH, NJ, NY, OH, PA, RI, VT, and WI. Supporting shipper: Century Tube, Inc., P.O. Box 7612, Pine Bluff, AR 71611.

MC 110410 (Sub-3-1TA), filed May 22, 1980. Applicant: BENTON BROS. FILM EXPRESS, INC., P.O. Box 54327, Atlanta, GA 30308. Representative: Warren A. Goff, 2008 Clark Tower, 5100 Poplar Avenue, Memphis, TN 38137. *Printed matter*, between points in FL those in GA on and south of U.S. Highway 278, on and east of U.S. Highway 19 between Atlanta, GA and its junction with U.S. Highway 319, and on and east of U.S. Highway 319 from its junction with U.S. Highway 19 to the GA-FL state line and Evans, GA. Note: In Sub 18, applicant matter authority between Atlanta, GA, on the one hand, and most of area here sought. The purpose of this application is to make that authority non-radial in nature. Supporting shipper(s): There are

16 statements in support attached to this application which may be examined at the I.C.C. Regional Office in Atlanta, GA.

MC 97394 (Sub-3-4TA), filed April 22, 1980. Applicant: BOWLING GREEN EXPRESS, INC., P.O. Box 13303, Louisville, KY 40213. Representative: Henry E. Seaton, 929 Pennsylvania Bldg., 425 13th St. NW., Washington, DC 20004. *Wheel balancing materials and equipment and supplies used in the manufacturing, sales and distribution of same*, between Bowling Green, KY, on the one hand, and, on the other, points in AL, AR, FL, GA, IL, IN, MS, NC, OH, SC, TN, VA, and WV. Supporting Shipper(s): The Bada Company, 31-W North Access I-65 Exchange, Bowling Green, KY 42101.

MC 121081 (Sub-3-2TA), filed April 18, 1980. Republication—Originally published in Federal Register of April 23, 1980, Page 28834, Volume 45, No. 85. Applicant: COLUMBUS MOTOR LINES, INC., P.O. Box 26741, Charlotte, NC 28213. Representative: Terrell C. Clark, P.O. Box 25, Stanleytown, VA 24168. *Plastic containers*, (1) From the facilities of Sewell Plastics, Inc. at Charlotte, NC to points in GA, MD, PA, SC, TN, and VA. (2) From the facilities of Sewell Plastics, Inc. at Mauldin, SC to points in GA, NC, and TN. (3) From the facilities of Sewell Plastics, Inc. at or near Havre de Grace, MD and New Stanton, PA to points in NC, SC, and VA, and *Plastic container parts; equipment; and materials and supplies used in the distribution, production and sale of plastic containers*, (4) From points in GA, MD, NC, PA, SC, TN, and VA to the facilities of Sewell Plastics, Inc. at Charlotte, NC and Mauldin, SC. Supporting shipper: Sewell Plastics, Inc., P.O. 8051, Charlotte, NC 28208.

MC 121107 (Sub-3-1TA), filed March 25, 1980. Republication—originally published in Federal Register of April 23, 1980 Page 27552, Volume 45, No. 80. Applicant: PITT COUNTY TRANSPORTATION COMPANY, P.O. Box 207, Farmville, NC 27828. Representative: Harry J. Jordan, 1000—16th Street NW., Washington, DC 20036. (1) *Newsprint paper*, from Laurens County, GA to points in AL, AR, DE, FL, GA, IL, IN, KY, LA, MD, MS, MO, NC, NJ, NY, OH, OK, PA, SC, TN, TX, VA, WV, and DC; and (2) *Waste newspapers, cares and supplies, materials and equipment, excluding materials in bulk, used in the manufacture or distribution of newsprint*, from points in the states described in Item (1) to Laurens County, GA. Supporting Shipper(s): Southeast

Paper Manufacturing Company, P.O. Box 1169, Dublin, GA 31021.

MC 56679 (Sub-3-12TA), filed April 22, 1980. Republication—Originally Published in Federal Register of May 7, 1980 Page 30154, Volume 45, No. 90. Applicant: BROWN TRANSPORT CORP., 352 University Ave. SW., Atlanta, GA 30315. Representative: Leonard S. Cassell, P.O. Box 6985, Atlanta, GA 30310. (1) *Rovings or yarn, glass fibre; or strand, glass fibre, in continuous lengths or chopped;* (2) *Mineral wool (clay, rock, slag, or glass wool) batts, batting, blankets, sheets blocks or other,* (1) From the facilities of Johns-Manville at or near Winder, GA to points in AL, AR, FL (West of the Appalachian River), LA, MS and (2) From the facilities of Johns-Manville at or near Etowah, TN to points in FL (West of the Appalachian River), AL, MS and LA. Supporting shipper: Johns-Manville Sales Corp., P.O. Box 4487, Atlanta, GA 30202.

MC 141145 (Sub-3-2TA), filed April 23, 1980. Republication—Originally Published in Federal Register of April 7, 1980, Page 30153, volume 45, No. 90. Applicant: REYNOLDS & COMPANY, INC., One Railroad Avenue, P.O. Box 227, Waynesboro, GA 30830. Representative: Thomas L. Reynolds, Wood Valley Road, Waynesboro, GA 30830. *Lumber, forest products, bark, sawdust, wood chips and wood fuel,* from the facilities of the Forest Products Division, Kimberly-Clark Corporation at or near Waynesboro, GA to points in NC, SC and TN. Supporting shipper: Kimberly-Clark Corp., 1414 West Larsen Road, Neenah, WI 54956.

MC 145794 (Sub-3-1TA), filed April 24, 1980. Republication—Originally Published in Federal Register of April 7, 1980, Page 30153, Volume 45, No. 90. Applicant: ARDS TRUCKING COMPANY, INC., P.O. Box 362, Darlington, SC 29532. Representative: Martin S. Driggers, Sr., P.O. Box 519, Hartsville, SC 29550. *Plastic and plastic products, and wood and lumber and wood and lumber products,* between facilities of Sweetapple Plastics Corp. in Green Cty., GA and facilities of Darlington Veneer Co. in Darlington, Cty., SC, on the one hand, and, on the other, points in NC, VA, GA, WV, MD, DE, NJ, PA, NY, FL, AL, TN, KY, OH, IN, MO, SC, MS, LA, TX, AR, OK, KS, IL, DC, CT, RI, MA, WI, and MI. Supporting shipper(s): Sweetapple Plastics Corp., P.O. Box 38, Greensboro, GA 30642 and Darlington Veneer Company, P.O. Box 492, Darlington, SC 29532.

MC 143059 (Sub-3-8TA), filed May 20, 1980. Applicant: MERCER TRANSPORTATION CO., P.O. Box

35610, Louisville, KY 40232. Representative: John M. Nader, 1600 Citizens Plaza, Louisville, KY 40202. *Non-ferrous metals (except in bulk),* from the facilities of ASARCO Incorporated or Federated Metals Corp., subsidiary of ASARCO Incorporated at St. Louis, MO; Cincinnati, OH; Chicago, IL and Memphis, TN to points in AL, AR, GA, IL, IN, IA, KS, KY, LA, MI, MN, MS, MO, NE, OH, OK, PA, TN, and WI. Supporting shipper: ASARCO incorporated, 611 Olive Street, Suite 1755, St. Louis, MO 63101.

MC 145760 (Sub-3-2TA), filed May 19, 1980. Applicant: JOHNSON TRANSPORTATION CO., 1327 Highway 13 North, Columbia, MS 39439. Representative: Fred W. Johnson, Jr., 236 East Capital St., P.O. Box 22807. *Brick and tile* from Plant City, FL to points in AZ, CA, ID, MT, NV, OR, UT, WA, and WY. Supporting shipper: Florida Brick and Clay Co., Inc., P.O. Box 1656, Plant City, FL 33566.

MC 107002 (Sub-3-12TA), filed May 19, 1980. Applicant: MILLER TRANSPORTERS, INC., P.O. Box 1123, Jackson, MS 39205. Representative: Larry M. Ford (same address as applicant). *Gasoline and diesel fuel,* from Baton Rouge, LA to points in Claiborne, Hinds and Yazoo Counties, MS. Supporting shipper: Harris Oil Company, Industrial Park, P.O. Box 388, Vicksburg, MS 39180.

MC 139017 (Sub-3-1TA), filed May 20, 1980. Applicant: HEAD ENTERPRISES, INC., Route 2, Box 88, Adairsville, GA 30103. Representative: Virgil H. Smith, Suite 12, 1587 Phoenix Blvd., Atlanta, GA 30349. *Cotton softener or soap* from Dalton, GA to Compton, CA. Supporting shipper: American Emulsions Co., Inc., P.O. Box 3787, Dalton, GA 30721.

MC 115162 (Sub-3-5TA), filed May 19, 1980. Applicant: POOLE TRUCK LINE, INC., P.O. Drawer 500, Evergreen, AL 36401. Representative: Robert E. Tate (same address as applicant). (1) *Stoves and stove parts* from points in Henderson County, NC to points in the United States in and east of the states of ND, SD, NE, KS, OK, AND TX; and (2) *Materials, equipment and supplies used in the manufacture, sale and distribution of stoves and stove parts* (except commodities in bulk, in tank vehicles) from points in the United States in and east of the states of ND, SD, NE, KS, OK, and TX to points in Henderson County, NC. Supporting shipper: Bat Cave Stove Company, P.O. Box 42, Bat Cave, NC 28710.

MC 144303 (Sub-3-2TA), filed May 19, 1980. Applicant: YOUNGBLOOD TRUCK LINES, INC., P.O. Box 1048, Fletcher, NC 28732. Representative:

Charles Ephraim, Suite 600, 1250 Connecticut Avenue, N.W., Washington, D.C. 20036. *Contract Carrier: irregular: Plastic products or materials, Sheet or Plate, NOI,* from Carson, CA and Louisville, KY to points in the United States in and east of MT, WY, CO AND NM. Supporting shipper: J.W. Carroll, Division of U.S. Industries, 22600 South Bonita Street, Carson, CA 90745.

MC 142626 (Sub-3-1TA), filed May 19, 1980. Applicant: BINGHAM LEASING CORPORATION, Box 466, Hwy. 45 North, Booneville, MS 38829. Representative: John Davidson, Box 1456 111 Highway 72 West, Corinth, MS 38834. (1) *New Furniture* Between MS and all points and places in the U.S. (restricted to new furniture) (2) *Foam rubber used in the manufacture of new furniture* from PA, NJ, MA to points and places in TN, GA, and MS (restricted to foam rubber used in the manufacture of new furniture). Supporting shippers: Belmont Furniture Mfg. Co., P.O. Box 168, Booneville, MS 38829. Perfect Cut Mfg. Co., Inc., Route 2, Booneville, MS 38829. C.F.I. Crestline Divn., P.O. Box H, Fulton, MS 38843. Sofisti-Caire Mfg. Co., P.O. Drawer C, Baldwin, MS 38824. P. R. Davis Associates, 342 Stratfield Dr., Atlanta, GA 30319.

MC 146646 (Sub-3-9TA), filed May 19, 1980. Applicant: BRISTOW TRUCKING CO., INC., P.O. Box 6355 A, Birmingham, AL 35217. Representative: James W. Segrest (same address as applicant). *General Commodities in containers and empty containers* Between Mobile, AL and New Orleans, LA. Supporting shipper: Page & Jones, Inc., P.O. Drawer J., Mobile, AL 36601.

MC 145220 (Sub-3-1TA), filed May 19, 1980. Applicant: IREDELL MILK TRANSPORTATION, INC., Route 3, Box 368, Mooresville, NC 28115. Representative: George W. Clapp, P.O. Box 836, Taylors, SC 29687. *Fruit juice and fruit juice concentrate, in bulk, in tank vehicles,* from Westfield, NY to Sulphur Springs, TX. Supporting shipper: Ocean Spray Cranberries, Inc., Water St., Plymouth, MA 02360.

MC 150690 (Sub-3-1TA), filed May 19, 1980. Applicant: SEACOAST TRANSPORTATION CORPORATION, 1707 Frederica Plaza, St. Simons Island, GA 31522. Representative: Andrew A. Taylor, Taylor, Bishop and Lee, P.C., 777 Gloucester St., Suite 401, P.O. Box 1396, Brunswick, GA 31521. *Common carrier: regular: Passengers and their baggage* from Jekyll Island, St. Simons Island, Sea Island and Brunswick, GA all of which are located in Glynn County, GA to and from Jacksonville, Florida International Airport. There are 9 supporting shipper statements which

may be examined at the ICC regional office in Atlanta, GA.

MC 144827 (Sub-3-2TA), filed May 19, 1980. Applicant: DELTA MOTOR FREIGHT, INC., 2877 Farrisview, Memphis, TN 38118. Representative: R. Connor Wiggins, Jr., Suite 909, 100 N. Main Bldg., Memphis, TN 38103.

Insecticides, other than agricultural from the facilities of Speer Products, Inc. at Memphis, TN to facilities of Zocon, Inc. at Farmers Branch, TX, facilities of Ciba Geigy Corporation at Waco, TX, and facilities of Medical Specialties Company at Paris, TX. Supporting shipper: Speer Products, Inc., 4242 B. F. Goodrich Blvd., Memphis, TN 38118.

MC 146646 (Sub-3-10TA), filed May 19, 1980. Applicant: BRISTOW TRUCKING CO., INC., P.O. Box 6355A, Birmingham, AL 35217. Representative: James W. Segrest (same address as applicant). (1) *Office and household fixtures and furnishings, component parts thereof and (2) Equipment, materials and supplies used in the manufacturing of office and household fixtures and furnishings:* (1) From Springville, AL to points in the United States in and east of the states of North Dakota, South Dakota, Nebraska, Kansas, Oklahoma, and Texas; (2) From points in the United States (except Alaska and Hawaii) to Springville, AL further restricted to traffic originating at or destined to the facilities of Triangle Pacific Corp. Supporting shipper: Triangle Pacific Corp., 4255 LBJ Freeway, Dallas, Texas 75234.

MC 147027 (Sub-3-1TA), filed May 20, 1980. Applicant: REEVES' TRUCK LINES, Route 2, Honoraville, AL 36042. Representative: J. Douglas Harris and James D. Harris, Jr., Harris & Harris, P.A., 200 S. Lawrence Street, Montgomery, AL 36104. *Wood residuals, (such as but not limited to: Shavings, Chips, Sawdust, and Bark) Lumber and Lumber Products,* from the facilities of Union Camp Corporation at or near Saco, AL to all points and places in the states of FL, GA, and TN. Supporting shipper: Union Camp Corporation, Chapman, AL 36015.

MC 143059 (Sub-3-9TA), filed May 20, 1980. Applicant: MERCER TRANSPORTATION CO., P.O. Box 35610, Louisville, KY 40232. Representative: Clayte Binion, 1108 Continental Life Building, Fort Worth, Texas 76102. (1) *Plastic and plastic articles, and (2) materials and supplies used in the manufacture and installation of the commodities names in (1) above (except commodities in bulk, in tank vehicles),* between Haltom City, TX, on the one hand, and, on the other, points in the United States (except AK and HI).

Supporting shipper: Insulation Materials Corporation of American, 4325 Murry St., Haltom City, TX 76117.

MC 97394 (Sub-3-3TA), filed May 19, 1980. Applicant: BOWLING GREEN EXPRESS, INC., P.O. Box 13303, Louisville, KY 40231. Representative: Henry E. Seaton, 929 Pennsylvania Bldg., 425 13th St., N.W., Washington, DC 20004. *Tires, tire tubes and such commodities as are dealt in by automotive parts stores,* between Bowling Green, KY, on the one hand, and, on the other, points in AL, AR, FL, GA, IL, IN, MS, NC, OH, SC, TN, VA, and WV. Supporting shipper: Universal Cooperatives, 254 Dishman Lane, Bowling Green, KY 42101.

Note—Applicant intends to interline at Bowling Green, KY 42101.

MC 97394 (Sub-3-1TA), filed May 19, 1980. Applicant: BOWLING GREEN EXPRESS, INC., P.O. Box 13303, Louisville, KY 40231. Representative: Henry E. Seaton, 929 Pennsylvania Bldg., 425 13th St., N.W., Washington, DC 20004. (1) *Frit (glazing compound) Clay, Sand or Feldspar, crushed, ground or pulverized, Titanium Dioxide; Borax, Enamel Whitening Compound; Dry Earth Paint and Frit Additives: (2) Chemicals, materials and supplies used in the manufacturing of the named commodities in (1),* (1) from Plantsite of Ferro Corporation, Nashville, TN to Cleveland, OH, Connersville and Terre Haute, IN and Kankakee, IL and points in their commercial zone. (2) From Cleveland, OH, Connersville and Terre Haute, IN and Kankakee, IL and points in their commercial zone to Plantsite of Ferro Corporation, Nashville, TN. Supporting shipper(s): Ferro corporation, 20 Culvert, Nashville, TN 37210.

MC 128220 (Sub-3-1TA), filed May 19, 1980. Applicant: RALPH LATHAM, d.b.a. LATHAM TRUCKING COMPANY, P.O. Box 596, Burnside, KY 42519. Representative: Robert H. Kinker, 314 West Main Street, P.O. Box 464, Frankfort, KY 40602. (1) *Charcoal, charcoal briquettes, vermiculite, hickory chips, fireplace logs, lighter fluid, and spices and sauces used in outdoor cooking, and (2) materials, equipment and supplies used in the manufacture, processing and distribution of the products in (1) above, and damaged, rejected, or returned shipments of the commodities in (1) and (2) above, and wooden pallets,* between all points in the United States (except AL and HI). Supporting shippers: The Kingsford Company, 1700 Commonwealth Bldg., P.O. Box 1033, Louisville, KY 40201 and Fox Constructors and Engineers, Inc., P.O. Box 1528, Dothan, AL 36302.

MC 112617 (Sub-3-6TA), filed May 20, 1980. Applicant: LIQUID TRANSPORTERS, INC., P.O. Box 21395, Louisville, KY 40221. Representative: Larry W. Thompson (same address as address as applicant). *Printing ink and/or printing ink materials, viz: Color based and varnishes, in bulk, in tank vehicles,* from the plantsite of Flint Inc Corporation at New Albany, IN to the plantsite of Flint Inc Corporation at Spartanburg, SC. Supporting shipper: Flint Ink Corporation, 25111 Glendale, Detroit, MI 48239.

MC 143059 (Sub-3-7TA), filed May 20, 1980. Applicant: MERCER TRANSPORTATION CO., P.O. Box 35610, Louisville, KY 40232. Representative: John M. Nader, 1600 Citizens Plaza, Louisville, KY 40202. *Such commodities as are dealt in by manufacturers of knocked down prefabricated buildings (except commodities in bulk and those requiring special equipment),* from Sacramento, CA, Elkhart, IN and Cleveland, OH to points in the United States (including AK, but excluding HI), restricted to the transportation of traffic originating at the facilities of Com-Struct International, Div. of Carlsberg Corp. or its vendors and destined to the facilities or erection sites of Com-Struct International, Div. of Carlsberg Corp. Supporting shipper: Con-Struct International, Div. of Carlsberg Corp., 8600 23rd Ave., Sacramento, CA 95826.

MC 143621 (Sub-3-12TA), filed May 20, 1980. Applicant: TENNESSEE STEEL HAULERS, INC., 901 Fifth Avenue, North, Nashville, TN 37219. Representative: Kim D. Mann, Suite 1010, 7101 Wisconsin Avenue, Washington, DC 20014. *Lumber,* (1) from points in AR, LA, and MS to Russellville, AL, and (2) from Russellville, AL to points in AR, FL, GA, IL, IN, KY, MS, MO, OH, PA, TN, TX and WI. Supporting shippers: Keith Lumber Company, Route 7, Russellville, AL 35653, and Bullington Lumber Company, P.O. Box E, Russellville, AL 35653.

MC 146402 (Sub-3-5TA), filed May 19, 1980. Applicant: CONALCO CONTRACT CARRIER, INC., P.O. Box 968, Jackson, TN 38301. Representative: Charles W. Teske (address same as applicant). (1) *Air conditioning, air conditioning and heating equipment and (2) Materials used in the manufacture and distribution of the commodities in (1) above,* from Effingham, IL to AL, AR, CT, DE, FL, GA, IA, IN, KY, LA, MD, MI, MN, MO, MS, NC, NJ, NY, OH, PA, RI, SC, TN, TX, VA, WI, WV and DC. Supporting shipper: Fedders Corporation, Woodbridge Avenue, Edison, NJ 08817.

MC 117956 (Sub-3-5TA), filed May 19, 1980. Applicant: SCOTT TRANSFER, INC., 920 Ashby Street, S.W., Atlanta, GA 30310. Representative: Virgil H. Smith, Suite 12, 1587 Phoenix Blvd., Atlanta, GA 30349. (1) *Mechanic Creepers*, and (2) *Materials and Supplies used in the manufacture of Mechanic Creepers*. (1) From Westville, NJ to Greenwood, MS, St. Paul, MN, W. Jordan, UT, Memphis, TN, and Atlanta, GA and (2) From points in SC to Westville, NJ. Supporting shipper: P & B Manufacturing Corp., Frontage Rd. and Delsa Dr., westville, NJ 08093.

MC 107515 (Sub-3-22TA), filed May 19, 1980. Applicant: REFRIGERATED TRANSPORT CO., INC., P.O. Box 308, Forest Park, GA 30050. Representative: Alan E. Serby, Esq., 3390 Peachtree Road, N.E., 5th Floor, Lenox Towers South, Atlanta, GA 30326. *Such merchandise as is dealt in or used by wholesale, retail and chain food business houses from the facilities of Church's Fried Chicken, Inc. at or near San Antonio, TX to Montgomery, AL; Santa Ana, CA; Union City, CA; Jacksonville, FL; Atlanta, GA; Chicago, IL; Everett, MA; Jackson, MS; and Conkkin, NY.* Supporting shipper: Church's Fried Chicken, Inc., 355 Spencer Lane, San Antonio, TX 78284.

MC 105813 (Sub-3-1TA), filed May 19, 1980. Applicant: BELFORD TRUCKING CO., INC., 1759 (S.W. 12th Street, P.O. Box 2009, Ocala, Florida 32670. Representative: Arnold L. Burke, 180 North LaSalle Street, Chicago, Illinois 60601. *Alcoholic Liquors, materials, equipment and supplies used in the manufacture and distribution thereof (except in bulk in tank vehicles)* from Bardstown, KY to GA and FL. Supporting shippers: Barton Brands, Ltd., Bardstown, KY 40004 and "21" Brands, Inc., 75 Rockefeller Plaza, New York, NY 10019.

MC 2900 (Sub-3-7TA), filed May 19, 1980. Applicant: RYDER TRUCK LINES, INC., 2050 Kings Road, P.O. Box 2408, Jacksonville, FL 32203. Representative: R. E. Allish (same address as applicant). *Common Carrier*: Regular routes: *General commodities (except Classes A and B explosives, commodities in bulk, those of unusual value, those requiring special equipment, and household goods as defined by the Commission)* Serving the River Bend Power Station, St. Francisville, LA as an off-route point in connection with applicant's authorized regular routes. Supporting shippers: R. K. Jackson, Jr., Stone & Webster Engineering Corp., P.O. Box 2325, Boston, MS 02107; Edwin B. Smith, Gulf States Utilities Co., P.O. Drawer 2951, Beaumont, TX 77704.

MC 138157 (Sub-3-15TA), filed May 19, 1980. Applicant: SOUTHWEST EQUIPMENT RENTAL, INC., d. b. a. SOUTHWEST MOTOR FREIGHT, P.O. Box 9596, Chattanooga, TN 37412. Representative: Patrick E. Quinn, P.O. Box 9596, Chattanooga, TN 37412. *Plastic articles (except in bulk)*, from Brooklyn, NY to points in and east of ND, SD, NE, KS, OK, and TX. Restricted: Restricted to traffic originating at the facilities of Admiral Plastics Corporation. Supporting shipper: Admiral Plastics Corporation, 101-01 Avenue D, Brooklyn, NY 11236.

MC 144688 (Sub-3-10TA), filed May 19, 1980. Applicant: READY TRUCKING, INC., 2717 Campbell Blvd., Ellenwood, GA 30049. Representative: Lavern R. Holdeman, Peterson, Bowman & Johanns, P.O. Box 81849, Lincoln, NE 68501. (1) *Household cleaning products, water purifying compounds and dry acids (except in bulk)*; and (2) *Materials, equipment and supplies used in the manufacture, sale and distribution of the commodities listed in part (1) above (except in bulk)*, Between the facilities of Purex Corporation, at or near Auburndale, FL, on the one hand, and, on the other, points in the states of AL, GA, and TN. Supporting shipper: Purex Corporation, 2400 Main Street, Carson, CA 90749.

MC 146646 (Sub-3-8TA), filed May 19, 1980. Applicant: BRISTOW TRUCKING CO., INC., P.O. Box 6355A, Birmingham, AL 35217. Representative: James W. Segrest (same address as applicant). *Industrial cleaners, Weed killers, Insecticides and related products manufactured and/or sold by Oxford Chemicals, Inc. at or near Chamblee, GA between Chamblee, GA and Brisbane, CA; Camp Hill, PA; Charlotte, NC; Denver, CO; Hialeah, FL; Houston, TX; Indianapolis, IN; Keene, NH; Memphis, TN; Metairie, LA; Reno, NV.* Supporting shipper: Oxford Chemical Co., Inc., P.O. Box 80202, Atlanta, GA 30366.

MC 116254 (Sub-3-10TA), filed May 19, 1980. Applicant: CHEM-HAULERS, INC., P.O. Box 339, Florence, AL 35631. Representative: Mr. M. D. Miller (same address as above). *Para Nitrophenol, in bulk, in tank vehicles* from Anniston, AL to Luling, LA. Supporting shipper: Monsanto Company, 800 North Lindbergh Boulevard, St. Louis, MO 63166.

MC 150573 (Sub-3-1TA), filed April 28, 1980. Applicant: BENJAMIN J. KENNEDY, d. b. a. BEN KENNEDY TRUCKING COMPANY, Weston Road, P.O. Box 13, Preston, GA 31824. Representative: C. E. Walker, P.O. Box 1085, Columbus, GA 31902. *Agricultural*

lime, lime granulars, lime materials and landplaster, in bulk, in dump vehicles, from Taylor, Hamilton, and Jackson Counties, FL and Lee County, AL to points in GA on and south of U.S. Hwy 80 between Columbus and Macon, GA, inclusive, and on and west of I-75 between Macon and the FL state line, inclusive. There are seven statements in support of this application which may be examined at the ICC Regional Office in Atlanta, GA.

MC 116300 (Sub-3-4TA), filed May 20, 1980. Applicant: NANCE AND COLLUMS, INC., P.O. Drawer J, Fernwood, MS 39635. Representative: Harold D. Miller, Jr., 17th Floor, Deposit Guaranty Plaza, P.O. Box 22567, Jackson, MS 39205. *Salt cake*, from Weeks Island, LA to points in AR. Supporting shipper: Morton Chemical Company, 2 N. Riverside Plaza, 15th Floor, Chicago, IL 60606.

MC 56679 (Sub-3-10TA), filed April 14, 1980. Republication—originally published in Federal Register of April 30, 1980, page 28835, volume 45, No. 85. Applicant: BROWN TRANSPORT CORP., 352 University Avenue, SW., Atlanta, GA 30310. Representative: Leonard S. Cassell (same address as above). *General commodities*, with usual exceptions, (1) Between Gadsden, AL, and Atlanta, GA. (a) From Gadsden, AL, over U.S. Hwy 411 to the junction U.S. 411 and 41, then over U.S. 41 to Marietta, GA, then over Interstate Hwy 75 to Atlanta, (b) From Gadsden over U.S. 278 to Atlanta, GA. (2) Between Centre, AL, and Rome, GA. From Centre over AL Hwy 9 to the AL-GA state line, then over GA Hwy 20 to Rome. (3) Between Atlanta, GA, and Anniston, AL. From Atlanta over U.S. 78 to junction 78 and U.S. 431 then U.S. 431 to Anniston. (4) Between junction U.S. Hwy 431 and Interstate Hwy 20 and Atlanta, GA. From junction U.S. 431 and Interstate 20 over Interstate 20 to Atlanta, GA. (5) Between junction U.S. Hwy 29 and Interstate 85 at or near Opelika, AL, and Atlanta, GA. From junction U.S. 29 and 85 at or near Opelika, AL, over Interstate 59 to Atlanta, GA. (6) Between Chattanooga, TN, and Tuscaloosa, AL. From Chattanooga, TN, over U.S. Hwy 11 and/or interstate 59 to Tuscaloosa, AL. (7) Between Gadsden, AL, and Demopolis, AL. From Gadsden over U.S. 431 to Opelika, then over Interstate 85 to Montgomery, then over U.S. 80 to Demopolis. (8) Between Opelika, AL, and Mobile, AL. From Opelika over U.S. 280 to junction U.S. 31, then over U.S. 31 to Mobile. (9) Between Gadsden, AL, and Florence, AL. From Gadsden over U.S. 431 to Huntsville, then over U.S.

72A and/or U.S. 72 and U.S. 43 to Florence. (10) Between Florence, AL, and Mobile, AL. From Florence over U.S. 43 to Mobile. (11) Between Opelika, AL, and Mobile, AL. (a) From Opelika over U.S. 29 to junction U.S. 31 then over U.S. 31 to Mobile. (b) From Opelika over Interstate 85 to junction Interstate 65, then over Interstate 65 to Mobile. Serving in connection with routes (1) through (11), all intermediate points in AL and GA; also, serving points in commercial zones of authorized points; and serving all points in AL as off-route points. Applicant requests authority to interline, and to tack this authority with its present and future regular routes. There are 66 supporting shipper statements which may be examined at the ICC Regional Complaint/Authority Center, Atlanta, GA.

MC 56799 (Sub-3-1TA), filed February 11, 1980. Republication—originally published in Federal Register of February 27, 1980, page 12925. Applicant: CLAXON TRUCK LINE, INC., P.O. Box 678, Frankfort, KY 40602. Representative: Fred F. Bradley, P.O. Box 773, Frankfort, KY 40602. *General commodities* (except those of unusual value, Classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment), between Frankfort, KY, and Cincinnati, OH, over a regular route: From Frankfort, KY, over U.S. Hwy. 60 to junction with U.S. Hwy. 25 and/or I-75, then over U.S. Hwy. 25 and/or I-75, to Cincinnati, OH, and return over the same route, serving all intermediate points except those between the junction of U.S. Hwy. 25 and/or I-75 with KY Hwy. 32, and Cincinnati, OH. The authority sought herein will be tacked with applicant's existing authority and interlined at Cincinnati, OH, and Louisville, KY. There are 52 statements in support which may be examined at the I.C.C. Regional Complaint/Authority Center in Atlanta, GA.

MC 75840 (Sub-3-4TA), filed May 9, 1980. Applicant: MALONE FREIGHT LINES, INC., P.O. Box 11103, Birmingham, AL 35202. Representative: Guy H. Postell, Postell & Hall, P.C., Suite 713, 3384 Peachtree Rd., N.E., Atlanta, GA 30326. *General Commodities, except those of unusual value, Classes A and B explosives, livestock, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment*, 1: Between DE, MD, NJ, PA, VA, DC AND NY (only those points in that part of NY on and south of a line beginning at Oswego, NY, and extending along NY Hwy. 104 to

Mexico, NY, thence along NY Hwy. 69 to Rome, NY, thence along NY Hwy. 49 to Utica, NY, thence along NY Hwy. 5 to Schenectady, NY, thence along NY Hwy. 7 to Troy, NY, and thence along NY Hwy. 2 to the NY-MA State line, on the one hand, and, on the other, TN (except points on, east and south of a line beginning at the GA-TN State line and extending along U.S. Hwy. 27 to junction US Hwy. 70, thence along US Hwy. 70 to Knoxville, TN, thence along US Hwy. 11W to the TN-VA State line, and Memphis, TN; AL (except Birmingham, AL, and points within 60 miles thereof, and Montgomery, AL), and, AR (points on and east of a line beginning at the AR-LA State line, and extending along US Hwy. 65 to Little Rock, AR, and thence along US Hwy. 67 to the AR-MO State line, except West Memphis, AR, points in Crittenden, St. Francis and Lee Counties, AR, south of US Hwy. 70 and on and east of AR Hwy. 1, and those in Phillips and Desha Counties, AR, lying east of the White River and north of the Arkansas River). 2: Between OH and WV, on the one hand, and, on the other, MS, New Orleans, LA, AL (except Birmingham, AL, and points within 65 miles thereof, Montgomery, AL, Florence, AL, and points within 25 miles thereof), AR (points on and east of a line beginning at the AR-LA State line, and extending along US Hwy. 65 to Little Rock, AR, and thence along US Hwy. 67 to the AR-MO State line, except West Memphis, AR, points in Crittenden, St. Francis, and Lee Counties, AR, south of US Hwy. 70 and on and east of AR Hwy. 1, and those in Phillips and Desha Counties, AR, lying east of the White River and north of the Arkansas River), and, TN (except points on, east and south of a line beginning at the GA-TN State line and extending along US Hwy. 27 to junction US Hwy. 70, thence along US Hwy. 70 to Knoxville, TN, thence along US Hwy. 11W to the TN-VA State line, and Memphis, TN. 3: Between NC, SC, GA (points north of US Hwy. 80 only), and TN (on and east of US Hwy. 27), on the one hand, and, on the other, AL (except Birmingham, AL, and points within 65 miles thereof, Montgomery, AL, Florence, AL, and points within 25 miles thereof), MS, New Orleans, LA, AR (points on and east of a line beginning at the AR-LA State line, and extending along US Hwy. 65 to Little Rock, AR, and thence along US Hwy. 67 to the AR-MO State line, except West Memphis, AR, points in Crittenden, St. Francis and Lee Counties, AR, south of US Hwy. 70 and on and east of AR Hwy. 1, and those in Phillips and Desha Counties, AR, lying east of the White River and north of the Arkansas River);

II. Between TN (west of US Hwy. 27), on the one hand, and, on the other, MS, New Orleans, LA, GA (points north of US Hwy. 80 only), NC and SC.; III. Between MS, on the one hand, and, on the other, AL (except Birmingham, AL, and points within 65 miles thereof, Montgomery, AL, and Florence, AL, and points within 25 miles thereof; and, IV. Between TN (on and east of US Hwy. 27), on the one hand, and, on the other, GA. No shipper statements attached. Gateway elimination only to conserve fuel.

MC 143059 (Sub-3-5TA), filed May 12, 1980. Applicant: MERCER TRANSPORTATION CO., P.O. Box 35610, Louisville, KY 40232. Representative: Clayte Binion, 1108 Continental Life Building, Fort Worth, Texas 76102. (1) *Plastic pipe, fittings and accessories and (2) materials, equipment and supplies (except in bulk) used in the installation of commodities described in (1)*, between Corsicana, TX on the one hand, and, on the other, points in the United States (except AK and HI). Supporting shipper: Nipak, Inc., P.O. Box 2820, Dallas, TX 75221.

MC 2934 (Sub-3-2TA), filed May 8, 1980. Applicant: AERO MAYFLOWER TRANSIT CO., INC., 9998 North Michigan Road, Carmel, IN 46032. Representative: James L. Beatty, 300 East Fall Creek Parkway, Suite 403, Indianapolis, IN 46205. *Office furniture and related products*, from Warrensburg, MO, to points in AL, AR, CT, DC, DE, FL, GA, IA, IL, IN, KS, KY, LA, MA, ME, MD, MI, MO, MS, NC, NH, NY, NJ, OH, OK, PA, RI, SC, TN, TX, VT, WI and WV. Supporting shipper: All Steel, Inc., Route 31, Aurora, IL 60507.

MC 126574 (Sub-3-3TA), filed May 9, 1980. Applicant: M. L. HATCHER PICKUP & DELIVERY SERVICES, INC., P.O. Box 7362, Greensboro, NC 27407. Representative: Terrell C. Clark, P.O. Box 25, Stanleytown, VA 24168. *Boxes, bottle carriers, bottles, cans, partitions, fillers and sheets, made from fibreboard, paper or pulpboard*, from the facilities of Mead Paper Company at Butner, NC; the facilities of Gaylord Container Division, Crown Zellerback Corp. at Raleigh, NC; and the facilities of St. Joe Paper Company at Charlotte, NC; to points in SC and VA. Supporting shippers: Mead Paper Company, P.O. Box 747, Burner, NC 27509; Gaylord Container Division, Crown Zellerback Corp., P.O. Box 17865, North Hills Station, Raleigh, NC 27619; St. Joe Paper Company, P.O. Box 7248, Charlotte, NC 28217.

MC 139207 (Sub-3-1TA), filed May 8, 1980. Applicant: McNABB-WADSWORTH TRUCKING CO., 305 S.

Wilcox Drive, Kingsport, TN 37665. Representative: Henry E. Seaton, 929 Pennsylvania Bldg., 425 13th St., N.W., Washington, DC 20004. *Absorbent materials (except in bulk) and materials, supplies and equipment used in the manufacture of same, between the facilities of Anschutz Mineral Corp. at or near Ochlocknee, GA, on the one hand, and, on the other, points in NC, SC, TN, AL, LA, MS, VA, DC, WV, MD and KY. Supporting shipper: James Rogers, Anschutz Mineral Corp., P.O. Box 230, Ochlocknee, GA 31773.*

MC 150799 (Sub-3-1TA), filed May 9, 1980. Applicant: SPIVEY TRUCKING COMPANY, INC., Route 1, Box 32, Clio, AL 36017. Representative: Barnett Spivey (same address as applicant). *Lumber and lumber articles, wood, shavings, to include treated lumber and material, equipment and supplies used in the manufacture, production, or sale of lumber and lumber articles (except commodities in bulk, in tank vehicles), between the plant site of Slawson Lumber Company and Southeast Wood Treating, Inc., at Louisville, AL to all points in LA, MS, TN, NC, SC, GA, FL, TX, and VA. Supporting shippers: Slawson Lumber Company, P.O. Box 97, Louisville, AL 36048; Southeast Wood Treating, Inc., P.O. Box 25, Louisville, AL 36048.*

MC 146293 (Sub-3-12TA), filed May 9, 1980. Applicant: REGAL TRUCKING CO., INC., 95 Industrial Park Circle, N.E., Lawrenceville, GA 30245. Representative: Richard M. Tettelbaum, Esq., 3390 Peachtree Rd., NE., 5th Floor, Lenox Towers South, Atlanta, GA 30326. (1) *Paper and paper products* (except commodities in bulk) from the facilities of Gilman Paper Company at or near Hazelwood, MO to points in IL, IN, MI, MN, OH, OK, TX and WI; and (2) *Wooden pallets*, from points in IL, IN, MI, MN, OH, OK, TX and WI to the facilities of Gilman Paper Company at or near Hazelwood, MO. Supporting shipper: Gilman Paper Company, P.O. Box 520, St. Marys, GA 31558.

MC 2900 (Sub-3-4TA), filed May 12, 1980. Applicant: RYDER TRUCK LINES, INC., 2050 Kings Road, P.O. Box 2408-R, Jacksonville, FL 32203. Representative: S. E. Somers, Jr. (same address as applicant). *Air conditioners, heating, ice making, heat transfer and heat exchange machines or machinery, and radiator cores and parts and supplies used in the manufacture thereof* from plant site and warehouse facilities of McQuay-Perfex, Inc. at or near Spirit Lake, IA; Vinton, IA; Washington, IA; Louisville, KY; Faribault, MN; Milwaukee, WI; Berlin, WI; Grenada, MS; to points in the United States

(except Alaska and Hawaii). Supporting shipper: McQuay-Perfex, Inc., 13600 Industrial Park Blvd., Minneapolis, MN 55440.

MC 109026 (Sub-3-1TA), filed May 12, 1980. Applicant: MANNING MOTOR EXPRESS, INC., P.O. Box 685, Glasgow, KY 42141. Representative: Henry E. Seaton, 929 Pennsylvania Bldg., 425 13th St. NW., Washington, DC 20004. *Auto parts and materials used in their manufacture* between Glasgow, KY and its commercial zone, on the one hand, and, on the other, Detroit, MI and its commercial zone. Supporting shipper: Tyson Bearings, Hwy 90, Glasgow, KY 42141.

MC 110878 (Sub-3-4TA), filed May 12, 1980. Applicant: ARGO TRUCKING COMPANY, INC., P.O. Box 955, Elberton, GA 30635. Representative: Sol H. Proctor, 1101 Blackstone Building, Jacksonville, FL 32202. *Marble, granite, limestone, and marble and granite products*, from points in GA and Gantt's Quarry, AL, to points in KY, IA, IL, IN, MI, NE, OH, TN, and WI. Supporting shippers: Georgia Marble Company, 2575 Cumberland Pkwy, NW, Atlanta, GA 30339; Moretti-Harrah Marble Company, Inc., P.O. Box 330, Sylacauga, AL 35150; Star Granite Company, P.O. Box 157, Elberton, GA 30635; Harmony Blue Granite Co., Inc., P.O. Box 958, Elberton, GA 30635; Ponderosa Granite Co., Inc., P.O. Box 518, Elberton, GA 30635.

MC 146402 (Sub-3-4TA), filed May 8, 1980. Applicant: CONALCO CONTRACT CARRIER, INC., P.O. Box 968, Jackson, TN 38301. Representative: Charles W. Teske (address same as applicant). *Wooden reels* from Yelm, Washington to Decatur, IL, DuQuoin, IL and Malvern, AR. Supporting shipper: Wood Fabricators, Inc., P.O. Box 325, Yelm, WA 98597.

MC 115654 (Sub-3-9TA), filed May 8, 1980. Applicant: TENNESSEE CARTAGE CO., INC., P.O. Box 23193, Nashville, TN 37202. Representative: Jackie Hastings (same as above). *Meat and meat products*, from the facilities of Mar Meat Co., Inc. at New Orleans, LA, to points in AL, AR, GA, IL, IN, KY, MS, MI, OH, and TN. Supporting shipper: Mar Meat Co., Inc., Box 5498, Broadway Station, St. Louis, MO 63147.

MC 107409 (Sub-3-2TA), filed May 15, 1980. Applicant: RATLIFF & RATLIFF, INC., Rte. 16, Box 7, Lexington, NC 27292. Representative: John E. Gray, P.O. Box 1573, Lexington, NC 27292. *Tile and materials and supplies used in the application thereof*, from Mt. Gilead, NC to points in AL, AR, CT, DE, FL, GA, ME, MD, NH, NJ, NY, NC, OH, PA, RI, SC, TN, VT, VA, WY, and DC.

Supporting shipper: Mid-State Tile Co., Inc., P.O. Box 1777, Lexington, NC 27292.

MC 107409 (Sub-3-1TA), filed May 13, 1980. Applicant: RATLIFF & RATLIFF, INC., Rte 16, Box 7, Lexington, NC 27292. Representative: John E. Gray, P.O. Box 1573, Lexington, NC 27292. *Tile and materials and supplies used in the manufacture thereof*, from Lexington, NC to all points in the U.S. (except AK, AZ, CA, CO, ID, KS, MT, NE, NV, NM, ND, HI, OK, OR, SD, TX, UT, WA, and WY). Supporting shipper: Mid-State Tile Co., Inc., P.O. Box 1777, Lexington, NC 27292.

MC 115654 (Sub-3-8TA), filed May 13, 1980. Applicant: TENNESSEE CARTAGE CO., INC., P.O. Box 23193, Nashville, TN 37202. Representative: Jackie Hastings (same as above). *Such commodities as are dealt in by wholesale and retail food chains, drug stores, hospitals, and cosmetic dealers, discount and variety stores, and grocery houses, (except in bulk), (1) From Atlanta, GA and its commercial zone to points in AL, MS, and TN, and (2) From Atlanta, GA and its commercial zone to points in MS. Restricted in Part I above to traffic originating at the facilities of M & W Distribution Services, Inc., and in Part II above to traffic originating at the facilities of Bristol-Myers Company. Supporting shippers: M & W Distribution Services, Inc., 6085 Lagrange Blvd, P.O. Box 43004, Atlanta, GA 30336; Bristol-Myers Company, 5625 Fulton Industrial Blvd., Atlanta, Ga 30336.*

MC 150743 (Sub-3-1TA), filed April 28, 1980. Applicant: TRANSOCEAN TRANSPORT, INC., 930 Hialeah Dr., Hialeah, FL 33010. Representative: Richard B. Austin, Esq., 320 Rochester Bldg., 8390 N.W. 53 Street. *Trailers and containers, with or without wheels, loaded or empty*, between points in Dade, Broward and Palm Beach counties, FL. Restricted to traffic having an immediately prior or subsequent movement by water in interstate or foreign commerce. Supporting shippers: Arubon Shipping, Inc., Miami, FL; N. Polanco, Inc., Miami, FL.

MC 140902 (Sub-3-1TA), filed May 9, 1980. Applicant: DPD, INC., 3600 N.W. 82nd Avenue, Miami, FL 33166. Representative: Dale A. Tibbets (same address as applicant). *Contract; irregular; (1) Such merchandise as are dealt in by wholesale, retail chain grocery houses and drug stores from the facilities of Super X Drugs Corporation; at or near Melbourne, FL to points in the states of AL, FL, GA, IL, IN, KY, MS, NY, NC, OH, SC, TN, and WV. (2) Materials, equipment and supplies used by wholesale, retail chain grocery houses and drug stores from the states listed in*

(1) above to the facilities of Super X Drugs Corporation, at or near Melbourne, FL. Supporting shipper: Super X Drugs Corporation, 1014 Vine Street, Cincinnati, OH 45201.

MC 105782 (Sub-3-2TA), filed May 8, 1980. Applicant: HUGHES REFRIGERATED EXPRESS, INC., P.O. Box 2106, Haines City, FL 33844.. Representative: James E. Wharton, Suite 811, Metcalf Bldg., 100 S. Orange Ave., Orlando, FL 32801. *Tile and such commodities dealt in and used by wholesale and retail stores*, from the facilities of American Olean Tile Co. located in Lansdale & Quakertown, PA, on the one hand, and on the other, points in GA and FL. Supporting shipper: Howard Neubert, American Olean Tile Co., 1000 Cannon Ave., Lansdale, PA 19446.

MC 114604 (Sub-3-5TA), filed May 13, 1980. Applicant: CAUDELL TRANSPORT, INC., P.O. Drawer I, State Farmers Market #33, Forest Park, GA 30050. Representative: Frank D. Hall, Suite 713, 3384 Peachtree Road, NE, Atlanta, GA 30326. *Frozen juice and frozen concentrates* (except in bulk), (1) from the facilities of Funshine Corporation at or near Spartanburg, SC to Atlanta, GA; Tampa, FL; New Orleans, LA; Memphis, TN; Dallas, TX; and Birmingham, AL; and (2) from Wauchula, FL; Brownsville, TX and Riverdale, NY to the facilities of Funshine Corporation at or near Spartanburg, SC. Supporting shipper: Funshine Corporation, P.O. Box 3064, Spartanburg, SC 29304.

MC 25798 (Sub-3-4TA), filed May 9, 1980. Applicant: CLAY HYDER TRUCKING LINES, INC., Post Office Box 1186, Auburndale, FL 33823. Representative: Tony G. Russell, Post Office Box 1186, Auburndale, FL 33823. *Foodstuffs (except frozen)* from the facilities of the Pillsbury Company at Tucker, GA, to points in FL. Supporting shipper: The Pillsbury Company, 1100 North 4th Street, LeSuer, MN 56058.

MC 150816 (Sub-3-2TA), filed May 15, 1980. Applicant: HUGHES TRANSIT, INC., d.b.a. BLUEGRASS TOURS, P.O. Box 352, 1715 East Fourth Street, Owensboro, Kentucky 42301. Representative: Maxwell A. Howell, 1100 Investment Building, 1511 K Street NW., Washington, D.C. 20005. *Possengers and their baggage* in the same vehicle, in special operations, beginning and ending at points within the Owensboro, KY Commercial Zone as defined by the Commission and extending to points within the United States, including AK but excluding HI. Supporting shipper: There are 232 statements of support which may be

examined at the ICC Regional Office, Atlanta, GA.

MC 65697 (Sub-3-1TA), filed May 15, 1980. Applicant: THEATERS SERVICE COMPANY, P.O. Box 1695, Atlanta, Georgia 30301. Representative: Paul W. Smith, P.O. Box 1695, Atlanta, Georgia 30301. *Common carrier: regular: General Commodities (Except Class A and B Explosives) Moving In Express Service:* 1. Between Spartanburg, SC, and the GA-SC Stateline; A. From Spartanburg, SC, over U.S. Highway 29 to the GA-SC Stateline; B. From Spartanburg, SC, over Interstate Highway 26 to Clinton, SC; thence SC Highway to the GA-SC Stateline; C. From Spartanburg, SC, over Interstate 85 to the GA-SC Stateline. 2. Between Greenville, SC, and GA-SC Stateline over U.S. Highway 123. 3. Between Greenville, SC, and Greenwood, SC, over U.S. Highway 25. 4. Between Greenville, SC, and Clinton, SC, over U.S. Highway 276. 5. Between Clinton, SC, and junction of U.S. Highway 76 and U.S. Highway 123 over U.S. Highway 76. 6. Between Spartanburg, SC, and junction of U.S. Highway 221 and SC Highway 72 over U.S. Highway 221. 7. Between Pickens, SC, and Hodges, SC, over U.S. 178. 8. Between Greenville, SC, and Westminster, SC, over SC Highway 183, and return over all the foregoing routes, as pertinent, serving all intermediate points in (1) through (8) above, inclusive. Applicant proposes to tack this authority with existing regular-route authority in MC 65697, Sub 52, and interline service at Nashville, Tennessee, and Vicksburg, Mississippi. Supporting shippers: There are 53 statements in support attached to this application, which may be examined at the I.C.C. Regional Office in Atlanta, Georgia.

MC 150816 (Sub-3-1TA), filed May 15, 1980. Applicant: HUGHES TRANSIT, INC., d.b.a. BLUEGRASS TOURS, P.O. Box 352, 1715 East Fourth Street, Owensboro, KY 42301. Representative: Maxwell A. Howell, 1100 Investment Building, 1511 K Street NW., Washington, DC 20005. *Possengers and their baggage* in the same vehicle, in charter operations, beginning and ending at points within the Owensboro, KY Commercial Zone as defined by the Commission and extending to points within the United States, including AK but excluding HI. Supporting shipper: There are 89 statements of support which may be examined at the ICC Regional Office, Atlanta, GA.

MC 146108 (Sub-3-2TA), filed May 15, 1980. Applicant: BIG T TRANSFER, INC., 1814 Gillett Ave., Louisville, KY 40216. Representative: Harold C. Jolliff,

3242 Beech Drive, Columbus, IN 47201. *Contract carrier: irregular: (1) Charcoal, Charcoal Briquettes, Fireploc Logs, and Wood Chips, and (2) Materials, Supplies, and Equipment used in the manufacture and distribution of the commodities in (1) above.* Between points in the U.S. except AK and HI, restricted to traffic originating at or destined to the facilities of The Kingsford Company, under a continuing contract with The Kingsford Company, Louisville, KY. Supporting shipper: The Kingsford Company, P.O. Box 1033, 1700 Commonwealth Building, Louisville, KY 40201.

MC 3581 (Sub-3-2TA), filed May 15, 1980. Applicant: THE MOTOR CONVOY, INC., Suite 107, 2175 Parklake Dr., NE., Atlanta, Ga 30345. Representative: Paul M. Daniell, P.O. Box 872, Atlanta, GA 30301. *Automobiles, trucks and tractors* between points in AR, KY, LA, MS, MO, and TN. Supporting shipper: Ford Motor Company, P.O. Box 1529-B, NAAO Bldg., Dearborn, MI 48121.

MC 31389 (Sub-3-4TA), filed May 15, 1980. Applicant: McLEAN TRUCKING CO., 1920 West First Street, Winston-Salem, NC 37104. Representative: David F. Eshelman, Esquire, P.O. Box 213, Winston-Salem, NC 27102. *Common carrier: regular: General commodities (except those of unusual value, Classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment):* Serving Dexter and New Madrid, MO, as intermediate and off-route points in conjunction with applicants' regular route operations. Supporting shipper: There are 9 statements in support attached to this application which may be examined at the ICC Regional Office in Atlanta, GA.

Note.—Applicant's subsidiary holds motor contract carrier authority in No. MC 147888 and therefore dual operations may be involved.

MC 149197 (Sub-3-1TA), filed May 15, 1980. Applicant: GARDNER TRUCKING CO., INC., 820 Avenue E., Pratt City, AL 35214. Representative: Gerard D. Colvin, Jr., 603 Frank Nelson Bldg., Birmingham, AL 35203. *Contract carrier: irregular: building materials (except commodities in bulk)*, between the facilities of Stephens Wholesale Building Supply Co., Inc. at points in AL on the one hand, and on the other, all points in the U.S. in and east of the states of TX, OK, KS, NE, SD, and ND. Supporting shipper: Stephens Wholesale Building Supply Co., Inc., Birmingham, AL.

MC 146521 (Sub-3-2TA), filed May 15, 1980. Applicant: CLAXTON

TRANSPORT, INC., Route 3, Box 135, Wrightsville, Georgia 31096. Representative: Ronald K. Kolins, 420 International Square, 1875 Eye Street, N.W., Washington, D.C. 20006. (1) *Malt beverages and related advertising materials; and (2) Equipment, materials, and supplies used in the sale, manufacture and distribution of malt beverages*, (1) From Perrysburg, OH, to points in GA, NC and SC; (2) *From points in GA, NC and SC to Perrysburg, OH. Supporting shipper: Stroh Brewing Co., One Stroh Dr., Detroit, MI 48226.*

MC 2900 (Sub-3-5TA), filed May 15, 1980. Applicant: RYDER TRUCK LINES, INC., 2050 Kings Road, P.O. Box 2408, Jacksonville, FL 32203. Representative: S. E. Somers, Jr. (same address as applicant). *Common Carrier: Regular routes: General commodities (except those of unusual value, Classes A and B explosives, commodities in bulk, those requiring special equipment and household goods as defined by the Commission) (1) Between Omaha, NE and Joliet, IL over U.S. Hwy 6, (2) Between Ft. Dodge, IA and Chicago, IL over U.S. Hwy 20, (3) Between Mason City, IA and Iowa City, IA, from Mason City over U.S. Hwy 18 to junction U.S. 218, then over U.S. 218 to Iowa City and return over the same route, (4) Between Minneapolis, MN and Kansas City, MO, from Minneapolis over U.S. Hwy 65 to junction U.S. Hwy 69, then over U.S. Hwy 69 to Kansas City, MO, (5) Between Ft. Dodge, IA and Chicago, IL, from Ft. Dodge over U.S. Hwy 169 to junction U.S. 30, then over U.S. Hwy 30 to junction U.S. Hwy 34, then over U.S. Hwy 34 to Chicago and return over the same route, (6) Between Webster City, IA and Des Moines, IA over U.S. Hwy 69, (7) Between Waterloo, IA and junction IA Hwy 330 and U.S. Hwy 65, from Waterloo over IA Hwy 57 to IA Hwy 14, then over IA Hwy 14 to junction IA Hwy 330, IA Hwy 330 to junction U.S. Hwy 65 and return over the same route, (8) Between Minneapolis, MN and Chicago, IL over U.S. Hwy 12, (9) Between Minneapolis, MN and Neillsville, WI over U.S. Hwy 10, (10) Between Cedar Rapids, IA and Maquoketa, IA, from Cedar Rapids over U.S. Hwy 151 to junction IA Hwy 64, then over IA Hwy 64 to Maquoketa and return over the same route, (11) Between Hudson, WI and Augusta, WI, from Hudson over WI Hwy 64 to Cornell, then over WI Hwy 27 to Augusta and return over the same route, (12) Between Broom, WI and Davenport, IA, from Broom over U.S. Hwy 53 to junction U.S. Hwy 61 then over U.S. Hwy 61 to Davenport and return over the same route, (13) Between Menomonie, WI and junction of U.S.*

Hwy 53 and WI Hwy 95, from Menomonie over WI Hwy 29 to Withee, then over WI Hwy 73 to Neillsville, then over WI Hwy 95 to junction U.S. Hwy 53 and return over the same route. (14) Between La Crosse, WI and Milwaukee, WI over U.S. Hwy 16, (15) Between the junction of WI Hwys 64 and 25 and the junction of WI Hwy 25 and U.S. Hwy 10 over WI Hwy 25, (16) Between the junction of WI Hwy 64 and U.S. Hwy 63 and junction U.S. Hwys 63 and 10 over U.S. Hwy 63, (17) Service in Routes (1) through (16) is authorized at: (a) all intermediate points in IA, (b) all intermediate and off-route points in WI in and west of St. Croix, Dunn, Chippewa, Clark, Jackson, Monroe and La Crosse Counties, and (c) all other points for the purpose of joinder only. There are 65 supporting shippers.

Note.—Applicant presently holds authority to serve all points in Iowa in MC-F-14095F (Lease Portion).

MC 31389 (Sub-3-3TA), filed May 15, 1980. Applicant: McLEAN TRUCKING COMPANY, 1920 West First Street, Winston-Salem, NC 27104. Representative: David F. Eshelman, Esquire, P.O. Box 213, Winston-Salem, NC 27102. *Regular routes, General commodities (except those of unusual value, Classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment): Serving Columbus, IN as an off-route point in conjunction with applicant's regular route operations. Supporting shipper: There are six statements of support which may be examined at the I.C.C. Regional Office, Atlanta, GA.*

Note.—Applicant's subsidiary holds motor contract carrier authority in MC 147888 and therefore dual operations may be involved.

MC 121664 (Sub-3-16TA), filed May 15, 1980. Applicant: HORNADY TRUCK LINE, INC., P.O. Box 846, Monroeville, AL 36460. Representative: W. E. Grant, 1702 1st Ave., S., Birmingham, AL 35233. *Poles, posts, piling, and crossties. From Mobile, AL to points in and east of ND, SD, NE, CO, and NM. Supporting shipper: Alabama Wood Treating Corp., P.O. Box 310, Mobile, AL 36601.*

MC 31389 (Sub-3-2TA), filed May 14, 1980. Applicant: McLEAN TRUCKING CO., 1920 West First Street, Winston-Salem, NC 27104. Representative: David F. Eshelman, Esquire, P.O. Box 213, Winston-Salem, NC 27102. *Common Carrier: regular: General commodities (except those of unusual value, Classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment): Serving the facilities of Arkla Industries, Inc.*

located at or near Paragould, AR as an off-route point in conjunction with applicant's regular route operations. Supporting shipper: Arkla Industries, Inc., 1600 Jones Rd., Paragould, AR 72450.

Note.—Applicant's subsidiary holds motor contract carrier authority in MC 147888 and therefore dual operations may be involved. Interlining is requested at all points in the U.S. (except AK and HI).

MC 124117 (Sub-3-2TA), filed May 9, 1980. Applicant: EARL FREEMAN and MARIE FREEMAN, d.b.a. MID-TENN EXPRESS, P.O. Box 101, Eagleville, TN 37060. Representative: Marie Freeman (same address as applicant). *Metal containers, from the facilities of Hoover Universal at or near Dyersburg, TN to Albany, GA, St. Louis, MO, and Columbus, OH (and the commercial zones of each) Terrant County, TX, Stokes, Rockingham, Caswell, Forsyth, Gilford, and Alamance Counties, NC. Supporting shippers: Hoover Universal, 1901 Sylvan Road, Dyersburg, TN 38024, Miller Brewing Company, 3939 E. Highland Blvd., Milwaukee, WI 53201.*

MC 107478 (Sub-3-1TA), filed May 13, 1980. Applicant: OLD DOMINION FREIGHT LINE, INC., Post Office Box 2006, High Point, NC 27261. Representative: C. T. Harris, 506 Mayo Street, P.O. Box 999, Wilson, NC 27893. (A) *Agricultural machinery and Articles used in the farming or forestry industries and (B) Materials, supplies and accessories (except commodities in bulk) used in the manufacture and distribution of the commodities in (A) above. Between points in Wilson County, NC on the one hand, and, on the other, points in the states of AL, DE, FL, IL, IN, IA, KY, LA, MD, MI, MS, OH, PA, TN, TX, VA, WV, and WI. Supporting shipper: Lely Corp., P.O. Box 1060, Wilson, NC 27893.*

MC 107515 (Sub-3-19TA), filed May 13, 1980. Applicant: REFRIGERATED TRANSPORT CO., INC., P.O. Box 308 Forest Park, GA 30050. Representative: Alan E. Serby; Richard M. Tettelbaum, 3390 Peachtree Road, N.E., 5th Floor, Lenox Towers South, Atlanta, GA 30326. (1) *Such commodities as are dealt in by wholesale and retail paint stores & (2) products used in the manufacture, sale and/or distribution of the commodities named in (1) above from the facilities of The Sherwin-Williams Company located at or near Greensboro, NC to Chicago, IL; Cleveland, OH; Newark, NJ; Morrow, GA; and Dayton, OH. Supporting shipper: The Sherwin-Williams Company, 6795 South Main Street, Morrow, GA 30260.*

MC 107515 (Sub-3-21TA), filed May 13, 1980. Applicant: REFRIGERATED

TRANSPORT CO., INC., P.O. Box 308, Forest Park, GA 30050. Representative: Alan E. Serby; Richard M. Tettelbaum, 3390 Peachtree Road, N.E., 5th Floor, Lenox Towers South, Atlanta, GA 30326. (1) *Such Commodities as are dealt in by wholesale & retail paint stores & (2) materials, equipment & supplies used in the manufacture, distribution & sale of the commodities in (1) above* from the facilities of the Sherwin-Williams Company at or near Morrow, GA to points in AL, FL, KY, NC, SC, TN, VA; Chicago, IL; Cleveland, OH; Newark, NJ; Bowling Green, KY; and Garland, TX. Supporting shipper: The Sherwin-Williams Company, 6795 South Main Street, Morrow, GA 30260.

MC 150336 (Sub-3-1TA), filed March 19, 1980. Applicant: WILLIAM A. PILSON, II, INC., 1010 Michigan Ave., Palm Harbor, FL 33563. Representative: David C. Venable, Suite 805, 666 Eleventh St., N.W., Washington, DC 20001. *Contract carrier: irregular routes: (1) Store fixtures and store equipment and (2) equipment, materials, and supplies used in the manufacture, distribution and sale of store fixtures and store equipment (1) from Clearwater, FL to points in the U.S. (except AK and HI) and (2) from points in the U.S. (except AK and HI) to Clearwater, FL.* Supporting shipper: Capital Construction Co., 1920 Sherwood, St., Clearwater, FL 33518.

MC 142483 (Sub-3-1TA), filed March 10, 1980. Applicant: W & L MOTOR LINES, INC., P.O. Box 3467, Hickory, North Carolina 28601. Representative: Theodore Polydoroff, Suite 301, 1307 Dolley Madison Boulevard, McLean, Virginia 22101. *Contract carrier: irregular routes: Glass fiber, roving and strand (except in bulk) from the facilities of PPG Industries, Inc. at Charlotte, NC to points in AL, AZ, AR, CA, CO, FL, GA, ID, IL, IA, KS, LA, MN, MS, MO, MT, NE, NV, NM, ND, OK, OR, SC, SD, TN, TX, UT, VA, WA, WI, and WY, restricted to shipments moving under continuing contract(s) with PPG Industries, Inc.* Supporting shipper: PPG Industries, Inc., One Gateway Center, Pittsburgh, PA 15222.

MC 145610 (Sub-3-2TA), filed March 19, 1980. Applicant: TRUCK AIR OF GEORGIA, INC., 576 Lake Mirror Rd., College Park, GA 30349. Representative: Robert E. Born, Suite 508, 1447 Peachtree St., N.E., Atlanta, GA 30309. *Printed matter* from Strasburg, VA to Anderson, Greenville, Spartanburg, Florence, Columbia, Charleston and Union, SC; and Asheville, Charlotte, Durham, Raleigh, Fayetteville, Greensboro, Rocky Mount, Wilmington, Wilson, Winston-Salem, New Bern and Elizabeth City,

NC. Supporting shipper: Newsweek Magazine, Inc., 444 Madison Ave., 16th Floor, New York, NY 10022.

MC 136363 (Sub-3-2TA), filed May 14, 1980. Applicant: J & P PROPERTIES, INC., P.O. Box 1146, Apopka, FL 32703. Representative: James E. Wharton, Suite 811, Metcalf Bldg., 100 South Orange Ave., Orlando, FL 32801. *Transformers, transformer parts, materials, and supplies used in the manufacture thereof* from the manufacturing facilities of RTE Corp. at Waukesha, WI to points in GA and FL. Supporting shipper: RTE Corp., 1210 S. Grandview Blvd., Waukesha, WI 53186.

MC 50388 (Sub-3-1TA), filed April 7, 1980. Republication—originally published in Federal Register of April 14, 1980 page 25174, volume 45, No. 73. Applicant: BOSS TRANSPORTATION CO., INC., 2511 Rosehaven, Germantown, TN 38138. Representative: R. Connor Wiggins, Jr., Suite 909, 100 North Main Building, Memphis, TN 38103. *Confectionery and confectionery products, except commodities in bulk, (1) From the facilities of Schrafft Candy Company at or near Boston and Woburn, MA and West Reading, PA to points in AL, AR, AZ, CA, CO, FL, GA, IA, ID, IL, IN, KY, LA, MA, MN, MI, MO, MS, NC, ND, NE, NY, OH, OK, PA, SC, TN, TX, UT, VA, and WI, except from Boston and Woburn, MA to points in MA and except from West Reading, PA to points in PA, and (2) From the facilities of Deran Confectionery Co., Inc. at or near Boston, MA to points in AZ, AR, CA, CO, ID, LA, MA, NV, NM, OK, OR, TX, UT, WA and WY.*

The following applications were filed in Region 4. Send protests to: ICC, Dirksen Bldg., 219 S. Dearborn St., Room 1386, Chicago, IL 60604.

MC 720 (Sub-4-3), filed May 14, 1980. Applicant: BIRD TRUCKING COMPANY, INC., P.O. Box 227, Waupun, WI 53963. Representative: Tom Westerman, Director of Commerce, P.O. Box 227, Waupun, WI 53963. *Such commodities as are distributed by, dealt in, or used by wholesale, retail, and chain grocery stores and variety houses; such commodities as are manufactured, processed, distributed, dealt in, or used by food processing houses; paper and paper products; washing and cleaning supplies; toilet preparations, and pet food* from Chicago, IL and its commercial zone to: (1) points in that part of WI bounded by a line beginning at Fox Point, WI; thence westerly along WI Hwy. 100 to junction WI Hwy. 145; thence south along WI Hwy. 145 to junction US Hwy. 45; thence along US Hwy. 45 to the IL-WI state line; thence east along the IL-WI state line to Lake

Michigan; thence north along the WI shore line of Lake Michigan to point of beginning; including points on the indicated portions of the highways specified. (2) points in that part of WI bounded by a line beginning at Marinette, WI; thence westerly along WI Hwy. 64 to junction WI Hwy. 55; thence south along WI Hwy. 55 to junction WI Hwy. 22; thence along WI Hwy. 22 to junction WI Hwy. 161; thence westerly along WI Hwy. 161 to junction US Hwy. 10; thence northwesterly along US Hwy. 10 to Stevens Point, WI; thence south along US Hwy. 51 to junction WI Hwy. 21; thence west along WI Hwy. 21 to junction US Hwy. 12; thence southeasterly along US Hwy. 12 to Madison, WI; thence along US Hwy. 14 to junction US Hwy. 51; thence along US Hwy. 51 to Janesville, WI; thence along US Hwy. 11 to junction US Hwy. 14; thence southeast along US Hwy. 14 to the IL-WI state line; thence west along the IL-WI state line to the Mississippi River; thence northerly along the IA-WI state line to the junction of the MN-WI state line; thence northerly along the MN-WI state line to Lake Superior; thence easterly along the WI shore line of Lake Superior to the MI-WI state line; thence southeasterly along the MI-WI state line to point of beginning; including points on the indicated portions of the highways specified. Also including Madison, WI and Stevens Point, WI. Supporting shipper(s): Lithonia Lighting Company, division of National Service Industries, Inc., 1400 Lester Road, Conyers GA 30207; The Kingsford Company, 1700 Commonwealth Building, Louisville KY 40201; Rollex Corporation, 2001 Lunt Avenue, Elk Grove Village IL 60007; Cosmair, Inc., 495 Busse Road, Elk Grove Village, IL 60007; C.H.C. Tire and Auto Supply, Inc., 120 Fairbanks Street, Addison, IL 60101; Nabisco, Inc., East Hanover, NJ 07936; Bristol-Myers Co., P.O. Box 85280, Chicago, IL 60680.

MC 16567 (Sub-4-1TA), filed May 16, 1980. Applicant: J. L. SCHEFFLER TRANSPORT, INC., 1801 W. Fulton Street, Chicago, IL 60612. Representative: Anthony T. Thomas, 6017 Cermak Road, Cicero, IL 60650. *General commodities, except those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment, serving Brillion, Cedar Grove, Chilton, Elkhart Lake, Johnsonville, Kiel, New Holstein, Oostburg, Plymouth, Saint Anna, and Valdars, WI as off-route points in connection with carrier's regular route operations to and from Sheboygan, WI.* An underlying ETA seeks 90 days

authority. Applicant intends to tack at Sheboygan, WI and to interline at points in the Chicago, IL Commercial Zone. Supporting shipper(s): There are nine supporting shippers. Send protests to I.C.C., 219 South Dearborn Street, Room 1304, Chicago, IL 60604

MC 29555 (Sub-4-1TA), filed May 14, 1980. Applicant: BRIGGS TRANSPORTATION CO., N-400 Griggs-Midway Building, St. Paul, Minnesota 55104. Representative: Winston W. Hurd (same address). (1) *General commodities*, except those of unusual value, livestock, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, commodities requiring special equipment (except those requiring temperature control) and those injurious or contaminating to other lading serving Neillsville, WI, as an off-route point in connection with its regular route operating authority, Docket MC 29555. Neillsville is approximately 17 miles from Fairchild, WI, a service point of Briggs, and 50 miles from our Eau Claire, WI terminal. An underlying ETA seeks 90 days authority. Supporting shipper(s): Nelson Muffler Division of Nelson, Ind., P.O. Box 428, Stoughton, WI 53589 and Nelson Filter Division, P.O. Box 280, Stoughton, WI 53589.

MC 48441 (Sub-4-1TA), filed May 15, 1980. Applicant: R.M.E. INC., P.O. Box 418, Streator, IL 61364. Representative: Michael D. Bromley, Suite 805, 666 Eleventh St. NW., Washington, DC 20001. *General commodities* (except commodities of unusual value, Classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and commodities which because of size or weight require the use of special equipment), from the facilities of Federal Warehouse Co., at or near Peoria and East Peoria, IL, to points in IN, KY, MI, OH, and WI. An underlying ETA application has been filed. Supporting shipper: Federal Warehouse Co., 200 National Road, East Peoria, IL 61611.

MC 48441 (Sub-4-2TA), filed May 15, 1980. Applicant: R.M.E. INC., P.O. Box 418, Streator, IL 61364. Representative: Michael D. Bromley, Suite 850, 666 Eleventh Street, NW., Washington, DC 20001. *Drugs, chemicals and taliet preparatian* (except commodities in bulk), from the facilities of Miles Laboratories, Inc., at Elkhart, IN, to the facilities utilized by Federal Warehouse, at or near Peoria, IL. Supporting shipper: Miles Laboratories, Inc., 1127 Myrtle St., Elkhart, IN 46515.

MC 69833 (Sub-4-5TA), filed May 15, 1980. Applicant: ASSOCIATED TRUCK LINES, INC., 200 Monroe Avenue, NW—

6th Floor, Grand Rapids, MI 49503. Representative: Harry Pohlad (same address as applicant). *Camman*, regular, *general commodities* (except those of unusual value, Classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment), serving Robinson, IL as an off-route point in connection with carrier's presently authorized routes. Supporting shippers: William B. Parish, Dana Corporation, Churubusco, IN and Don McDaniel, Jr., L. S. Heath & Sons, Inc., Robinson, IL.

MC 70557 (Sub-4-3TA), filed May 16, 1980. Applicant: NIELSEN BROS. CARTAGE CO., INC., 4619 West Homer Street, Chicago, IL 60639. Representative: Carl L. Steiner, 39 South LaSalle Street, Chicago, IL 60603. (1) *Such commodities as are dealt in by wholesale, retail and chain grocery and food business houses (except commodities in bulk)* and (2) *Equipment, material and supplies (except commodities in bulk) used in the manufacture of (1)—(a) between the facilities of The McCarty-Holman Co., Inc., located in FL and MS, and (b) From all points in the U.S. (except AK and HI) to the facilities of The McCarty-Holman Co., Inc. in FL and MS. Restriction: Restricted to traffic destined to the facilities of The McCarty-Holman Co., Inc., located in FL and MS. Supporting shipper: The McCarty-Holman Company, Inc., Jackson, MS 39207.*

MC 102817 (Sub-4-1TA), filed February 4, 1980. Applicant: PERKINS FURNITURE TRANSPORT, INC., P.O. Box 24335, Indianapolis, IN 46254. Representative: Robert W. Loser II, 1101 Chamber of Commerce Bldg., Indianapolis, IN 46204. *New furniture*, from Culpepper, VA to points in IL, IN, IA, KS, KY, MI, MN, MO, NE, OH, and WI. Supporting shipper: Keller Manufacturing Co., Inc., P.O. Box, Corydon, IN 47112.

MC 106674 (Sub-4-15TA), filed May 14, 1980. Applicant: SCHILLI MOTOR LINES, INC., P.O. Box 123, Remington, IN 47977. Representative: Jerry L. Johnson (same address as applicant). *Nan ferraus metals, and equipment, materials and supplies used in the manufacture and distribution of nan ferraus metals*, between the facilities utilized by ASARCO Inc. and Federated Metals Corp. subsidiary of ASARCO Inc., located at or near Chicago and Hillsboro, IL; Cincinnati and Columbus, OH; St. Louis, MO; and Whiting, IN, on the one hand, and , on the other points in AL, AR, FL, GA, IL, IN, IA, KS, KY, MI, MN, MO, NE, NC, OH, OK, SC, TN, TX, VA, WV, WI, and LA. Supporting

shipper: ASARCO Incorporated, 611 Olive St, Suite 1755, St. Louis, MO 63101.

MC 106674 (Sub-4-16TA), filed May 14, 1980. Applicant: SCHILLI MOTOR LINES, INC., P.O. Box 123, Remington, IN 47977. Representative: Jerry L. Johnson (same address as applicant). *Printed Matter*, from Glasgow, KY to points, in AL, CT, GA, IL, IN, MA, MI, MO, NJ, NY, OH, PA, and TN. Supporting shipper: R. R. Donnelley & Sons Co., Donnelly Drive, Glasgow, KY 42141.

MC 109633 (Sub-4-2TA), filed May 16, 1980. Applicant: ARBET TRUCK LINES, INC., P.O. Box 697, Sheffield, Illinois 61361. Representative: Arnold L. Burke, 180 North LaSalle Street, Chicago, Illinois 60601. *Cleaning and Polishing Campounds; Textile Softeners, Disinfectants, Lubricants, Hypochlorite Salutations, Deodorants, Paints, Stains, Varnishes, Plastic Bags and Filters and Materials, Equipment and supplies used in the manufacture and distribution of the above named commodities* (except commodities in bulk) between San Jose and City of Industry, CA; Joliet, IL; Woodbridge, NJ and Garland, TX on the one hand, and on the other Points in the U.S. (except AK and HI). Restricted to the transportation of traffic originating at or destined to the facilities of Economics Laboratory, Inc. Supporting shipper: Economics Laboratory, Inc., Osborn Building, St. Paul, Minnesota 55102.

MC 115651 (Sub-4-5TA), filed May 16, 1980. Applicant: KANEY TRANSPORTATION, INC., 7222 Cunningham Road, Rockford, IL 61102. Representative: E. STEPHEN HEISLEY, Suite 805, 666 Eleventh Street NW., Washington, DC 20001. *Asphalt and asphalt products*, in bulk, in tank vehicles, from East Chicago, IN to points in WI. Supporting shipper: American Mexican Petroleum Corp., 123 N. Northwest Highway, Park Ridge, IL 60068.

MC 123272 (Sub-4-4TA), filed May 14, 1980. Applicant: FAST FREIGHT, INC., 9651 S. Ewing Avenue, Chicago, IL 60617. Representative: James C. Hardman, 33 N. LaSalle St., Chicago, IL 60602. *Grund lime stane in bags and cantainers*, from the facilities of Thompson Weinman & Company at or near Cartersville, GA to points in IL, IA, MN, NE, and WI. Supporting shipper: Thompson Weinman & Company, P.O. Box 130, Cartersville, GA 30120.

MC 123294 (Sub-4-5TA), filed May 14, 1980. Applicant: WARSAW TRUCKING CO., INC., Sawyer Center, Route 1, Chesterton, IN 46304. Representative: H. E. Miller, Jr. (same address as applicant). *Carrugated paper products*,

from the facilities of Akers Packaging Service, Inc., at Chicago, IL, to Lebanon, OH. Supporting shipper: Akers Packaging Service, Inc., 1037 E. 87th St., Chicago, IL 60619. An underlying ETA seeks 90 days authority.

MC 129189 (Sub-4-1TA), filed May 16, 1980. Applicant: WING CARTAGE CO., 4141 George Place, Schiller Park, IL 60176. Representative: Arnold L. Burke, 180 North LaSalle Street, Chicago, IL 60601. *Cement* from Milwaukee, WI to points and places in IL. Supporting shipper: Medussa Cement Co., P.O. Box 5668, Cleveland, Ohio 44101.

MC 135539 (Sub-4-3TA), filed May 16, 1980. Applicant: FARM SERVICE & SUPPLIES, INC., P.O. Box 5351, Evansville, IN 47715. Representative: Robert J. Gill, First Commercial Bank Bldg., 410 Cortez Road W., Bradenton, FL 33507. *Contract; irregular parts, materials, accessories and supplies used in the manufacture or distribution of building insulation materials and building insulation materials*, except commodities in bulk, between the facilities of Apache Building Products at or near Belvidere, IL on the one hand, and, on the other, points in the U.S. except AK and HI. Supporting shipper: Apache Building Products, Belvidere, IL.

MC 136899 (Sub-4-5TA), filed May 15, 1980. Applicant: HIGGINS TRANSPORTATION LTD., P.O. Box 637 Richland Center, WI 53581. Representative: Wayne W. Wilson, 150 E. Gilman Street, Madison, WI 53703. *Casting and foundry products* from the facilities of Schneider Fuel & Supply Co. at or near Richland Center, WI to points in IL, IN, IA, KY, MI, MN, MS, MO, OH, PA, and TN. Underlying ETA seeks 90 day authority. Supporting shipper: Schneider Fuel & Supply Co., P.O. Box 151 Richland Center, WI 53581.

MC 139482 (Sub-4-11TA), filed May 14, 1980. Applicant: NEW ULM FREIGHT LINES, INC., P.O. Box 877, New Ulm, MN 56073. Representative: Barry M. Bloedel, P.O. Box 877, New Ulm, MN 56073. *Fertilizer compound, dry; ice melting compound, dry; and vermiculite other than crude*, from the facilities of Koos, Inc., at or near Kenosha, WI to all points in the U.S. (except AK and HI). Supporting shipper: Koos, Inc., 4500 13th Court, Kenosha, WI 53141.

MC 141781 (Sub-4-2TA), filed May 16, 1980. Applicant: LARSON TRANSFER AND STORAGE CO, INC., 10700 Lyndale Avenue South, P.O. Box 877, Minneapolis, MN 55440. Representative: George L. Hirschbach, P.O. Box 417, Sioux City, IA 51102. *Materials, equipment and supplies used in the manufacture, installation and sale of*

ranges and micro-wave ovens, between Beaver Dam and Milwaukee, WI, on the one hand, and on the other, Minneapolis, MN. Supporting shipper: Litton Microwave Cooking Products, Litton Systems, Inc., 1405 Xenium Lane, Minneapolis, MN 55441.

MC 142449 (Sub-4-2TA), filed May 15, 1980. Applicant: SPEEDWAY HAULERS, INC., P.O. Box 1463, South Bend, IN 46624. Representative: James L. Beatley, 300 E. Fall Creek Pkwy., Suite 403, Indianapolis, IN 46205. *Soft drinks, containers, and materials and supplies used in the manufacture and distribution of said products*, between Goshen, La Porte and South Bend, IN on the one hand, and the Chicago, IL Commercial Zone, as defined, on the other. Supporting shipper: Coca-Cola Bottling Company, 205 Rumley Street, Box 367, La Porte, IN 46350.

MC 142449 (Sub-4-3TA), filed May 16, 1980. Applicant: SPEEDWAY HAULERS, INC., P.O. Box 1463, South Bend, IN 46624. Representative: James L. Beatley, 300 E. Fall Creek Pkwy., Suite 403, Indianapolis, IN 46205. *General commodities*, between points in IN and south of U.S. Hwy. 40, and between points in MI on and south of MI Hwy. 46, and points in the Chicago Commercial Zone, as defined. Restricted to shipments having a prior or subsequent movement by rail or water. Supporting shippers: Simplicity Pattern Co., Inc., 901 Wayne St., Niles, MI 49121; Berkel, Inc., Factory Street, La Porte, IN 46350; Missouri Pacific Railroad, 210 North 13th St., St. Louis, MO 63103; Clipper Express, 3401 West Pershing Avenue, Chicago, IL 60632; Illinois Central Gulf Railroad, 233 N. Michigan Avenue, Chicago, IL 60601.

MC 143501 (Sub-4-1TA), filed May 16, 1980. Applicant: R.G.C. CARGO CARRIERS, INC., P.O. Box 523, South Holland, IL 60473. Representative: James E. Savitz, Gimmel & Weiman, Suite 145, 4 Professional Dr., Gaithersburg, MD 20760. *Contract irregular; plastic material, viz., pellets, isophthalic acid and chemicals, N.O.I., in bags or boxes*, from Amoco Chemicals plant site near Joliet, IL, and Amoco Chemicals plant site in Willow Springs, IL, to points in CA, CT, FL, GA, MA, NJ, NY, OR, PA, TX, and WA. Underlying ETA seeks 90 days authority. Supporting shipper: Amoco Chemicals Corporation, 200 East Randolph Dr., Chicago, IL 60601.

MC 145577 (Sub-4-2TA), filed May 16, 1980. Applicant: GULLETT-GOULD, LTD., P.O. Box 406, Union City, IN 47390. Representative: Jerry B. Sellman, 50 West Broad Street, Columbus OH 43215. (1) *Air conditioners, furnaces and heating equipment and (2) parts,*

materials and supplies used in the manufacture, assembly and distribution of those commodities listed in (1) above, from the facilities of Carrier Corp. and its divisions and subdivisions Carlisle Compressor Co., Carrier Air Conditioning Co., Carrier International Corp., and Carrier Transicold at or near Syracuse, NY to points in CA and Phoenix, AZ, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper: Carrier Corporation, P.O. Box 4800, Syracuse, NY 13221.

MC 145664 (Sub-4-1TA), filed May 4, 1980. Applicant: STALBERGER, INC., 223 South 50th Avenue West, Duluth, MN 55807. Representative: Norman A. Cooper, 145 W. Wisconsin Ave., Neenah, WI 54956. *Bricks, blocks, slabs, tiles and related articles*, from points in IA to Fort Francis, Pigeon River, and Sault Ste. Marie points on the International Boundary Line between the U.S. and Canada for furtherance to Canada restricted to the traffic of A. B. Cava Brick & Fireplace, Inc. An underlying ETA seeks 90 days authority. Supporting shipper: A. B. Cava Brick & Fireplace, Inc., 596 Squier St., Thunder Bay, Ont. P7B4A8.

MC 146969 (Sub-4-4TA), filed May 15, 1980. Applicant: STAN KOCH & SONS TRUCKING, INC., 4901 Excelsior Boulevard, Minneapolis, Minnesota 55416. Representative: Stanley C. Olsen, Jr., 7400 Metro Boulevard, Suite 411, Edina, Minnesota 55435. *Animal and poultry feed, pet food and feed ingredients* 1) from points in KY to points in IL, IN, MN, and WI; and 2) from Mankato, MN to points in IL, IN, KY, and WI. Supporting shipper: Hubbard Milling Company, 424 North Front, Mankato, Minnesota 56001.

MC 150103 (Sub-4-4TA), filed May 15, 1980. Applicant: SCHWEIGER INDUSTRIES, INC., 116 West Washington Street, Jefferson, Wisconsin 53549. Representative: Michael J. Wyngaard, 150 East Gilman Street, Madison, Wisconsin 53703. *Contract: Irregular. Cotton fabric and cotton piece goods*, from points in NJ, GA, TN, NC, MS, SC, and MA to Chicago, IL. Restriction: Restricted to service to be performed under a continuing contract(s) with Loomcraft Textile Supply Co., Inc. Underlying ETA seeks 90 day authority. Supporting shipper: Loomcraft Textile Supply Co., Inc., 4892 N. Clark Street, Chicago, Illinois.

MC 150705 (Sub-4-1TA), filed May 16, 1980. Applicant: SAWYER TRANSPORT, INC., Sawyer Center, Rt. 1, Chesterton, IN 46304. Representative: H. E. Miller, Jr. (same address as applicant). *Contract irregular: Iron and steel articles*, between points in the

United States in and east of MN, IA, MO, OK, and TX, under continuing contracts with South Atlantic Steel, Inc. Supporting shipper: South Atlantic Steel, Inc., 1004 Bullard Court, Raleigh, NC 27609.

MC 150815 (Sub-4-1TA), filed May 15, 1980. Applicant: JACK FREW & SON TKG, INC., 651 E. Egan Rd., Egan, IL 61026. Representative: John W. Frew, Jr., (same as above). *Knock-down furniture and cosegoods (no bulk products or tank vehicles)*, between Rockford, IL; Phoenix, AZ, Los Angeles, CA and W. Palm Beach, FL. Supporting shipper: 3-W Distributors, Inc, 2520 Hartman St., Rockford, IL 61108.

MC 150815 (Sub-4-ITA), filed May 15, 1980. Applicant: JACK FREW & SON TKG, INC., 651 E. Egan Rd, Egan, IL 61026. Representative: John W. Frew, Jr. (same as above). *Knock-down furniture and cosegoods (no bulk products or tank vehicles)*, between Rockford, IL; Phoenix, AZ, Los Angeles, CA and W. Palm Beach, FL. Supporting shipper: 3-W Distributors, Inc, 2520 Hartman St., Rockford IL 61108.

MC 29555 (Sub-4-ITA), filed May 14, 1980. Applicant: BRIGGS TRANSPORTATION CO., N-400 Griggs-Midway Building, St. Paul, Minnesota 55104. Representative: Winston W. Hurd (same address). (1) *general commodities*, except those of unusual value, livestock, Class A and B explosives, household goods as defined by the Commission, commodities in bulk, commodities requiring special eqpt. (except those requiring temperature control) and those injurious or contaminating to other lading serving Neillsville, Wisconsin as an off-route point in connection with its regular route operating authority, Docket MC 29555. Neillsville is approximately 17 miles from Fairchild, WI, a service point of Briggs, and 50 miles from our Eau Claire, WI terminal. An underlying ETA seeks 90 days authority. Supporting shippers: Nelson Muffler Division of Nelson, Ind., P.O. Box 428, Stoughton, WI 53589 and Nelson Filter Division, P.O. Box 280, Stoughton, WI 53589.

MC 145664 (Sub-4-ITA), filed May 14, 1980. Applicant: STALBERGER, INC., 223 South 50th Avenue West, Duluth, MN 55807. Representative: Norman A. Cooper, 145 W. Wisconsin Ave., Neenah, WI 54956. *Bricks, blocks, slabs, tiles and related articles*, from points in IA to Fort Francis, Pigeon River, and Sault Ste. Marie points on the International Boundary Line between the U.S. and Canada for furtherance to Canada restricted to the traffic of A. B. Cava Brick & Fireplace, Inc. An underlying ETA seeks 90 days authority.

Supporting shipper: A. B. Cava Brick & Fireplace, Inc., 596 Squier St., Thunder Bay, Ont. P7B4A8.

MC 106674 (Sub-4-15TA), filed May 14, 1980. Applicant: SCHILLI MOTOR LINES, INC., P.O. Box 123, Remington, IN 47977. Representative: Jerry L. Johnson (same address as applicant). *Non ferrous metals, and equipment, materiols ond supplies used in the monufacture ond distribution of non ferrous metols*, between the facilities utilized by ASARCO Incorp. and Federated Metals Corp., subsidiary of ASARCO Inc., located at or near Chicago and Hillsboro, IL; Cincinnati and Columbus, OH; St. Louis, MO; and Whiting, IN, on the one hand, and, on the other points in AL, AR, FL, GA, IL, IN, IA, KS, KY, MI, MN, MO, NE, NC, OH, OK, SC, TN, TX, VA, WV, WI and LA. Supporting shipper: ASARCO Incorporated, 611 Olive St., Suite 1755, St. Louis, MO 63101.

MC 106674 (Sub-4-16TA), filed May 14, 1980. Applicant: SCHILLI MOTOR LINES, INC., P.O. Box 123, Remington, IN 47977. Representative: Jerry L. Johnson (same address as applicant). *Printed motter*, from Glasgow, KY to points in AL, CT, GA, IL, IN, MA, MI, MO, NJ, NY, OH, PA, and TN. Supporting shipper: R. R. Donnelley & Sons Co., Donnelly Drive, Glasgow, KY 42141.

MC 123294 (Sub-1-5TA), filed May 14, 1980. Applicant: WARSAW TRUCKING CO., INC., Sawyer Center, Route 1, Chesterton, IN 46304. Representative: H. E. Miller, Jr. (same address as applicant). *Corrugated paper products*, from the facilities of Akers Packaging Service, Inc., at Chicago, IL, to Lebanon, OH. Supporting shipper: Akers Packaging Service, Inc., 1037 E. 87th St., Chicago, IL 60619. An underlying ETA seeks 90 days authority.

MC 102817 (Sub-4-1TA), filed February 4, 1980. Applicant: PERKINS FURNITURE TRANSPORT, INC., P.O. Box 24335, Indianapolis, IN 46254. Representative: Robert W. Loser II, 1101 Chamber of Commerce Bldg., Indianapolis, IN 46204. *New furniture*, from Culpepper, VA to points in IL, IN, IA, KS, KY, MI, MN MO, NE, OH and WI. Supporting shipper: Keller Manufacturing Co., Inc.; P.O. Box, Corydon, IN 47112.

MC 145577 (Sub-4-2TA), filed May 16, 1980. Applicant: GULLETT-GOULD, LTD., P.O. Box 406, Union City, IN 47390. Representative: Jerry B. Sellman, 50 West Broad Street, Columbus, OH 43215. (1) *Air conditioners, furnaces ond heating equipment ond (2) parts, materiols ond supplies used in the manufacture, ossembly ond distribution*

of those commodities listed in (1) above, from the facilities of Carrier Corp. and its divisions and subdivisions Carlile Compressor Co., Carrier Air Conditioning Co., Carrier International Corp., and Carrier Transicold at or near Syracuse, NY to points in CA to Phoenix, AZ, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper: Carrier Corporation, P.O. Box 4800, Syracuse, NY 13221.

MC 16567 (Sub-4-1TA), filed May 16, 1980. Applicant: J. L. SCHEFFLER TRANSPORT, INC., 1801 W. Fulton Street, Chicago, IL 60612. Representative: Anthony T. Thomas, 6017 Cermak Road, Cicero, IL 60650. *General commodities*, except those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment, serving Brillion, Cedar Grove, Chilton, Elkhart Lake, Johnsonville, Kiel, New Holstein, Oostburg, Plymouth, Saint Anna, and Valders, WI as off-route points in connection with carrier's regular route operations to and from Sheboygan, WI. An underlying ETA seeks 90 days authority. Applicant intends to tack at Sheboygan, WI and to interline at points in the Chicago, IL Commercial Zone. Supporting shipper: There are 9 supporting shippers. Send protests to I.C.C., 219 South Dearborn Street, Room 1304, Chicago, IL 60604.

MC 141781 (Sub-4-2TA), filed May 16, 1980. Applicant: LARSON TRANSFER AND STORAGE CO., INC. 10700 Lyndale Avenue South, P.O. Box 877, Minneapolis, MN 55440. Representative: George L. Hirschbach, P.O. Box 417, Sioux City, IA 51102. *Materiols, equipment ond supplies used in the monufacture, installotion ond sale of ranges and micro-wove ovens*, between Beaver Dam and Milwaukee, WI, on the one hand, and, on the other, Minneapolis, MN. Supporting shipper: Litton Microwave Cooking Products, Litton Systems, Inc., 1405 Xenium Lane, Minneapolis, MN 55441.

MC 70557 (Sub-4-3TA), filed May 16, 1980. Applicant: NIELSEN BROS. CARTAGE CO., INC., 4619 West Homer Street, Chicago, IL 60639. Representative: Carl L. Steiner, 39 South LaSalle Street, Chicago, IL 60603. (1) *Such commodities as ore dealt in by wholesale, retail ond chain grocery ond food business houses (except commodities in bulk)* and (2) *Equipment, materiol ond supplies (except commodities in bulk) used in the manufacture of (1)-(a) between the facilities of The McCarty-Holman Co., Inc., located in FL and MS, and (b) From*

all points in the U.S. (Except AK and HI) to the facilities of The McCarty-Holman Co., Inc., in FL and MS. *Restriction:* Restricted to traffic destined to the facilities of The McCarty-Holman Co., Inc., located in FL and MS. Supporting shipper: The McCarty-Holman Company, Inc., Jackson, MS 39207.

MC 150705 (Sub-4-1TA), filed May 16, 1980. Applicant: SAWYER TRANSPORT, INC., Sawyer Center, Rt. 1, Chesterton, IN 46304. Representative: H. E. Miller, Jr. (same address as applicant). *Contract, irregular: Iron and steel articles*, between points in the United States in and east of MN, IA, MO, OK, and TX, under continuing contracts with South Atlantic Steel, Inc. Supporting shipper: South Atlantic Steel, Inc., 1004 Bullard Court, Raleigh, NC 27609.

MC 720 (Sub-4-3), filed May 14, 1980. Applicant: BIRD TRUCKING COMPANY, INC., P.O. Box 227, Waupun, WI 53963. Representative: Tom Westerman, Director of Commerce, P.O. Box 227, Waupun, WI 53963. *Such commodities as are distributed by, dealt in, or used by wholesale, retail, and chain grocery stores and variety houses; such commodities as are manufactured, processed, distributed, dealt in, or used by food processing houses; paper and paper products; washing and cleaning supplies; toilet preparations, and pet food from Chicago, IL and its' commercial zone to:* (1) points in that part of WI bounded by a line beginning at Fox Point, WI; thence westerly along WI Hwy. 100 to junction WI Hwy. 145; thence south along WI Hwy. 145 to junction US Hwy. 45; thence along US Hwy 45 to the IL-WI state line; thence east along the IL-WI state line to Lake Michigan; thence north along the WI shore line of Lake Michigan to point of beginning; including points on the indicated portions of the highways specified. (2) points in that part of WI bounded by a line beginning at Marinette, WI; thence westerly along WI Hwy. 64 to junction WI Hwy. 55; thence south along WI Hwy. 55 to junction WI Hwy. 22; thence along WI Hwy. 22 to junction WI Hwy. 161; thence westerly along WI Hwy. 161 to junction US Hwy. 10; thence northwesterly along US Hwy. 10 to Stevens Point, WI; thence south along US Hwy. 51 to junction WI Hwy. 21; thence west along WI Hwy. 21 to junction US Hwy. 12; thence southeastwardly along US Hwy. 12 to Madison, WI; thence along US Hwy. 14 to junction US Hwy. 51; thence along US Hwy. 51 to Janesville, WI; thence along US Hwy. 11 to junction US Hwy. 14; thence southeast along US Hwy. 14 to the IL-WI state line; thence west along

the IL-WI state line to the Mississippi River; thence northerly along the IA-WI state line to the junction of the MN-WI state line; thence northerly along the MN-WI state line to Lake Superior; thence easterly along the WI shore line of Lake Superior to the MI-WI state line; thence southeastwardly along the MI-WI state line to point of beginning; including points on the indicated portions of the highways specified. Also including Madison, WI and Stevens Point, WI. Supporting shippers: Lithonia Lighting Company, Division of National Service Industries, Inc., 1400 Lester Road, Conyers GA 30207; The Kingsford Company, 1700 Commonwealth Building, Louisville, KY 40201; Rollex Corporation, 2001 Lunt Avenue, Elk Grove Village IL 60007; Cosmair, Inc., 495 Busse Road, Elk Grove Village IL 60007; C.H.C. Tire and Auto Supply, Inc. 120 Fairbanks Street, Addison IL 60101; Nabisco, Inc., East Hanover NJ 07936; Bristol-Myers Co., P.O. Box 85280, Chicago, IL 60680.

MC 123272 (Sub-4-4TA), filed May 14, 1980. Applicant: FAST FREIGHT, INC., 9651 S. Ewing Avenue, Chicago, IL 60617. Representative: James C. Hardman, 33 N. LaSalle St., Chicago, IL 60602. *Ground lime stone in bags and containers*, from the facilities of Thompson Weinman & Company at or near Cartersville, GA to points in IL, IA, MN, NE AND WI. Supporting shipper: Thompson Weinman & Company, P.O. Box 130, Cartersville, GA 30120.

MC 139482 (Sub-4-11TA), filed May 14, 1980. Applicant: NEW ULM FREIGHT LINES, INC., P.O. Box 877, New Ulm, MN 56073. Representative: Barry M. Bloedel, P.O. Box 877 New Ulm, MN 56073. *Fertilizer compound, dry; Ice melting compound, dry; and vermiculite other than crude*, from the facilities of Koos, Inc. at or near Kenosha, WI to all points in the U.S. (except AK and HI). Supporting shipper: Koos, Inc., 4500 13th Court, Kenosha, WI 53141.

MC 143501 (Sub-4-1TA), filed May 16, 1980. Applicant: R.G.C. CARGO CARRIERS, INC., P.O. Box 523, South Holland, IL 60473. Representative: James E. Savitz, Gimmel & Weiman, Suite 145, 4 Professional DR., Gaithersburg, MD 20760. *Contract, irregular: Plastic material, viz., pellets isophthalic acid and chemicals, N.O.I., in bags or boxes*, from Amoco Chemicals plant site near Joliet, IL, and Amoco Chemicals plant site in Willow Springs, IL, to points in CA, CT, FL, GA, MA, NJ, NY, OR, PA, TX, and WA. Underlying ETA seeks 90 days authority. Supporting shipper: Amoco Chemicals Corporation, 200 East Randolph Dr., Chicago, IL 60601.

MC 142449 (Sub-4-3TA), filed May 16, 1980. Applicant: SPEEDWAY HAULERS, INC., P.O. Box 1463, South Bend, IN 46624. Representative: James L. Beattey, 300 E. Fall Creek Pkwy., Suite 403, Indianapolis, IN 46205. *General commodities*, between points in IN on and south of U.S. Hwy. 40, and between points in MI on and south of MI Hwy. 46, and points in the Chicago Commerical Zone, as defined. Restricted to shipments having a prior or subsequent movement by rail or water. Supporting shippers: Simplicity Pattern Co., Inc., 901 Wayne St., Niles, MI 49121; Berkel, Inc., Factory Street, La Porte, IN 46350; Missouri Pacific Railroad, 210 North 13th St., St. Louis, MO 63103; Clipper Exxpress, 3401 West Pershing Avenue, Chicago, IL 60632; Illinois Central Gulf Railroad, 233 N. Michigan Avenue, Chicago, IL 60601.

MC 109633 (Sub-4-2TA), filed May 16, 1980. Applicant: ARBET TRUCK LINES, INC., P.O. Box 697, Sheffield, Illinois 61361. Representative: Arnold L. Burke, 180 North LaSalle Street, Chicago, Illinois 60601. *Cleaning and Polishing Compounds, Textile Softeners, Disinfectants, Lubricants, Hypochlorite Solution, Deodorants, Paints, Stains, Varnishes, Plastic Bags and Filters and Materials, Equipment and Supplies used in the manufacture and distribution of the above named commodities* (except commodities in bulk) between San Jose and City of Industry, CA; Joliet, IL; Woodbridge, NJ and Garland, TX on the one hand, and on the other points in the U.S. (except AK and HI). Restricted to the transportation of traffic originating at or destined to the facilities of Economics Laboratory, Inc. Supporting shipper(s): Economics Laboratory, Inc., Osborn Building, St. Paul, Minnesota 55102.

MC 129189 (Sub-4-1TA), filed May 16, 1980. Applicant: WING CARTAGE CO., 4141 George Place, Schiller Park, IL 60176. Representative: Arnold L. Burke, 180 North La Salle Street, Chicago, IL 60601. *Cement* from Milwaukee, WI to points and places in IL. Supporting shipper(s): Medussa Cement Co., P.O. Box 5668, Cleveland, Ohio 44101.

MC 115651 (Sub-4-5TA), filed May 16, 1980. Applicant: KANEY TRANSPORTATION, INC., 7222 Cunningham Road, Rockford, IL 61102. Representative: E. Stephen Heisley, Suite 805, 666 Eleventh Street, NW., Washington, DC 20001. *Asphalt and asphalt products*, in bulk, in tank vehicles, from East Chicago, IN to points in WI. Supporting shipper: American Mexican Petroleum Corp., 123 N. Northwest Highway, Park Ridge, IL 60068.

MC 135539 (Sub-4-3TA), filed May 16, 1980. Applicant: FARM SERVICE & SUPPLIES, INC., P.O. Box 5351, Evansville, IN 47715. Representative: Robert J. Gill, First Commercial Bank Bldg., 410 Cortez Road W., Bradenton, FL 33507. *Contract; irregular, parts, materials, accessories and supplies used in the manufacture or distribution of building insulation materials and building insulation materials, except commodities in bulk, between the facilities of Apache Building Products at or near Belvidere, IL on the one hand, and, on the other, points in the U.S. except AK and HI. Supporting shipper: Apache Building Products, Belvidere, IL.*

MC 146969 (Sub-4-4TA), filed May 15, 1980. Applicant: STAN LOCH & SONS TRUCKING, INC., 4901 Excelsior Boulevard, Minneapolis, Minnesota, 55416. Representative: Stanley C. Olsen, Jr., 7400 Metro Boulevard, Suite 411, Edina, Minnesota 55435. *Animal and poultry feed, pet food and feed ingredients 1) from points in KY to points in IL, IN, MN, and WI; and 2) from Mankato, MN to points in IL, IN, KY and WI. Supporting shipper: Hubbard Milling Company, 424 North Front, Mankato, Minnesota 56001.*

MC 69833 (Sub-4-5TA), filed May 15, 1980. Applicant: ASSOCIATED TRUCK LINES, INC. 200 Monroe Avenue, NW., 6th Floor, Grand Rapids, MI 49503. Representative: Harry Pohlman (same address as applicant). *Common, regular, General Commodities (except those of unusual value, Classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment), serving Robinson, IL as an off-route point in connection with carrier's presently authorized routes. Supporting shippers: William B. Parish, Dana Corporation, Churubusco, IN, and Don McDaniel, Jr., L. S. Heath & Sons, Inc., Robinson, IL.*

MC 136899 (Sub-4-5TA), filed May 15, 1980. Applicant: HIGGINS TRANSPORTATION, LTD., P.O. Box 637, Richland Center, WI 53581. Representative: Wayne W. Wilson, 150 E. Gilman Street, Madison, WI 53703. *Castings and foundry products from the facilities of Schneider Fuel & Supply Co. at or near Richland Center, WI to points in IL, IN, IA, KY, MI, MN, MS, MO, OH, PA, and TN. Underlying ETA seeks 90 days authority. Supporting shipper: Schneider Fuel & Supply Co., P.O. Box 151, Richland Center, WI 53581.*

MC 142449 (Sub-4-2TA), filed May 15, 1980. Applicant: SPEEDWAY HAULERS, INC., P.O. Box 1463, South Bend, IN 46624. Representative: James L. Beattey, 300 E. Fall Creek Pkwy., Suite

403, Indianapolis, IN 46205. *Soft drinks, containers, and materials and supplies used in the manufacture and distribution of said products, between Goshen, La Porte and South Bend, In on the one hand, and the Chicago, IL Commercial Zone, as defined, on the other. Supporting shipper: Coca-Cola Bottling Company, 205 Rumley Street, Box 367, La Porte, In 46350.*

MC 150103 (Sub-4-4TA), filed May 15, 1980. Applicant: SCHWEIGER INDUSTRIES, INC., 116 West Washington Street, Jefferson, Wisconsin 53549. Representative: Michael J. Wyngaard, 150 East Gilman Street, Madison, Wisconsin 53703. *Contract: irregular, cotton fabric and cotton piece goods, from points in NJ, GA, TN, NC, MS, SC, and MA to Chicago, IL. Restriction: Restricted to service to be performed under a continuing contract(s) with Loomcraft Textile Supply Co., Inc. Underlying ETA seeks 90 day authority. Supporting shipper: Loomcraft Textile Supply Co., Inc., 4892 N. Clark Street, Chicago, Illinois.*

MC 48441 (Sub-4-2TA), filed May 15, 1980. Applicant: R.M.E., INC., P.O. box 418, Streator, IL 61364. Representative: Michael D. Bromley, Suite 850, 666 Eleventh Street, NW., Washington, DC 20001. *Drugs, chemicals and toilet preparations (except commodities in bulk), from the facilities of Miles Laboratories, Inc., at Elkhart, IN, to the facilities utilized by Federal Warehouse, at or near Peoria, IL. Supporting shipper: Miles Laboratories, Inc., 1127 Myrtle St., Elkhart, IN 46515.*

MC 48441 (Sub-4-1TA), filed May 15, 1980. Applicant: R.M.E., INC., P.O. Box 418, Streator, IL 61364. Representative: Michael D. Bromley, Suite 805, 666 Eleventh St., NW., Washington, DC 20001. *General commodities (except commodities of unusual value, Classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and commodities which because of size or weight require the use of special equipment), from the facilities of Federal Warehouse Co., at or near Peoria and East Peoria, IL, to points in IN, KY, MI, OH and WI. An underlying ETA application has been filed. Supporting shipper: Federal Warehouse Co., 200 National Road, East Peoria, IL 61611.*

The following protests were filed in Region 5. Send protests to: Consumer Assistance Center, Interstate Commerce Commission, Post Office Box 17150, Fort Worth, TX 76102.

MC 989 (Sub-5-1TA), filed May 21, 1980. Applicant: IDEAL TRUCK LINES, INC., P.O. Box 330, Norton, KS 67654. Representative: Ed Copenhagen, 6785 E.

50th Ave., Commerce City, CO 80022, Phone: (303) 287-5519. *Insulation and insulating materials, and tools, materials, and supplies used in the installation of, from Fruita, CO to points in the states of KS, NE, IA, IL, MO, OK, and TX, further restricted to the facilities of Pabco Divisions of Louisiana Pacific Corporation. Supporting shippers: Pabco Divison of Louisiana Pacific Corporation, Mr. James Phillips, Traffic Manager, 1110 16 Road, Fruita, CO 81521.*

MC 30884 (Sub-5-1TA), filed May 19, 1980. Applicant: JACK COOPER TRANSPORT COMPANY, INC., 3501 Manchester Trafficway, Kansas City, MO 64129. Representative: Warren A. Goff, 2008 Clark Tower, 5100 Poplar Avenue, Memphis, TN 37137. *Contract: Irregular. (1) Motor vehicles, in initial movements, in truck-away and drive-away service, from Kansas City, KS to all points in the United States, except AK and HI, under a continuing contract with General Motors Corporation. (2) Motor vehicles, in truck-away and drive-away service, between Kansas City, KS, on the one hand, and, on the other, points in the United States, except AK and HI. Supporting shipper: General Motors Corp., 755 Big Beaver, Troy, MI.*

MC 61440 (Sub-5-1TA), filed May 19, 1980. Applicant: LEE WAY MOTOR FREIGHT, INC., 3401 N.W. 63rd Street, Oklahoma City, OK 73116. Representative: Richard H. Champlin, P.O. Box 12750, Oklahoma City, OK 73157. *Common, Regular, General Commodities (except commodities of unusual value, Class A & B explosives, Household Goods as defined by the Commission and Commodities requiring special equipment): (1) Between Atlanta, GA and Birmingham, AL, as an alternate route for operating convenience only, serving no intermediate points: From Atlanta, GA over IH 20 to Birmingham, AL, and return over the same route serving no intermediate points. (2) Between Birmingham, AL and Dallas, TX as an alternate route for operating convenience only, serving the intermediate point of IH 20 and IH 50 near Meridian, MS for purpose of joinder only. From Birmingham, AL over IH 20 to Dallas, TX and return over the same route serving the intermediate point of IH 20 and IH 59 near Meridian, MS for purpose of joinder only. (3) From the Jct of IH 20 and IH 59 at or near Meridian, MS and Beaumont, TX, as an alternate route for operating convenience only, serving no intermediate points and serving the Jct of IH 20 and IH 59 near Meridian, MS as a point of joinder only. From Jct of IH 20 and IH 59 at or near Meridian, MS over*

IH 50 to the Jct of IH 59 and IH 10, then over IH 10 to Beaumont, TX and return over the same route serving no intermediate points and serving the Jct of IH 20 and IH 59 as a point of joinder only. The alternate routes sought herein are in connection with carrier's presently authorized regular route operations between Atlanta, GA and Birmingham, AL and Dallas and Beaumont, TX. Lee Way's present regular routes are via Atlanta, GA, Birmingham, AL, Nashville, TN, Memphis, TN, Oklahoma City, OK, Dallas, TX, Houston and Beaumont, TX. Supporting shipper: None. Fuel conservation and economic consideration are sole purpose for this application. Applicant intends to tack with existing authority and also interline.

MC 78947 (Sub-5-1TA), filed May 19, 1980. Applicant: ELLIOTT BROS. TRUCK LINE, INC., Dysart, Iowa 52224. Representative: Kenneth F. Dudley, P.O. Box 279, Ottumwa, Iowa 52501, Telephone: 515-682-8154 or 515-682-3403. (1) *Agricultural implements, machinery and equipment*, (2) *Parts and accessories for the commodities in (1) above*, and (3) *Materials, equipment and supplies (except commodities in bulk), used in the manufacture, sale or distribution of the commodities in (1) and (2) above*, Between Cedar Falls, IA; Morton, IL and Binghamton, NY, on the one hand, and, on the other, points in IL, IN, IA, KS, KY, MI, MN, MO, NE, NC, ND, NY, PA, SD, TN, VA, WV and WI. Supporting shipper: Clay Equipment Corporation, 101 Lincoln Way, Cedar Falls, IA 50613.

MC 88368 (Sub-5-4TA), filed May 19, 1980. Applicant: CARTWRIGHT VAN LINES, INC., 11901 Cartwright Avenue, Grandview, MO 64030. Representative: C. Max Stewart (same as applicant). *Bar, kitchen and food service furniture, fixtures, furnishings, equipment and supplies (except foodstuffs), and accessories, materials and parts thereto (except in bulk, in tank vehicles)*, from Bellwood, IL, Peru, IN, Kansas City and commercial zone, and St. Louis, MO, Cleves, Dayton, Eaton and Miamisburg, OH, Hudson and Oshkosh, WI to points in AR, CO, KY, MT, NE, NV, PA, SD, VA and WY. Supporting shipper: General Fixture Co., 22 Mead St., Dayton, OH 45402.

MC 98614 (Sub-5-3TA), filed May 21, 1980. Applicant: ARKANSAS TRANSPORT COMPANY, P.O. Box 702, Little Rock, AR 72203. Representative: Roland M. Lowell, 618 United American Bank Building, Nashville, Tennessee 37219. *Petroleum and Petroleum Products, in bulk, in tank vehicles*,

between points in KS on the one hand, and, on the other, Memphis, TN and its commercial zone. Supporting shipper: T. J. Terminals Corporation, P.O. Box 2775, Topeka, KS 66601.

MC 106398 (Sub-5-30TA), filed May 19, 1980. Applicant: NATIONAL TRAILER CONVOY, INC., 705 South Elgin, Tulsa, Oklahoma 74120. Representative: Gayle Gibson, National Trailer Convoy, Inc., 705 South Elgin, Tulsa, Oklahoma 74120. *Knocked down buildings, building sections and building and construction materials and equipment and adjunct accessories, parts and components*, between the facilities of Carrousel Homes of Colorado, Inc., located at Pueblo, CO on the one hand, and on the other, all points in the U.S. (except AK and HI). Supporting shipper: Carrousel Homes of Colorado, Inc., 2850 Metro Drive, Suite 526, Bloomington, MN 55420.

MC 107496 (Sub-5-15TA), filed May 16, 1980. Applicant: RUAN TRANSPORT CORPORATION, 666 Grand Avenue, Des Moines, Iowa 50309. Representative: E. Check, 666 Grand Avenue, Des Moines, Iowa 50309. *Salt cake, in bulk, in tank vehicles*, from Ft. Madison, IA to points in IL. Supporting shipper: Consolidated Packaging Corporation, 111 E. Wacker Drive, Chicago, IL 60601.

MC 107496 (Sub-5-16TA), filed May 21, 1980. Applicant: RUAN TRANSPORT CORPORATION, 666 Grand Avenue, Des Moines, Iowa 50309. Representative: E. Check, 666 Grand Avenue, Des Moines, Iowa 50309. *Petroleum lubricating oil, in bulk, in tank vehicles*, from Kansas City, MO to Cleveland, OH. Supporting shipper: Rutledge Oil Co., 951 N. Topping, Kansas City, MO.

MC 107496 (Sub-5-17TA), filed May 21, 1980. Applicant: RUAN TRANSPORT CORPORATION, 666 Grand Avenue, Des Moines, IA 50309. Representative: E. Check, 666 Grand Avenue, Des Moines, IA 50309. *Caustic soda, in bulk, in tank vehicles*, from Two Rivers, WI to points in the Upper Peninsula of WI. Supporting shipper(s): U.S. Oil Co., Inc., P.O. Box 25, Combined Locks, WI 54113.

MC 107496 (Sub-5-18TA), filed May 21, 1980. Applicant: RUAN TRANSPORT CORPORATION, 666 Grand Avenue, Des Moines, IA 50309. Representative: E. Check, 666 Grand Avenue, Des Moines, IA 50309. *Gypsum, in bulk, in tank vehicles*, from East Chicago, IN to points in MI, representative markets are Grand Rapids, Niles, Fennville, Lansing, Brighton. Supporting shipper(s): United States Gypsum Company, 101 South Wacker Drive, Chicago, IL 60606.

MC 108207 (Sub-5-11TA), filed May 21, 1980. Applicant: FROZEN FOOD

EXPRESS, INC., P.O. Box 225888, Dallas, TX 75265. Representative: M. W. Smith (same address as applicant). *New tires, tubes, and wheels*, from Natchez, MS; Memphis, TN; Freeport, IL; and Indianapolis, IN, to Dallas and Houston, TX. Supporting shipper(s): Southwest Tire & Supply, Inc., 300 Kiest Blvd., Dallas, TX 75224.

MC 109593 (Sub-5-2TA), filed May 21, 1980. Applicant: H. R. HILL, Box 875, Muskogee, OK 74401. Representative: Max G. Morgan, Morgan Brown & Schneider, P.O. Box 1540, Edmond, OK 73034. Contract; Irregular. *Canned and preserved foodstuff*, from the facilities of Heinz USA at Grand Prairie, TX to LA, AR, OK and NM. Supporting shipper(s): Heinz USA, Division of H. J. Heinz Co., P.O. Box 57, Pittsburgh, PA 15230.

MC 110581 (Sub-5-1TA), filed May 19, 1980. Applicant: G & H MOTOR FREIGHT LINES, INC., Greenfield, IA. Representative: Russell H. Wilson, 3839 Merle Hay Road, Suite 200, Des Moines, IA 50310. *Glass*, from Greenfield, IA, and Bayport and Minneapolis, MN, to points in the United States (except AK and HI). *Materials, equipment and supplies used in the manufacture and distribution of glass, (except commodities in bulk)* from points in the United States (except AK and HI). Supporting shipper(s): Cardinal Insulated Glass Co., Greenfield, IA.

MC 113908 (Sub-5-9TA), filed May 21, 1980. Applicant: ERICKSON TRANSPORT CORP., 2255 North Packer Road, P.O. Box 10068 G.S., Springfield, MO 65804. Representative: B. B. Whitehead (same address as applicant). *Alcohol, Neutral Spirits, Distilled Spirits, in Bond: Denatured and Industrial Alcohol, in Bulk*, From Columbus, OH, and Merrimack NH, and their commercial zones thereof to Points in the United States in and east of the states of ND, SD, NE, KS, OK, TX, and Points in CA, CO, and WA. Supporting shipper: Chemical Interchange Co., 11 South Meramec Avenue—Suite 1104, St. Louis, MO 63105.

MC 114273 (Sub-5-9TA), filed May 19, 1980. Applicant: CRST Inc., P.O. Box 68, Cedar Rapids, IA 52406. Representative: Kenneth L. Core, Commerce Attorney (same as above). *Small household electrical appliances*, from Asheboro, NC; Brockport, NY; and Allentown, PA to Columbus, OH; Broadview, IL; Laurel, MD and Lenexa, KS. Supporting shipper: General Electric Company, 1285 Boston Avenue, Bridgeport, CT 06602.

MC 117765 (Sub-5-6TA), filed May 22, 1980. Applicant: HAHN TRUCK LINE, INC., P.O. Box 75218, Oklahoma City, OK 73147. Representative: R. E. Hagan (same as applicant). *Adhesives, Building*

Materials, Paint and Paint Products (except liquid in bulk), From the facilities of the United States Gypsum Company, Dallas, TX to points in the state of OK. Supporting shipper: United States Gypsum Co., 101 S. Wacker Drive, Chicago, IL 60606.

MC 119741 (Sub-5-7TA), filed May 19, 1980. Applicant: GREEN FIELD TRANSPORT COMPANY, INC., 1515 Third Avenue, N.W., P.O. Box 1235, Fort Dodge, IA 50501. Representative: D. L. Robson (same as applicant). *Paper and paper products*, from the facilities of Gilman Paper Company at or near Hazelwood, MO to points in AL, AR, CO, CT, DE, DC, FL, GA, IL, IN, IA, KS, KY, LA, ME, MD, MA, MI, MN, MS, MO, NE, NH, NJ, NY, NC, ND, OH, OK, PA, RI, SC, SD, TN, TX, VT, VA, WV, and WI. Supporting shipper: Gilman Paper Company, P.O. Box 520, St. Marys, GA 31558.

MC 119988 (Sub-5-14TA), filed May 19, 1980. Applicant: GREAT WESTERN TRUCKING CO., INC., Post Office Box 1384, Lufkin, TX 75901. Applicant's Representative: Hugh T. Matthews, 2340 Fidelity Union Tower, Dallas, TX 75201. *Commodities used by, manufactured by or distributed by International Paper Co. and its subsidiaries (except commodities in bulk in tank vehicles)*, Between the facilities of International Paper Co., on the one hand, and, on the other, points in the states in and east of ND, SD, NE, KS, OK, and TX. Restricted to traffic originating at or destined to International Paper Co. facilities. Supporting shipper: International Paper Company, 220 E. 42nd Street, New York, NY 10017.

MC 129378 (Sub-5-1TA), filed May 20, 1980. Applicant: JENNINGS TRUCKING SERVICE, INC., Rt. 1, Box 72, Gotebo, Oklahoma 73041. Representative: James L. Jennings, (same as above) (405) 839-2239. Contract; Irregular. *Rock in bulk* from Dolese Plant in Kiowa Co. to points in Dallam, Sherman, Hansford, Ochiltree, Hartley, Moore, Hutchinson, Roberts, Hemphill, Oldham, Potter, Carson, Gray, Wheeler, Deaf Smith, Randall, Armstrong, Donley, Collinsworth, Parmer, Castro, Swisher, Briscoe, Hall, Childress, Hardeman, Bailey, Lamb, Hale, Floyd, Motley, Cottle, Foard, Wilbarger, Cochran, Hackley, Lubbock, Crosby, Dickens, King, Knox, Baylar Counties, TX. *Sand in bulk*, from Western Sand & Gravel in McLean, Texas to points in Woodward, Ellis, Roger Mills, and Beckham Counties, OK. *Gypsum in bulk* from U.S. Gypsum Plant in Watonga County, OK to points in Dallam, Sherman, Hansford, Ochiltree, Hartley, Moore, Hutchinson, Roberts, Hemphill, Oldham, Potter, Carson, Gray,

Wheeler, Deaf Smith, Randall, Armstrong, Danley, Collinsworth, Parmer, Castro, Swisher, Briscoe, Hall, Childress, Hardeman, Bailey, Lamb, Hale, Floyd, Motley, Cottle, Foard, Wilbarger, Cochran, Hockley, Lubbock, Crosby, Dickens, King, Knox, Baylar, Counties, TX. Supporting shippers: B & B Farm Industries, Box 638, Spearman, TX 79081; Wheeler Redi-Mix, Box 446, Wheeler, TX 79096; Lipham Construction Co. Inc., Drawer J, Aspermont, TX, 79502.

MC 133655 (Sub-5-8TA), filed May 19, 1980. Applicant: TRANS-NATIONAL TRUCK, INC., P.O. Box 402535, Dallas, TX 75240. Representative: Matthew J. Reid, Jr., P.O. Box 2298, Green Bay, WI 54306. *Bales, wire binding ties, iron or steel* between the facilities of St. Regis Corporation, at Cleveland, OH on the one hand, and, on the other, Dallas and Houston, TX. Supporting shipper: St. Regis Paper Company, 100 S. Wacker Drive, Room 1125, Chicago, IL 60606.

MC 134286 (Sub-5-10TA), filed May 19, 1980. Applicant: ILLINI EXPRESS, INC., P.O. Box 1564, Sioux City, IA 51102. Representative: Julie Humbert (same address as above). *Plastic film (except in bulk)*, from Boston, MA; New York, NY; and Winchester, VA, to the facilities of Central States Products Company at St. Louis, MO. Supporting shipper: Central States Products Company, 1277 Ambassador, St. Louis, MO 63132.

MC 135997 (Sub-5-1TA), filed May 19, 1980. Applicant: TEXAS TANK LEASING, INC., Route 5, Box 99, Conroe, Texas 77301. Representative: William D. Lynch, P.O. Box 912, Austin, Texas 78767. *Roofing, roofing materials, roofing products, roof insulation, insulating material, mineral wool, machinery, equipment or supplies used in the installation and manufacture of the foregoing commodities*, from the facilities of Owens-Corning Fiberglas Corporation in the states of AZ, AR, CO, KS, LA, MS, MO, NM, OK, TN, TX on the one hand and on the other hand, all points and places in the states of AZ, AR, CO, KS, LA, MS, MO, NM, OK, TN, TX. Service is restricted to transportation of flat bed trailers only. Supporting shipper: Owens-Corning Fiberglas Corporation, Fiberglas Tower, Toledo, OH 43659.

MC 136220 (Sub-5-5TA), filed May 19, 1980. Applicant: SULLIVAN'S TRUCKING COMPANY, INC., P.O. Box 2164, Ponca City, OK 74601. Representative: G. Timothy Armstrong, 200 N. Choctaw, P.O. Box 1124, El Reno, OK 73036. *Decorative stone, in bulk*, from Des Moines and Farmington, NM; Ranger and Marble Falls, TX; Ottawa

and Smith County, KS; St. Louis, MO; and Sheridan, AR to points in AL, AR, CO, KS, LA, MO, MS, NM, OK, TN, and TX. Supporting shipper: Old Dutch Materials, 350 Pfingstin Rd., Northbrook, IL 60062.

MC 138469 (Sub-5-13TA), filed May 21, 1980. Applicant: DONCO CARRIERS, INC., P.O. Box 75354, Oklahoma City, OK 73107. Representative: Daniel O. Hands, Attorney at Law, 205 West Touhy Avenue, Suite 200, Park Ridge, IL 60068. *Frozen foodstuffs*, from the facilities of United States Cold Storage at Dallas, TX or AR, LA and OK, restricted to the transportation of traffic originating at the named origin and destined to the named destinations. Supporting shipper: United States Cold Storage, 5150 Pulaski, Dallas, TX 75247.

MC 139206 (Sub-5-4TA), filed May 19, 1980. Applicant: F.M.S. TRANSPORTATION, INC., 2564 Harley Drive, Maryland Heights, MO 63043. Representative: Laura C. Berry, (same address as applicant). *Contract, irregular. Cleaning, deodorizing and freshening compounds, NOI, in drums*, from points in CA, OR, and WA, to the facilities of Chemtoc Co. of IL, at or near Champaign, IL, under a continuing contract or contracts with Chemtoc Co. of IL. Supporting shipper: Chemtoc Co. of IL, P.O. Box 1763, 513 W. Eureka St., Champaign, IL 61820.

MC 141364 (Sub-5-1TA), filed May 22, 1980. Applicant: AFFILIATED VAN LINES, INC., 2121 Washington Street, Box 204, Lawton, OK 73502. Representative: Charles J. Kimball, Kimball, Williams & Wolfe, P.C., 350 Capitol Life Center, 1600 Sherman Street, Denver, Colorado 80203 (303) 839-5856. *Household goods as defined by the Commission*, between points in AL, AZ, AR, CA, CO, CT, DE, FL, GA, IL, IN, IA, KS, KY, LA, ME, MD, MA, MI, MN, MS, MO, MT, NE, NH, NJ, NM, NY, NC, OH, OK, PA, RI, SC, TN, TX, VT, VA, WY, WY, and DC. There are 15 supporting shippers.

Note.—Applicant seeks to convert joint-line service to single-line service.

MC 144622 (Sub-5-33TA), filed May 21, 1980. Applicant: GLENN BROTHERS TRUCKING, INC., P.O. Box 9343, Little Rock, AR 72219. Representative: J. B. Stuart, P.O. Box 179, Bedford, TX 76021. *Canned and preserved foodstuffs* from the facilities of Heinz USA at or near Grand Prairie, TX to points in the states of LA, AR, OK, and NM, and in each case restricted to traffic originating at the named origins and destined to the named states. Supporting shipper: Heinz, USA, Division of H. J. Heinz Company, P.O. Box 57, Pittsburgh, PA 15230.

MC 144678 (Sub-5-1TA), filed May 19, 1980. Applicant: AMERICAN FREIGHT SYSTEM, INC., 9393 West 110th Street, Overland Park, Kansas 66210. Representative: Harold H. Clokey, American Freight System, Inc., 9393 West 110th Street, Overland Park, Kansas 66210. *Common; Regular. General Commodities (except those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment), serving points in DeKalb, Allen, Adams, Wells and Huntington Counties, IN as off-route points in connection with carrier's otherwise authorized regular-route service. There are 55 supporting shippers. Applicant intends to tack with existing authority. Applicant intends to interline. (This application for Temporary Authority is predicated, inter alia, upon the cessation of operations by Transport Motor Express, Fort Wayne, IN, with whom applicant maintained concurrence for interline traffic.)*

MC 144858 (Sub-5-4TA), filed May 19, 1980. Applicant: DENVER SOUTHWEST EXPRESS, INC., P.O. Box 9799, Little Rock, AR 72209. Representative: Scott E. Daniel, 800 Nebraska Savings Building, 1623 Farnam, Omaha, NE 68102. *Alcoholic beverages (except in bulk), from Reedley, St. Helena, Monterey, Sterling, and Modesto, CA; Jacksonville, FL; Owensboro and Louisville, KY; Lawrenceburg, IN; Plainfield, IL; Detroit, MI; New Orleans, LA; Houston, TX; and Miami, FL to the facilities of Barrett Hamilton, Inc., located at Little Rock, AR. Supporting shipper(s): Barrett Hamilton, Inc., 3801 West 65th, Little Rock, AR 72203.*

MC 145904 (Sub-5-3TA), filed May 19, 1980. Applicant: SOUTH WEST LEASING, INC., P.O. Box 152, Waterloo, Iowa 50704. Representative: Roger D. Herman, P.O. Box 152, Waterloo Iowa 50704. *General commodities, (except those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment.) Between St. Louis, MO and points in IA, IL, IN, KS, MI, MN, MO, NE, OH, SD, and WI, restricted to shipments originating at or destined to facilities utilized by Texstar Automotive Distribution Group. Supporting shipper: R. W. Linnenbom, Texstar Automotive Distribution Group, 9060 Latty Avenue, P.O. Box 5850, St. Louis, MO 63134.*

MC 145950 (Sub-5-8TA), filed May 21, 1980. Applicant: BAYWOOD TRANSPORT, INC., Route 6, P.O. Box 2611, Waco, Texas 76706. Representative: Arthur Grimes, Route 6,

P.O. Box 2611, Waco, Texas 76706. *Canned or preserved foodstuffs. From the facilities of Heinz USA at or near Grand Prairie, TX to the states of LA, AR, OK, and NM. Supporting shipper: Heinz USA, P.O. Box 57, Pittsburgh, PA 15230.*

MC 146717 (Sub-5-1TA), filed May 19, 1980. Applicant: JACK MYER AND BUDDY C. MOORE, d.b.a. MIDWEST VIKING, Johnson, NE 68378. Representative: Richard D. Howe, 600 Hubbell Building, Des Moines, IA 50309. *Titanium ingots and titanium ingot scrap materials. Between the facilities of Howmet Turbine Components Corporation, at or near Reno, NV, on the one hand, and, on the other, points in Pittsburgh, Latrobe, New Kensington, and Washington, PA; Worcester, MA; Whitehall, MI, Milwaukee, WI, Los Angeles, CA; Buffalo, NY; and Albany, OR. Supporting shipper: Howmet Turbine Components Corporation, 14305 Mt. McClellan, Reno, Nevada 89506.*

MC 148245 (Sub-5-1TA), filed May 20, 1980. Applicant: LOGAN MOTOR LINES INC., d.b.a. HENRY ANDERSEN OF TEXAS, INC., P.O. Box 1129, Stratford, TX 79084. Representative: Chester A. Zyblut, 366 Executive Bldg., 1030 15th St. NW., Washington, DC 20005. *Meat, meat products, meat by-products and articles distributed by meat packing houses, from the facilities of National Beef Packing Company located at or near Liberal, KS, to points in the U.S. restricted to traffic originating at the above-named origin. Supporting shipper: National Beef Packing Company, Liberal, KS 67901.*

MC 149026 (Sub-5-4TA), filed May 20, 1980. Applicant: TRANS-STATES LINES, INC., P.O. Box 1486, Van Buren, AR 72956. Representative: Larry C. Price (address same as above). *Such commodities as are dealt in and used by manufacturers and distributors of alcoholic beverages (except commodities in bulk in tank vehicles), between points in the United States (except AR and HI, on the one hand, and, on the other, Little Rock, AR. Supporting shipper: Barrett Hamilton, Inc., P.O. Box 2780, Little Rock, AR 72203; Strauss Distributors, Inc., P.O. Box 9890, Little Rock, AR 72219; Little Rock Distributing Co., 7424 Lindsay Road, Little Rock, AR 72206.*

MC 150483 (Sub-5-1TA), filed May 19, 1980. Applicant: WILSON TRUCKING COMPANY, INC., 6601 Universal Avenue, Kansas City, MO 64120. Representative: Eugene W. Hiatt, Hiatt, Crockett, Hiatt & Carpenter, Chartered, 207 Casson Building, 603 Topeka Boulevard, Topeka, KS 66603 phone (913) 232-7263. *Contract, Irreg.,*

Household furniture, kitchen appliances, kitchen cabinets and household washers and dryers from Kansas City, MO, to points in IA, AL, AR, CO, IL, IN, KS, KY, NE, NM, OH, OK, TN, TX and WI. Supporting shipper: Distributors, Inc., 1828 Walnut, Kansas City, MO 64108.

MC 150483 (Sub-5-2TA), filed May 19, 1980. Applicant: WILSON TRUCKING COMPANY, INC., 6601 Universal Avenue, Kansas City, MO 64120. Representative: Eugene W. Hiatt, Hiatt, Crockett, Hiatt & Carpenter, Chartered, 207 Casson Building, 603 Topeka Boulevard, Topeka, KS 66603 phone (913) 232-7263. *Contract, Irreg., Office paper products, office supplies and office furniture. From Kansas City, MO, to points in IA, IL, KS, NE, MN. Supporting shipper: Business Essentials, Inc., 6601 Universal, Kansas City, MO 64120.*

MC 150578 (Sub-5-5TA), filed May 21, 1980. Applicant: STEVENS TRANSPORT, a division of STEVENS FOODS, INC., 2944 Motley Drive, Mesquite, TX 75150. Representative: S. Jackson Salasky, P.O. box 45538, Dallas, TX 75245. *Frozen finished bakery goods, from San Antonio, TX, to CA, Phoenix, AZ, Atlanta, GA, Birmingham and Montgomery, AL, Denver, CO, Des Moines, IA, Kansas City, MO, Greenville, SC, Memphis, TN, Millard, NE, Metairie, LA, Tampa and Jacksonville, FL, Springfield, IL, Raleigh and Hickory, NC, and Huntington, WV. Supporting shipper: Colonial Cake Co., Inc., P.O. box 18303, San Antonio, TX 78218.*

MC 150697 (Sub-5-1TA), filed May 19, 1980. Applicant: RONDELL FEWELL, Route #3, Pawnee, OK 74058. Representative: C. L. Phillips, Room 248, Classen Terrace Bldg., 1411 N. Classen, Oklahoma City, OK 73106. *Contract; Irregular. Livestock Feed and Feed Ingredients (except in tank vehicles) From Emporia, Chanute, Fredonia, Kinsley, Oxford, Wellington and Wichita, KS to Pawnee, OK. Supporting shipper: Stockman's Mill & Grain, Inc., Post Office Box 340, Pawnee, OK 74058.*

MC 150740 (Sub-5-2TA), filed May 19, 1980. Applicant: MOTRAN SERVICES, INC., 6816 Englewood, Raytown, MO 64133. Representative: Charles Dixon, 202 Kirkland, Liberty, MO 64068. *Contract; Irregular. Aluminum ventilation products, roof louvers, turbines and shutters, parts and accessories thereof, from Jacksonville, AR on the one hand and to points in the United States on the other hand. Supporting shipper: Lomanco, Inc., P.O. Box 519, Jacksonville, AR 72076.*

MC 150851 (Sub-5-1TA), filed May 19, 1980. Applicant: J & E LITTER, INC., 901 S. Main, Hope, Arkansas 71801. Representative: M. D. Wood, 2500 McCain Boulevard, North Little Rock, AR 72116. Contract: Irregular. *Wood chips, bark, sawdust, and shavings* between the facilities of Hines Lumber Company at Hope, AR on the one hand, and, on the other, Texarkana, TX; Wright City, OK; Monroe, LA; Lilly, LA; Sinsboro, LA and their commercial zones. Supporting shipper: Hines Lumber Company, Hope, AR, 71801.

MC 150863 (Sub-5-1TA), filed May 21, 1980. Applicant: VALLEY MATERIALS TRANSPORT CO., INC., P.O. Box 1111, Harlingen, TX 78550. Representative: Paul D. Angenend, P.O. Box 2207, Austin, TX 78768. *Sugar, in bulk in dump vehicles*, from the facilities of Rio Grande Valley Sugar Growers, Inc. in Hidalgo County, TX, to Brownsville, TX. Supporting shipper: Marine Port Terminals, Inc., P.O. Box 1411, Brunswick, GA 31521.

The following applications were filed in Region 6. Send protests to: Interstate Commerce Commission, Region 6 Motor Carrier Board, P.O. Box 7413, San Francisco, CA 94120.

MC 116544 (Sub-6-7TA), filed May 20, 1980. Applicant: ALTRUK FREIGHT SYSTEMS INC., 1703 Embarcadero Road, Palo Alto, CA 94303. Representative: Richard G. Lougee, P.O. Box 10061, Palo Alto, CA 94303. *Gelatin* between Sioux City, IA, on the one hand, and, on the other, points in the states of CA, FL, GA, IL, IN, MD, MA, MI, NJ, NY, OH, PA, SC and TX, for 180 days. Supporting shipper: Kind & Knox Gelatin, P.O. Box 725, Sioux City, IA 51102.

MC 136208 (Sub-6-3TA), filed May 19, 1980. Applicant: CREAGER TRUCKING CO., INC., P.O. Box 308, Yreka, CA 96097. Representative: Donald L. Smith (same as applicant). *General commodities* (except those of unusual value, class A & B explosives, and commodities in bulk) in containers or trailers restricted to the transportation of shipments having prior or subsequent movement by water, between Tacoma, WA, on the one hand, and on the other, points in CA, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper: Totem Ocean Express, Inc., P.O. Box 24908, Seattle, WA 98124.

MC 136208 (Sub-6-4TA), filed May 19, 1980. Applicant: CREAGER TRUCKING CO., INC., P.O. Box 308, Yreka, CA 96097. Representative: Donald L. Smith (same as applicant). *Paper bags, woven paper fabric bags, wrapping paper, equipment, materials and supplies*, (1)

From the facilities of Chase Bag Co. at Hanford, CA and Portland, OR to points in AZ, CA, CO, ID, MT, NM, NV, OR, UT, WA and WY, and, (2) from points listed in (1) to the facilities of Chase Bag Co. at Hanford, CA and Portland, OR for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper: Chase Bag Co., 814 Commerce Dr., Oak Brook, IL 60521.

MC 136208 (Sub-6-5TA), filed May 19, 1980. Applicant: CREAGER TRUCKING CO., INC., P.O. Box 308, Yreka, CA 96097. Representative: Donald L. Smith (same as applicant). *Storage racks and bins or hoppers*, from Lodi, CA to points in OR and WA for the account of Northern Steel & Building Supplies, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper: Northern Steel & Building Supplies, 5501 1st Ave. So., Seattle, WA 98108.

MC 124679 (Sub-6-16TA), filed May 19, 1980. Applicant: C. R. ENGLAND AND SONS, INC., 975 West 2100 South, Salt Lake City, UT 84119. Representative: Michael L. Bunnell (same as applicant). *Disposable medical supplies, plastic pellets, plastic film sheeting* (1) from the facilities of Sorenson Research Corporation, Salt Lake City, UT to Philadelphia, PA, (2) From the facilities of Essics Manufacturing, Brooklyn, NY and Hooker Chemical, Burlington, NJ to Salt Lake City, UT for 180 days. Supporting shipper: Sorenson Research Corporation, 4387 Atherton Drive, Taylorsville, UT 84120.

Note.—Applicant holds motor contract carrier authority in number MC-128813 and sub numbers thereunder, therefore dual operations may be involved. An underlying ETA seeks 90 days authority.

MC 150712 (Sub-6-1TA), filed May 16, 1980. Applicant: EXPRESS TOURS UNLIMITED, P.O. Box 77267, San Francisco, CA 94107. Representative: Eldon M. Johnson, 650 California Street, Suite 2808, San Francisco, CA 94108. *Passengers and their baggage, in the same vehicle with passengers, in chart and special operations* beginning and ending at San Francisco, CA, and extending to points in NV, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper: There are (7) supporting shippers. Their statements may be examined at the Regional Office listed.

MC 125433 (Sub-6-19TA), filed May 19, 1980. Applicant: F-B TRUCK LINE COMPANY, 1945 South Redwood Road, Salt Lake City, UT 84104. Representative: John B. Anderson (same address as applicant). *Mobile home and recreational vehicle parts and accessories; motor vehicle parts and*

accessories; boat parts and accessories; construction materials; and plastic; metal and rubber articles and products, between points in the United States (except AK and HI). Restricted to traffic originating at or destined to the facilities of Elixir Industries, for 180 days. Supporting shipper: Elixir Industries, 17925 S. Broadway, Gardena, CA 90248.

MC 141548 (Sub-6-10TA), filed May 16, 1980. Applicant: INTERIOR TRANSPORT, INC., P.O. Box 3347, Spokane, WA 99220. Representative: George H. Hart, 1100 IBM Building, Seattle, WA 98101. *Garnet sand and gravel products* from points in Benewah County, ID to points in and west of MI, PA, OH, IN, KY, MN, AR, and LA for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper: Idaho Emerald Creek Garnet, Route 4, Box 4, Fernwood, ID 83830.

MC 145579 (Sub-6-3TA), filed May 19, 1980. Applicant: D. IRVIN TRANSPORT LIMITED, Box 8, Station T, Calgary, Alberta, Canada, T2H 2C7. Representative: Charles E. Johnson, P.O. Box 1982, Bismarck, ND 58501. *Short-line farm machinery (except tractors and combines) and parts and attachments, and materials used in the manufacture of shortline farm machinery*, from Sac City, Oskaloosa, and Grinnell, IA; Hopkins, MN; Ashley and Bismarck, ND; Kohler, WI; Fort Collins, CO; Heston, KS; Chicago and Granite City, IL; Midland, PA; St. Louis, MO; and Fort Benton, MT, to Ports of Entry on the International Boundary Line between the United States and Canada in ND and MT, in foreign commerce only, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Kellough Brothers, Ltd., Box 119, Statler, AB, Canada TOC 2LO; Renn Sales, 12555, 127th Ave., Edmonton, AB, Canada T5L 3E5.

MC 128527 (Sub-6-8TA), filed May 19, 1980. Applicant: MAY TRUCKING COMPANY, P.O. Box 400, Payette, ID 83661. Representative: J. Michael Alexander, 5801 Marvin D. Love Freeway, #301, Dallas, Texas 57237. *Commodities dealt in by wholesale and retail appliance businesses*, from Los Angeles and the Los Angeles commercial zone, CA, to the facilities of Ryan Distributing at or near Salt Lake City, UT for 180 days. 90 days ETA filed. Supporting shipper: Ryan Distributing, 990 South 700 West, Salt Lake City, UT 84104.

MC 139892 (Sub-6-1TA), filed May 19, 1980. Applicant: M E TRANSFER AND STORAGE, INC., P.O. Box 1095, Moses Lake, WA 98837. Representative: Jack R. Davis, 1100 IBM Building, Seattle WA

98101. *Petroleum products in packages* from Moses Lake, WA to the OR counties of Hood River, Wasco, Crook, Jefferson, Dechutes, Wheeler, Gilliam, Sherman, Lake, Harney, Grant, Morrow, Umatilla, Union, Wallowa, Baker; and the ID counties of Boundary, Bonner, Kootenai, Shoshone, Benewah, Latah, Clearwater, Nez Perce, Lewis and ID for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper: Schaeffer Mfg. Company, 102 Barton Street, St. Louis, MO 63104.

MC 150854 (Sub-6-1TA), filed May 19, 1980. Applicant: NORWALK TRANSFER AND STORAGE, INC., 13900 E. Rosecrans, Santa Fe Springs, CA 90670. Representative: Wayne Nogle (same as applicant). *Contract carrier*. Irregular route: *Cleaning compounds and related compounds and related articles*, between the facilities of Amway Corporation, located in Santa Ana, CA, and the points of Las Vegas, NV, and Phoenix and Tucson, AZ, for the account of Amway Corporation in Santa Ana, CA, for 180 days. Supporting shipper: Amway Corporation, 1800 E. Dyer Road, Santa Ana, CA 92705.

MC 147726 (Sub-6-1TA), filed May 19, 1980. Applicant: O'CONNELL ENTERPRISES, INC., 1247 Rio Glen Drive, Eugene, OR 97401. Representative: John G. McLaughlin, Suite 1440, 200 SW Market St., Portland, OR 97201. *Passengers and their baggage for special and charter tours*, between points in Lane County, OR, on the one hand, and, on the other, points in WA, OR, CA, NV, AZ, UT, ID, MT, WY and CO, for 180 days. An underlying ETA seeks 90 days authority. Supporting shippers: There are 12 shippers. Their statements may be examined at the Regional office listed.

MC 150856 (Sub-6-1TA), filed May 19, 1980. Applicant: FRANKLIN PENNY, d.b.a. FRANKLIN PENNY TRUCKING, 2201 W. Walnut, Lodi, CA 95240. Representative: Richard D. Howe, 600 Hubbell Building, Des Moines, IA 50309. (1) *Tread rubber and retreading materials*, and (2) *retreading machinery and equipment*, from Muncie, IN, to points in CA, NY, OR, and WA, for 180 days. Supporting shipper: Tred-X West, 2004 Kenway Court, Lodi, CA 95240.

MC 52709 (Sub-6-8TA), filed May 19, 1980. Applicant: RINGSBY TRUCK LINES, INC., 3980 Quebec St., P.O. box 7240, Denver, CO 80207. Representative: Rick Barker (same address as applicant). (1) *Scrap paper*, from Boulder CO to Chandler, AZ; (2) *Fire retardant chemicals*, from Chandler, AZ to Superior, CO; (3) *Insulation*, from Superior, CO to Chandler and Phoenix, AZ; and (4) *Chemicals, NOI* (except in

bulk) from Chandler and Phoenix, AZ to Fargo, ND and Chicago, IL, for 180 days. Supporting shipper: Superior Products, 2825 Marine St., Boulder, CO 80303.

MC 150855 (Sub-6-1TA), filed May 19, 1980. Applicant: RPM TRUCKING & HOTSHOT, INC., P.O. Box 2232, Rock Springs, WY 82901. Representative: Bruce W. Shand, 430 Judge Building, Salt Lake City, UT 84111. *Machinery, equipment and supplies used in replacing, servicing and repair of (1) machinery, equipment, materials and supplies used in or in connection with the discovery, development, production refining manufacture, processing storage, transmission and distribution of natural gas, petroleum and geothermal energy, and their products and by-products, and (2) machinery, materials equipment and supplies used in or in connection with the construction, operation, repair, servicing, maintenance and dismantling of pipelines, including the stringing and picking up thereof*, between Rock Springs, Evanston, and Casper, WY on the one hand and on the other, points in ID, NV, UT, CO, NE, SD, ND, and MT, restricted against the transportation of complete drilling rigs, and further restricted against the transportation of drilling mud and drilling fluids, for 180 days. An underlying ETA seeks 90 days authority. Supporting shippers: There are (5) shippers. Their statements may be examined at the Regional Office listed.

MC 142941 (Sub-6-6TA), filed May 19, 1980. Applicant: SCARBOROUGH TRUCK LINES, INC., P.O. Box 6716, Phoenix, AZ 85005. Representative: Doug W. Sinclair (same as applicant). (1) *Furniture, furniture parts and accessories* and (2) *materials and supplies* used in the manufacture of items in Part (1) (except commodities in bulk), from Los Angeles, CA and its commercial zone to points in AZ, for 180 days. Supporting shipper(s): United Foam Corporation, 4533 North 43rd Avenue, Phoenix, AZ 85031; and Pacific Manufacturing Company, 1121 West Hilton, Phoenix, AZ 85007.

MC 142941 (Sub-6-7TA), filed May 19, 1980. Applicant: SCARBOROUGH TRUCK LINES, INC., P.O. Box 6716, Phoenix, AZ 85005. Representative: Doug W. Sinclair (same as applicant). *Frozen juice concentrates* (except in bulk), from points in FL to AZ, CA and NV, for 180 days. Supporting shippers: Tooley & Sons, Inc., 119 E. Toole Avenue, Tucson, AZ and Frank Ziede Foods Company, 2512 E. Magnolia, Phoenix, AZ.

MC 142941 (Sub-6-8TA), filed May 19, 1980. Applicant: SCARBOROUGH

TRUCK LINES, INC., P.O. Box 6716, Phoenix, AZ 85005. Representative: Doug W. Sinclair (same as applicant). *Cleaning Compounds, chemicals NOI, and related materials and supplies* (except commodities in bulk), from Dallas, TX and its commercial zone to points in AZ, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Zep Manufacturing Company, 4400 W. Missouri, Glendale, AZ 85301.

MC 112989 (Sub-6-5TA), filed May 16, 1980. Applicant: WEST COAST TRUCK LINES, INC., 85647 Highway 99 South, Eugene, OR 97405. Representative: John W. White, Jr., 85647 Highway 99 South, Eugene, OR 97405. *Iron and steel articles*, from Chicago, IL to points in WA, OR and CA, for 180 days. Supporting shipper(s): Regal Tube Company, 7401 South Linder Ave., Chicago, IL 60638.

MC 150485 (Sub-6-2TA), filed May 19, 1980. Applicant: WESTSPAN HAULING, INC., 9122 South Tacoma Way, Tacoma, WA 98499. Representative: Henry C. Winters, 525 Evergreen Building, Renton, WA 98055. *Contract carrier*, Irregular routes: *mobile homes and portable buildings and equipment, materials and supplies used in the distribution and installation of mobile homes and portable buildings*, from the facilities of Lancer Homes, Inc., at Marysville, CA, to points in Or and WA, for the account of Lancer Homes, Inc., of Corona, CA, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper: Lancer Homes, Inc., 1128 E. Sixth Street, Corona, CA 91720.

MC 117786 (Sub-6-10TA), filed May 19, 1980. Applicant: RILEY WHITTLE, INC., P.O. Box 19038, Phoenix, AZ 85005. Representative: A. Michael Bernstein, 1441 E. Thomas Rd., Phoenix, AZ 85014. *Doors, door frames, parts, accessories, and materials and supplies used in the manufacture, distribution and sale of the named commodities*, between the facilities of Therma Tru Incorporated at Colorado Springs, CO on the one hand, and, on the other, points in the U.S., for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper: Therma Tru Incorporated, 6275 Lakeshore Ct. Colorado Springs, CO.

MC 26739 (Sub-6-1TA), filed May 19, 1980. Applicant: ALFARM TRUCKLINES, 1703 Embarcadero Road, Palo Alto, CA 94303. Representative: Richard G. Lougee, P.O. Box 10061, Palo Alto, CA 94303. *Lumber* from points in AL, AR, LA, MS and TX to points in IL, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper: Marsh-Truman Lumber Company, 332 S. Michigan Avenue, Chicago, IL 60604.

MC 149195 (Sub-6-6TA), filed May 21, 1980. Applicant: ARCADIAN MOTOR CARRIERS, 1831 Simpson, Kingsburg, CA 93631. Representative: James F. Hauenstein (same address as applicant). *Electronic equipment and the parts, accessories, materials and supplies used in the manufacture or distribution of electronic equipment.* (Restricted to traffic originating at or consigned to the facilities of Atari, Inc.) Between: Sunnyvale, CA, El Paso, TX, Wheeling, IL, and Edison, NJ, on the one hand and on the other, points in the United States. For 180 days. Supporting shipper: Atari, Inc., 390 Caribbean Drive, Sunnyvale CA 94086.

MC 134387 (Sub-6-2TA), filed May 20, 1980. Applicant: BLACKBURN TRUCK LINES, INC., 4998 Branyon Avenue, South Gate, CA 90280. Representative: Warren N. Grossman, 707 Wilshire Boulevard, Suite 1800, Los Angeles, CA 90017. *Containers and closures* from Abilene and Ft. Worth, TX to all points in AZ, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper: Crown Cork & Seal, 9300 Ashton Road, Philadelphia, PA 19136.

MC 134387 (Sub-6-3TA), filed May 20, 1980. Applicant: BLACKBURN TRUCK LINES, INC., 4998 Branyon Avenue, South Gate, CA 90280. Representative: Warren N. Grossman, 707 Wilshire Boulevard, 1800 United California Bank Building, Los Angeles, CA 90017. *Prepared foods* from Mesa, AZ, to Los Angeles, San Francisco, and Riverside Counties, CA, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper: Rosarita Mexican Foods, 310 South Extension Road, Mesa, AZ 85201.

MC 115826 (Sub-6-10TA), filed May 19, 1980. Applicant: W.J. DIGBY, INC., 6015 East 58th Avenue, Commerce City, CO. 80022. Representative: Howard Gore (same address as applicant). *Household electric appliances and equipment; oral hygiene appliances and equipment; hydrotherapy equipment; sink and shower fixtures; smoke alarms; food processing machines; filters; other commodities manufactured by manufacturers of the commodities named above; and materials, equipment and supplies used in the manufacture and distribution of the commodities named above,* between the facilities of Teledyne Water Pik, at or near, Columbus, OH., on the one hand, and, on the other points in the United States in and east of MS, TN, KY, IL and WI for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper: Teledyne Water Pik, 1730 East Prospect, Ft. Collins, CO. 80525.

MC 115826 (Sub-6-11TA), filed May 21, 1980. Applicant: W.J. DIGBY, INC., 6015 East 58th Avenue, Commerce City, CO. 80022. Representative: Howard Gore (same address as applicant). *Meat* from Redmond, OR. to Chicago and O'Hare International Airport, IL. for 180 days. Supporting shipper: Orio Meat Company, Post Office Box 644, Redmond, OR. An underlying ETA seeks 90 days authority.

MC 133708 (Sub-6-1TA), filed April 3, 1980. Applicant: FIKSE BROS., INC., 12647 E. South St., Cerritos, CA 90701. Representative: John C. Russell, 1545 Wilshire Blvd., Los Angeles, CA 90017. *Gypsum wallboard,* from the facilities of Domtar Gypsum America Inc. at Long Beach, CA to points in Coconino and Yavapai Counties, AZ, for 180 days. Supporting shipper: Domtar Gypsum America Inc., 1221 Broadway, Oakland, CA 94612.

MC 146669 (Sub-6-1TA), filed May 19, 1980. Applicant: McDOUGALD OIL CO., INC., 459 Nichols Lane, P.O. Box 309, Moab, UT 84532. Representative: Dale E. Isley, Steele Park, Suite 330, 50 South Steele Street, Denver, CO 80209. *Contract carrier, irregular route, Petroleum in bulk,* from San Juan County, UT, to the facilities of Plateau, Inc., at or near Bloomfield, NM, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper: Plateau, Inc., 4775 Indian School Road, Albuquerque, NM.

MC 147946 (Sub-6-1TA), filed May 19, 1980. Applicant: MIRMAN TRANSPORTATION, INC., 26249 Industrial Boulevard, Hayward, CA 94545. Representative: Donald McKay, Jr., 26249 Industrial Boulevard, Hayward, CA 94545. *General commodities (except explosives, blasting supplies and motor vehicles) in trailers, and empty trailers, having immediately prior or subsequent transportation by water.* Between Ports of Entry in CA, LA, OR, TX, and WA, on the one hand, and on the other, points in AZ, CA, CO, LA, MT, NM., NV, OR, UT, WA, and WY. An underlying ETA seeks 90 days authority. Supporting shipper: Totem Ocean Trailer Express, P.O. Box 24908, Seattle, WA 98124.

MC 138732 (Sub-6-2TA), filed May 21, 1980. Applicant: OSTERKAMP TRUCKING, INC., 764 North Cypress Street, Orange, CA 92667. Representative: Michael R. Eggleton, 2500 Old Crow Canyon Road, Suite 325, San Ramon, CA 94583. *Building and Construction Materials,* from the facilities of Celotex Building Products, Tracy, CA, to points in and west of MN, IA, MO, AR and LA, for 180 days. Supporting shipper: Jim Walter

Corporation, 1500 North Dale Mabry, Tampa, FL 33622.

MC 52709 (Sub-6-9TA), filed May 20, 1980. Applicant: RINGSBY TRUCK LINES, INC., 3980 Quebec St., P.O. Box 7240, Denver, CO 80207. Representative: Rick Barker (same address as applicant). *Flour (except in bulk),* from Ogden, UT to Burney, CA, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper: The Peavy Company, 220 W. 30 St., Ogden, UT 84401.

MC 128246 (Sub-6-5TA), filed May 20, 1980. Applicant: SOUTHWEST TRUCK SERVICE, P.O. Box AD, Watsonville, CA 95076. Representative: William F. King, Suite 400, Overlook Bldg., 6121 Lincolnia Road, Alexandria, VA 22312. *Foodstuffs, frozen* from Watsonville, CA to AZ, for 180 days. Supporting shipper: Green Giant Company, 1100 N. 4th Street, LeSueur, MN 56058.

MC 141804 (Sub-6-40TA), filed May 21, 1980. Applicant: WESTERN EXPRESS, division of Interstate Rental, Inc., 4015 Guasti Road, P.O. Box 3488, Ontario, CA 91761. Representative: Frederick J. Coffman (same as applicant). *Mud or compounds, gas or oilwell drilling, or gas or oilwell drilling mud treating compounds or additives,* in bags or barrels, between Houston, TX and Garden City, LA on one hand, and points in CA, MI, FL, OR, RI, and WA on the other, for 180 days. Supporting shipper: Geary Johnston, Transportation Analyst, IMCO Services, a division of Halliburton Co., 2400 West Loop South, Houston, TX 77027.

MC 143775 (Sub-6-14TA), filed May 21, 1980. Applicant: PAUL YATES, INC., 6601 West Oranwood, Glendale, AZ 85301. Representative: Michael R. Burke (same address as applicant). (1) *Glass containers* and (2) *materials, equipment and supplies used in the manufacture and distribution of (1) above,* between the facilities of the Midland Glass Company at or near Cliffwood, NJ; Henryette, OK; Shakopee, MN; Terre Haute, IN; and Warner Robins, GA, on the one hand, and, on the other, points in the United States (except AK and HI), for 180 days. Supporting shipper: B. Stein, Traffic Manager, Midland Glass Company, Inc., Cliffwood, NJ 07721.

MC 107456 (Sub-6-1TA), filed May 21, 1980. Applicant: HARRY L. YOUNG AND SONS, INC., 542 West Sixth South, Salt Lake City, UT 84104. Representative: Lon Rodney Kump, 333 East Fourth South, Salt Lake City, UT 84111. *Iron and steel articles,* between points in the State of UT (where there is prior or subsequent movement interstate by rail), for 180 days. An underlying ETA seeks 90 days authority. Supporting

shipper: Nucor Corporation, Vulcraft Division, Norfolk, NE.

MC 42487 (Sub-6-18TA), filed May 21, 1980. Applicant: CONSOLIDATED FREIGHTWAYS CORPORATION OF DELAWARE, 175 Linfield Drive, Menlo Park, CA 94025. Representative: V. R. Oldenburg, P.O. Box 3062, Portland, OR 97208. *Common carrier, regular route: General commodities (except those of unusual value, Classes A and B explosives, household goods as defined by the Commission, commodities in bulk and those requiring special equipment), serving the facilities of Colt Industries-Central Maloney Division, at or near Arcadia, FL, as an off-route point in connection with carrier's otherwise authorized regular route operations, for 180 days. Applicant intends to tack the proposed authority, as an off-route point, with authority it acquired from Eastern Express, Inc., as authorized by the Commission in Docket No. MC-F-13295. This authority has been merged into Applicant, but the Commission has not yet issued a certificate in its name. This authority will, in turn, be tacked with other present authorities of Applicant at such points as Atlanta, GA and Jacksonville, FL, to permit service to and from points throughout the United States. Applicant proposes to interline traffic with its present connecting carrier at authorized interline points throughout the United States as provided in tariffs on file with the Interstate Commerce Commission. Supporting shipper(s): Colt Industries, P.O. Box 88, Pittsburgh, PA 15230.*

MC 42487 (Sub-6-19TA), filed May 21, 1980. Applicant: CONSOLIDATED FREIGHTWAYS CORPORATION OF DELAWARE, 175 Linfield Drive, Menlo Park, CA 94025. Representative: V. R. Oldenburg, P.O. Box 3062, Portland, OR 97208. *Common carrier, regular route: General commodities (except those of unusual value, Classes A and B explosives, household goods as defined by the Commission, commodities in bulk and commodities requiring special equipment), serving Greenville, TN as an off-route point in connection with carrier's otherwise authorized regular route operations, for 180 days. Applicant intends to tack to its existing authority and any authority it may acquire in the future. The proposed authority will be tacked or joined with authority held by Applicant under Docket No. MC 42487 Sub 744 as an off-route point. Sub 744 in turn tacks with other present authorities at points such as Cincinnati, OH, Louisville, KY, Lexington, KY and Atlanta, GA, to permit Applicant to perform service throughout the United States. Applicant proposes to interline*

traffic with its present connecting carriers at authorized interline points throughout the United States as provided in tariffs on file with the Interstate Commerce Commission. Supporting shipper(s): Keene Corp., Bohannon Avenue, Greenville, TN 37743; Huyck Formex Company, Austin Avenue, Greenville, TN 37743; Plus Mark, Inc., 325 Bohannon Avenue, Greenville, TN 37743; Metals Engineering Corp., P.O. Box 3005, Greenville, TN 37743.

MC 144606 (Sub-6-1TA), filed May 21, 1980. Applicant: DUNCAN SALES & LEASING CO., INC., 714 E. Baseline Road, Buckeye, AZ 85326. Representative: Andrew V. Baylor, 337 E. Elm Street, Phoenix, AZ 85012. (1) *Such merchandise as is dealt in by wholesales, retail, chain grocery and food business houses and agricultural feed business houses and (2) materials, equipment, ingredients and supplies used in the development, manufacture, distribution and sale of the products in (1) above. Restricted in (1) and (2) above against shipments in bulk, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper: Ralston Purina Company, Checkerboard Square, St. Louis, MO 63188.*

MC 107638 (Sub-6-1TA), filed May 22, 1980. Applicant: EVERGREEN TRAILS, INC. d.b.a. EVERGREEN TRAILWAYS, 666 Stewart Street, Seattle, WA 98101. Representative: Lawrence E. Lindeman, 425 13th Street, NW., Suite 1032, Washington, DC 20004. *Passengers and their baggage, in special operations, (1) from points in Mason, Thurston, Pierce, Kitsap, Clallam, Jefferson, King, and Snohomish Counties, WA to points in the US (except HI); (2) from points in the US (except HI) to points in the counties enumerated in (1) above; restricted to passengers having a prior or subsequent movement to rail, air, or water; and (3) from points on the International Boundary Line between the United States and Canada located in WA to points in the US (except HI), and return, for 180 days. Supporting shippers: There are 9 shippers. Their statements may be examined at the Regional office listed.*

MC 125996 (Sub-6-2TA), filed May 21, 1980. Applicant: GOLDEN TRANSPORTATION, INC., 2200 South 400 W., Salt Lake City, UT 84115. Representative: William J. Lawson (same address as applicant). *Frozen potato products, from Connell and Moses Lake, WA; Nampa, ID and Hermiston, OR to Independence, MO, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper: Fast Food Merchandisers, Inc., 1233 N. Church St., Rocky Mount, NC 27801.*

MC 48958 (Sub-6-3TA), filed May 22, 1980. Applicant: ILLINOIS-CALIFORNIA EXPRESS, INC., 510 East 51st Avenue, P.O. Box 16404, Denver, CO 80216. Representative: Lee E. Lucero (same address as applicant). *Pipe, sewer, agricultural, residential and commercial building type, and fittings, lubricants, adhesives, and related items, from Pueblo, CO, and points within its commercial zone, to points in AZ, CA, KS, NE, NM, OK, TX, UT, and WY, for 180 days. An underlying ETA seeks 90 days' authority. Supporting shipper: Johns-Manville Corp., P.O. Box 854, Pueblo, CO 81002.*

MC 139906 (Sub-6-21TA), filed May 21, 1980. Applicant: INTERSTATE CONTRACT CARRIER CORPORATION, P.O. Box 30303, Salt Lake City, UT 84127. Representative: Mr. Richard A. Peterson, P.O. Box 81849, Lincoln, NE 68501. *Wearing apparel from the facilities of K-Mart Apparel Corp., at Alsip, IL to Des Moines, IA for 180 days. Supporting shipper: K-Mart Apparel Corp., 7373 West Side Ave., North Bergen, NJ 07047.*

MC 134888 (Sub-6-1TA), filed May 22, 1980. Applicant: MOROSA BROS. TRANSPORTATION CO., 4800 Stine Rd., Bakersfield, CA 93309. Representative: John C. Russell, 1545 Wilshire Blvd., Los Angeles, CA 90017. *Crushed limestone, from the facilities of Pluess-Staufner (CA), Inc. at or near Cushenbury, CA to points in AZ, for 180 days. Supporting shipper: Pluess-Staufner (CA), Inc., P.O. Box 825, Lucerne Valley, CA 92356.*

MC 134006 (Sub-6-1TA), filed May 22, 1980. Applicant: PARKER & SON TRUCKING, INC., 4520 Maywood Avenue, Vernon, CA 90058. Representative: Richard Parker (same as applicant). *Malt Beverages (except in bulk), from Phoenix, AZ, to Santa Rosa, Modesto, Merced, Stockton, and Sacramento, CA, for 180 days. Supporting shipper(s): High Life Distribution Co., Inc., P.O. Box LL, Santa Rosa, CA 94501; Bell Distributing Co., P.O. Box 15288, Sacramento, CA 95824; and B & W Distribution Co., 205 Spenker Avenue, Modesto, CA 95355.*

MC 146907 (Sub-6-1TA), filed May 21, 1980. Applicant: PEBBLE HAULERS, INC., 2630 Delta Drive, Colorado Springs, CO 80910. Representative: Raymond M. Kelley, Esq., 450 Capitol Life Center, Denver, CO 80203. *Metal Bearing Ore, from points in Socorro and Sierra Counties, NM to points in the states of AZ, CO, NV, UT, and El Paso County, TX for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper: Silver King, P.O. Box 6394, Denver, CO 80206.*

MC 142935 (Sub-6-2TA), filed May 22, 1980. Applicant: PLASTIC EXPRESS 2999 La Jolla Street, Anaheim, CA 92806. Representative: Richard C. Celio, 2300 Camino del Sol, Fullerton, CA 92633. *Plastic articles, viz: flakes, granules, lumps, pellets and powder* from points in Nueces and Harris Counties, TX to points in CA, OR and WA, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper: Celanese Plastic & Speciality Company, 26 Main Street, Chatham, NJ 07928.

MC 148450 (Sub-6-1TA), filed May 21, 1980. Applicant: ROAD WEST FRESNO, INC., 5184 N. Motel Drive, Fresno, CA 93711. Representative: Teddy Bellamy (same as applicant). *Contract carrier, irregular routes: Snack foods*, (1) From: Corsicana, TX to: Fresno, CA, (2) From: Fresno, CA, to: Points in AZ, OR, NV, UT, ID, and WA, for 180 days. Supporting shipper: Tom's Foods, Claude Reeves, 2839 S. Cherry, Fresno, CA 93771.

MC 148450 (Sub-6-2TA), filed May 22, 1980. Applicant: ROAD WEST FRESNO, INC., 5185 N. Motel Dr., Fresno, CA 93711. Representative: Teddy Bellamy (same as applicant). *Contract carrier, irregular routes: Flavoring extracts, syrups, prepared foods, frozen fruit, and equipment, materials and supplies used in the stocking, preparation, merchandising, sale or operation of quick food outlets*, from: Clovis and Fresno, CA, to: Phoenix, Tucson, AZ; Denver, Colorado Springs, CO; Boise, Idaho Falls, Pocatello, Twin Falls, ID; Chicago, IL; Des Moines, IA; Kansas City, Lawrence, Topeka, KA; Minneapolis, St. Paul, MN; Kansas City, Springfield, MO; Lincoln, NE; Las Vegas, Reno, NV; Albuquerque, NM, Oklahoma City, Tulsa, OK; Eugene, Portland, Salem, OR; Abilene, Austin, Dallas, El Paso, Ft. Worth, Houston, Lubbock, San Antonio, TX; Cedar City, Logan, Nephi, Ogden, Salt Lake City, UT; Bellingham, Seattle, Spokane, Vancouver, WA; Milwaukee, WI; Wichita, KS; Omaha, NB; Santa Fe, NM; Yakima, WA; for the account of Lyons-Magnus and Wawonna Frozen Foods, for 180 days. Supporting shipper: Lyons-Magnus and Wawonna Frozen Foods, 3789 E. Alluvial Street, P.O. Box 646, Clovis, CA 93612.

MC 150727 (Sub-6-1TA), filed May 21, 1980. Applicant: JOE B. PAGE AND DOROTHY L. PAGE, d.b.a. SANDIA EXPRESS, 1120 1st St., NW., Albuquerque, NM 87107. Representative: Joe B. Page, 1714 Father Sky, NE., Albuquerque, NM 87112. *Internal combustion engine parts*, between Albuquerque, NM on the one hand; and San Diego, CA and Ontario, CA on the

other; for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper: General Electric Company Aircraft Engine Group, 336 Woodward Road SE, Albuquerque, NM 87022.

MC 26396 (Sub-6-25TA), filed May 21, 1980. Applicant: THE WAGGONERS TRUCKING, P.O. Box 31357, Billings, MT 59107. Representative: Bradford E. Kistler, P.O. Box 82028, Lincoln, NB 68501. *Lignin pitch*, from points in Outagamie County, WI to points in OK, TX, LA, MS, AL, and CA, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper: Dresser Industries, Inc., P.O. Box 6504, Suite 2116, 601 Jefferson Street, Houston, TX 77005.

MC 148876 (Sub-6-1TA), filed May 12, 1980. Applicant: MAGNUM FREIGHT LINES, INC., 4841 Eastern Ave., Bell, CA 90201. Representative: Gary W. Wigand, 13031 San Antonio Dr., Suite 214, Norwalk, CA 90650. *General commodities* (except those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk and those requiring special equipment) moving on bills of lading issued by ABC-Trans National Transport, Inc., a freight forwarder as defined in Section 10102(8) of the Interstate Commerce Act, from points in TX, NM, NV, AZ, WA, and OR to points in CA; and, from points in CA to points in OR and WA, for 180 days. Supporting shipper: ABC-Trans National Transport, Inc., 2110 Alhambra, Los Angeles, CA 90031.

MC 150500 (Sub-6-1TA), filed March 19, 1980. Applicant: VINCE PROCOPIO d.b.a. PROCOPIO & SONS, Post Office Box 251, Newcastle, CA 95658. Representative: Donald R. Hedrick, Post Office Box 88, Norwalk, CA 90650. *Contract carrier, irregular routes: Used motor homes, motorized campers, camper vans, truck tractors and trucks, secondary movements in truckaway or driveway service*, from Santa Fe Springs, CA and its commercial zone to points in AZ and NV, for 180 days. Supporting shipper: Jim Taylor, Owner, Jim Taylors Auto-Body, 8068 S. Westman, Santa Fe Springs, CA 90606. Agatha L. Mergenovich, Secretary.

[FR Doc. 80-18805 Filed 6-3-80; 8:45 am]
BILLING CODE 7035-01-M

Transportation of Government Traffic; Special Certificate Letter Notice(s)

The following letter notices request participation in a Special Certificate of Public Convenience and Necessity for the transportation of general

commodities, (except classes A and B explosives, radioactive materials, etiologic agents, shipments of secret materials, and weapons and ammunition which are designated sensitive by the United States Government), between points in the United States (including Alaska and Hawaii), restricted to the transportation of traffic handled for the United States Government or on behalf of the United States Government where the government contractor (consignee or consignor), is directly reimbursed by the government for the transportation costs, under the Commission's regulations (49 CFR 1062.4), pursuant to a general finding made in Exparte No. MC-107, *Government Traffic*, 131 M.C.C. 845 (1979).

An original and one copy of verified statement in opposition (limited to argument and evidence concerning applicant's fitness) may be filed with the Interstate Commerce Commission within 20 days from the date of this publication. A copy must also be served upon applicant or its representative.

If applicant is not otherwise informed by the Commission, operations may commence within 30 days of the date of its notice in the *Federal Register*, subject to its tariff publication's effective date, or the filing of an effective tender pursuant to 49 U.S.C. 10721.

GT-423-80 (special certificate—government traffic), filed May 8, 1980. Applicant: BROOKS TRANSFER AND STORAGE CO., INC., 1301 North Boulevard, P.O. Box 6854, Richmond, VA 23230. Representative: C. Fair Brooks, III, President (address same as applicant). Government agency involved: Department of Defense, General Services Administration, General Accounting Office and Veterans Administration.

GT-424-80 (special certificate—government traffic), filed May 8, 1980. Applicant: MAJOR VAN LINES, INC., P.O. Box 467, Kearny, NJ 07032. Representative: Ernest Solomon, Vice President (address same as applicant). Government agency involved: Agencies listed in U.S. Government Manual (1979-80 edition).

GT-425-80 (special certificate—government traffic), filed May 8, 1980. Applicant: CLYDE STEWART, d.b.a. STEWART AND SONS TRUCKING COMPANY, P.O. Box 493, Clarkedale, AR 72325. Representative: Clyde Stewart (address same as applicant). Government agency involved: Department of Defense.

GT-426-80 (special certificate—government traffic), filed May 8, 1980. Applicant: BOWMAN

TRANSPORTATION, INC., P.O. Box 17744, Atlanta, GA 30316. Representative: Charles Ephraim, Suite 600, 1250 Connecticut Ave., N.W., Washington, DC 20036. Government agency involved: Department of Defense, General Services Administration.

GT-427-80 (special certificate—government traffic), filed May 9, 1980. Applicant: TRENCO, INCORPORATED, 2109 Marydale Avenue, P.O. Box 697, Williamsport, PA 17701. Representative: E. Stephen Heisley, 805 McLachlen Bank Bldg., 666 Eleventh St., N.W., Washington, D.C. 20001. Government agency involved: Agencies listed in U.S. Government Manual (1979-80 edition).

GT-428-80 (special certificate—government traffic), filed May 9, 1980. Applicant: STAHLY CARTAGE CO., P.O. Box 486, Edwardsville, IL 62025. Representative: E. Stephen Heisley, 805 McLachlen Bank Bldg., 666 Eleventh St., N.W., Washington, D.C. 20001. Government agency involved: Agencies listed in U.S. Government Manual (1979-80 edition).

GT-429-80 (special certificate—government traffic), filed May 9, 1980. Applicant: NELSON'S EXPRESS, INC., 675 Market Street, Millersburg, PA 17061. Representative: J. Bruce Walter, Esquire, Rhoads, Sinon & Hendershot, 410 N. Third Street, P.O. Box 1146, Harrisburg, PA 17108. Government agency involved: Departments of Defense, Justice, and General Services Administration.

GT-430-80 (special certificate—government traffic), filed May 9, 1980. Applicant: LUTHER TRANSFER, INC., 1910 Eleventh Street, Portsmouth, OH 45662. Representative: Robert F. Luther (address same as applicant). Government agency involved: Department of Defense, U.S. Coast Guard, National Aeronautics and Space Administration, General Services Administration, Rickenbacker Air Force Base and Wright Patterson Air Force Base.

GT-431-80 (special certificate—government traffic), filed May 9, 1980. Applicant: ROBERT F. KAZIMOUR, P.O. Box 2207, Cedar Rapids, IA 52406. Representative: J. L. Kazimour (address same as applicant). Government agency involved: U.S. Government Manual (1979-80 edition) and Agencies listed at Page XII of the Federal Directory (1979 edition).

GT-432-80 (special certificate—government traffic), filed May 9, 1980. Applicant: LOGISTICS EXPRESS, INC., 1890 South Chris Lane, Anaheim, CA 92805. Representative: David P.

Christianson of Knapp, Grossman & Marsh, 707 Wilshire Blvd., Suite 1800, Los Angeles, CA 90017. Government agency involved: Department of Defense—U.S. Army Transport Division, U.S. Air Force and Bureau of Mines.

GT-433-80 (special certificate—government traffic), filed May 9, 1980. Applicant: EVANGELIST COMMERCIAL CORPORATION, P.O. Box 15000, Wilmington, DE 19850. Representative: Boyd B. Ferris, Muldoon, Pemberton & Ferris, 50 West Broad Street, Columbus, OH 43215. Government agency involved: General Services Administration, Department of Defense, U.S. Government Printing Office.

GT-434-80 (special certificate—government traffic), filed May 9, 1980. Applicant: LEE WAY MOTOR FREIGHT, INC., P.O. Box 12750, Oklahoma City, OK 73157. Representative: Richard H. Champlin (address same as applicant). Government agency involved: Departments of Defense, Agriculture, Commerce, Energy, Health, Education, and Welfare, Housing and Urban Development, Interior, Justice, Treasury and Transportation, Environmental Protection Agency, National Aeronautics and Space Administration, Tennessee Valley Authority, U.S. Postal Service and Veterans Administration.

GT-435-80 (special certificate—government traffic), filed May 9, 1980. Applicant: GEORGE HUSACK, President, GEORGE HUSACK, INC., 167 Locust Drive, Schnecksville, PA 18078. Representative: John W. Frame, ICC Practitioner, P.O. Box 626, 2207 Old Gettysburg Rd., Camp Hill, PA 17011. Government agency involved: Department of Defense, General Services Administration and Department of Agriculture.

GT-436-80 (special certificate—government traffic), filed May 9, 1980. Applicant: STERNLITE TRANSPORTATION COMPANY, Winsted, MN 55359. Representative: Robert P. Sack, P.O. Box 6010, West St. Paul, MN 55118. Government agency involved: Department of Agriculture, Department of Defense and General Services Administration.

GT-437-80 (special certificate—government traffic), filed May 9, 1980. Applicant: MCKINLEY TRUCKING, INC., 3979 Crestview Drive, Salt Lake City, UT 84117. Representative: Theodore H. McKinley (address same as applicant). Government agency involved: Agencies listed in U.S. Government Manual (1979-80 edition).

GT-438-80 (special certificate—government traffic), filed May 12, 1980. Applicant: ALLIED VAN LINES, INC., 25th Avenue and Roosevelt Rd., Broadview, IL 60153. Mailing address: P.O. Box 4403, Chicago, IL 60680. Representative: Joseph P. Tuohy, Commerce Attorney (same as mailing address). Government agency involved: Departments of Defense, Transportation, National Aeronautics and Space Administration, Department of Energy, and General Services Administration.

GT-439-80 (special certificate—government traffic), filed May 12, 1980. Applicant: BAILEY'S EXPRESS, INC., 2423 Kenilworth Avenue, Tuxedo, MD 20781. Representative: Edward N. Button, P.A., 580 Northern Avenue, Hagerstown, MD 21740. Government agency involved: U.S. Government Printing Office, General Services Administration, Veterans Administration, Department of Agriculture, Housing and Urban Development.

GT-440-80 (special certificate—government traffic), filed May 12, 1980. Applicant: VTS TRUCKING, 2676 Orange Avenue, Signal Hill, CA 90806. Representative: David P. Christianson, Knapp, Grossman & Marsh, 707 Wilshire Blvd., 1800 United California Bank Bldg., Los Angeles, CA 90017. Government agency involved: U.S. Naval Underwater Systems Center.

GT-441-80 (special certificate—government traffic), filed May 12, 1980. Applicant: CURTIS, INC., 4810 Pontiac Street, Commerce City, CO 80022. Representative: Roger M. Shaner (address same as applicant). Government agency involved: General Services Administration, U.S. Departments of Defense, Agriculture, Transportation, Energy, and Interior, National Railroad Passenger Service Corporation, Tennessee Valley Authority, National Aeronautics and Space Administration, U.S. Postal Service, and U.S. Government Printing Office.

GT-442-80 (special certificate—government traffic), filed May 13, 1980. Applicant: SOUTHWEST TRUCK SERVICE (a corporation), P.O. Box A.D., Watsonville, CA 95076. Representative: William F. King, Esquire, Suite 400, Overlook Bldg., 6121 Lincolnia Road, Alexandria, VA 22312. Government agency involved: Agencies listed in U.S. Government Manual (1979-80 edition).

GT-443-80 (special certificate—government traffic), filed May 13, 1980. Applicant: FERGUSON VAN LINES, INC., 3999 Erie Avenue, Cincinnati, OH 45208. Representative: David Earl Tinker, Esquire, 1000 Connecticut

Avenue, N.W., Suite 1200, Washington, DC 20036. Government agency involved: Department of Defense and General Services Administration.

GT-444-80 (special certificate—government traffic), filed May 19, 1980. Applicant: NORBET TRUCKING CORP., 55 Passaic Avenue, Kearny, NJ 07032. Representative: E. Stephen Heisley, 805 McLachlen Bank Bldg., 666 Eleventh Street, N.W., Washington, DC 20001. Government agency involved: Agencies listed in U.S. Government Manual (1979-80 edition).

GT-445-80 (special certificate—government traffic), filed May 9, 1980. Applicant: GOTTRY CORPORATION, 999 Beahan Road, Rochester, NY 14624. Representative: Neil Hourihan, Vice-President of Transportation (address same as applicant). Government agency involved: Federal Aviation Administration and Department of Defense.

GT-446-80 (special certificate—government traffic), filed May 9, 1980. Applicant: CARL SCHAEFER, JR. TRUCK LINE, INC., 2600 Willowburn Ave., Dayton, OH 45428. Representative: Carl Schaefer, Jr., President, 321 Stuckhardt Ave., Trotwood, OH 45426. Government agency involved: Directorate of Storage and Transportation and Defense Electronic Supply Center.

GT-447-80 (special certificate—government traffic), filed May 12, 1980. Applicant: FANETTI TRANSPORT, INC., Route 2, 2024 21st Avenue, Bloomer, WI 54724. Representative: Robert P. Sack, P.O. Box 6010, West St. Paul, MN 55118. Government agency involved: Departments of Agriculture, and Defense and General Services Administration.

GT-448-80 (special certificate—government traffic), filed May 12, 1980. Applicant: GOODWAY TRANSPORT, INC., P.O. Box 2283, York, PA 17405. Representative: Gailyn L. Larsen, P.O. Box 82816, Lincoln, NE 68501. Government agency involved: Departments of Defense, Agriculture, General Services Administration and U.S. Postal Service.

GT-449-80 (special certificate—government traffic), filed May 12, 1980. Applicant: AQUARIAN LINES, a partnership of T. G. and J. C. GARLAND, Route 1, Box 261, Van Alstyne, TX 75095. Representative: T. G. Garland (address same as applicant). Government agency involved: Department of Defense and General Services Administration.

GT-450-80 (special certificate—government traffic), filed May 12, 1980.

Applicant: LoBIONDO BROTHERS MOTOR EXPRESS, INC., P.O. Box 160, Bridgeton, NJ 08302. Representative: Michael R. Werner, Esquire, P.O. Box 1409, 167 Fairfield Road, Fairfield, NJ 07006. Government agency involved: Departments of Defense, Agriculture, Energy, Interior, and Health, Education and Welfare, General Services Administration, National Aeronautics and Space Administration, Veterans Administration, Internal Revenue Service, U.S. Government Printing Office and Coast Guard.

GT-451-80 (special certificate—government traffic), filed May 12, 1980. Applicant: COOPER-JARRETT, INC., Hanover Plaza, Morristown, NJ 07960. Representative: William J. Hanlon, Esq., Vice President-General Counsel (address same as applicant). Government agency involved: Department of Defense and Transportation, General Services Administration.

GT-452-80 (special certificate—government traffic), filed May 12, 1980. Applicant: NEWMAN BROS. TRUCKING CO., 6559 Midway Rd., P.O. Box 18728, Fort Worth, TX 76118. Representative: A. William Brackett, 1108 Continental Life Bldg., Fort Worth, TX 76102. Government agency involved: Agencies listed in U.S. Government Manual (1979-80 edition).

GT-453-80 (special certificate—government traffic), filed May 12, 1980. Applicant: TRI-STATE TRANSPORTATION CO., INC., P.O. Box 498, Bellmawr, NJ 08031. Representative: Michael R. Warner, Esq., P.O. Box 1409, 167 Fairfield Rd., Fairfield, NJ 07006. Government agency involved: Departments of Defense, Commerce, Agriculture, Energy, Interior and Health, Education, and Welfare, General Services Administration, National Aeronautics and Space Administration, U.S. Government Printing Office, Veterans Administration, Internal Revenue Service.

GT-454-80 (special certificate—government traffic), filed May 12, 1980. Applicant: C. H. HOOKER TRUCKING CO., 1475 Roanoke Ave., Uhrichsville, OH 44683. Representative: Boyd B. Ferris, Mulsoon, Pemberton, & Ferris, 50 W. Broad St., Columbus, OH 43215. Government agency involved: General Services Administration, Departments of Defense, Agriculture, Transportation, Energy, and Interior, Tennessee Valley Authority, National Aeronautics and Space Administration, U.S. Postal Service, National Railroad Passenger Service Corporation, U.S. Government Printing Office.

GT-455-80 (special certificate—government traffic), filed May 12, 1980. Applicant: AUTO CONVOY CO., 12200 Park Central Drive, P.O. Box 400300, Dallas, TX 75240. Representative: Eugene C. Ewald, Matheson, Bieneman, Parr, Schuler & Ewald, 100 West Long Lake Rd., Suite 102, Bloomfield Hills, MI 48013. Government agency involved: General Services Administration, Department of Defense.

GT-456-80 (special certificate—government traffic), filed May 12, 1980. Applicant: STOOPS ECPRESS, INC., a corporation, 2239 Malibu Court, Anderson, IN 46101. Representative: Donald W. Smith, P.O. Box 40248, Indianapolis, IN 46240. Government agency involved: Veterans Administration, U.S. Postal Service, General Services Administration, Departments of Defense, Energy, Health, Education, and Welfare, Housing and Urban Development, Interior, Agriculture, Commerce, Transportation and Treasury, U.S. Government Printing Office, National Aeronautics and Space Administration, and Nuclear Regulatory Commission.

GT-457-80 (special certificate—government traffic), filed May 13, 1980. Applicant: MCCORMICK DRAY LINE, INC., Avis, PA 17721. Representative: David A. Sutherland, Esq., Fulbright & Jaworski, 1150 Connecticut Ave., N.W., Suite 400, Washington, D.C. 20036. Government agency involved: Departments of Defense and Agriculture, U.S. Postal Service, Army Corps of Engineers and General Services Administration.

GT-458-80 (special certificate—government traffic), filed May 13, 1980. Applicant: HECHT BROTHERS, INC., 2075 Lakewood Rd., Toms River, NJ 08753. Representative: Jean R. Hecht, President (address same as applicant). Government agency involved: Agencies listed in the U.S. Government Manual (1979-80 edition).

GT-459-80 (special certificate—government traffic), filed May 14, 1980. Applicant: SABRE TRANSPORTATION, INC., P.O. 996, Bakersfield, CA 93302. Representative: M.F. Hoff, Executive V. President, 2800 Standard St., Bakersfield, CA 93308. Government agency involved: U.S. Navy.

GT-460-80 (special certificate—government traffic), filed May 14, 1980. Applicant: GARDNER TRUCKING CO., 820 Avenue E, Pratt City, AL 35214. Representative: Gerald D. Colvin, Jr., 603 Frank Nelson Bldg., Birmingham, AL 35203. Government agency involved: Department of Defense, General Services Administration.

GT-461-80 (special certificate—government traffic), filed May 14, 1980. Applicant: SAND MOUNTAIN AUTO AUCTION, INC., P.O. Drawer 638, Boaz, AL 35957. Representative: Gerald D. Colvin, Jr., 603 Frank Nelson Bldg., Birmingham, AL 35203. Government agency involved: Department of Defense, General Services Administration.

GT-462-80 (special certificate—government traffic), filed May 14, 1980. Applicant: LESTER COGGINS TRUCKING, INC., P.O. Box 69, Fort Myers, FL 33902. Representative: Chester A. Zyblut, 366 Executive Bldg., 1030 15th St., N.W., Washington, D.C. 20005. Government agency involved: Departments of Defense, Agriculture, Energy and Interior, General Services Administration, Tennessee Valley Authority, National Aeronautics and Space Administration, U.S. Postal Service and U.S. Government Printing Office.

GT-463-80 (special certificate—government traffic), filed May 14, 1980. Applicant: HENRY ANDERSEN OF TEXAS, INC., P.O. Box 1129, Stratford, TX 79084. Representative: Chester A. Zyblut, 366 Executive Bldg., 1030 15th St. N.W., Washington, D.C. 20005. Government agency involved: Departments of Defense, Agriculture, Energy, Interior; General Services Administration, Tennessee Valley Authority, National Aeronautics and Space Administration, U.S. Postal Service and U.S. Government Printing Office.

GT-464-80 (special certificate—government traffic), filed May 14, 1980. Applicant: PUROLATOR ARMORED, INC., 255 Old New Brunswick Rd., Piscataway, NJ 08845. Representative: Peter A. Greene, 900 17th St. N.W., Washington, D.C. 20006. Government agency involved: Federal Reserve System, Departments of Agriculture and Treasury; General Services Administration.

GT-465-80 (special certificate—government traffic), filed May 14, 1980. Applicant: FLEET TRANSPORT CO., INC., 934 44th Ave., North, P.O. Box 90408, Nashville, TN 37209. Representative: Russell E. Stone (address same as applicant). Government agency involved: Executive Agencies, Departments, Independent Establishments and government enumerated in the contents, pages V-VII, U.S. Government Manual 1979-80.

GT-466-80 (special certificate—government traffic), filed May 14, 1980. Applicant: NORTH EAST EXPRESS, INC., P.O. Box 127, Mountaintop, PA 18707. Representative: Joseph F. Hoary,

121 S. Main St., Taylor, PA 18517. Government agency involved: Agencies listed in U.S. Government Manual (1979-80 edition).

GT-467-80 (special certificate—government traffic), filed May 12, 1980. Applicant: SERVICE EXPRESS, INC., P.O. Box 1009, Tuscaloosa, AL 35401. Representative: Donald B. Sweeney, Jr., Esq., Bishop, Sweeney, Colvin & Johnson, 603 Frank Nelson Bldg., Birmingham, AL 35203. Government agency involved: Departments of Defense, Agriculture, Transportation, Energy, Interior, Treasury, Health, Education and Welfare, and Housing and Urban Development; General Services Administration, National Aeronautics and Space Administration, Veteran's Administration, National Railroad Passenger Service Corporation, Tennessee Valley Authority, U.S. Postal Service, U.S. Government Printing Office, Bureau of Reclamation and Mines, U.S. Supplies Property Office, Federal Prison Industries, Federal Maritime Commission, Nuclear Regulatory Commission.

GT-468-80 (special certificate—government traffic), filed May 12, 1980. Applicant: WILLIAM McCULLOUGH TRANSPORTATION CO., INC., 1130 U.S. Highway No. 1, Elizabeth, NJ 07201. Representative: Ronald I. Shapps, Esq., 450 Seventh Avenue, New York, NY 10001. Government agency involved: Department of Defense and General Services Administration.

GT-469-80 (special certificate—government traffic), filed May 12, 1980. Applicant: LACY'S EXPRESS, INC., P.O. Box 130, Pedricktown, NJ 08067. Representative: Michael R. Werner, Esq., P.O. 1409, 167 Fairfield Rd., Fairfield, NJ 07006. Government agency involved: Departments of Defense, Agriculture, Energy, Interior, and Health, Education and Welfare; Coast Guard, General Services Administration, National Aeronautics and Space Administration, U.S. Government Printing Office, Veteran's Administration, Internal Revenue Service.

GT-470-80 (special certificate—government traffic), filed May 13, 1980. Applicant: BAYSE TRANSPORTATION SERVICE, INC., 2031 Industrial Drive, P.O. Box 1002, Salem, VA 24153. Representative: Blair P. Wakefield, Attorney, Suite 1001, 1st & Merchants National Bank Bldg., Norfolk, VA 23510. Government agency involved: Departments of Defense, Commerce, Health, Education and Welfare, Housing and Urban Development, Interior, and Transportation; General Services Administration, Internal Revenue

Service, National Aeronautics and Space Administration, U.S. Army Corps of Engineers.

GT-471-80 (special certificate—government traffic), filed May 15, 1980. Applicant: OVERNITE TRANSPORTATION CO., Box 1216, Richmond, VA 23209. Representative: C. H. Swanson, Director of Traffic and Commerce (address same as applicant). Government agency involved: Agencies listed in U.S. Government Manual (1979-80 edition).

GT-472-80 (special certificate—government traffic), filed May 6, 1980. Applicant: WARD TRANSPORT, INC., P.O. Box 735, Pueblo, CO 81002. Representative: Leslie R. Kehl, Attorney, 1600 Lincoln Center, 1660 Lincoln St., Denver, CO 80264. Government agency involved: Defense Fuel Supply Center.

GT-473-80 (special certificate—government traffic), filed May 6, 1980. Applicant: GBL TRANSPORT, INC., 300 Interstate North Parkway, Suite 327, Atlanta, GA 30339. Representative: Mark Ellison, Attorney, 300 Interstate North Parkway, Suite 329, Atlanta, GA 30339. Government agency involved: Department of Defense, General Services Administration, U.S. Coast Guard, and National Aeronautics and Space Administration.

GT-474-80 (special certificate—government traffic), filed May 7, 1980. Applicant: BEAVER TRANSPORT CO., 100 Waukegan Road, P.O. Box 1000, Lake Bluff, IL 60044. Representative: Michael V. Kaney, Vice-President—Traffic (address same as applicant). Government agency involved: Departments of Defense, Agriculture, Transportation, Energy, and Interior; National Railroad Passenger Service Corp., Tennessee Valley Authority, National Aeronautics and Space Administration, U.S. Postal Service, U.S. Government Printing Office and General Services Administration.

GT-475-80 (special certificate—government traffic), filed May 7, 1980. Applicant: BULK TRANSPORT COMPANY, 100 Waukegan Road, P.O. Box 1000, Lake Bluff, IL 60044. Representative: Michael V. Kaney, Vice-President—Traffic (address same as applicant). Government agency involved: Departments of Defense, Agriculture, Transportation, Energy, and Interior; National Railroad Passenger Service Corp., Tennessee Valley Authority, National Aeronautics and Space Administration, U.S. Postal Service, and U.S. Government Printing Office.

GT-476-80 (special certificate—government traffic), filed May 7, 1980.

Applicant: SUDDATH VAN LINES, INC., P.O. Box 6699, Jacksonville, FL 32205. Representative: Robert J. Gallagher, Esquire, 1000 Connecticut Ave., N.W., Washington, DC 20036. Government agency involved: Departments of Defense and U.S. Coast Guard.

GT-477-80 (special certificate—government traffic), filed May 7, 1980. Applicant: KANEY TRANSPORTATION INC., 7222 Cunningham Road, Rockford, IL 61105. Representative: E. Stephen Heisley, 805 McLachlen Bank Bldg., 666 Eleventh St., N.W., Washington, D.C. 20001. Government agency involved: Departments of Defense, Agriculture, Transportation, Energy, and Interior; and National Railroad Passenger Service Corp., Tennessee Valley Authority, National Aeronautics and Space Administration, U.S. Postal Service, and U.S. Government Printing Office.

GT-478-80 (special certificate—government traffic), filed May 7, 1980. Applicant: BASS TRANSPORTATION CO., INC., P.O. Box 391, Flemington, NJ 08822. Representative: Herbert Alan Dubin, Esq., Baskin and Sears, 818 Connecticut Ave., N.W., Washington, DC 20006. Government agency involved: Department of Defense and General Services Administration.

GT-479-80 (special certificate—government traffic), filed May 7, 1980. Applicant: C & E TRANSPORT, INC., d.b.a. C. E. ZUMSTEIN CO., P.O. Box 27, Lewisburg, OH 45338. Representative: E. Stephen Heisley, 805 McLachlen Bank Bldg., 666 Eleventh St., N.W., Washington, D.C. 20001. Government agency involved: General Services Administration, Departments of Defense, Agriculture, Transportation, Energy, and Interior; and National Railroad Passenger Service Corp., Tennessee Valley Authority, National Aeronautics and Space Administration, U.S. Postal Service, U.S. Government Printing Office.

GT-480-80 (special certificate—government traffic), filed May 7, 1980. Applicant: TRANSHIELD TRUCKING, INC., 1470 North Farnsworth Avenue, P.O. Box 1617, Aurora, IL 60507. Representative: E. Stephen Heisley, 805 McLachlen Bank Bldg., 666 Eleventh St., N.W., Washington, D.C. 20001. Government agency involved: General Services Administration, Departments of Defense, Agriculture, Transportation, Energy, and Interior; National Railroad Passenger Service Corp., Tennessee Valley Authority, National Aeronautics and Space Administration, U.S. Postal Service, U.S. Government Printing Office.

GT-481-80 (special certificate—government traffic), filed May 8, 1980. Applicant: MONFORT TRANSPORTATION COMPANY, P.O. Box G, Greeley, CO 80631. Representative: Steven K. Kuhlmann, 717 Seventeenth St., Suite 2600, Denver, CO 80202. Government agency involved: General Services Administration and Departments of Defense, Agriculture, Energy, and Interior.

GT-482-80 (special certificate—government traffic), filed May 8, 1980. Applicant: PERKINS MOTOR TRANSPORT, INC., 51 Lowry Ave. N., Minneapolis, MN 55411. Representative: J. G. Dail, Jr., P.O. Box LL, McLean, VA 22101. Government agency involved: Department of Defense and General Services Administration.

GT-483-80 (special certificate—government traffic), filed May 8, 1980. Applicant: C. H. DREDGE & CO., INC., 918 South 2000 West, Syracuse, Utah 84041. Representative: Douglas W. Dredge, President (same address as applicant). Government agency involved: Military Traffic Management Command, Oakland Army Base.

GT-484-80 (special certificate—government traffic), filed May 8, 1980. Applicant: DUNKLEY REFRIGERATED TRANSPORT, INC., 1915 South 900 West, Salt Lake City, Utah 84104. Representative: Don L. Bryce, Traffic Mgr., 5565 E. 52nd Avenue, Commerce City, CO 80022. Government agency involved: Departments of Defense, General Services Administration, and U.S. Postal Service.

GT-485-80 (special certificate—government traffic), filed May 15, 1980. Applicant: A.C.B. TRUCKING, INC., P.O. Box 5130, North Little Rock, AR 72119. Representative: E. Lewis Coffey (address same as applicant). Government agency involved: Departments of Defense, Interior, Education, and Agriculture; Commodity Credit Corporation, Federal Aviation Administration, General Services Administration, National Aeronautics and Space Administration, Tennessee Valley Authority, U.S. Postal Service, and Atomic Energy Commission.

GT-486-80 (special certificate—government traffic), filed May 15, 1980. Applicant: ADRIAN CARRIERS, INC., 1826 Rockingham Road, Davenport, IA 52808. Representative: James M. Hodge, Grefe & Sidney, 1980 Financial Center, Des Moines, IA 50309. Government agency involved: Agencies listed in U.S. Government Manual (1979-80 edition).

GT-487-80 (special certificate—government traffic), filed May 15, 1980. Applicant: TERRAIN TAMERS, INC.,

INTERSTATE TRANSPORT, P.O. Box 1457, Roseburg, OR 97370. Representative: Thomas Y. Higashi, Attorney, 2075 S.W. First Avenue, Suite #2-N, Portland, OR 97201. Government agency involved: Department of Interior.

GT-488-80 (special certificate—government traffic), filed May 15, 1980. Applicant: COASTAL TANK LINES, INC., 250 North Cleveland-Masillon Rd., Akron, OH 44313. Representative: Fred H. Daly, Esq., Hanna & Cullen, 2550 M St., N.W., Suite 475, Washington, D.C. 20037. Government agency involved: Department of Defense.

GT-489-80 (special certificate—government traffic), filed May 15, 1980. Applicant: THOMPSON VAN LINES, INC., 4066 South Four Mile Run Dr., Arlington, VA 22206. Representative: Robert L. Thompson, Esq., Steptoe & Johnson, 1250 Connecticut Ave., N.W., Washington, D.C. 20036. Government agency involved: Departments of Defense and Education; General Services Administration.

GT-490-80 (special certificate—government traffic), filed May 15, 1980. Applicant: MISSOURI PACIFIC TRUCK LINES, 210 N. 13th Street, St. Louis, MO 63103. Representative: Michael Thompson, attorney (address same as applicant). Government agency involved: Department of Defense and General Services Administration.

GT-491-80 (special certificate—government traffic), filed May 15, 1980. Applicant: MOHAWK VAN LINES, INC., 251-55 Jericho Turnpike, Bellerose, NY 11426. Representative: Mr. Dominic Nuzzi, President (address same as applicant). Government agency involved: Department of Defense, General Services Administration and U.S. Coast Guard.

GT-492-80 (special certificate—government traffic), filed May 15, 1980. Applicant: TWIN CITY FREIGHT, INC., 2550 Long Lake Road, Roseville, MN 55113. Representative: Alan Foss, 502 First National Bank Bldg., Fargo, ND 58126. Government agency involved: Agencies listed in U.S. Government Manual (1979-80 edition).

GT-493-80 (special certificate—government traffic), filed May 15, 1980. Applicant: DAIRYLAND TRANSPORT, INC., P.O. Box 1116, Wisconsin Rapids, WI 54494. Representative: Dennis C. Brown, P.O. Box 1116, Wisconsin Rapids, WI 54494. Government agency involved: Agencies listed in U.S. Government Manual (1979-80 edition).

GT-494-80 (special certificate—government traffic), filed May 15, 1980. Applicant: M. P. I. CORPORATION, R.D. #6, Bridgeton, NJ 08302. Representative:

Michael R. Werner, Esq., P.O. Box 1409, 167 Fairfield Rd., Fairfield, NJ 07006.

Government agency involved: Departments of Defense, Agriculture, Energy, Interior and Health, Education and Welfare and U.S. Coast Guard, U.S. Corps of Engineers, General Services Administration, National Aeronautics and Space Administration, U.S. Government Printing Office, Veterans Administration, and Internal Revenue Service.

GT-495-80 (special certificate—government traffic), filed May 15, 1980. Applicant: WILLIAM E. MOROG, d.b.a. JONICK & CO., 4500 East Liberty Ave., Vermillion, OH 44089. Representative: Boyd B. Ferris, Muldoon, Pemberton & Ferris, 50 West Broad St., Columbus, OH 43215. Government agency involved: General Services Administration, Departments of Defense, Agriculture, Transportation, Energy and Interior; Tennessee Valley Authority, National Aeronautics and Space Administration, U.S. Postal Service, National Railroad Passenger Service Corporation, and U.S. Government Printing Office.

GT-496-80 (special certificate—government traffic), filed May 15, 1980. Applicant: K & B TRANSPORT, Inc., a Michigan corporation, 21533 Mound Rd., Warren, MI 48091. Representative: Alex J. Miller, Attorney, Fabrizio, Miller & Graham, P.C., P.O. Box 244, Bloomfield Hills, MI 48013. Government agency involved: General Services Administration, Department of Defense and U.S. Postal Department.

GT-497-80 (special certificate—government traffic), filed May 15, 1980. Applicant: BERT H. WASHINGTON, d.b.a. A-1 MERCHANTS TRUCKING CO., 13426 East Imperial Hwy. Santa Fe Springs, CA 90670. Representative: Brian S. Stern, Stern & Jones, 2425 Wilson Blvd., Suite 367, Arlington, VA 22201. Government agency involved: Internal Revenue Service, Department of Defense, Environmental Protection Agency, General Services Administration.

GT-498-80 (special certificate—government traffic), filed May 15, 1980. Applicant: FRED PATTERSON TRUCKING, INC., 167-37 Porter Rd., Jamaica, NY 11434. Representative: Brian S. Stern, Stern & Jones, 2425 Wilson Blvd., Suite 367, Arlington, VA 22201. Government agency involved: General Services Administration, Departments of Energy, Defense, Commerce, and Transportation.

GT-499-80 (special certificate—government traffic), filed May 15, 1980. Applicant: ALL-SEASONS ENTERPRISES, INC., 769 5th Ave., Brooklyn, NY 11232. Representative:

Brian S. Stern, Stern & Jones, 2425 Wilson Blvd., Suite 367, Arlington, VA 22201. Government agency involved: Department of Defense and General Services Administration.

GT-500-80 (special certificate—government traffic), filed May 16, 1980. Applicant: WALSH BROS., INC., 73 Brill St., Newark, NJ 07105. Representative: Robert B. Pepper, Forrest Park Bldg., 168 Woodbridge Ave., Highland Park, NJ 08904. Government agency involved: Agencies listed in U.S. Government Manual (1979-80 edition).

GT-501-80 (special certificate—government traffic), filed May 16, 1980. Applicant: ARTHUR R. ALTNOW, d.b.a. LODI TRUCK SERVICES, P.O. Box 111, 14900 North Cherokee Lane, Lodi, CA 95240. Representative: Raymond A. Greene, Jr., Handler, Baker, Greene & Taylor, 100 Pine St., Suite 2550, San Francisco, CA 94111. Government agency involved: Department of Defense and General Services Administration.

GT-502-80 (special certificate—government traffic), filed May 16, 1980. Applicant: COLONIAL REFRIGERATED TRANSPORTATION, INC., McBride Lane, P.O. Box 22168, Knoxville, TN 37922. Representative: Chester G. Groebel, (address same as applicant). Government agency involved: Agencies listed in U.S. Government Manual (1979-80 edition.)

GT-503-80 (special certificate—government traffic), filed May 19, 1980. Applicant: ALLEN TRANSPORT CORP., P.O. Box 9702, Richmond, VA 23228. Representative: Richard J. Lee, Suite 1222, 700 Bldg., 700 East Main St., Richmond, VA 23219. Government agency involved: Agencies listed in the U.S. Government Manual (1979-80 edition).

GT-504-80 (special certificate—government traffic), filed May 19, 1980. Applicant: McALISTER TRUCKING CO. d.b.a. MATCO, P.O. Box 2377, Abilene, TX 79604. Representative: Bernard H. English, 6270 Firth Rd., Fort Worth, TX 76116. Government agency involved: Departments of Agriculture, Defense, Energy; General Services Administration, Tennessee Valley Authority, U.S. Government Printing Office and National Aeronautics and Space Administration.

GT-505-80 (special certificate—government traffic), filed May 19, 1980. Applicant: TYSON TRUCK LINE, INC., 185 5th Ave. New Brighton, MN 55112. Representative: Robert P. Sack, P.O. Box 6010, West St. Paul, MN 55118. Government agency involved: Departments of Agriculture and

Defense, and General Services Administration.

GT-506-80 (special certificate—government traffic), filed May 15, 1980. Applicant: R.G.C. CARGO CARRIERS, INC., P.O. Box 523, South Holland, IL 60473. Representative: Dean N. Wolfe, Gimmel & Weiman, Suite 145, 4 Professional Dr., Gaithersburg, MD 20760. Government agency involved: Department of Defense.

GT-507-80 (special certificate—government traffic), filed May 22, 1980. Applicant: D-X TRUCKING, INC., 5660 Southwyck Blvd., Ste. P, Toledo, OH 43614. Representative: Michael M. Briley, Attorney, P.O. Box 2088, Toledo, OH 43603. Government agency involved: Departments of Defense, Agriculture, Housing and Urban Development, Health, Education and Welfare and General Services Administration.

GT-508-80 (special certificate—government traffic), filed May 22, 1980. Applicant: MATLACK, INC., 10 West Baltimore Ave., Lansdowne, PA 19050. Representative: Martin C. Hynes, Jr., V. President (address as applicant). Government agency involved: Defense Fuel Supply Center.

GT-509-80 (special certificate—government traffic), filed May 22, 1980. Applicant: VAN HANDEL TRANSIT, INC., Route 1, Kaumauna, WI 54130. Representative: Norman A. Cooper, 145 W. Wisconsin Ave., Neenah, WI 54956. Government agency involved: Agencies listed in U.S. Government Manual (1979-80 edition).

GT-510-80 (special certificate—government traffic), filed May 22, 1980. Applicant: ROLLO TRUCKING CORPORATION, INC., 295 Broadway, Keyport, NJ 07735. Representative: Morton E. Kiel, Attorney, Suite 1832, Two World Trade Center, New York, NY 10048. Government agency involved: Department of Defense.

GT-511-80 (special certificate—government traffic), filed May 22, 1980. Applicant: CORPENZA, INC., 310 Chestnut Ave., Vineland, NJ 08360. Representative: Mark D. Russell, Suite 348, Pennsylvania Bldg., 425 13th St., Washington, D.C. 20004. Government agency involved: Department of Defense and General Services Administration.

GT-512-80 (special certificate—government traffic), filed May 22, 1980. Applicant: RIMAR TRANSPORT, INC., 827 Ridgewood Ave., North Brunswick, NJ 08902. Representative: E. Stephen Heisley, 805 McLachen Bank Bldg., 666 11th St. N.W., Washington, D.C. 20001. Government agency involved: General Services Administration, Departments of Defense, Agriculture, Transportation,

Energy, Interior; National Railroad Passenger Service Corporation, Tennessee Valley Authority, National Aeronautics and Space Administration, U.S. Postal Service, and U.S. Government Printing Office.

GT-513-80 (special certificate—government traffic), filed May 22, 1980. Applicant: EAGLE TRUCKING CO., P.O. Box 471, Kilgore, TX 75662. Representative: Bernard H. English, 6270 Firth Rd., Fort Worth, TX 76116. Government agency involved: Departments of Agriculture, Defense, and Energy, General Services Administration, Tennessee Valley Authority, U.S. Government Printing Office, and National Aeronautics and Space Administration.

GT-514-80 (special certificate—government traffic), filed May 22, 1980. Applicant: SQUAW TRANSIT COMPANY, 6211 S. 49th West Ave., P.O. Box 9368, Tulsa, OK 74107. Representative: A. William Brackett, 1108 Continental Life Bldg., Fort Worth, TX 76102. Government agency involved: Agencies listed in U.S. Government Manual (1979-80 edition).

GT-515-80 (special certificate—government traffic), filed May 23, 1980. Applicant: J&P PROPERTIES, INC., P.O. Drawer 1146, Apopka, FL 32703. Representative: James Anton, 923 National Press Bldg., Washington, D.C. 20045. Government agency involved: Departments of Defense, Agriculture, Interior, State, Transportation, Commerce, Energy, and Treasury; General Services Administration, U.S. Postal Service, Commodity Credit Corporation, National Aeronautics and Space Administration, Atomic Energy Commission.

GT-516-80 (special certificate—government traffic), filed May 23, 1980. Applicant: UINTAH FREIGHTWAYS, 1030 S. Redwood Rd., Salt Lake City, UT 84104. Representative: William S. Richards, P.O. Box 2465, Salt Lake City, UT 84110. Government agency involved: Departments of Agriculture, Defense, Commerce, Energy, Interior, Transportation, Treasury, General Services Administration, Bureau of Land Management, Bureau of Mines, Internal Revenue Service, U.S. Postal Service, Veterans Administration, Bureau of Reclamation.

GT-517-80 (special certificate—government traffic), filed May 23, 1980. Applicant: CHRISTIE RIGGING & TRUCKING CO., 182 Oakwood Dr., Glastonbury, CT 06033. Representative: Paul F. Sullivan, 711 Washington Bldg., Washington, D.C. 20005. Government agency involved: Departments of Defense, Energy, Commerce,

Agriculture, and Transportation, U.S. Postal Service, National Aeronautics and Space Administration and General Services Administration.

GT-518-80 (special certificate—government traffic), filed May 23, 1980. Applicant: POOLE TRUCK LINE, INC., P.O. Drawer 500, Evergreen, AL 36401. Representative: Robert E. Tate (address same as applicant). Government agency involved: Departments of Defense, Energy, Agriculture, Commerce, Health, Education, and Welfare, Interior, and Treasury, General Services Administration, Tennessee Valley Authority, Nuclear Regulatory Commission, Federal Prison Industries, Veterans' Administration, U.S. Postal Service, U.S. Army Corps of Engineers, U.S. Coast Guard.

GT-519-80 (special certificate—government traffic), filed May 23, 1980. Applicant: MOTOR CARGO, 845 West Center, North Salt Lake, UT 84110. Representative: William S. Richards, P.O. Box 2465, Salt Lake City, UT 84110. Government agency involved: Internal Revenue Service, Department of Defense, U.S. Postal Service, Government Printing Office, Forest Service, Department of Interior, Department of Transportation, Environmental Protection Agency.

GT-520-80 (special certificate—government traffic), filed May 23, 1980. Applicant: FLORIDA-EASTERN U.S. VAN LINES, INC., 215 Wood Street, Conshohocken PA 19428. Representative: Robert J. Gallagher, Esquire, 1000 Connecticut Avenue, N.W., Suite 1112, Washington, DC 20036. Government agency involved: Department of Defense, Department of Transportation, General Services Administration.

GT-521-80 (special certificate—government traffic), filed May 23, 1980. Applicant: DeWITT TRANSFER & STORAGE CO., P.O. Box 82109, San Diego, CA 92138. Representative: Robert J. Gallagher, Esquire, 1000 Connecticut Avenue, N.W., Suite 1112, Washington, D.C. 20036. Government agency involved: Department of Transportation, Department of Defense, General Services Administration.

GT-522-80 (special certificate—government traffic), filed May 23, 1980. Applicant: SWIFT ENTERPRISES, INC., 7901 4th Street, N., Suite 207, St. Petersburg, FL 33704. Representative: Robert J. Gallagher, Esquire, 1000 Connecticut Avenue, N.W., Suite 1112, Washington, DC 20036. Government agency involved: Department of Defense, Department of Transportation, General Services Administration.

GT-523-80 (special certificate—government traffic), filed May 23, 1980. Applicant: SANTINI BROS., INC., 1405 Jerome Avenue, New York, NY 10452. Representative: Robert J. Gallagher, Esquire, 1000 Connecticut Avenue, N.W., Suite 1112, Washington, DC 20036. Government agency involved: Department of Defense, Department of Transportation, General Services Administration.

GT-524-80 (special certificate—government traffic), filed May 23, 1980. Applicant: E. W. GRENON & SON, INC., 42 Tosca Drive, Stoughton, MA 02070. Representative: Robert J. Gallagher, Esquire, 1000 Connecticut Avenue, N.W., Suite 1112, Washington, D.C. 20036. Government agency involved: Department of Transportation, Department of Defense, General Services Administration.

GT-525-80 (special certificate—government traffic), filed May 23, 1980. Applicant: PERISHABLE DELIVERIES, INC., 1520-1530 Beason Street, Baltimore, MD 21230. Representative: Charles E. Creager, Esquire, 1329 Pennsylvania Avenue, P.O. Box 1417, Hagerstown, MD 21740. Government agency involved: Department of Defense, Department of Agriculture, Department of Health, Education, and Welfare, General Services Administration.

GT-526-80 (special certificate—government traffic), filed May 23, 1980. Applicant: CHIEFTAIN VAN LINES, INC., 7201 Main Street, Ralston, NE 68127. Representative: Marvin Dudley (address same as applicant). Government agency involved: Department of Defense, General Services Administration.

GT-527-80 (special certificate—government traffic), filed May 23, 1980. Applicant: AMERICAN RED BALL TRANSIT CO., INC., P.O. Box 1127, Indianapolis, IN 46206. Representative: A. E. Bates, Executive Vice President (address same as applicant). Government agency involved: Department of Defense, General Services Administration.

GT-528-80 (special certificate—government traffic), filed May 24, 1980. Applicant: ENGLUND EQUIPMENT CO., 740 Old Stage Road, Salinas, CA 93901. Representative: Michael S. Rubin, Esquire, Silver, Rosen, Fischer & Stecher, P.C., 256 Montgomery Street, Fifth Floor, San Francisco, CA 94104. Government agency involved: Agencies listed in U.S. Government Manual (1979-80 edition).

GT-529-80 (special certificate—government traffic), filed May 27, 1980.

Applicant: ABC TRANSPORTATION COMPANY, State Docks Road, Eufaula, AL 36027. Representative: E. Stephen Heisley, 805 McLachlen Bank Building, 666 Eleventh Street, N.W., Washington, D.C. 20001. Government agency involved: General Services Administration, Departments of Defense, Agriculture, Transportation, Energy, and Interior, National Railroad Passenger Service Corporation, Tennessee Valley Authority, National Aeronautics and Space Administration, U.S. Postal Service, U.S. Government Printing Office.

GT-530-80 (special certificate—government traffic), filed May 27, 1980. Applicant: JETCO, INC., 4701 Eisenhower Avenue, Alexandria, VA 22304. Representative: J. G. Dail, Jr., P.O. Box LL, McLean, VA 22101. Government agency involved: Agencies listed in U.S. Government Manual (1979-80 edition).

GT-531-80 (special certificate—government traffic), filed May 27, 1980. Applicant: HARRINGTON TRUCKING, INC., P.O. Box 15771, 1769 Sitzmark Drive, Salt Lake City, UT 84115. Representative: Irene Warr, 430 Judge Building, Salt Lake City, UT 84111. Government agency involved: Department of Defense.

GT-532-80 (special certificate—government traffic), filed May 27, 1980. Applicant: R & L TRUCKING CO., INC., 105 Rocket Avenue, Opelika, AL 36801. Representative: Robert E. Tate, P.O. Box 517, Evergreen, AL 36401. Government agency involved: Departments of Defense, Energy, Agriculture, Commerce, Interior, Treasury, Department of Health, Education, and Welfare, General Services Administration, Tennessee Valley Authority, Nuclear Regulatory Commission, Federal Prison Industries, U.S. Postal Service, Veterans Administration, U.S. Coast Guard.

GT-533-80 (special certificate—government traffic), filed May 27, 1980. Applicant: C. W. TRANSPORT, INC., 610 High Street, Wisconsin Rapids, WI 54494. Representative: Thomas D. O'Connor, Vice President (address same as applicant). Government agency involved: Departments of Defense, Agriculture, Energy, Department of Health, Education, and Welfare, U.S. Coast Guard, General Services Administration, National Aeronautics and Space Administration, Veterans Administration, Internal Revenue Service, Government Printing Office.

GT-534-80 (special certificate—government traffic), filed May 27, 1980. Applicant: FRED SCHMIDGALL TRANSFER, INC., P.O. Box 351, Morton, IL 61550. Representative: Frederick C.

Schmidgall, Secretary (address same as applicant). Government agency involved: General Services Administration, Veterans Administration, Departments of Defense, Interior, and Agriculture; U.S. Postal Service, National Aeronautics and Space Administration, Federal Emergency Management Agency.

GT-535-80 (special certificate—government traffic), filed May 27, 1980. Applicant: MOORE VAN & STORAGE, INC., 2565 NE 33rd Street, P.O. Box 4089, Fort Worth, TX 76106. Representative: James W. Moore, President (address same as applicant). Government agency involved: Department of Defense and General Services Administration.

GT-536-80 (special certificate—government traffic), filed May 23, 1980. Applicant: ARTIM TRANSPORTATION SYSTEM, INC., 8400 Westlake Drive, Merrillville, IN 46410. Representative: E. Stephen Heisley, 805 McLachlen Bank Bldg., 666 Eleventh St., N.W., Washington, DC 20001. Government agency involved: General Services Administration, Departments of Defense, Agriculture, Transportation, Energy, and Interior; and National Railroad Passengers Service Corporation, Tennessee Valley Authority, National Aeronautics and Space Administration, U.S. Postal Service, and U.S. Government Printing Office.

GT-537-80 (special certificate—government traffic), filed May 23, 1980. Applicant: J. H. ROSE TRUCK LINE, INC., P.O. Box 16190, 4101 Fulton, Houston, TX 77022. Representative: Jesse H. Rose, Chief Executive Officer (address same as applicant). Government agency involved: Agencies listed in the U.S. Government Manual (1979-80 edition).

GT-538-80 (special certificate—government traffic), filed May 27, 1980. Applicant: WIEST TRUCKLINE, INC., 1305 6th Ave., SW., Jamestown, ND 58401. Representative: James B. Hovland, Suite M-20, 400 Marquette Ave., Minneapolis, MN 55402. Government agency involved: Departments of Defense, Agriculture, Education, Treasury, Housing and Urban Development, Energy, Transportation, Labor, and Interior; General Services Administration, Commodity Credit Corporation, Federal Aviation Authority, National Aeronautics and Space Administration, Tennessee Valley Authority, United States Weather Bureau, Atomic Energy Commission, Bureau of Indian Affairs, U.S. Post Office Department, U.S. Coast Guard, Government Printing Office, Veterans Administration, Internal

Revenue Service, Bureau of Mines, National Institute of Health, Nuclear Regulatory Commission, National Railroad Passenger Service Corporation, U.S. Forest Service.

GT-539-80 (special certificate—government traffic), filed May 27, 1980. Applicant: ROADWAY EXPRESS, INC., 1077 Gorge Blvd., P.O. Box 471, Akron, OH 44309. Representative: William O. Turney, Suite 1010, 7101 Wisconsin Ave., Washington, DC 20014. Government agency involved: Agencies listed in U.S. Government Manual (1979-80 edition).

GT-540-80 (special certificate—government traffic), filed May 27, 1980. Applicant: BULLDOG HIWAY EXPRESS, P.O. Box 506, Charleston, SC 29402. Representative: Frank A. Graham, Jr., 707 Security Federal Bldg., Columbia, SC 29201. Government agency involved: Department of Defense.

GT-541-80 (special certificate—government traffic), filed May 27, 1980. Applicant: MACON TRADING POST, INC., d.b.a. TRADING POST, P.O. Box 4032, Macon, GA 31208. Representative: Richard B. Hicks, Jr. (address same as applicant). Government agency involved: Department of Defense, U.S. Coast Guard and General Services Administration.

GT-542-80 (Special certificate—government traffic), filed May 22, 1980. Applicant: BARRETT MOVING & STORAGE, INC., 7100 Washington Ave, North, Eden Prairie, MN 55344. Representative: Andrew R. Clark, 1000 First National Bank Bldg., Minneapolis, MN 55402. Government agency involved: General Service Administration, and Department of Defense.

GT-543-80 (Special certificate—government traffic), filed May 27, 1980. Applicant: EARL'S MOVING & STORAGE CO., INC., 2062 Generals Hwy, P.O. Box 789, Annapolis, MD 21404. Representative: James J. Fratino (address same as applicant). Government agency involved: Department of Defense, and General Services Administration.

GT-544-80 (Special certificate—government traffic), filed May 23, 1980. Applicant: WALSH MESSENGER SERVICE, INC., 4 Third St., Garden City Park, NY 11040. Representative: Eugene M. Malkin, Suite 1832, 2 World Trade Center, New York, NY 10048. Government agency involved: U.S. Postal Service, Internal Revenue Service, Department of Defense, General Service Administration, and Government Printing Office.

GT-545-80 (Special certificate—government traffic), filed May 21, 1980.

Applicant: OLIVER BROWN TRUCKING CO., INC., 700 So Ave., Middlesex, NJ 08846. Representative: M. Harrison Boyd, Harrison Boyd & Associates, 2550 M St. NW., Suite 300, Washington, DC 20037. Government agency involved: U.S. Government Manual (1979-80 edition).

GT-546-80 (Special certificate—government traffic), filed May 21, 1980. Applicant: J. B. DAVIS TRANSFER & STORAGE, P.O. Box 1236, Plano, TX 75074. Representative: M. Harrison Boyd, Harrison Boyd & Associates, 2550 M St., NW., Suite 300, Washington, DC 20037. Government agency involved: U.S. Government Manual (1979-80 edition).

GT-547-80 (Special certificate—government traffic), filed May 21, 1980. Applicant: FLAGG BROTHERS MOVING & STORAGE, INC., 49 Mount Vernon Ave., Mount Vernon, NY 10550. Representative: M. Harrison Boyd, Harrison Boyd & Associates, 2550 M St. NW., Suite 300, Washington, DC 20037. Government agency involved: U.S. Government Manual (1979-80 edition).

GT-548-80 (Special certificate—government traffic), filed May 21, 1980. Applicant: GROGAN BROS. MOVING & STORAGE, 1200 Hill Ave., Wilkinsburg, PA 15221. Representative: M. Harrison Boyd, Harrison Boyd Associates, 2550 M St. NW., Suite 300, Washington, DC 20037. Government agency involved: U.S. Government Manual (1979-80 edition).

GT-549-80 (Special certificate—government traffic), filed May 21, 1980. Applicant: MULLEN'S TRANSFER & STORAGE, 1123 7th St. NW., Washington, D.C. 20001. Representative: M. Harrison Boyd, Harrison Boyd & Associates, 2550 M St. NW., Suite 300, Washington, DC 20037. Government agency involved: Agencies listed in U.S. Government Manual (1979-80 edition).

GT-550-80 (Special certificate—government traffic), filed May 21, 1980. Applicant: MARVIN C. RUTHERFORD, d.b.a. RUTHERFORD MOVERS, 10819 Superior Ave., Cleveland, OH 44106. Representative: M. Harrison Boyd, Harrison Boyd Associates, 2550 M St. NW., Suite 300, Washington, DC 20037. Government agency involved: Agencies listed in U.S. Government Manual (1979-80 edition).

GT-551-80 (Special certificate—government traffic), filed May 21, 1980. Applicant: V & P CARRIERS, INC., 669 Berriman St., Brooklyn, NY 11208. Representative: M. Harrison Boyd, Harrison Boyd Associates, 2550 M St. NW., Suite 300, Washington, DC 20037. Government agency involved: Agencies

listed in U.S. Government Manual (1979-80 edition).

GT-552-80 (Special certificate—government traffic), filed May 27, 1980. Applicant: HILLDRUP TRANSFER & STORAGE CO., INC., P.O. Box 745, Fredericksburg, VA 22401. Representative: Carroll B. Jackson, 1810 Vincennes Rd., Richmond, VA 23229. Government agency involved: Agencies listed in U.S. Government Manual.

GT-553-80 (Special certificate—government traffic), filed May 27, 1980. Applicant: BLACK HILLS TRUCKING CO., P.O. Box 2130, Rapid City, SD 57709. Representative: James W. Olson, P.O. Box 1552, Rapid City, SD 57709. Government agency involved: Department of Agriculture.

GT-554-80 (Special certificate—government traffic), filed May 29, 1980. Applicant: BILL JACKSON RIG CO., INC., 1813 S.E. 25th St., Oklahoma City, OK 73143. Representative: Paul Ross Jackson, Asst. Vice President (address same as applicant). Government agency involved: Departments of Defense and Energy.

By the Commission.
Agatha L. Mergenovich,
Secretary.

(FR Doc. 80-16894 Filed 6-3-80; 8:45 am)

BILLING CODE 7035-01-M

Permanent Authority Decisions; Decision-Notice

Correction

In the issue of Friday, May 9, 1980, in FR Doc. 80-14162 appearing at page 30723, make the following correction:

On page 30731, in the second column, in the fourth full paragraph, line one, "MC 40289 (Sub-355F)" should be changed to read "MC 40829 (Sub-355 F)".

BILLING CODE 1505-01-M

Permanent Authority Decision; Decision-Notice

Correction

In the issue of Tuesday, May 13, 1980, in FR Doc. 80-14517, appearing at page 31508, please make the following corrections:

1. On page 31514 in the third column, in the first full paragraph, line 17, the facility location "Oakland, CA" should read "Oakland, IA", and in line 20, the destination point "VE" should be "VT".

BILLING CODE 1505-01-M

Permanent Authority Decisions; Decision—Notice

Correction

In FR Doc. 80-9285 appearing at page 20175 in the issue for Thursday, March 27, 1980, on page 20227, in the second column, in the fourth full paragraph, the first line reads "MC 9368 (Sub-110F)" should be corrected to read "MC 49368 Sub-110F".

BILLING CODE 1505-01-M

INTERNATIONAL DEVELOPMENT COOPERATION AGENCY

Agency for International Development Advisory Committee on Voluntary Foreign Aid; Meeting

Pursuant to Executive Order 11769 and the provisions of Section 10(a)(2), Public Law 92-463, Federal Advisory Committee Act, notice is hereby given of the meeting of the Advisory Committee on Voluntary Foreign Aid which will be held on June 24 and 25, 1980 (from 9:00 a.m. to 5:00 p.m.), at 1740 Massachusetts Avenue, N.W., Washington, D.C. (The School of Advanced International Studies of Johns Hopkins University).

The agenda will deal primarily with post-grant award aspects of the A.I.D. relationship with private and voluntary organizations. The meeting will seek to identify, examine, and attempt to resolve specific problems encountered by voluntary agencies in working with A.I.D. Special attention will be given to program implementation, monitoring, reporting, evaluation, and audit of A.I.D. financial grants. In addition, there will be a response by A.I.D. officials to the recommendations that resulted from the March meeting of the Advisory Committee. A presentation describing some proposed changes in the scope and process of registration of voluntary agencies will also be made.

The meeting will be open to the public. Any interested person may attend, appear before, or file statements with the Committee in accordance with procedures established by the Committee. Written statements should be filed prior to the meeting and should be available in twenty copies.

Mr. John A. Ulinski will be the A.I.D. representative at the meeting. It is suggested that those desiring further information contact Mr. Ulinski at 202-632-0108, or by mail c/o the Advisory Committee on Voluntary Foreign Aid,

Agency for International Development,
Washington, D.C. 20523.

Calvin H. Raulerson,

Assistant Administrator, Bureau for Private
and Development Cooperation.

May 28, 1980.

[FR Doc. 80-16889 Filed 6-3-80; 8:45 am]

BILLING CODE 4710-02-M

INTERNATIONAL TRADE COMMISSION

[Investigation No. 337-TA-71]

Certain Anaerobic Impregnating Compositions and Components Thereof; Commission Determination and Order

The United States International Trade Commission conducted an investigation under the authority of section 337 of the Tariff Act of 1930 (19 U.S.C. 1337) ("section 337") of unfair methods of competition and unfair acts in the unauthorized importation into the United States of certain components for anaerobic impregnating compositions allegedly covered by claims 1, 4, and 12 of U.S. Letters Patents 4,069,378, or in their sale by the owner, importer, consignee, or agent of either, the effect or tendency of which is to destroy or substantially injure an industry, efficiently and economically operated, in the United States. On May 15, 1980, the Commission determined that there is no violation of section 337 with respect to investigation No. 337-TA-71. This determination and order provides for the final disposition of the subject investigation by the Commission.

Determination

Having reviewed the record in this matter including (1) the submissions filed by the parties, (2) the transcripts of hearings held by the administrative law judge, (3) the recommended determination of the administrative law judge, and (4) complainant's exceptions to the recommended determination and appeals from interlocutory orders of the administrative law judge, the Commission, on May 15, 1980, determined that, with respect to investigation No. 337-TA-71, there is no violation of section 337 of the Tariff Act of 1930, as amended.

Order

Accordingly, it is hereby ordered—

1. That complainant's motion to amend the complaint to add allegations of infringement of U.S. Letters Patent 4,165,400 (Motion Docket No. 71-30) is denied as moot;

2. That complainant's motion to suspend investigation No. 337-TA-71

pending a final determination by the U.S. Patent and Trademark Office on a reissue application filed by complainant relating to U.S. Letters Patent 4,079,378 (Motion docket No. 71-33) is denied as moot;

3. That investigation No. 337-TA-71 is terminated as to all issues and all parties based on the Commission's determination that there is no violation of section 337 of the Tariff Act of 1930, as amended, because claims 1, 4, and 12 of U.S. Letters Patent 4,069,378 are invalid; and

4. That this determination and order be published in the Federal Register and that the determination and order, along with the Commission opinion in support thereof, be served upon each party of record in this investigation and upon the U.S. Department of Health, Education, and Welfare, the U.S. Department of Justice, and the Federal Trade Commission.

By order of the Commission.

Issued: May 27, 1980.

Kenneth R. Mason,

Secretary.

[FR Doc. 80-16962 Filed 6-3-80; 8:45 am]

BILLING CODE 7020-02-M

[Inv. No. TA-203-6]

Color Television Receivers and Subassemblies Thereof; Report to the President

May 16, 1980.

To the President: In accordance with section 203(i) of the Trade Act of 1974 (19 U.S.C. 2253(i)), the United States International Trade Commission herein reports the results of an investigation conducted under section 203(i)(3) of that act with respect to color television receivers and subassemblies thereof.

On the basis of the information obtained in this investigation, it is the unanimous judgment of the Commission* that termination of import relief presently in effect with respect to color television receivers, with the exception of quantitative restrictions on complete and incomplete receivers from Japan, will have an adverse economic effect on the domestic industry producing like or directly competitive products.

This judgment is based on various factors, including an assessment of the present health of the industry and the degree to which it has completed the process of adjustment to import competition. While it is clear that the

*The Commission's judgment in this investigation reflects the views of Vice Chairman Alberger and Commissioners Moore, Stern, and Calhoun. Chairman Bedell did not participate.

industry has utilized the period of import relief to rationalize and modernize its manufacturing operations on an international scale, it is also likely that the success of these programs would be jeopardized if all relief were terminated. However, during the period of relief, Japan has dramatically altered its presence in the U.S. market by investing in domestic facilities for producing complete sets from subassemblies. Most Japanese producers are now part of the U.S. domestic industry. Thus, imports of Japanese sets no longer pose a serious concern to the domestic industry. In addition, major Taiwan-based exporters have commenced investing in production facilities for the assembly of television receivers in the United States. It may be that their quotes should be reviewed sooner if the process continues to the point that, like Japan, it is no longer a serious problem for the domestic-based industry.

The investigation was instituted on December 31, 1979, following receipt on December 17, 1979, of a petition for extension of relief filed on behalf of the industry concerned.

Public notice of the investigation and hearing were given by publishing the original notice in the Federal Register of January 9, 1980 (45 FR 1950). A public hearing in connection with the investigation was held on March 5 and 6, 1980, in Washington, D.C. All interested persons were afforded an opportunity to be present, to present evidence, and to be heard.

The information contained in this report was obtained from responses to the Commission's questionnaires, information presented at the public hearing, briefs submitted by interested parties, other Federal agencies, and the Commission's files.

Views of Vice Chairman Bill Alberger and Commissioners George M. Moore, Paula Stern, and Michael J. Calhoun

On the basis of the information obtained in this investigation, it is our judgment that termination of the import relief presently in effect with respect to color television receivers from Taiwan and Korea will have an adverse impact on the domestic industry producing such articles. However, it is our judgment that termination of the import relief presently in effect with respect to color television receivers from Japan will have little, if any, adverse impact on the domestic industry.¹

¹Presidential Proclamation No. 4634 (44 F.R. 5633 (1979)) set forth the import relief for those color television receivers, assembled or not assembled, finished or not finished and subassemblies thereof.

Footnotes continued on next page

The purpose of this investigation—and of these views—is to provide advice upon which the President can base his decision regarding the future of the import relief program. Although the Commission is limited to an advisory role,^{2,3} the Commission's investigation provides the only public opportunity for the interested parties to present their respective cases. In formulating its advice, the Commission must consider whether the industry is either still experiencing serious injury or has

Footnotes continued from last page from Taiwan and Korea, provided for in TSUS items 685.11, 685.14, and 685.15 and embodied in items 923.74 through 923.83, inclusive. Presidential Proclamation No. 4511 (42 F.R. 32747 (1977)) set forth the import relief for such color television receivers from Japan, provided for in TSUS items 685.11, 685.14, and 685.15. The import relief presently in effect with respect to all three countries is scheduled to terminate June 30, 1980, unless extended by the President pursuant to section 203(h)(3) of the Trade Act of 1974 (Trade Act).

² The Commission's authority to conduct this investigation is based on receipt of a petition filed pursuant to section 203(i)(3) of the Trade Act, which provides: "Upon petition on behalf of the industry concerned, filed with the Commission not earlier than the date which is 9 months, and not later than the date which is 6 months, before the date any import relief provided pursuant to this section or section 351 or 352 of the Trade Expansion Act of 1962 is to terminate by reason of the expiration of the initial period thereof, the Commission shall advise the President of its judgment as to the probable economic effect on such industry of such termination."

Unlike investigations under section 203(i)(2), which are identical in nature to those conducted under section 203(i)(3) except that they are initiated in response to a request from the President or on the Commission's own motion, the statutory provisions for section 203(i)(3) investigations do not direct the Commission to advise the President as to the probable economic effect of the extension, reduction, or termination of import relief. Rather, the language of section 203(i)(3) limits the Commission's advice to the probable economic effect of the termination of import relief.

The determination to be made by the President and the criteria he is required to consider are set forth in section 203(i)(3), as amended by the Trade Agreements Act, which provides: "Any import relief provided pursuant to this section or section 351 and 352 of the Trade Expansion Act of 1962 may be extended by the President, at a level of relief no greater than the level in effect immediately before such extension, for up to one three-year period if the President determines, after taking into account the advice received from the Commission under subsection (i)(2) or (i)(3) and after taking into account the considerations described in section 202(c), that such extension is in the national interest."

For a complete discussion of the statutory framework of section 203 prior to the Trade Agreement Act of 1979, see Views of Commissioners Alberger and Stern, *Stainless Steel and Alloy Tool Steel*, Inv. No. TA-203-5 (1979), at pp. 4-6.

³ Commissioner Stern points out that the Commission did not institute this investigation on its own motion under section 203(i)(2). Therefore, the Commission has framed its advice to address the question of termination. She points out that the data and analysis regarding these orderly marketing agreements (OMA's) can also be used to draw conclusions regarding their future modification.

adjusted to import competition or both.^{4,5}

Transformation of the U.S. Industry

Today, the U.S. color television industry is substantially transformed from its position reviewed during the section 201 proceeding three years ago.⁶

⁷ Two developments have been primarily responsible for this transformation. First, a fundamental relocation of certain production operations is resulting in a new international division of labor. U.S. producers have transferred an increasingly large portion of their production of labor-intensive components to other countries in an effort to cut labor costs, and four major Japanese producers of color television receivers began assembly operations in the United States during the period of import relief, joining three already in place.⁸ Second, the adoption of technological improvements is reducing total labor content of television receivers.

The international process of relocation began well before import relief went into effect in June 1977. The fact that Japanese firms began, before the onset of the orderly marketing agreements (OMA's), to relocate final assembly plants in the United States indicates that this transformation is, at

least in part, a rationalization of production to minimize total costs and maximize efficiency. In their decisions on location of production facilities, both domestic and foreign firms in this market must trade off the increased transport costs of an overseas location against the lower wage rate prevailing in other countries. By discouraging imports of receivers while allowing entry for subassemblies, the import relief accorded by the OMA's has nurtured this process of change. The U.S. producers, both U.S.-owned and Japanese-owned, have thus ensured their long term viability. The workers, however, have clearly borne much of the burdens of the adjustment of the industry to changed conditions of competition. Aggregate employment in the domestic industry is now lower than at any time in the last decade.⁹ As the analysis below notes, however, there are good indications that Korea, and possibly Taiwan, would not find it advantageous in the absence of OMA's to take part in this relocation of facilities, due in part to their significantly lower labor costs as compared to Japan.

Since the implementation of import relief, U.S. producers, both domestically owned and foreign owned, have made substantial investments in product development designed to reduce labor and other costs. Several producers have lowered costs by reducing the number of parts in the manufacture of certain components and have automated certain assembly procedures.¹⁰ Capital expenditures have increased markedly, 62 percent during 1976-79.¹¹ This is clear evidence of their attempt to adapt to this changing international environment while under the protection of the OMA's.

Another indicator of the industry's adaptation is increased U.S. imports of incomplete color television receivers and subassemblies under TSUS item 807.00, which provides for the duty-free treatment of U.S. goods which have been exported to another country for further assembly or processing and are then returned to the United States. Such imports increased from \$331 million in 1976 to \$579 million in 1979, or by 75 percent.¹²

Despite these efforts, the U.S. color television industry, as newly reorganized, has not sufficiently established itself to the extent that it would not be adversely affected by unlimited competition from imports from

⁴ *Stainless Steel and Alloy Tool Steel*, Inv. No. TA-203-5 (1979) at p. 8.

⁵ Under section 203(i)(4), the Commission must take into account the considerations set forth in section 202(c). These factors guided the President in his initial decision to grant relief, and they must be carefully analyzed in determining whether termination of relief is appropriate at this time. We concur with the analysis of these criteria which appears at pages A-43 through A-48 of *Color Television Receivers and Subassemblies Thereof: Report to the President on Investigation No. TA-203-6*, 1980 (hereinafter referred to as Report).

⁶ The Commission completed an investigation on the subject articles under section 201 of the Trade Act in March 1977 (investigation No. TA-201-19).

⁷ One of the factors affecting this market during the period 1976-79 has been an outstanding antidumping finding against color television receivers from Japan. The U.S. Department of the Treasury determined on December 4, 1970, that Japanese television receivers were being sold in the United States at less than fair value. The Commission made its injury determination on March 4, 1971. From 1971-1977, Treasury was unsuccessful in its attempts to assess dumping charges on receivers imported during that period because it did not have the information required to compare prices of all Japanese home-market sets with all those exported to the United States. In March 1978, duties were assessed on all television imports from Japan during 1971-1977 and procedures were established so that future imports could be assessed more rapidly. On April 28, 1980, the U.S. Government announced an out-of-court settlement with the importers of these sets amounting to approximately \$70 million. This settlement was enjoined on May 9, 1980, by the U.S. Court of Appeals for the D.C. Circuit as part of an appeal by the domestic industry.

⁸ Report, at A-16-19.

⁹ Report, at A-27 and D-13-15.

¹⁰ Id., at A-15.

¹¹ Id., at A-32.

¹² Id., at D-2.

Taiwan and Korea. While most industry trends have been positive since the import relief under the OMA's took effect, steadily declining profitability indicates that the industry remains unhealthy.¹³ Under present circumstances, a large influx of imports of color television receivers would jeopardize the adjustment efforts made to date. The continued success of many of these ongoing efforts is dependent on additional capital that may not be available if import relief is terminated at this time. Therefore, it is fair to conclude that the industry remains vulnerable to certain imports. We believe that import trends and other information developed during this investigation demonstrate a likelihood of increased imports from Taiwan and Korea, but not from Japan, if the OMA's were terminated.

Condition of the Industry

In assessing the current condition of the domestic color television industry, it is helpful to examine industry conditions prior to the Commission's finding of serious injury in 1977. U.S. production, domestic shipments, and exports increased from 1971 to 1973, but then dropped sharply during the recession of 1974-75. In 1976, production, shipments, and exports began to increase.¹⁴ Capacity utilization followed a similar trend, increasing from 62 percent in 1971 to 82 percent in 1973,¹⁵ and then declining to 60 percent in 1976.¹⁶ The number of production and related workers declined steadily from 36,191 in 1971 to 26,957 in 1976.¹⁷ Profits declined steadily, except for a sharp dip in 1975, from 8.7 percent in 1971 to 3.7 percent in 1976.¹⁸ Profits continued to decline through 1979.

Since 1976, the U.S. color television industry has shown signs of recovery. U.S. production of color television receivers increased from 5.9 million sets in 1976 to a record 9.0 million sets in 1979, a 53 percent increase.¹⁹ Domestic shipments increased from 5.7 million sets in 1976 to 8.7 million sets, also a record level, in 1979.²⁰ Exports during this period also increased to a record level—from 160,000 sets to 451,000 sets.²¹ Capacity utilization increased from 60 percent in 1976 to 80 percent in 1979.²²

And end-of-period inventories of domestically-produced color television receivers declined from 532,000 sets in 1976 to 510,000 sets in 1979.²³ Assisting the industry to reach record levels was an 18 percent growth in apparent U.S. consumption during 1976-1979.²⁴

Despite increasing net sales, U.S. producers' aggregate net operating profit declined steadily from \$96.3 million in 1976 to \$36.7 million in 1979, or by 60 percent. The ratio of net operating profit to net sales also declined without interruption during 1976-1979 from 3.7 percent to 1.1 percent.²⁵ This steady deterioration in the overall industry's profitability is not the result of particularly poor performance by a minority of firms, but is in fact representative of almost every producer.

Firms which entered into U.S. color television production for the first time during 1976-1979 experienced, on average, lower profitability than did the remainder of the industry because of their start-up costs. Even the more established firms witnessed steadily declining profits and profit margins far below the average recorded by all electrical and electronic equipment manufacturers during 1976-1979.²⁶ It would be difficult to characterize an industry with such generally low profit levels as fully recovered.

During this period of low profits, new firms have entered the industry and established firms have exited. There are now fourteen producers in a highly price competitive industry. The Admiral Group and Andrea Radio Corporation ceased production of color television receivers in the United States during 1976-1979. GTE Sylvania purchased the "Philco" trademark in 1974, Matsushita Ltd. of Japan purchased the television production facilities of Motorola, Inc., and in 1976, Sanyo Electronics, Inc., of Japan purchased the television production facilities of Warwick Electronics, Inc.²⁷ This consolidation process indicates a worldwide adjustment to competitive conditions in this industry.²⁸

Data on employment show a continuing decline in the number of production and related workers employed in the manufacture of color television receivers. The number of such

workers declined by 17 percent from 29,957 in 1976 to 22,470 in 1979, while the number of manhours worked declined by a slightly lower percentage.²⁹ This decline in employment was stressed by the petitioner³⁰ and it is, of course, an important factor in evaluating the status of the industry. Employment is one of several factors to be considered in import relief cases.³¹

The decline in employment alone is not necessarily indicative of continuing injury to the U.S. color television industry as a whole. Much of the decline is attributable to increased usage by U.S. producers—both foreign and U.S. owned—of imported labor-intensive components, virtually all of which are manufactured by foreign subsidiaries.³² For example, in foreign-owned U.S. facilities, 55 percent of the total value is added in the United States.³³ This development appears to be necessary if the U.S. industry is to remain competitive with foreign manufacturers in the long run.

The declining level of employment to a great extent demonstrates the adjustment of this industry to international conditions of competition, precisely the purpose of the 201 import relief accorded it in 1977. Congress intends such relief to be temporary, providing time for the industry to adjust to the import competition which it must face eventually. During its consideration of the Trade Act, the Senate Finance Committee noted:

The "escape clause" is aimed at providing temporary relief for an industry suffering from serious injury, or the threat thereof, so that the industry will have sufficient time to adjust to the freer international competition. (S. Rept. at p. 119).

The House Ways and Means Committee provided similar guidance:

These changes are consistent with the fundamental purpose of import relief under this title, namely to give additional time to permit a seriously injured domestic industry to adjust and to become competitive again under relief measures and, at the same time, to create incentives for the industry to adjust, if possible, to competitive conditions in the absence of long-term import restrictions (H. Rept. at p. 44).

In light of the temporary aspect of relief, the Commission's advice to the President must be made with a view toward the steps U.S. producers should be taking to achieve long-term competitiveness with imports.

²⁹ Report, at A-27-28.

³⁰ See, for example, March 17 posthearing brief of petitioner.

³¹ Supra n. 3 at 8-9.

³² Report, at A-13.

³³ Id., at D-17.

¹³ Id., at A-30-32.

¹⁴ Id., at A-20, 22, and 25.

¹⁵ Commission's Report to the President on Investigation No. TA-201-19, *Television Receivers, Color and Monochrome* . . . , USITC Publication 808, March 1977, p. A-32.

¹⁶ Report, at A-25-26.

¹⁷ Id., at A-27.

¹⁸ Id., at D-18.

¹⁹ Id., at A-20.

²⁰ Id., at A-22.

²¹ Id., at A-25.

²² Id., at A-26.

²³ Id., at A-26.

²⁴ Id., at D-6.

²⁵ Id., at D-18.

²⁶ Id., at D-19-22 and A-32.

²⁷ Id., at A-16-19.

²⁸ This trend seems to be international in scope, as American, European, and Japanese companies have been moving labor-intensive subassembly production to low-wage countries, smaller firms have been exiting or merging and larger firms have been internationalizing their entire production operations.

Japan and the U.S. Industry

We have concluded that there would be no adverse economic impact from termination of the OMA with Japan. While U.S. imports of complete receivers from Japan filled the quota in the first OMA year (July 1977-June 1978), such imports filled no more than 60 percent of the quota during the second OMA year (July 1978-June 1979) or the first half (July-December 1979) of the third OMA year.³⁴ In fact, U.S. imports of complete receivers from Japan declined sharply from \$462 million in 1976 to \$129 million in 1979, or by 72 percent.³⁵ This decline has continued through the first quarter of 1980. One reason for the sharp drop was the initiation of color television production in the United States by five Japanese-owned firms during the period 1976-1979. Japanese producers, like U.S. based producers have relocated a substantial portion of their production in third countries, and this has reduced the need to export receivers to the United States.

In light of these recent trends in Japanese exports to the United States and the commitment of Japanese producers to a relocation of their manufacturing facilities in the United States, it is unlikely that there would be substantial increases of imports absent the OMA with Japan. Furthermore, it appears that a substantial portion of Japanese capacity formerly devoted to color television receiver production is now being utilized in the manufacture of video tape recorders and other new products more profitable than televisions.³⁶

U.S. imports of incomplete receivers from Japan, while coming close to quota levels throughout the OMA period, have been small in relation to imports of complete receivers from Japan.³⁷

³⁴Id., at A-6.

³⁵Id., at D-3.

³⁶According to a statement filed on behalf of the Electronic Industries Association of Japan in connection with the Commission's public hearing in this investigation, Japanese production of video tape recorders equalled 47 percent of the value of color television production in 1979, compared to 8 percent in 1976.

³⁷Report, at A-6.

³⁸Commissioner Stern further points out that there is demand by Japanese producers on American soil for Japanese subassembly imports to be used in the final production of receivers. These foreign-owned domestic producers would be adversely affected if the quota prevented them from meeting demand for parts. Their procedures would probably procure such labor intensive subassemblies from off-shore suppliers, not U.S. suppliers, for the same reason of price that domestically-owned producers do. Moreover, since many imported subassemblies not subject to the OMA require little additional labor to become "incompletes," it is unlikely that a shift in imports from subassemblies to incomplete receivers would

Termination of the quota on imports of incomplete receivers from Japan would not have a serious adverse effect on the domestic industry.³⁸ Further, one of the primary reasons the quota was originally imposed on incomplete receivers was to avoid possible circumvention of the quota on complete receivers. Clearly, the termination of the OMA with Japan on complete receivers would make this protective measure unnecessary.

Taiwan, Korea, and the U.S. Industry

We have concluded that there would be an adverse economic impact from termination of the OMA with Taiwan and with Korea. Unlike the recent trend in U.S. imports of complete receivers from Japan, such imports from Taiwan and Korea have remained close to quota levels.³⁹ It is likely that termination of these restraints would lead to rapidly increasing levels of imports from these countries. Prior to restraints, imports from Taiwan and Korea were increasing rapidly. Both countries possess substantial excess color television capacity.⁴⁰ Korea, in fact, has no domestic market for color televisions. And the United States has traditionally been the largest and most open market for color televisions. Two producers from Taiwan have invested in production facilities for assembly in the United States (no producer from Korea had made such a step). Therefore, it may be advisable to review Taiwan's quotas if the process continues to the point that, like Japan, it is no longer a serious problem for the domestic-based industry.⁴¹

Conclusion

The domestic industry has not yet had sufficient time to adjust to import competition. Profits are very low, total imports have only declined for one year, and additional improvements in production are planned and will be implemented if relief continues. Termination of all restraints now in effect would adversely affect the domestic industry. Imports from Korea

have a significant effect on the domestic demand for labor.

³⁹Report, at A-6.

⁴⁰Id., at A-41-42.

⁴¹Commissioner Stern points out that if the OMA's with Taiwan and Korea are to be extended with respect to complete receivers, it is also advisable to extend the quota on incomplete receivers to avoid quota circumvention. In the case of Korea, there is an additional argument for not releasing incomplete receivers from quota limitations. Available information indicates that the Korean industry possesses considerable excess picture tube capacity. Absent quota limitations, this would be an additional incentive for Korean producers to export large volumes of incomplete receivers containing picture tubes.

and Taiwan, would increase sharply and would retard the recovery process. Japanese producers having become part of the domestic industry are unlikely to resume massive imports.

By order of the Commission:

Issued: May 20, 1980.

Kenneth R. Mason,
Secretary.

[FR Doc. 80-16961 Filed 6-3-80; 8:45 am]

BILLING CODE 7020-02-M

[332-109]**Study of the Petrochemical Industries in the Countries of the Northern Portion of the Western Hemisphere**

AGENCY: United States International Trade Commission.

ACTION: Notice is hereby given that the United States International Trade Commission, following receipt on May 6, 1980, of a request from the United States Trade Representative at the direction of the President, has instituted an investigation under Section 332(g) of the Tariff Act of 1930 [19 U.S.C. 1332(g)] with respect to the petrochemical industries of the countries of the northern portion of the Western Hemisphere.

EFFECTIVE DATE: May 22, 1980.

FOR FURTHER INFORMATION CONTACT:

Mr. John J. Gersic or Dr. A. Jonnard, Energy and Chemicals Division, Office of Industries, United States International Trade Commission, 701 E Street NW., Washington, D.C. 20436 [(202) 523-0451 or (202) 523-0423, respectively].

SUPPLEMENTARY INFORMATION: Section 1104 of the Trade Agreements Act of 1979 (PL 96-39) directs the President to study the desirability of entering into trade agreements with countries in the northern portion of the Western Hemisphere to promote the economic growth of the United States and such countries and the mutual expansion of market opportunities and to report to the Committee on Ways and Means of the House of Representatives and the Committee on Finance of the Senate his findings and conclusions. The President's study will include, inter alia, an examination of the competitive opportunities and conditions of competition between such countries and the United States in petrochemicals. The Commission investigation will provide the information and facts for the President's deliberations on petrochemicals.

WRITTEN SUBMISSIONS: Since there will be no public hearing scheduled for this study, written submissions from

interested parties are invited concerning any phase of the study. Commercial or financial information which a party desires the Commission to treat as confidential must be submitted on separate sheets of paper, each clearly marked "Confidential Business Information" at the top. All submissions requesting confidential treatment must conform with the requirements of section 201.6 of the Commission's Rules of Practice and Procedure (19 CFR 201.6). All written submissions, except for business information, will be made available for inspection by interested persons. To be ensured of consideration by the Commission in this study, written statements should be submitted at the earliest practicable date, but no later than October 24, 1980. All submissions should be addressed to the Secretary at the Commission's office in Washington, D.C.

COMPLETION DATE: The Commission's plans to complete its study and report its findings to the United States Trade Representative not later than December 30, 1980.

Issued: May 27, 1980.

Kenneth R. Mason,
Secretary.

[FR Doc. 80-16663 Filed 6-3-80; 8:45 am]

BILLING CODE 7020-02-M

NATIONAL ALCOHOL FUELS COMMISSION

Hearing

AGENCY: National Alcohol Fuels Commission.

DATE: June 19, 1980.

TIME: 9:30 a.m. to 5:00 p.m.

PLACE: Room 2318, Rayburn House Office Building, Washington, D.C.

TYPE OF MEETING: Open Hearing.

CONTACT PERSON: Erick Kanter or Doug Durante, Office of Public Affairs.

WRITTEN STATEMENTS: Ste. 100, 412 1st Street, SE, Washington, D.C. (Accepted through June 19, 1980.)

PURPOSE OF COMMISSION: The National Alcohol Fuels Commission, composed of 19 members—6 from the Senate, 6 from the House of Representatives and 7 public members appointed by the President was established under Section 170 of the Surface Transportation Assistance Act of 1978 (Pub. L. 95-599) to make a full and complete investigation and study of the long- and short-term potential for alcohol fuels from biomass and coal to contribute to meeting the nation's energy needs. Its report is due by December 31, 1980 and is to be presented to the Congress and the President.

TENTATIVE AGENDA: Invited witnesses will present testimony to the Commission on issues affecting the near term production of alcohol fuels in the U.S.

Dated: May 30, 1980.

James M. Childress,
Executive Director.

[FR Doc. 80-17017 Filed 6-3-80; 8:45 am]

BILLING CODE 6820-AN-M

Open Meeting

AGENCY: National Alcohol Fuels Commission.

DATE: June 18, 1980.

TIME: 9:30 a.m. to 5:00 p.m.

PLACE: Room 1202, Dirksen Senate Office Building, Washington, D.C.

TYPE OF MEETING: Open hearing.

CONTACT PERSON: Erick Kanter or Doug Durante, Office of Public Affairs.

WRITTEN STATEMENTS: Ste. 100, 412 1st Street, SE, Washington, D.C. 20003. (Accepted through June 18, 1980.)

PURPOSE OF COMMISSION: The National Alcohol Fuels Commission, composed of 19 members—6 from the Senate, 6 from the House of Representatives and 7 public members appointed by the President was established under Section 170 of the Surface Transportation Assistance Act of 1978 (Pub. L. 95-599) to make a full and complete investigation and study of the long- and short-term potential for alcohol fuels from biomass and coal to contribute to meeting the nation's energy needs. Its report is due by December 31, 1980 and is to be presented to the Congress and the President.

TENTATIVE AGENDA: Invited witnesses will present testimony on issues affecting the near term production of alcohol fuels in the U.S.

Dated: May 30, 1980.

James M. Childress,
Executive Director.

[FR Doc. 80-17018 Filed 6-3-80; 8:45 am]

BILLING CODE 6820-AN-M

OFFICE OF MANAGEMENT AND BUDGET

Mandatory Information Requirements for Federal Assistance Program Announcements

AGENCY: Office of Management and Budget, Executive Office of the President.

ACTION: Notice of Information Requirements for Program Announcements.

SUMMARY: This notice contains information relating to the requirements for Federal assistance program announcements pursuant to Pub. L. 95-220, The Federal Program Information Act.

EFFECTIVE DATE: July 1, 1980.

FOR FURTHER INFORMATION CONTACT: Robert Brown, Branch Chief Federal Program Information Branch, Office of Management and Budget, 726 Jackson Place, NW., Room 6001, Washington, DC 20503, (202) 395-6182 concerning the Catalog of Federal Domestic Assistance (CFDA) and Tom Snyder, Senior Management Analyst, Intergovernmental Affairs, Federal Assistance Information Branch, (202) 395-6911 for OMB Circular No. A-95 coordination.

SUPPLEMENTARY INFORMATION: To enable the Director of the Office of Management and Budget (OMB) to carry out the responsibilities mandated by the Federal Program Information Act and to assist A-95 clearinghouses in the review process, notice is hereby given that all Federal assistance program announcements are required to contain the following information:

(1) The official program number and title as outlined by OMB Circular No. A-89.

(2) A statement as to the applicability of OMB Circular No. A-95 regarding State and local clearinghouse review of Federal and Federally-assisted programs and projects.

Federal assistance program announcements include, but are not limited to, entries published as Final Regulations and Amendments under the Rules and Regulations section and as notices of any kind pertaining to ongoing programs under the Notices section.

Federal program offices are advised to coordinate the required program number and title with their internal agency representatives for the CFDA as prescribed by OMB Circular No. A-89 and, for A-95 applicability, with their agency A-95 representative.

Documents placed on public inspection at the Office of the Federal Register the day before publication will be subject to monitoring by the OMB in coordination with the Office of the Federal Register. If a Federal assistance program announcement does not contain this essential information OMB will request that the document be withdrawn from the publication process until the required information is included.

David R. Leuthold,
Budget and Management Officer.

[FR Doc. 80-15387 Filed 5-20-80; 8:45 am]

BILLING CODE 3110-01-M

**SECURITIES AND EXCHANGE
COMMISSION**

(File No. 22-10369)

**Atlantic Richfield Co.; Application and
Opportunity for Hearing**

May 28, 1980.

Notice is hereby given that Atlantic Richfield Company ("ARCO") has filed an application pursuant to clause (ii) of Section 310(b)(1) of the Trust Indenture Act of 1939 (the "Act") for a finding by the Commission that the trusteeship of The Chase Manhattan Bank (National Association) ("Chase") under three existing indentures, described below, including two of ARCO and one of ARCO Pipe Line Company and ARCO, as Guarantor, (collectively, the "ARCO Indentures"), each of which was heretofore qualified under the Act, and trusteeship by Chase under an existing Indenture described below of The Anaconda Company, a Delaware Corporation, which was heretofore qualified under the Act and in respect of the debentures issued under which ARCO has become a guarantor, is not so likely to involve a material conflict of interest as to make it necessary in the public interest or for the protection of investors to disqualify Chase from acting as Trustee under the ARCO Indentures and under the Anaconda Indenture.

The ARCO Indentures are the following:

(i) *The 1963 Sinclair Indenture.* Chase, as Trustee, has entered into an Indenture dated as of December 15, 1963 as supplemented by a First Supplemental Indenture dated as of March 4, 1969 (the "1963 Sinclair Indenture") with Sinclair Oil Corporation (now ARCO) pursuant to which Sinclair Oil Corporation's 4.60% Sinking Fund Debentures Due December 15, 1988 were issued. These debentures are wholly unsecured. The debentures were registered under the Securities Act of 1933 (File No. 2-21893) and the 1963 Sinclair Indenture was qualified under the Act;

(ii) *The 1970 Atlantic Richfield Indenture.* Chase, as Trustee, has entered into an Indenture dated as of December 15, 1970 (the "1970 Atlantic Richfield Indenture") with ARCO pursuant to which ARCO's 7.70% Debentures Due December 15, 2000 were issued. These debentures are wholly unsecured. The debentures were registered under the Securities Act of 1933 (File No. 2-3888) and the 1970 Atlantic Richfield Indenture was qualified under the Act; and

(iii) *The 1975 ARCO Pipe Line Company Indenture.* Chase, as Trustee,

has entered into an Indenture dated as of January 15, 1975 as supplemented by a First Supplemental Indenture dated as of October 1, 1976 and a Second Supplemental Indenture dated as of October 1, 1976 (the "1975 ARCO Pipe Line Company Indenture") with ARCO Pipe Line Company and ARCO pursuant to which ARCO Pipe Line Company's 8% Guaranteed Notes due January 15, 1982, ARCO Pipe Line Company's 7½% Guaranteed Notes Due October 1, 1982 and ARCO Pipe Line Company's 7¼% Guaranteed Notes Due October 1, 1986 were issued. These notes are fully guaranteed by ARCO. ARCO's guarantee is wholly unsecured. The notes were registered under the Securities Act of 1933 (File Nos. 2-52556, 2-57184) and the 1975 ARCO Pipe Line Company Indenture was qualified under the Act.

Chase, as Trustee, has entered into an Indenture dated as of December 1, 1968 as supplemented by a First Supplemental Indenture dated as of January 12, 1977 and a Second Supplemental Indenture dated as of January 12, 1977 (the "Anaconda Indenture") with The Anaconda Company, a Montana corporation ("Anaconda Montana") (to which The Anaconda Company, a Delaware corporation ("The Anaconda Company"), is successor by merger), pursuant to which The Anaconda Company's 6½% debentures due November 15, 1993 (the "Anaconda Debentures") were issued. The Anaconda Debentures were registered under the Securities Act of 1933 (File No. 2-30573) and the Anaconda Indenture was qualified under the Act.

Pursuant to a Plan and Agreement of Reorganization dated July 26, 1976 and Merger of January 12, 1977, the separate existence of Anaconda Montana ceased. All of the issued and outstanding capital stock of The Anaconda Company, the Delaware successor by merger to Anaconda Montana, is owned by ARCO.

On January 28, 1980, the Board of Directors of ARCO authorized the unconditional guarantee of the Anaconda Debentures by ARCO.

Section 310(b) of the Act provides in part that if a trustee under an indenture qualified under the Act has or shall acquire any conflicting interest (as defined in the section), it shall within ninety days after ascertaining that it has such conflicting interest, either eliminate such conflicting interest or resign. The ARCO Indentures provide, with certain exceptions stated therein, that Chase shall be deemed to have a conflicting interest if it is trustee under another indenture under which any other

securities, or certificates of interest or participation in any other securities of the same issuer are outstanding.

Assuming the ARCO's guarantee of the Anaconda Company Debentures makes ARCO an "obligor" on the Anaconda Debentures, this application seeks a Commission finding that no material conflicts of interest with the ARCO Indentures are likely.

ARCO alleges that:

(1) It has outstanding \$89,000,000 principal amount of its debentures due December 15, 1988, issued under the 1963 Sinclair Indenture executed by Sinclair Oil Corporation (now ARCO) and Chase as Trustee. The debentures issued pursuant to the 1963 Sinclair Indenture were registered under the Securities Act of 1933 (File No. 2-21893) and the 1963 Sinclair Indenture was qualified under the Act;

(2) ARCO has outstanding \$100,000,000 principal amount of its debentures due December 15, 2000 issued under the 1970 Atlantic Richfield Indenture executed by ARCO and Chase, as Trustee. The debentures were registered under the Securities Act of 1933 (File No. 2-38888) and the 1970 Atlantic Richfield Indenture was qualified under the Act;

(3) ARCO Pipe Line Company, with ARCO as Guarantor, has outstanding under the 1975 ARCO Pipe Line Company Indenture executed by ARCO Pipe Line Company, with ARCO as Guarantor and Chase, as Trustee:

(a) \$250,000,000 principal amount of its 8% guaranteed notes due January 15, 1982. These notes were registered under the Securities Act of 1933 (File No. 2-52556);

(b) \$150,000,000 principal amount of its 7½% guaranteed notes due October 1, 1982. These notes were registered under the Securities Act of 1933 (File No. 2-57184); and

(c) \$150,000,000 principal amount of its 7¼% guaranteed notes due October 1, 1986. These notes were registered under the Securities Act of 1933 (File No. 2-57184);

The 1975 ARCO Pipe Company Indenture was qualified under the Act;

(4) On January 12, 1977, the Anaconda Company, a Montana corporation ("Anaconda Montana"), merged into Anaconda Delaware Corporation, a Delaware corporation, which then merged into Atlantic Richfield Delaware Corporation, a Delaware corporation (which then changed its name to The Anaconda Company), pursuant to a Plan and Agreement of Reorganization dated July 26, 1976, between Anaconda Montana, Anaconda Delaware Corporation, ARCO, and Atlantic Richfield Delaware Corporation. At the

time of the merger the separate existence of Anaconda Montana ceased. All of the issued and outstanding capital stock of The Anaconda Company, the Delaware successor by merger to Anaconda Montana, is owned by ARCO.

The Anaconda Company has outstanding \$131,500,000 principal amount of the Anaconda Debentures (of which approximately \$43 million principal amount is held by ARCO). The Anaconda Debentures were registered under the Securities Act of 1933 (File No. 2-30573) and the Anaconda Indenture was qualified under the Act;

The Anaconda Montana obligations with respect to the Anaconda Debentures have been assumed by The Anaconda Company, the successor by merger to Anaconda Montana;

Chase is Trustee under the Anaconda Indenture;

On January 28, 1980, the Board of Directors of ARCO authorized the unconditional guarantee of The Anaconda Debentures by ARCO;

(5) The ARCO Indentures and the Anaconda Indenture are wholly unsecured, and rank *pari passu inter se*. The only material differences between the indentures and the rights of the holders of the notes and debentures issued thereunder relate to aggregate principal amounts, dates of issued, maturity and interest payment dates, interest rates, redemption prices and procedures and sinking fund provisions;

(6) It is not the default under any of such Indentures;

(7) Neither the difference indicated above, nor any other provisions of the aforementioned indentures are so likely to involve a material conflict of interest as to make it necessary in the public interest or for the protection of any of the Debentureholders and Noteholders to disqualify The Chase Manhattan Bank (National Association) from acting as Trustee under any of the aforementioned indentures.

For a more detailed statement of the matters of fact and law asserted, all persons are referred to said application which is on file in the offices of the Commission at 500 North Capitol Street, Washington, D.C. 20549.

Notice is further given that an order granting the application may be issued by the Commission at any time on or after June 24, 1980, unless prior thereto a hearing upon the application is ordered by the Commission, as provided in clause (ii) of Section 310(b)(1) of the Trust Indenture Act of 1939. Any interested person may, not later than June 23, 1980 at 5:30 P.M., Eastern Standard Time, in writing, submit to the Commission, his views or any additional

facts bearing upon this application or the desirability of a hearing thereon. Any such communication or request should be addressed: Secretary, Securities and Exchange Commission, 500 North Capitol Street, Washington, D.C. 20549, and should state briefly the nature of the interest of the person submitting such information or requesting a hearing, the reasons for such request, and the issues of fact and law raised by the application which he desires to controvert.

For the Commission, pursuant to delegated authority, by the Division of Corporation Finance.

George A. Fitzsimmons,
Secretary.

[FR Doc. 80-16920 Filed 6-3-80; 8:45 am]

BILLING CODE 8010-01-M

[Release No. 34-16836; File No. SR-DTC-80-2]

Depository Trust Co.; Proposed Rule Change by Self-Regulatory Organization

Pursuant to Section 19(b)(1) of the Securities Exchange Act of 1934, 15 U.S.C. 78s (b)(1), as amended by Pub. L. No. 94-29, 16 (June 4, 1975), notice is hereby given that on May 15, 1980, the above-mentioned self-regulatory organization filed with the Securities and Exchange Commission a proposed rule change as follows:

Text of the Proposed Rule Change

The Depository Trust Company's ("DTC") Participant Operating Procedures, dated January 1, 1977, Section R, Page 14, are hereby amended by deleting the following paragraph, effective June 1, 1980:

Special Considerations

Redemption proceeds of Government securities may be paid in Federal Funds upon request of Participants.

Currently Participants in this program receive such payments in Clearing House funds unless they choose to receive them in Federal Funds; most Participants do not choose Federal Funds. With this change, all redemption proceeds will be paid in Clearing House funds.

Statement of Basis and Purpose

The basis and purpose of the foregoing proposed rule change are as follows:

The purpose of the proposed rule change is to achieve an equitable allocation of the costs of using DTC among its Participants by means of an administrative change in DTC's Government securities program—the

withdrawal of an optional method of payment of redemption proceeds. The expensive manual exception processing heretofore provided to enable Federal Funds payments (same-day funds) by DTC rather than payment in Clearing House funds (next-day funds) of redemption proceeds of Government securities was justified in the past because the opportunity to earn interest from the overnight investment of the funds was important to certain Participants. During the six-month period from October 1979 through March 1980, a total of three DTC Participants elected the Federal Funds option, in 19, 20, and 28 redemptions respectively. The approaching implementation on June 1, 1980, of DTC's rule change SR-DTC-80-1, which provides for a monthly refund to participants pro rata of depository income from the overnight investment of cash dividend, interest, and reorganization payments to DTC (including redemption proceeds), removes the rationale for Federal Funds payments. A Participant's share of the DTC monthly refund will be the substantial equivalent of the interest the Participant could have received had it elected to receive payment in Federal Funds. The justification for the expensive manual exception processing needed to implement Federal Funds payments, the cost of which must be borne equally among all Participants, will then disappear and DTC is therefore withdrawing this option.

The proposed rule change relates to an equitable allocation of reasonable dues, fees and other charges among DTC's Participants because it obviates the need for expensive manual exception processing whose cost was spread among all DTC Participants while benefiting only a few.

Comments on the proposed rule change have not been solicited or received.

DTC perceives no burden on competition by reason of the proposed rule change.

The foregoing rule change has become effective, pursuant to Section 19(b)(3) of the Securities Exchange Act of 1934. At any time within sixty days of the filing of such proposed rule change, the Commission may summarily abrogate such rule change if it appears to the Commission that such action is necessary or appropriate in the public interest, for the protection of investors, or otherwise in furtherance of the purposes of the Securities Exchange Act of 1934.

Interested persons are invited to submit written data, views, and arguments concerning the foregoing. Persons desiring to make written

submissions should file 6 copies thereof with the Secretary of the Commission, Securities and Exchange Commission, Washington, D.C. 20549. Copies of the filing with respect to the foregoing and of all written submissions will be available for inspection and copying in the Public Reference Room, 1100 L Street, N.W., Washington, D.C. Copies of such filing will also be available for inspection and copying at the principal office of the above-mentioned self-regulatory organization. All submissions should refer to the file number referenced in the caption above and should be submitted on or before June 25, 1980.

For the Commission, by the Division of Market Regulation, pursuant to delegated authority.

George A. Fitzsimmons,
Secretary.

May 23, 1980.

[FR Doc. 80-16922 Filed 6-3-80; 8:45 am]

BILLING CODE 8010-01-M

[Release No. 34-16845; File No. SR-MSE-80-10]

**Midwest Stock Exchange, Inc.;
Proposed Rule Change By Self-
Regulatory Organizations**

Pursuant to Section 19(b)(1) of the Securities Exchange Act of 1934, 15 U.S.C. 78s(b)(1), as amended by Pub. L. No. 94-29, 16 (June 4, 1975), notice is hereby given that on May 19, 1980, the above-mentioned self-regulatory organization filed with the Securities and Exchange Commission a proposed rule change as follows:

Text of Proposed Rule Change

Article XXXIV, Rule 17 of the Midwest Stock Exchange ("MSE" or "Exchange") Rules would be amended as follows: (Additions are italicized; deletions are bracketed.)

ARTICLE XXXIV

Regulatory Status

Rule 17. No change in text.
. . . Interpretations and Policies:
.01 No change in text.
1. No change in text.
2. [A market maker is prohibited from receiving and a carrying firm is unable to grant exempt credit where the market maker has created or increased a position in his equity market maker account as a result of transactions on market places other than the MSE.] *Fifty percent (50%) of the quarterly share volume which creates or increases a position in a market maker account must result from transactions consummated on the MSE.*

3. No change in text.

The Exchange will consider written requests for exemptions from the preceding restrictions on a case by case basis. Requests for exemptions will only be considered provided facilitation of the equity market maker function will result. *.02 When requested by a floor broker, a market maker must accept and guarantee execution on all 100 share agency orders in accordance with the procedures set forth in Article XX. Rule 34 (the Best System).*

MSE's Statement of Basis and Purpose of the Proposed Rule Change

The current restriction which prohibits a market maker from creating or increasing a position in other markets has been counterproductive to the effectiveness of the Exchange's Market Maker program by restricting the ability of persons acting in that capacity from being able to fairly compete in a national market system environment. A market maker who anticipates either buying or selling demand on the MSE Floor is generally unable to adequately position himself to meet such demand, which for the most part is usually one-sided in a given issue, with the current restriction in place. By allowing a market maker to accumulate a position in another market which is unavailable to him on MSE, he will be better able to meet the obligations of his registration.

Although MSE market makers have always been required to quote competitive two-sided markets, they have not been required to guarantee executions based on the Exchange's "BEST System". The BEST System requires that a specialist execute all agency orders up to 399 shares based on the highest bid or lowest offer in existence on any of the ITS exchanges. The proposed rule change assigns additional responsibility to market makers to accommodate all 100 share agency orders presented to them based on the BEST System requirements. Given this additional responsibility, a regional market maker must be allowed to access other markets on a percentage of volume basis in order to fulfill his function and remain viable.

Finally, by requiring that 50% of all share volume which either creates or increases a position be executed on the MSE, each share of a position that a market maker accumulates in another market will result in the need for the market maker to quote business on the MSE in such a way as to transact future business on the MSE floor at least equal to what is done in another market. This factor lessens any possibility for potential abuses of exempt credit. The competitive need to quote markets in

this way will also inevitably lead to the market maker adding to liquidity in the overall national market system.

In summary, we believe the new rule recognizes the realities of the National Market System in that it encourages trading between markets which should result in more overall depth and liquidity and enable our market makers to fairly and effectively compete for business.

MSE's Statement on Comments Received From Members Participants or Others on the Proposed Rule Change

The Midwest Stock Exchange, Incorporated has neither solicited nor received any comments on the proposed rule change.

MSE's Statement Concerning Burden on Competition

The Midwest Stock Exchange, Incorporated does not believe that the proposed rule change will impose any burdens on competition.

On or before July 9, 1980, or within such longer period (i) as the Commission may designate up to 90 days of such date if it finds such longer period to be appropriate and publishes its reasons for so finding, or (ii) as to which the above-mentioned self-regulatory organization consents, the Commission will:

(a) By order approve such proposed rule change, or

(b) Institute proceedings to determine whether the proposed rule change should be disapproved.

Interested persons are invited to submit written data, views and arguments concerning the foregoing. Persons desiring to make written submissions should file 6 copies thereof with the Secretary of the Commission, Securities and Exchange Commission, Washington, D.C., 20549.

Copies of all such filings with respect to the foregoing and of all written submissions, other than those which may be withheld from the public in accordance with the provisions of 5 U.S.C. § 552, will be available for inspection and copying in the Public Reference Room, 1100 L Street, N.W., Washington, D.C. Copies of such filing will also be available for inspection and copying at the principal office of the above mentioned self-regulatory organization. All submissions should refer to the file number referenced in the caption above and should be submitted on or before June 25, 1980.

For the Commission by the Division of Market Regulation, pursuant to delegated authority.

George A. Fitzsimmons,
Secretary.

May 27, 1980.

[FR Doc. 80-16921 Filed 6-3-80; 8:45 am]

BILLING CODE 8010-01-M

[Release 34-16841; File No. SR-NASD-80-1]

National Association of Securities Dealers, Inc.; Proposed Rule Change By Self-Regulatory Organization

Pursuant to Section 19(b)(1) of the Securities Exchange Act of 1934, 15 U.S.C. 78s(b)(1), as amended by Pub. L. No. 94-29, 16 (June 4, 1975) notice is hereby given on May 20, 1980 the above-mentioned self-regulatory organization filed with the Securities and Exchange Commission a proposed rule change as follows:

The NASD's Statement of the Terms of Substance of the Proposed Rule Change

Text of Proposed Rule Change

(All references are to sections in the proposed rule. Indicated text in original filing should be replaced with language found herein.)

Part I, Section (2)(d)(i), 3rd line only: "with the Corporation as Limited Principal—Direct Participation Programs".

Part I, Section (2)(e)(iv), 4th line only: "a [Registered General Securities Representative (.)] and also qualified pursuant to Part II, Section (2)(d) hereof as a Registered Options Representative."

Part I, Section (2)(e)(v), 3rd line only: "over any area of business activity not prescribed in Part I, Section [(1)(e)]"
Part II, Section (1)(b), 5th line only: "business in securities who are engaged in the training of persons associated"

Part II, Section (2)(b)(ii), entire text: "(ii) A person qualified solely as a Limited Representative—Investment Company and Variable Contracts Products shall not be qualified to function as a representative in any area not prescribed in Part I, Section 2(c)(i) a. hereof."

Part II, Section (2)(d), entire text: [(4)] (d) Registered Options Representative—Each person associated with a member whose activities in the investment banking or securities business include the solicitation and/or sale of option contracts shall be required to be certified as a Registered Options Representative and to pass an appropriate certification examination

for such or an equivalent examination acceptable to the Corporation. Registered Options Representatives qualified in either put or call options shall not engage in both put and call option transactions until such time as they are qualified in both such options. Members shall be required to report to the Corporation the names of any associated persons certified as Registered Options Representatives pursuant to an examination approved by the Corporation. Registered Option Representatives must also be qualified with the Corporation as General Securities Representatives; provided, however, Registered Options Representatives of members that are members of a national securities exchange which has standards of approval acceptable to the Corporation may be deemed to be approved by and certified with the Corporation, so long as such Representatives are approved by and registered with such exchange.

The NASD's Statement of Purpose of Proposed Rule Change Last three paragraphs are replaced by:

Former Part IV, "Persons Exempt from Registration," now Part III, has been amended to conform it stylistically to the outline format contained in the rest of Schedule C. In addition, it has been amended to state clearly that a member need not register those persons not actively engaged in the securities industry, but must register all securities personnel except floor traders.

Proposed Part VI is a new Part, designed to state the Association's procedure for transfer of registration from SECO program.

The Explanation by the Board of Governors regarding details of Qualification Examination is being deleted from the Schedule. The Association intends, however, to replace it with an up-to-date guide to Association services to assist members in the qualification and registration area.

The NASD's Statement of Basis Under the Act for Proposed Rule Change

(No amendment.)

Comments Received from Members, Participants or Others on Proposed Rule Change

(No amendment.)

The NASD's Statement on Burden on Competition

(No amendment.)

On and before July 9, 1980, or within such longer period (i) as the Commission may designate up to ninety (90) days of such date if it finds such longer period to

be appropriate and publishes its reasons for so finding or (ii) as to which the above-mentioned self-regulatory organization consents, the Commission will:

(a) By order approve such proposed rule change, or

(b) Institute proceedings to determine whether the proposed rule change should be disapproved.

Interested persons are invited to submit written data, views and arguments concerning the foregoing. Persons desiring to make written submissions should file six (6) copies thereof with George A. Fitzsimmons, Secretary, Securities and Exchange Commission, Washington, D.C. 20549. Copies of the filing with respect to the foregoing and of all written submissions will be available for inspection and copying in the Public Reference Room, 1100 L Street, N.W., Washington, D.C. Copies of the filing will also be available for inspection and copying at the principal office of the above-mentioned self-regulatory organization. All submissions should refer to the file number referenced in the caption above and should be submitted on or before June 18, 1980.

For the Commission by the Division of Market Regulation, pursuant to delegated authority.

George A. Fitzsimmons,
Secretary.

May 23, 1980.

[FR Doc. 80-16926 Filed 6-3-80; 8:45 am]

BILLING CODE 8010-01-M

[Release No. 34-16837; File No. SR-NSCC-80-17]

National Securities Clearing Corp.; Proposed Rule Change by Self-Regulatory Organizations

Pursuant to Section 19(b)(1) of the Securities Exchange Act of 1934, 15 U.S.C. 78s(b)(1), as amended by Pub. L. No. 94-29, 16 (June 4, 1975), notice is hereby given that on May 12, 1980 the above-mentioned self-regulatory organization filed with the Securities and Exchange Commission a proposed rule change as follows: Statement of the Terms of Substance of the Proposed Rule Change.

Amend National Securities Clearing Corporation SCC Division Rule 3 by adding a new Section 4 thereto as follows:

Section 4 The Corporation shall maintain a list of broker dealers on whose behalf Members have indicated they will act in clearing and settling trades. Members shall provide the Corporation with such information in accordance with the

procedures as may be adopted from time to time by the Corporation.

Amend National Securities Clearing Corporation SCC Division Procedures, Roman Numeral II, Section C, by adding a new paragraph No. 6 thereto, following the second unnumbered paragraph as follows:

T+1, As Of, Withhold and Demand As Of trade input, submitted by a Member, shall identify the major and minor side executing brokers and the major side Member. The minor side Member may also be submitted. If not submitted, the Corporation shall insert the proper information in accordance with the list maintained by the Corporation as provided for by Section 4 of Rule 3.

Statement of Basis and Purpose

The basis and purpose of the foregoing proposed rule change is as follows:

Under existing rules the Corporation is permitted to require additional trade and clearing information. The proposed rule changes delineate certain additional trade and clearing information which will be required in order to enable Members to more readily identify unmatched trades.

The proposed rule change will facilitate the prompt and accurate clearance and settlement of securities transactions by providing Members with additional information which will enable them to more rapidly and easily identify and resolve uncompleted trades.

No comments on the proposed rule change have been solicited or received.

NSCC does not perceive that the proposed rule change would constitute a burden on competition.

The foregoing rule change has become effective, pursuant to Section 19(b)(3) of the Securities Exchange Act of 1934. At any time within sixty days of the filing of such proposed rule change, the Commission may summarily abrogate such rule change if it appears to the Commission that such action is necessary or appropriate in the public interest, for the protection of investors, or otherwise in furtherance of the purposes of the Securities Exchange Act of 1934.

Interested persons are invited to submit written data, views and arguments concerning the foregoing. Persons desiring to make written submissions should file 6 copies thereof with the Secretary of the Commission, Securities and Exchange Commission, Washington, D.C. 20549. Copies of the filing with respect to the foregoing and of all written submissions will be available for inspection and copying in the Public Reference Room, 1100 L Street, N.W., Washington, D.C. Copies of such filing will also be available for inspection and copying at the principal office of the above-mentioned self-

regulatory organization. All submissions should refer to the file number referenced in the caption above and should be submitted on or before June 25, 1980.

For the Commission by the Division of Market Regulation, pursuant to delegated authority.

George A. Fitzsimmons,
Secretary.

May 23, 1980.

[FR Doc. 80-19924 Filed 6-3-80; 8:45 am]

BILLING CODE 8010-01-M

[Release 34-16842; File No. SR-NASD-80-8]

National Association of Securities Dealers, Inc.; Proposed Rule Change by Self-Regulatory Organization

Pursuant to Section 19(b)(1) of the Securities Exchange Act of 1934, 15 U.S.C. 78s(b)(1), as amended by Pub. L. No. 94-29, 16 (June 4, 1975), notice is hereby given that on May 21, 1980, the above-mentioned self-regulatory organization filed with the Securities and Exchange Commission a proposed rule change as follows:

The NASD's Statement of the Terms of Substance of the Proposed Rule Change

Text of Proposed Rule Change

The following is the full text of the proposed revisions to Schedule D under Section XVI of the By-Laws of the National Association of Securities Dealers, Inc., (new language is italicized; deleted language is bracketed. Material omitted by ellipses is unchanged).

II. Qualification for Authorized Securities

* * * * *

B.3. An eligible security shall not be authorized, and an authorized security shall be subject to suspension or termination of authorization, if:

* * * * *

C.2. An eligible security shall not be authorized, and an authorized security shall be subject to suspension or termination of authorization, if:

* * * * *

D. Suspension or Termination of Authorization of a Security and Exceptions to Authorization Criteria

1.a. [In addition,] In particular instances where the Corporation finds [deems] it [necessary and] appropriate [in order] to prevent fraudulent and manipulative acts and practices[.]; to promote just and equitable principles of trade[.]; or to protect investors or the public interest; [in fair and orderly markets, or to assure adequate trading interest and the likelihood of a competitive market.];

(i) the Corporation may suspend or terminate the authorization of [a] an otherwise authorized security [and] or [(ii) the Corporation may make exceptions to the application of the criteria set forth in Sections B and C above, or] [(iii)](ii) the Corporation may apply additional or more stringent criteria for the authorization of particular securities.

1.b. A finding or findings, as prescribed in (1)(a), above, shall be made by the Corporation prior to the suspension or termination of an otherwise authorized security, or the application of more stringent criteria.

[2. When the Corporation shall determine that an authorized security shall be subject to suspension of authorization under paragraphs B.3 or C.2 or shall not longer be eligible under paragraphs B.1, B.2 or C.1, whichever may apply and shall suspend the security's authorization, it shall so notify the issuer. A security which has been suspended may be treated as a security which had never been authorized and the Corporation may require compliance with the criteria for initial authorization before again authorizing the security.]

2. Should the Corporation determine that the authorization of security shall be suspended or terminated because of its noncompliance with the provisions of Sections B or C, or by the operation of paragraph D.1., it shall so notify the issuer prior to suspension or termination or as soon as practicable thereafter.

3. The Corporation may make exceptions to the application of the criteria contained in Sections B or C where it deems it appropriate.

4. A security which has been suspended shall be required, prior to reinclusion, to comply with the requirements for securities already authorized. A security which has been terminated shall be required, prior to reinclusion, to comply with the requirements of a security which has never been authorized.

[3.] 5. In the case of any merger or consolidation involving at least one issuer of authorized securities, the securities issued to carry out the merger or consolidation may be promptly authorized if the conditions of paragraphs B.3 or C.2 for securities which have already been authorized shall have been met.

* * * * *

VI. Procedures on Aggrievements

It is the purpose of these procedures to provide [a hearing upon request and], where justified, redress for [members and other] persons aggrieved by operations of the NASDAQ System as a

result of action or non-action [approved by the Board of Governors and where there is no adequate redress for the complainant from the operator of the System or any other person.] *by the Corporation, and to provide procedures for the handling of qualification matters pursuant to Part II, Section D of this Schedule.*

A. Form of [Complaint] *Application.* All [complaints] *applications* shall be in writing, [on a form to be supplied by the Board of Governors.] and shall specify in reasonable detail the source and nature of *and basis for the* [the aggrievement and the form of] redress requested. If the [complaint] *application* consists of several matters or items, each matter or item shall be stated separately. All [complaints] *applications* must be signed and shall be directed to the [Board] *Corporation.* [Counsel for the Corporation shall file a response to each complaint, in writing, within a reasonable time and send a copy thereof to the complainant.]

B. Request for Hearing. Upon request, [complainant] *applicant* shall be granted a hearing, after reasonable notice. In the absence of such request for a hearing, the [Board of Governors] *Corporation* may, in its discretion, have any [complaint] *application* set down for hearing, if it deems such action necessary or appropriate.] or *consider the matter on the basis of the application and supporting documents.*

C. [Hearing] *Initial Consideration of Applications.* All *applications* shall be considered by a committee designated by the Board of Governors. [If a hearing is had pursuant to subparagraph B, above, it shall be held before a person or persons designated by the Board of Governors in a place reasonably convenient to complainant.] [Complainant] *The applicant* shall be entitled to be heard in person and by counsel and to submit any relevant matter which he may desire to present. [Counsel for the Corporation or other designated Corporation personnel may participate in such hearing and be entitled to submit any relevant matter which they may desire to present in response.] In any such proceeding a record shall be kept.

D. [Initial] Decision. Decisions on [complaints] *applications* shall be in writing and a copy sent by mail to the [complainant.] *applicant.* [Where there is no hearing, the decision shall be by a person or persons designated by the Board of Governors. Where there is a hearing, the decision shall be by the person or persons conducting the hearing.] *The committee may communicate its determination to the applicant prior to the issuance of a*

written decision, which shall be effective as of the time of such communication. The written decision shall contain the reasons supporting the [decision maker's] *committee's* conclusions.

E. Review by Board. The [initial] decision shall be subject to review by the Board of Governors on its own motion within [thirty (30)] *forty five (45)* days after issuance of the *written decision.* Any such decision shall also be subject to review upon application of any person aggrieved thereby, filed within fifteen (15) days after issuance. The institution of a review, whether on application or on the initiative of the Board, shall not operate as a stay of the [rule, regulation, or action complained of.] *decision.*

F. Findings of Board on Review. Upon consideration of the record, and after such further hearings as [the Board of Governors] *it* shall order, [if the Board shall find that the initial decision is incompatible with the nature and purposes of the NASDAQ System, the Corporation's duties, rules and regulations, or applicable statutes and governmental regulations, the Board shall, in writing, modify, amend, or abrogate such decision or remand the matter for further finding and decision consistent with its instructions. Otherwise the Board shall affirm the initial decision.] *the Board shall affirm, deny, remand or modify the decision.* The Board shall set forth specific grounds upon which its determination is based.

G. Application to Commission for Review. In any case a [complainant] *person* feels aggrieved by any decision off, or action taken by and/or approved by] the Board of Governors [in regulation to the NASDAQ System,] *taken pursuant to Section F* [and the statute permits appeal,] the [complainant] *person* may make application for review to the Securities and Exchange Commission in accordance with [Section 15A of] the Securities Exchange Act of 1934, as amended.

* * * * *

The NASD's Statement of Purpose of Proposed Rule Change

The proposed rule change will clarify the procedures to be followed in the handling of NASDAQ qualifications matters. The amendment does not constitute any substantive alteration of these procedures but rather more explicitly states the procedures followed.

The NASD's Statement of Basis Under the Act for the Proposed Rule Change

Section 15A(b)(8) of the Act provides that the rules of the Association must provide a fair procedure for the prohibition or limitation by the Association of any person with respect to access to services offered.

Comments Received from Members, Participants or Others on Proposed Rule Change

Article XVI of the Association's By-Laws does not require membership approval of changes to Schedule D. No comments were solicited or received regarding this proposed rule change.

The NASD's Statement on Burden on Competition

Since the proposed rule change does not involve substantive changes, the Association envisions no effects on competition.

On or before July 9, 1980, or within such longer period (i) as the Commission may designate up to 90 days of such date if it finds such longer period to be appropriate and publishes its reasons for so finding or (ii) as to which the above-mentioned self-regulatory organization consents, the Commission will:

(a) By order approve such proposed rule change, or

(b) Institute proceedings to determine whether the proposed rule change should be disapproved.

Interested persons are invited to submit written data, views and arguments concerning the foregoing. Persons desiring to make written submission should file six (6) copies thereof with the Secretary of the Commission, Securities and Exchange Commission, Washington, D.C. 20549. Copies of the filing with respect to the foregoing and of all written submissions will be available for inspection and copying in the Public Reference Room, 1100 L Street, NW., Washington, D.C. Copies of such filing will also be available for inspection and copying at the principal office of the above-mentioned self-regulatory organization. All submissions should refer to the file number referenced in the caption above and should be submitted on or before June 25, 1980.

For the Commission by the Division of Market Regulation, pursuant to delegated authority.

George A. Fitzsimmons,
Secretary.

May 23, 1980.

[FR Doc. 80-16925 Filed 6-3-80; 8:45 am]

BILLING CODE 8010-01-M

Part-Time Career Employment Program

AGENCY: Securities and Exchange Commission.

ACTION: Proposed implementation of the Federal Employees Part-time Career Employment Act of 1978.

SUMMARY: To implement the Federal Employees Part-time Career Employment Act of 1978, 5 U.S.C. 3401 et seq., the Securities and Exchange Commission is proposing establishment of a continuing program to provide permanent part-time employment opportunities within all divisions of the Commission.

In accordance with 5 U.S.C. 3406, the Securities and Exchange Commission is required to publish its instructions in proposed form and to provide an opportunity for interested parties to comment. After comments have been received and reviewed, the final instructions will be issued as Chapter 340 of the Securities and Exchange Commission Administrative Manual. Copies of Chapter 340 will be available to the public and can be obtained by written request to the address indicated below.

DATE: Comments must be received on or before August 4, 1980. The final instructions shall be effective on the date issued.

ADDRESSES: All comments should be directed in writing to James C. Foster, Director of Personnel, Office of Personnel, Securities and Exchange Commission, 500 North Capitol Street, Washington, D.C. 20549. Comments should refer to File No. S7-836.

FOR FURTHER INFORMATION CONTACT: Irene D. Henrick (202-272-2512).

Part-time Career Employment Program:

- I. General Provisions
- II. Program Implementation
- III. Part-time Employment Practices

I. General Provisions

A. Purpose.—These regulations implement the Federal Employees Part-Time Employment Act of 1978, 5 U.S.C. 3401 et seq., by establishing a continuing program to provide permanent part-time employment opportunities within the Securities and Exchange Commission.

B. Policy.—It is the policy of the Commission to provide permanent part-time employment opportunities to the maximum extent consistent with agency mission requirements and resources for positions in GS-1 through 15, for hourly paid blue collar positions, and any other career positions not exceeding a GS-15 equivalent. This policy recognizes the desirability of maximizing utilization of

all available human resources, particularly those qualified individuals available for part-time employment, and represents an opportunity to acquire talented workers who might otherwise not be available to the Commission.

C. Definitions. 1. Part-time permanent employment is regularly scheduled work of from 16 to 32 hours a week in either the competitive or the excepted service in Tenure Group I or II. Employment on a temporary or intermittent basis is not included.

2. Tenure Group I includes employees in the competitive service under career appointments who are not serving probation and permanent employees in the excepted service whose appointments carry no restrictions or conditions.

3. Tenure Group II includes employees in the competitive service serving probation, career conditional employees, and career employees in obligated positions; it also includes employees in the excepted service serving a trial period whose tenure is indefinite solely because they occupy obligated positions, or whose tenure is equivalent to career conditional in the competitive service.

D. Scope.—The provisions herein are applicable to all Divisions, Offices and Regional Offices in the Commission. Within these regulations, the term "division" includes Offices and Regional Offices.

E. Exceptions. 1. These regulations do not apply to positions in the Senior Executive Service or positions at GS-16 (or equivalent) and above, nor do they apply to career part-time employees who were working on a permanent part-time basis on the effective date of the act (April 8, 1979) so long as they continue to work on a part-time basis, do not have a break in service or more than three days, or leave their part-time schedule on other than a temporary basis.

2. The Chairman or his designee may authorize such additional exceptions on an individual position basis as may be necessary for the Commission to carry out its mission. However, in no cases will exceptions be authorized to permit regular tours of duty of 33 to 39 hours per week for part-time employees. (This in no way prohibits the increase of a permanent part-time employee's actual hours above 32 hours per week for limited periods.)

F. Amendment.—These regulations may be supplemented or amended, as required, by the Chairman.

II. Program Implementation

A. Designation of Coordinators. 1. Commission Coordinator.—The

Executive Director is hereby designated as the Commission Part-time Employment Coordinator and assigned the following responsibilities:

(a) Developing goals and timetables for part-time employment jointly with the divisions;

(b) Monitoring progress in expanding part-time opportunities and assisting the divisions as needed;

(c) Preparing consolidated reports on part-time employment as required;

(d) Assessing the program for Equal Employment Opportunity effectiveness; and

(e) Acting as Commission liaison with groups that indicate interest in promoting part-time employment opportunities and with special emphasis groups (handicapped, veterans, etc.).

2. Division Coordinators. Each division or office shall designate a Part-time Employment Coordinator who shall have overall responsibility for carrying out the division's Program as well as:

(a) Development and implementation of part-time permanent employment goals and timetables, coordinating with budget and ceiling control staff as necessary;

(b) Monitoring progress in expanding part-time permanent employment opportunities and preparing division reports for the Commission Coordinator;

(c) Obtaining regular input from Equal Employment Opportunity Officers and Hispanic Employment Program Managers to insure that goals and timetables address specific needs for providing employment opportunities for minorities and women and to assess the effect of the division Part-time Employment Program on employment patterns and occupational concentration of minorities and women;

(d) Consulting with interested parties on special interest areas and maintaining liaison with groups that indicate interest in promoting part-time employment opportunities; and (e) Responding to requests for assistance and advice from within the division and keeping all employees informed on the basic rules covering part-time employment.

B. Part-time Employment Goals and Time-tables. 1. Each division or office shall set annual goals for both establishing and converting positions for part-time permanent employment, including a time-table with interim and final deadlines for achieving such goals. Goals for each fiscal year, beginning with FY 1980, must be established jointly with the Commission Coordinator by the end of the preceding fiscal year. Separate goals shall be established for newly established part-time career positions and for conversion

of full-time career positions to part-time career positions.

2. When establishing goals and timetables, divisions shall consider the opportunities for: transition to retirement, increased employment of handicapped individuals, job sharing arrangements and retention of valuable employees.

These benefits must be weighed against the following criteria:

- (a) Agency mission and occupational mix;
- (b) Workload fluctuations;
- (c) Size of work force, turnover rate, or employment trends;
- (d) Affirmative action;
- (e) Patterns of overtime utilization;
- (f) Previous experience with part-time employment (including analysis of current part-time employment utilization);
- (g) Personnel ceiling allowances and fiscal constraints; and
- (h) Potential for improving service to the public.

C. Program Evaluation and Reporting.

1. The Part-time Career Employment Program will be subject to continuing review and evaluation by the Commission Program Coordinator.

2. Participating division reports as of March 31 and September 30 of each year shall be submitted to reach the Commission Coordinator no later than April 30 and October 31 respectively. These reports must include the division's progress in meeting its part-time permanent employment goals, indicating any impediments encountered and measures taken to overcome them, and must state specifically the extent to which part-time career employment opportunities have been extended to older persons, the handicapped, persons with family responsibilities and students. A copy of any pertinent division regulation or instruction issued during the reporting period shall be attached to each report.

3. The Commission Coordinator shall prepare and forward a consolidated report to the Office of Personnel Management by May 15 and November 15 of each year. This report will contain the same material required in division reports.

4. Reports will be required for the period from April 1 through September 30, 1979, indicating efforts and progress in increasing part-time career employment opportunities, even though goals and time-tables were not established for that period.

III. Part-time Employment Practices

A. Review of Vacant Positions.— Divisions are required to establish procedures providing for vacant

positions covered by the Program to be reviewed for the feasibility of being filled on a part-time permanent employment basis. This review shall include consideration of criteria such as those used to establish goals and timetables.

B. Establishment and Conversion of Part-time Career Positions. 1. Divisions are required to establish a sufficient number of new or converted part-time permanent positions to meet their established goals.

2. The Commission Coordinator shall develop procedures to permit employees to request and receive consideration to change from full-time to part-time schedules. Opportunities to voluntarily change from full-time employment shall be given whenever feasible. No full-time employee shall be required to accept part-time employment as a condition of continued employment.

3. No full-time position occupied by an employee shall be abolished solely for making the duties of the position available to be performed on a part-time permanent employment basis.

C. Notifying the Public of Part-Time Vacancies. Federal Job Information announcements, position vacancy listings and other relevant means shall be utilized to inform the public of vacant part-time positions.

D. Benefits. Part-time permanent employees are eligible for Federal life insurance, health insurance and retirement benefits.

George A. Fitzsimmons,
Secretary.

May 28, 1980.

[FR Doc. 80-16927 Filed 6-3-80; 8:45 am]

BILLING CODE 8010-01-M

SECURITIES AND EXCHANGE COMMISSION

[Release No. 34-16857; File No. SR-MSE-80-5]

Midwest Stock Exchange, Inc.; Proposed Rule Change by Self-Regulatory Organizations

Pursuant to Section 19(b)(1) of the Securities Exchange Act of 1934, 15 U.S.C. 78s(b)(1), as amended by Pub. L. No. 94-29, 16 (June 4, 1975), notice is hereby given that on May 2, 1980 the above-mentioned self-regulatory organization filed with the Securities and Exchange Commission a proposed rule change as follows:

Statement of the Terms of Substance of the Proposed Rule Change

Article XXX, Rule 15 is hereby amended as follows: Additions in italics—[Deletions Bracketed]

Article XXX

Claims for Reports

Rule 15. [All claims for reports must be made not later than 10:30 A.M., the next morning. This shall not effect price adjustments.] *All claims for reports must be made timely as follows:*

a. *All claims which involve erroneous comparisons must be made within 10 business days of the original trade date.*

b. *All claims relative to the omission of a report which was properly due must be made within 10 business days of the date the order should have been executed.*

c. *All claims relative to lack of comparison of a reported transaction must be made within five business days of the original trade.*

d. *In the event unusual circumstances exist, the Committee on Floor Procedure will rule as to the disposition of liability notwithstanding the lapsing of any of the above stated time periods.*

Rules and Practices for Trading on the Midwest Stock Exchange, Incorporated

Except by specific agreement between brokers, the following interpretation of the rules shall prevail: 16. [Whenever an order left in the specialist's book is omitted from execution through an oversight on the part of the specialist firm, the maximum liability to the specialist will be the closing price on the 15th calendar day following the day on which the order deserved an execution.]

[The liability of the specialist will cease completely ninety days from the date the order should have been executed.]

To be added.

Statement of Basis and Purpose of Proposed Rule Change

The time period set forth within current Rule 15 of Article XXX does not take into consideration the fact that many member firms because of their geographical location, do not receive Clearing documents in sufficient time to make a determination that an expected report did not in fact occur. The Rule can also be interpreted to mean that a specialist's liability is opened in situations where he has given a report but for various reasons the trade fails to appear on the Clearing documents. In addition, Rule 16 of the Floor Practice Manual (Blue Book) has, since its adoption, proved cumbersome and difficult to interpret in most situations that have occurred to date.

The proposed Rule incorporates time periods which are fair for all parties involved to review their Clearing documents for omission of reports, erroneous comparisons, lack of

comparison, or other claims relative to a reported transaction. The incorporation of these time periods will greatly reduce the number of case by case rulings which have been necessary in the past.

The Midwest Stock Exchange, Incorporated has neither solicited nor received any comments.

The Midwest Stock Exchange, Incorporated does not believe that the proposed rule change will impose any burden on competition.

By July 9, 1980, or within such longer period (i) as the Commission may designate up to 90 days of such date if it finds such longer period to be appropriate and publishes its reasons for so finding, or (ii) as to which the above-mentioned self-regulatory organization consents, the Commission will:

(a) by order approve such proposed rule change, or

(b) institute proceedings to determine whether the proposed rule change should be disapproved.

Interested persons are invited to submit written data, views and arguments concerning the foregoing. Persons desiring to make written submissions should file 6 copies thereof with the Secretary of the Commission, Securities and Exchange Commission, Washington, D.C. 20549.

Copies of all such filings with respect to the foregoing and of all written submissions will be available for inspection and copying in the Public Reference Room, 1100 L Street NW., Washington, D.C. Copies of such filing will also be available for inspection and copying at the principal office of the above-mentioned self-regulatory organization. All submissions should refer to the file number referenced in the caption above and should be submitted by June 25, 1980.

For the Commission by the Division of Market Regulation, pursuant to delegated authority.

George A. Fitzsimmons,
Secretary.

May 29, 1980.

[FR Doc. 80-17010 Filed 6-3-80; 8:45 am]

BILLING CODE 8010-01-M

[Release No. 34-16855; File No. SR-PSE-80-07]

Pacific Stock Exchange Inc.; Proposed Rule Change by Self-Regulatory Organizations

Pursuant to Section 19(b)(1) of the Securities Exchange Act of 1934, 15 U.S.C. 78s(b)(1), as amended by Pub. L. No. 94-24, 16 (June 4, 1975), notice is hereby given that on May 27, 1980, the above-mentioned self-regulatory

organization filed with the Securities and Exchange Commission a proposed rule change as follows:

Statement of the Terms of Substance of the Proposed Rule Change

The Pacific Stock Exchange Incorporated ("PSE") proposes to amend Options Floor Procedure Advice B-5. This Floor Procedure Advice explains the performance obligations for Market Makers on the PSE Options Floor.¹

The basis and purpose of the foregoing proposed rule change is as follows:

The purpose of the amendment to Options Floor Procedure Advice B-5 is to inform Market Makers of the Options Appointment Committee's requirements for Market Maker attendance and to inform them as to the sanctions which may be imposed for failure to satisfy such attendance requirements. This Advice is also intended to establish procedures for Market Makers to follow in obtaining leaves of absence.

The proposed change is consistent with Section 6(b) (5) and (6) of the Act inasmuch as it provides for appropriate discipline for the failure of Market Makers to satisfy performance requirements established by the Exchange.

Comments have neither been solicited nor received from members, participants or others on the proposed rule changes.

The proposed rule change imposes no burden on competition.

By July 9, 1980, or within such longer period (i) as the Commission may designate up to 90 days of such date if it finds such longer period to be appropriate and publishes its reasons for so finding or (ii) as to which the above-mentioned self-regulatory organization consents, the Commission will:

(A) by order approve such proposed rule changes, or

(B) institute proceedings to determine whether the proposed rule changes should be disapproved.

Interested persons are invited to submit written data, views and arguments concerning the foregoing. Persons desiring to make written submissions should file six copies thereof with the Secretary of the Commission, Securities and Exchange Commission, Washington, D.C. 20549. Copies of the filing with respect to the foregoing and of all written submissions will be available for inspection and copying in the Public Reference Room, 1100 L Street, N.W., Washington, D.C.

¹The text of Options Floor Procedure Advice B-5 is attached as Exhibit 1; italics indicate new language.

Copies of such filing will also be available for inspection and copying at the principal office of the above-mentioned self-regulatory organization. All submissions should refer to the file number referenced in the caption above and should be submitted by June 25, 1980.

For the Commission by the Division of Market Regulation, pursuant to delegated authority.

George A. Fitzsimmons,
Secretary.

May 29, 1980.

PSE Options Floor Procedure Advice

Subject: Attendance of Market Makers During the Trading Session

While no rule specifically requires the continuous attendance of individual Market Makers during all trading sessions, it is obvious that neither their obligations under Section 79 of Rule VI, nor the requirements of the Exchange in the conduct of a continuous fair and orderly auction market, can be met unless an adequate number of Market Makers are available throughout each trading session. In acknowledging the latter objectives, the Options Appointments Committee has established the policy for minimum attendance by Market Makers as is herein after described.

Accordingly, the Exchange will, under the provisions of Section 67 of Rule VI which requires the Order Book Official to report any absence of prompt and satisfactory responses to requests for bids and/or offers that contribute to meeting the standards set forth in Section 79, further require that Order Book Officials maintain records indicating any continual or significant absence of individual Market Makers holding primary or supplemental appointments in the securities assigned to the Order Book Official's Post.

The record of such absences will be available to the Options Appointment Committee for its consideration in determining appointments, suspensions of appointments or terminations of appointments of Market Makers under the provisions on Section 75 of Rule VI.

A. Market Maker Attendance Requirements:

The Options Appointment Committee has established a policy whereby Market Makers must be in attendance at their primary post at least 50% of the trading days during a calendar quarter. Failure to do so may result in the following disciplinary actions:

First Offense—A Letter of Warning will be sent.

Second Offense—A minimum fine of \$500 may be imposed.

Third Offense—Third-time offenders may face a minimum fine of \$1,000, and/or a suspension.

The Options Appointment Committee has also established a policy whereby Market Makers must be in attendance at their primary post for at least 50% of the opening rotations during a calendar quarter. Failure to do so may result in the following disciplinary actions:

First Offense—A Letter of Warning will be sent.

Second Offense—A minimum fine of \$250 may be imposed.

Third Offense—Third-time offenders may face a minimum fine of \$500.

Fourth Offense—A minimum fine of \$1,000 may be imposed.

Additional Offenses—Additional offenses may result in a fine twice the amount of the fine assessed for the most recent prior violation.

The Options Floor Trading Committee could at its discretion recommend any of these penalties at any time, but for the sake of uniformity, deviations would occur only where aggravating or mitigating circumstances are present. If a Market Maker fails to comply with the Committee's decision and penalty imposed pursuant to the procedures set forth below, a formal complaint may be filed and severe penalties may result; in some instances, the member could be suspended.

In any case where a Market Maker is sought to be disciplined pursuant to this advice the Exchange shall bring specific charges, notify such Market Maker of, and give him an opportunity to defend against, such charges and keep a record. Any determination by the Exchange to impose a disciplinary sanction shall be supported by a statement setting forth:

1. Any act or practice in which such Market Maker has been found to have engaged, or which such Market Maker has been found to have omitted.

2. The specific provision of the rules of the Exchange which any such act or practice, or omission to act, is deemed to violate.

3. The sanction imposed and the reasons therefor.

B. Leaves of Absence:

Extended absences (in excess of two weeks) from the Trading Floor may impair a Market Maker's satisfaction of his obligations to be in attendance for 50% of the opening rotations and for 50% of the trading days in each calendar quarter (OM-77-29). In addition, an extended leave from the floor raises a question as to the Market Maker's entitlement to continued qualification for special treatment under certain provisions of the net capital and margin requirements (Rule 15c3-1 under the Securities Exchange Act of 1934;

Regulation of the Board of Governors of the Federal Reserve).

In order to assure compliance with all applicable rules, regulations and guidelines, the Floor Trading and Options Appointment Committees provide the following procedures for granting leaves of absences to Market Makers:

1. Market Makers may request leaves of absence when they plan to be away from the Floor for periods in excess of two weeks during a calendar quarter.

2. Requests for leaves of absence must be submitted in writing to the Surveillance Department, Pacific Stock Exchange, prior to the commencement of the intended leave.

3. While on leave, Market Makers will not be permitted to make opening transactions in PSE listed options through the use of a Floor Broker in their Market Maker accounts.

4. If a Maker on an extended leave of absence is primarily assigned to a closed post and a liquidity problem arises at that post, the Appointment Committee, in reviewing the situation may rescind the Market Maker's primary assignment in order to allow new capital into the post. A Market Maker so affected might then be reassigned to an open post, preferably his second or third choice on the "Request for Primary Assignment" form, and may reapply for assignment to the closed post upon his return.

5. A leave of absence, pursuant to these procedures, will not be included in calculations of the number of days a Market Maker is present on the Floor during a quarter. (Absences from the Floor for two weeks or less will be included when computing attendance percentages at the end of the quarter.

[FR Doc. 80-17012 Filed 6-3-80; 8:45 am]

BILLING 8010-01-M

[Release No. 16848, SR-Phlx-80-12]

**Philadelphia Stock Exchange, Inc.,
Filing of Proposed Rule Change and
Order Approving Proposed Rule
Change**

May 28, 1980.

Pursuant to Section 19(b)(1) of the Securities Exchange Act of 1934, 15 U.S.C. 78s(b)(1) (the "Act"), notice is hereby given that on May 21, 1980, the Philadelphia Stock Exchange, Inc., ("Phlx") Philadelphia Stock Exchange, Inc., 17th Street and Stock Exchange Place, Philadelphia, Pennsylvania 19103, filed with the Commission copies of a proposed rule change to implement the second phase of its puts expansion

program.¹ During the second phase, which is scheduled to commence on May 30, 1980, Phlx intends to list and institute trading in up to nineteen new puts classes on underlying securities subject to call option trading on the Phlx. Implementation of phase two will extend puts trading to all underlying securities on which calls currently are traded on the Phlx.

Interested persons are invited to submit written data, views and arguments concerning the submission within 30 days from the date of this publication. Persons desiring to make written comments should file six copies thereof with the Secretary of the Commission, Securities and Exchange Commission, 500 North Capitol Street, Washington, D.C. 20549. Reference should be made to File No. SR-Phlx-80-12.

Copies of the submission, all subsequent amendments, all written statements with respect to the proposed rule change which are filed with the Commission, and all written communications relating to the proposed rule change between the Commission and any person, other than those which may be withheld from the public in accordance with the provisions of 5 U.S.C. 552, will be available for inspection and copying at the Commission's Public Reference Room, 1100 L Street, N.W., Washington, D.C.

The Commission finds that the proposed rule changes is consistent with the requirements of the Act and the rules and regulations thereunder applicable to national securities exchanges, and in particular, the requirements of Section 6 and the rules and regulations thereunder.

The Commission finds good cause for approving the proposed rule change prior to the thirtieth day after the date of publication of notice of filing thereof. The Commission previously has stated that it perceives certain benefits with respect to the listing of both puts and calls on the same underlying security.² Phlx has indicated that the first phase of its puts expansion program has proceeded without any apparent adverse effect on the exchange's surveillance or operational capabilities or on member firm back office operations. In addition, Phlx has represented that its surveillance and operational capabilities and the back office capacity of its member firms are adequate to handle any increased

¹ The first phase of the Phlx's puts expansion program, during which Phlx added eleven new puts classes, was approved by the Commission on May 6, 1980, in Securities Exchange Release No. 16788.

² See Securities Exchange Act Release Nos. 16710 (March 26, 1980), and 16788 (May 6, 1980).

volume that may result from the implementation of the second phase of its puts expansion program.

It is therefore ordered, pursuant to Section 19(b)(2) of the Act, that the proposed rule change referenced above be, and it hereby is, approved.

For the Commission, by the Division of Market Regulation pursuant to delegated authority.

George A. Fitzsimmons,
Secretary.

[FR Doc. 80-17015 Filed 6-3-80; 8:45 am]

BILLING CODE 8010-01-M

[Release No. 34-16854; File No. SR-Phlx-80-8]

Philadelphia Stock Exchange, Inc.; Proposed Rule Change by Self-Regulatory Organization

Pursuant to Section 19(b)(1) of the Securities Exchange Act of 1934, 15 U.S.C. 78s(b)(1), as amended by Pub. L. No. 94-24, 16 (June 4, 1975), notice is hereby given that on May 13, 1980 the above-mentioned self-regulatory organization filed with the Securities and Exchange Commission a proposed rule change as follows:

Exchange's Statement of the Terms of Substance of the Proposed Rule Change

The Philadelphia Stock Exchange, Inc. ("PHLX") proposes to amend Rule 950 and By-law 10-7 regarding arbitration of disputes between investors and member firms. The proposed amendment is primarily concerned with claims by investors in excess of \$2,500.

Exchange's Statement of Basis and Purpose of Proposed Rule Change

Amended Rule 950 is being adopted to conform PHLX arbitration rules to the Uniform Arbitration Code developed by the Securities Industry Conference on Arbitration ("SICA"). The PHLX is one of ten self-regulatory organizations which are members of SICA. The purpose of the proposed rule change is to provide investors with a simple and inexpensive procedure for resolution of controversies with broker-dealers.

The proposed rule change is consistent with Sec. 6(b) of the Act in general, and furthers the objectives of Sec. 6(b)(5) of the Act, in particular, in that it is designed to promote just and equitable principles of trade and to protect investors and the public interest. It does so by providing improved uniform procedures for the arbitration of disputes involving members and member organizations of the Exchange.

Comments have neither been solicited nor received from members, participants or others on the proposed rule change.

Exchange's Statement on Burden on Competition

The proposed rule change imposes no burden on competition.

By July 9, 1980, or within such longer period (i) as the Commission may designate up to 90 days of such date if it finds such longer period to be appropriate and publishes its reasons for so finding or (ii) as to which the above-mentioned self-regulatory organization consents, the Commission will:

(a) By order approve such proposed rule change, or

(b) Institute proceedings to determine whether the proposed rule change should be disapproved.

Interested persons are invited to submit written data, views and arguments concerning the foregoing. Persons desiring to make written submissions should file six copies thereof with the Secretary of the Commission, Securities and Exchange Commission, Washington, D.C. 20549. Copies of the filing with respect to the foregoing and of all written submissions will be available for inspection and copying in the Public Reference Room, 1100 "L" Street, N.W., Washington, D.C. Copies of such filing will also be available for inspection and copying at the principal office of the above-mentioned self-regulatory organization. All submissions should refer to the file number referenced in the caption above and should be submitted by June 25, 1980.

For the Commission by the Division of Market Regulation, pursuant to delegated authority.

George A. Fitzsimmons,
Secretary.

May 29, 1980.

[FR Doc. 80-17014 Filed 6-3-80; 8:45 am]

BILLING CODE 8010-01-M

Midwest Stock Exchange, Inc.; Application for Unlisted Trading Privileges and of Opportunity for Hearing

May 28, 1980.

In the matter of application of the Midwest Stock Exchange, Inc. for unlisted trading privileges in certain securities; Securities Exchange Act of 1934.

The above named national securities exchange has filed an application with the Securities and Exchange Commission pursuant to Section 12(f)(1)(B) of the Securities Exchange Act of 1934 and Rule 12f-1 thereunder, for unlisted trading privileges in the common stock of:

Northwest Energy Company (Utah),
Common Stock, \$1 Par Value (File No. 5544)

This security is listed and registered on one or more other national securities exchanges.

Interested persons are invited to submit on or before June 18, 1980 written data, views and arguments concerning the above-referenced application. Persons desiring to make written comments should file three copies thereof with the Secretary of the Securities and Exchange Commission, Washington, D.C. 20549. Following this opportunity for hearing, the Commission will approve the application if it finds, based upon all the information available to it, that the extension of unlisted trading privileges pursuant to such application is consistent with the maintenance of fair and orderly markets and the protection of investors.

For the Commission, by the Division of Market Regulation, pursuant to delegated authority.

George A. Fitzsimmons,
Secretary.

[FR Doc. 80-17011 Filed 6-3-80; 8:45 am]

BILLING CODE 8010-01-M

Philadelphia Stock Exchange; Applications for Unlisted Trading Privileges and of Opportunity for Hearing

May 28, 1980.

In the matter of applications of the Philadelphia Stock Exchange for unlisted trading privileges in certain securities; Securities Exchange Act of 1934.

The above named national securities exchange has filed applications with the Securities and Exchange Commission pursuant to Section 12(f)(1)(B) of the Securities Exchange Act of 1934 and Rule 12f-1 thereunder, for unlisted trading privileges in the following stocks:

Imperial Oil Ltd., Class A Convertible
Common (File No. 7-5545).

Gulf Canada Ltd., Common Stock, No
Par Value (File No. 7-5546).

Chieftain Development Co., Ltd.,
Common Stock \$0.50 Par Value (File
No. 7-5547).

Canadian Marconi Company, Common
Stock, \$1 Par Value (File No. 7-5548).

East Utah Mining Company, Common
Stock, \$10 Par Value (File No. 7-5549).

Columbia Chase Corporation, Common
Stock, \$10 Par Value (File No. 7-5550).

Kaneb Services, Inc., Common Stock, No
Par Value (File No. 7-5551).

AIC Photo, Incorporated, Common
Stock, \$1 Par Value (File No. 7-5552).

Anheuser Busch Companies Inc.,
Common Stock, \$1 Par Value (File No. 7-5553).
Francana Oil & Gas Ltd., Common Stock, No Par Value (File No. 7-5554).
Penn Central Corporation, Series A Preference Stock, \$20 Par Value (File No. 7-5555).
Penn Central Corporation, Series B Preference Stock, \$20 Par Value (File No. 7-5556).
Sargent Industries, Inc., Common Stock, No Par Value (File No. 7-5557).
Western Mortgage Investors, Shares of Beneficial Interest, \$1 Par Value (File No. 7-5558).
Yardney Electric Corporation, Common Stock, \$.25 Par Value (File No. 7-5559).

These securities are listed and registered on one or more other national securities exchanges.

Interested persons are invited to submit on or before June 18, 1980 written data, views and arguments concerning the above-referenced applications. Persons desiring to make written comments should file three copies thereof with the Secretary of the Securities and Exchange Commission, Washington, D.C. 20549. Following this opportunity for hearing, the Commission will approve the applications if it finds, based upon all the information available to it, that the extensions of unlisted trading privileges pursuant to such applications are consistent with the maintenance of fair and orderly markets and the protection of investors.

For the Commission, by the Division of Market Regulation, pursuant to delegated authority.

George A. Fitzsimmons,
Secretary.

[FR Doc. 80-17013 Filed 6-3-80; 8:45 am]

BILLING CODE 8010-01-M

[Release No. 6213; 18-73]

Willkie, Farr and Gallagher Pension Plan for Partners and Associates; Application

May 29, 1980.

In the matter of Willkie, Farr & Gallagher Pension Plan for Partners and Associates, One Citicorp Center, 153 East 53rd Street, New York, NY 10022 (18-73).

Notice is hereby given that Willkie, Farr & Gallagher (hereinafter the "Firm" or "Applicant"), a law firm organized as a partnership under the laws of the State of New York has, by letter dated February 29, 1980, filed an application for exemption from the registration requirements of the Securities Act of 1933 (the "Act") for participations or interests issued in connection with the

Willkie, Farr & Gallagher Pension Plan for Partners and Associates (the "Plan"). All interested persons are referred to the application which is on file with the Commission, for the facts and representations contained therein, which are summarized below.

I. Introduction

The Plan covers the Firm's attorneys, of whom 48 partners and 50 associates were participants in the Plan as of January 1, 1980. In addition, 10 non-legal employees of the Firm are entitled to benefits under the Plan because they were participating in the Plan immediately prior to January 1, 1977, the effective date of an amendment to the Plan, and had an amount credited to their individual Firm contribution accounts on such date.

Applicant states that the Plan is of the type commonly referred to as a "Keogh" plan, which covers persons (in this case partners, associates and certain vested employees of the Firm) who are "employees" within the meaning of Section 401(c)(1) of the Internal Revenue Code of 1954, as amended, (the "Code"), and therefore, is excepted from the exemption provided by Section 3(a)(2) of the Act for interests or participations in employee benefit plans of corporate employers.

In relevant part, Section 3(a)(2) of the Act provides that the Commission may exempt from the provisions of Section 5 of the Act any interest or participation issued in connection with a pension or profit-sharing plan which covers employees, some or all of whom are employees within the meaning of Section 401(c)(1) of the Code, if and to the extent that the Commission determines this to be necessary or appropriate in the public interest and consistent with the protection of investors and the purposes fairly intended by the policy and provisions of the Act.

II. Description and Administration of the Plan

Applicant states that the Plan was originally adopted as of January 1, 1974 and was most recently amended as of January 1, 1980. The Plan is subject to the Employee Retirement Income Act of 1974 ("ERISA") including the fiduciary responsibility and reporting and disclosure provisions of that statute. The Firm states that the Internal Revenue Service (the "IRS") has issued a determination letter to the effect that the Plan, as in effect through December 31, 1979, is a qualified plan under Section 401(a) of the Code. The Firm will seek a new determination letter from the IRS with respect to the qualification of the

Plan, as amended, under Section 401(a) of the Code.

The Applicant submits that the Plan is not a master or prototype plan designed to be marketed by a sponsoring financial institution or promoter to numerous unrelated self-employed persons.

The Plan has a mandatory Firm contribution feature and a voluntary participant contribution feature, both of which are based on a percentage of compensation. In general, the Firm's annual contribution on behalf of a participant who is a partner or associate may not exceed \$7,500. In addition, each of such participants may elect to make voluntary contributions not in excess of 10% their annual earnings. The Firm makes no contribution on behalf of vested Employees as they are covered by another retirement plan of the Firm. Similarly, voluntary contributions cannot be made by the vested Employees.

The Firm represents that it exercises substantial administrative responsibility with respect to the Plan. Complete authority to control and manage the operation and administration of the Plan is possessed by the Firm's Pension Committee. The Plan is administered through a single trust with three of the Firm's partners acting as trustees (the "Trustees"). Under the Plan the Trustees have the power in their sole discretion to select appropriate investment media or investment managers for the Plan.

Applicant represents that the Plan is divided into two funds for investment purposes. The first fund is an "equity fund" managed by an investment adviser registered with the Commission under the Investment Advisers Act of 1940 and appointed by the Trustees. The second fund is a "fixed income fund." The Trustees have under consideration and expect to enter into a guaranteed investment contract (the "Contract") with a major insurance company (the "Insurer"), pursuant to which the assets of the fixed income fund will be invested in the Insurer's General Account, subject to certain limitations. Each participant may elect the fund or funds into which the Firm's contribution or any voluntary contributions will be invested.

The Firm represents that it has not distributed and does not intend to distribute any type of promotional material relating to the Plan and has not made and does not intend to make any solicitations of voluntary contributions under the Plan. The Firm makes copies of the Plan available to Plan participants and furnishes each participant with other descriptive material and financial information relating to the Plan.

Applicant contends that the primary reason for denying a blanket exemption to pension and profit-sharing plans covering self-employed persons was a concern on the part of Congress that such plans constitute complex investment vehicles, interests in which could be sold by sponsoring financial institutions to self-employed person who might not be sophisticated in the securities field or who might be unable to protect adequately their interests and those of their participating employees. However, Applicant urges that the plan covers its partners and associates who are themselves engaged in furnishing legal services of a type which necessarily involve financially sophisticated and complex matters and therefore are able to protect their interests adequately without the protection of the registration requirements of the Act. Applicant believes that the rigorous disclosure requirements of ERISA and the fiduciary standards and duties imposed thereunder are adequate to provide full protection to the participants.

Finally, Applicant maintains that the possible need for an exemptive order arises only because the Firm does business as a partnership. The Applicant believes that were it incorporated, its attorneys would not be self-employed persons and there would be no question as to the availability of the exemption.

The Firm concludes that, for the foregoing reasons, granting the requested exemptive order would be appropriate in the public interest and consistent with the protection of investors and purposes fairly intended by the policy and provisions of the Act.

Notice is further given that any interested person may, not later than June 23, 1980 at 5:30 p.m., submit to the Commission in writing a request for a hearing on the matter accompanied by a statement as to the nature of his or her interest, the reason for such request and the issues, if any, of fact or law proposed to be controverted, or he or she may request to be notified if the Commission shall order a hearing thereon. Any such communication should be addressed: Secretary, Securities and Exchange Commission, Washington, D.C. 20549. A copy of such request shall be served personally or by mail upon the Firm at the address stated above. Proof of such service (by affidavit, or in the case of an attorney at law, by certificate) shall be filed contemporaneously with the request. An order disposing of the matter will be issued as of course following June 23, 1980, unless the Commission thereafter

orders a hearing upon request or upon the Commission's own motion. Persons who request a hearing, or advice as to whether a hearing is ordered, will receive any notices and orders issued in this matter, including the date of the hearing (if ordered) and any postponement thereof.

For the Commission, by the Division of Investment Management, pursuant to delegated authority.

George A. Fitzsimmons,
Secretary.

[FR Doc. 80-17016 Filed 6-3-80; 8:45 am]
BILLING CODE 8010-01-M

SMALL BUSINESS ADMINISTRATION

[Declaration of Disaster Loan Area No. 1845]

Louisiana; Declaration of Disaster Loan Area

As a result of the President's Major disaster declaration, I find that the following 6 parishes: Acadia, Calcasieu, Jefferson Davis, Lafayette, Pointe Coupee, and Vermilion and adjacent parishes within the State of Louisiana, constitute a disaster area because of damage resulting from severe storms and flooding beginning on or about May 15, 1980. Eligible persons, firms and organizations may file applications for loans for physical damage until the close of business on July 21, 1980, and for economic injury until close of business on February 23, 1981, at:

Small Business Administration, District Office, Plaza Tower, 17th Floor, 1001 Howard Avenue, New Orleans, Louisiana 70113

or other locally announced locations.

(Catalog of Federal Domestic Assistance Program Nos. 59002 and 59008)

Dated: May 23, 1980.

H. A. Theiste,
Acting Administrator.

[FR Doc. 80-17019 Filed 6-3-80; 8:45 am]
BILLING CODE 8025-01-M

[Declaration of Disaster Loan Area No. 1825; Amdt. No. 1]

Mississippi; Declaration of Disaster Loan Area

The above numbered Declaration (see 45 FR 29458) is amended in accordance with the President's declaration of April 19, 1980, to include Adams, George, Pike and Walthall Counties in the State of Mississippi. The Small Business Administration will accept applications for disaster relief loans from disaster victims in the above named counties and adjacent counties within the State

of Mississippi. All other information remains the same, i.e., the termination dates for filing applications for physical damage is close of business on June 19, 1980, and for economic injury until the close of business on January 19, 1981.

(Catalog of Federal Domestic Assistance Program Nos. 59002 and 59008)

Dated: May 2, 1980.

A. Vernon Weaver,
Administrator.

[FR Doc. 80-17020 Filed 6-3-80; 8:45 am]
BILLING CODE 8025-01-M

[Declaration of Disaster Loan Area No. 1821; Amdt. No. 1]

Texas; Declaration of Disaster Loan Area

The above numbered Declaration (See 45 FR 29153) is amended by adding the following counties:

County, Natural Disaster(s) and Date(s)

Bastrop, Tornado Hail, Excessive Rain, 4/7/80.
Edwards, Drought, Hard Freeze, 7/1/79-4/10/80, 3/1/80.
Gillespie, Hard Freeze, 3/17/80.
Kinney, Drought, Hard Freeze, 7/1/79-4/1/80, 3/1/80.
Medina, Drought, Hard Freeze, 7/1/79-4/21/80, 4/13/80.
Starr, Drought, 4/1/79-4/10/80.

and adjacent counties within the State of Texas as a result of natural disasters as indicated. All other information remains the same; i.e., the termination date for filing applications for physical damage is close of business on October, 22, 1980, and for economic injury until the close of business on January 22, 1981.

(Catalog of Federal Domestic Assistance Program Nos. 59002 and 59008)

Dated: May 7, 1980.

H. A. Theiste,
Acting Administrator.

[FR Doc. 80-17021 Filed 6-3-80; 8:45 am]
BILLING CODE 8025-01-M

[Declaration of Disaster Loan Area No. 1844]

Washington; Declaration of Disaster Loan Area

As a result of the President's major disaster declaration, I find that the State of Washington constitutes a disaster area because of damage resulting from the volcanic eruption of Mount St. Helens beginning on May 18, 1980. Eligible persons, firms and organizations may file applications for loans for physical damage until the close of business on July 22, 1980, and for

economic injury until close of business on February 23, 1981, at:

Small Business Administration, District Office, 915 Second Avenue, Federal Building, Room 1744, Seattle, Washington 98174.

or other locally announced locations.

(Catalog of Federal Domestic Assistance Program Nos. 59002 and 59008)

Dated: May 27, 1980.

H. A. Theiste,

Acting Administrator.

[FR Doc. 80-17022 Filed 6-3-80; 8:45 am]

BILLING CODE 8025-01-M

DEPARTMENT OF THE TREASURY

Fiscal Service

[Dept. Circ. 570, 1979 Rev., Supp. No. 20]

Lakeland Fire and Casualty Co.; Surety Companies Acceptable on Federal Bonds: Termination of Authority

Notice is hereby given that the certificate of authority issued by the Treasury to Lakeland Fire and Casualty Company, Minneapolis, Minnesota, under Sections 6 to 13 of Title 6 of the United States Code, as an acceptable surety on Federal bonds is hereby terminated effective June 30, 1980.

The company was last listed as an acceptable surety on Federal bonds at 44 FR 38093 dated June 29, 1979.

With respect to any bonds currently in force with Lakeland Fire and Casualty Company bond-approving officers of the Government may let such bonds run to expiration and need not secure new bonds. However, no new bonds should be accepted from the company.

Questions concerning this notice may be directed to the Audit Staff, Bureau of Government Financial Operations, Department of the Treasury, Washington, D.C. 20226, Telephone 202-5010.

Dated: May 22, 1980.

Gerald Murphy,

Acting Commissioner, Bureau of Government Financial Operations.

[FR Doc. 80-17005 Filed 6-3-80; 8:45 am]

BILLING CODE 4810-35-M

NATIONAL ADVISORY COMMITTEE ON OCEANS AND ATMOSPHERE

Partially Closed Meeting

Pursuant to Section 10(a)(2) of the Federal Advisory Committee Act, 5 U.S.C. App. (1976), as amended, notice is hereby given that the National Advisory Committee on Oceans and Atmosphere (NACOA) will hold a meeting on

Thursday and Friday, June 19-20, 1980, in Conference Room B100, Page Building 1, 2001 Wisconsin Avenue, NW., Washington, D.C.

The Committee, consisting of 18 non-Federal members appointed by the President from States and local governments, industry, science and other appropriate areas, was established by Congress by Public Law 95-63, on July 5, 1977. Its duties are to (1) undertake a continuing review, on a selective basis, of national ocean policy, coastal zone management, and the status of the marine and atmospheric science and service programs of the United States; (2) advise the Secretary of Commerce with respect to the carrying out of the programs administered by the National Oceanic and Atmospheric Administration; and (3) submit an annual report to the President and to the Congress setting forth an assessment, on a selective basis, of the status of the Nation's marine and atmospheric activities, and submit such other reports as may from time to time be requested by the President or the Congress.

The Agenda contains the following topics:

June 19, 1980

- 9 a.m.-9:30 a.m.—Plenary Session—Opening Remarks.
- 9:30 a.m.-10:30 a.m.—Introduction to Remote Sensing from Satellites—Landsat Transition Plan.
- 10:30 a.m.-12 a.m.—Policy Prospectives—Robert A. Frosch, NASA Administrator.
- 12 noon-1 p.m.—Lunch.
- 1 p.m.-3 p.m.—Panel Discussion on Remote Sensing from Satellites: User Needs.
- 3 p.m.-4 p.m.—Presentation by NOAA Administrator, Richard A. Frank—Committee Management.
- 4 p.m.-5 p.m.—Steering Committee Meeting.
- 5 p.m.—Adjourn.

June 20, 1980

- 8:30 a.m.-9 a.m.—Closed Session—Discussion of candidates for membership of NACOA's proposed Independent Area Task Forces.
- 9 a.m.-12 noon—Weather and Climate Panel—Louis J. Battan; Topic: Support for Atmospheric Research Facilities—remote sensing facilities (other than satellites) Invited participants: David Atlas, NASA; Herbert Carlson, NSF; Gordon Little, NOAA; Robert Serafin, NCAR; Verner Soumi, University of Wisconsin.
- 10 a.m.-12 noon—Waste Management Panel—John Knauss; Topic: Radioactive Waste Disposal in the Oceans. Invited participants: W. E. Webber, EPA; Robert S. Dyer, EPA; Clifton E. Curtis, Center for Law & Social Policy; Ed Mainland, Dept. of State; Ed Olson, Dept. of State; Glen Boyer, Dept. of Energy.
- 12 noon-1 p.m.—Lunch.
- 1 p.m.-2 p.m.—Omnibus—Merchant Marine Bill: Consideration of Actions for NACOA.

2 p.m.-3 p.m.—Plenary Session—Reports from Panel Chairpersons and Discussion of Annual Report.

3 p.m.—Adjourn.

The public is welcome at the sessions and will be admitted to the extent that seating is available. Persons wishing to make formal statements should notify the Chairman in advance of the meeting. The Chairman retains the prerogative to place limits on the duration of oral statements and discussions. Written statements may be submitted before or after each session.

With respect to agenda item (6), the Assistant Secretary for Administration, with the concurrence of the General Counsel, formally determined on June 2, 1980, pursuant to Section 10(d) of the Federal Advisory Committee Act, as amended, by Section 5(c) of the Government in the Sunshine Act, Public Law 94-409, that the matters to be disclosed under this agenda item (6) should be exempt from the provisions of the Act relating to open meetings and public participation therein, because it will be considered within the purview of 5 U.S.C. 552b (c)(6); i.e., information of a personal nature where disclosure would constitute a clearly unwarranted invasion of personal privacy. All other portions of the meeting will be open to the public.

A copy of the determination is available for public inspection and copying in the Central Reference and Records Inspection Facility, Room 5137, U.S. Department of Commerce, Washington, D.C. 20230, (202) 377-4217. For additional information on this meeting or a copy of the minutes which will be available 30 days thereafter for the open portions, please contact Mr. Steven N. Anastasion, Executive Director, National Advisory Committee on Oceans and Atmosphere, Room 436, Page Building No. 1, 3300 Whitehaven Street, N.W., Washington, D.C. 20235, telephone 202/653-7818.

Steven N. Anastasion,
Executive Director.

[FR Doc. 80-17167 Filed 6-3-80; 11:36 am]

BILLING CODE 3510-12-M

Sunshine Act Meetings

Federal Register

Vol. 45, No. 109

Wednesday, June 4, 1980

This section of the FEDERAL REGISTER contains notices of meetings published under the "Government in the Sunshine Act" (Pub. L. 94-409) 5 U.S.C. 552b(e)(3).

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1

[M-282 Amdt 3, May 30, 1980]

CIVIL AERONAUTICS BOARD

Deletion of item from the May 29, 1980 meeting agenda.

TIME AND DATE: 1 p.m., May 29, 1980.

PLACE: Room 1027 (open), Room 1012 (closed), 1825 Connecticut Avenue, N.W., Washington, D.C. 20428.

SUBJECT: 29. Recommendation for the Aviation Negotiations with Uruguay (BIA).

STATUS: Open (Item 1-28), closed (Item 29).

PERSON TO CONTACT: Phyllis T. Kaylor, The Secretary (202) 673-5068.

[8-1090-80 Filed 6-2-80; 3:28 pm]

BILLING CODE 6320-01-M

2

COMMODITY FUTURES TRADING COMMISSION.

TIME AND DATE: 11 a.m., Friday, June 13, 1980.

PLACE: 2033 K Street NW., Washington, D.C., eighth floor conference room.

STATUS: Closed.

MATTERS TO BE CONSIDERED: Surveillance briefing.

CONTACT PERSON FOR MORE INFORMATION: Jane Stuckey, 254-6314.

[FR Doc. S-1087-80 Filed 6-2-80; 12:37 pm]

BILLING CODE 6351-01-M

3

FEDERAL RESERVE SYSTEM.

TIME AND DATE: 10 a.m., Monday, June 9, 1980.

PLACE: 20th Street and Constitution Avenue NW., Washington, D.C. 20551.

STATUS: Closed.

MATTERS TO BE CONSIDERED:

1. Personnel actions (appointments, promotions, assignments, reassignments, and salary actions) involving individual Federal Reserve System employees.

2. Any agenda items carried forward from a previously announced meeting.

CONTACT PERSON FOR MORE

INFORMATION: Mr. Joseph R. Coyne, Assistant to the Board (202) 452-3204.

Dated: May 30, 1980.

Theodore E. Allison,

Secretary of the Board.

[FR Doc. S-1086-80 Filed 6-2-80; 11:17 am]

BILLING CODE 6210-01-M

4

NATIONAL LABOR RELATIONS BOARD.

TIME AND DATE: 10:30 a.m., June 9, 1980.

PLACE: Board conference room, Sixth floor, 1717 Pennsylvania Avenue N.W., Washington, D.C. 20570.

STATUS: Closed to public observation pursuant to 5 U.S.C. Section 552b(c)(2) (internal personnel rules and practices) and (c)(6) (personal information where disclosure would constitute a clearly unwarranted invasion of personal privacy).

MATTERS TO BE CONSIDERED: SES performance appraisals.

CONTACT PERSON FOR MORE

INFORMATION: Robert Volger, Acting Executive Secretary, Washington, D.C. 20570, telephone (202) 254-9430.

Dated: May 30, 1980.

By direction of the Board.

George A. Leet,

Associate Executive Secretary, National Labor Relations Board.

[S-1088-80 Filed 6-2-80; 2:05 pm]

BILLING CODE 7545-01-M

5

NUCLEAR REGULATORY COMMISSION.

TIME AND DATE: Friday, May 30, 1980.

PLACE: Commissioner's conference room, 1717 H Street, NW., Washington, D.C.

STATUS: Open.

MATTERS TO BE CONSIDERED:

3:30 p.m.

Affirmation Session (approximately 5 minutes), public meeting.

Indian Point Revised Order (rescheduled from May 29).

CONTACT PERSON FOR MORE

INFORMATION: Walter Magee (202) 634-1410.

AUTOMATIC TELEPHONE ANSWERING SERVICE FOR SCHEDULE UPDATE: (202) 634-1498.

Those planning to attend a meeting should re-verify the status on the day of the meeting.

Roger M. Tweed,

Office of the Secretary.

[S-1089-80 Filed 6-2-80; 2:44 am]

BILLING CODE 7590-01-M

Reader Aids

Federal Register
Vol. 45, No. 109
Wednesday, June 4, 1980

INFORMATION AND ASSISTANCE

Questions and requests for specific information may be directed to the following numbers. General inquiries may be made by dialing 202-523-5240.

Federal Register, Daily Issue:

- 202-783-3238 Subscription orders and problems (GPO)
"Dial-a-Reg" (recorded summary of highlighted documents appearing in next day's issue):
202-523-5022 Washington, D.C.
- 312-663-0884 Chicago, Ill.
- 213-688-6694 Los Angeles, Calif.
- 202-523-3187 Scheduling of documents for publication
- 523-5240 Photo copies of documents appearing in the Federal Register
- 523-5237 Corrections
- 523-5215 Public Inspection Desk
- 523-5227 Index and Finding Aids
- 523-5235 Public Briefings: "How To Use the Federal Register."

Code of Federal Regulations (CFR):

- 523-3419
- 523-3517
- 523-5227 Index and Finding Aids

Presidential Documents:

- 523-5233 Executive Orders and Proclamations
- 523-5235 Public Papers of the Presidents, and Weekly Compilation of Presidential Documents

Public Laws:

- 523-5266 Public Law Numbers and Dates, Slip Laws, U.S. -5282 Statutes at Large, and Index
- 275-3030 Slip Law Orders (GPO)

Other Publications and Services:

- 523-5239 TTY for the Deaf
- 523-5230 U.S. Government Manual
- 523-3408 Automation
- 523-4534 Special Projects
- 523-3517 Privacy Act Compilation

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AGENCY PUBLICATION ON ASSIGNED DAYS OF THE WEEK

The following agencies have agreed to publish all documents on two assigned days of the week (Monday/Thursday or Tuesday/Friday).

This is a voluntary program. (See OFR NOTICE FR 32914, August 6, 1976.)

Monday	Tuesday	Wednesday	Thursday	Friday
DOT/SECRETARY	USDA/ASCS		DOT/SECRETARY	USDA/ASCS
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DOT/FAA	USDA/FNS		DOT/FAA	USDA/FNS
DOT/FHWA	USDA/FSQS		DOT/FHWA	USDA/FSQS
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DOT/NHTSA	MSPB/OPM		DOT/NHTSA	MSPB/OPM
DOT/RSPA	LABOR		DOT/RSPA	LABOR
DOT/SLSDC	HEW/FDA		DOT/SLSDC	HEW/FDA
DOT/UMTA			DOT/UMTA	
CSA			CSA	

Documents normally scheduled for publication on a day that will be a Federal holiday will be published the next work day following the holiday.

Comments on this program are still invited. Comments should be submitted to the Day-of-the-Week Program Coordinator, Office of

the Federal Register, National Archives and Records Service, General Services Administration, Washington, D.C. 20408

REMINDERS

The "reminders" below identify documents that appeared in issues of the *Federal Register* 15 days or more ago. Inclusion or exclusion from this list has no legal significance.

Rules Going Into Effect Today

Note: There were no items eligible for inclusion in the list of Rules Going Into Effect Today.

Deadline for Comments on Proposed Rules for the Week of June 8 through June 14, 1980

AGRICULTURE DEPARTMENT

Agriculture Marketing Service—

35829 5-28-80 / Lemons grown in Calif. and Ariz.; handling regulations; comments by 6-12-80

31118 5-12-80 / Potato Research and Promotion Plan; expenses and rate of assessment; comments by 6-12-80

Agricultural Stabilization and Conservation Service—

31393 5-13-80 / Beekeeper Indemnity Payment Program (1978-81); comments extended to 6-12-80
[See also 45 FR 24899, 4-11-80]

Commodity Credit Corporation—

24492 4-10-80 / Cooperative marketing associations; eligibility requirements for price support; comments by 6-9-80

Federal Crop Insurance Corporation—

25068 4-14-80 / Forage production crop insurance regulations; comments by 6-13-80

25073 4-14-80 / Forage seeding crop insurance regulations; comments by 6-13-80

Office of the Secretary—

25408 4-15-80 / Natural Gas Policy Act of 1978; certification; addition of SIC 3412—metal shipping barrels, drums, kegs and pails (food related only) to list of essential agricultural uses; comments by 6-12-80

COMMERCE DEPARTMENT

National Oceanic and Atmospheric Administration—

31112 5-12-80 / Commercial Tanner Crab Fishery off the coast of Alaska; amendment to Fishery Management Plan; comment on final regulations by 7-10-80

[See also 45 FR 25421, 4-15-80 and 45 FR 25815, 4-16-80]

EDUCATION DEPARTMENT

[See Health, Education, and Welfare Department.]

ENERGY DEPARTMENT

Economic Regulatory Administration—

31682 5-13-80 / Alternative amendments to the Mandatory Petroleum Allocation Regulations modifying treatment of Alaska North Slope (ANS) crude oil under the entitlement program; comments by 6-18-80

24092 4-8-80 / Financial assistance programs for State utility regulatory commissions and eligible nonregulated electric utilities; comments by 6-9-80

[See also 45 FR 31408, 5-13-80]

32322 5-16-80 / Reports on impending major electric utility system emergencies, customer load reductions and/or significant service interruptions in bulk electric power supply; comment period extended to 6-9-80

[See also 45 FR 20109, 3-27-80]

Federal Energy Regulatory Commission—

31744 5-14-80 / Procedures governing applications for special relief under Sections 104, 106 and 109 of the Natural Gas Policy Act of 1978; comments by 6-9-80

ENVIRONMENTAL PROTECTION AGENCY

30654 5-9-80 / Approval of revision to Ohio State Implementation Plan for sulfur dioxide; comments by 6-11-80

30456 5-8-80 / Maryland State implementation plan; proposed revisions; comments by 6-9-80

FEDERAL COMMUNICATIONS COMMISSION

26390 4-18-80 / Amendment of policies and procedures for amending FM table of assignments; reply comments by 6-11-80

25414 4-15-80 / Assignment of FM channels at Coeur D'Alene, Idaho; comments by 6-9-80

[See also 45 FR 12451, 2-26-80]

32025 5-15-80 / Domestic public land mobile radio service; one-way signaling on the 35 MHz frequency band; comments by 6-12-80

- 28773 4-30-80 / FM broadcast station in The Dalles, Oreg.; Proposed changes in table of assignments; comments by 6-13-80
- 28775 4-30-80 / FM broadcast station in Manchester, Vt.; Proposed changes in table of assignments; comments by 6-13-80
- 17603 3-19-80 / Modification of FM broadcast station rules to increase the availability of commercial FM broadcast assignments; comments by 6-9-80
- 24212 4-9-80 / Private line rate structure and volume discount practices; Comments extended to 6-9-80
[See also 44 FR 61216, 10-24-79 and 45 FR 16214, 3-13-80]
- 16222 3-13-80 / Providing optimum conditions for utilization of New Jersey television channel assignments; inquiry; reply comments by 6-9-80
- 16219 3-13-80 / Television Broadcast Stations in Dover and Seaford, Del.; Asbury Park, Atlantic City, New Brunswick, Newton, Vineland, West Milford and Wildwood, N.J.; Kingston and Syracuse, N.Y.; and Bethlehem, Lebanon and State College, Pa.; Proposed Changes in Table of Assignments; reply comments by 6-9-80
- 28775 4-30-80 / Television broadcast stations in Lansing and Saginaw, Mich., Newark, Sandusky and Toledo, Ohio; Proposed changes in table of assignments; comments by 6-13-80
- 23478 4-7-80 / Television receiver performance; comments by 6-13-80
- FEDERAL HOME LOAN BANK BOARD**
- 31727 5-14-80 / Federal home loan bank system and Federal savings and loan system; reduction in reporting requirements; comments by 6-9-80
- FEDERAL MEDIATION AND CONCILIATION SERVICE**
- 24507 4-10-80 / Part-time employment for Federal employees; comments by 6-10-80
- HEALTH AND HUMAN SERVICES DEPARTMENT**
[See Health, Education and Welfare Department]
- HEALTH, EDUCATION, AND WELFARE DEPARTMENT**
Education Office—
- 24070 4-8-80 / Territorial Teacher Training Assistance Program; comments by 6-9-80
- Food and Drug Administration—
- 9286 2-12-80 / Cholecystokinetic drug products for over-the-counter human use; establishment of a monograph; reply comments by 6-11-80
- Public Health Service—
- 24352 4-9-80 / Health maintenance organization loans and loan guarantees for acquisition and construction of ambulatory health care facilities; comments by 6-9-80
- HOUSING AND URBAN DEVELOPMENT DEPARTMENT**
Community Planning and Development, Office of the Assistant Secretary—
- 24808 4-10-80 / Section 312 Rehabilitation Loan Program; comments by 6-9-80
- Federal Housing Commissioner, Office of the Assistant Secretary—
- 30602 5-8-80 / Mortgage insurance; elimination of application fee; comments by 6-9-80
- INTERIOR DEPARTMENT**
Office of the Secretary—
- 24074 4-8-80 / Nondiscrimination on the basis of handicap in federally assisted programs; comments by 6-9-80
- 32331 5-16-80 / Provisions to ensure uniform enforcement of interim and permanent program regulations governing multiple seam mining operations; comments by 6-12-80
- 30651 5-9-80 / Requirement that Pennsylvania comply with anthracite environmental protection provisions in effect on 8-3-77; comments by 6-9-80
- INTERSTATE COMMERCE COMMISSION**
- 28380 4-29-80 / Incentive per diem funds use; reply comments by 6-9-80
- 28381 4-29-80 / Railroad contract rates; change of policy; comments by 6-13-80
- 31767 5-14-80 / Remittance of demurrage charges by common carriers of property by rail; comments by 6-13-80
- LABOR DEPARTMENT**
Occupational Safety and Health Administration—
- 26366 4-18-80 / Proposed standard for occupational noise exposure; opportunity to comment on additional information; comments by 6-9-80
- NUCLEAR REGULATORY COMMISSION**
- 24168 4-9-80 / Licensing and regulatory policy and procedures for environmental protection; alternative site reviews; comments by 6-9-80
- PERSONNEL MANAGEMENT OFFICE**
- 24899 4-11-80 / Training in non-government facilities; procedural amendments; comments by 6-10-80
- SECURITIES AND EXCHANGE COMMISSION**
- 29853 5-6-80 / Stock Options; comments by 6-9-80
- TRANSPORTATION DEPARTMENT**
Federal Aviation Administration—
- 24505 4-10-80 / Skid resistant pavement surface design; comments by 6-9-80
- Federal Highway Administration—
- 34302 5-22-80 / Design standards for highways; comments by 6-13-80
[See also 45 FR 34302, 5-12-80]
- TREASURY DEPARTMENT**
Comptroller of the Currency—
- 25078 4-14-80 / Nomination of candidates for election to national bank boards of directors; comments by 6-13-80
- Internal Revenue Service—
- 24203 4-9-80 / Consolidated return regulations; comments by 6-9-80
- 24201 4-9-80 / Coordination of vesting and discrimination requirements for qualified plans; comments by 6-9-80
- 24205 4-9-80 / Holding period required for treatment of long-term capital gain or long-term capital loss; changes in terms relating to transactions in capital assets; comments by 6-9-80
- 26092 4-17-80 / Income tax; shareholder requirements relating to electing small business corporations; comments by 6-13-80
- 24207 4-9-80 / Withholding on certain individuals engaged in fishing; comments by 6-9-80
- WAGE AND PRICE STABILITY COUNCIL**
- 36047 5-29-80 / Anti-inflationary Standards; Questions and answers on gross-margin standard for utilities; amendment and additions; comments by 6-13-80
- WATER RESOURCES COUNCIL**
- 25302 4-14-80 / Principles, standards, and procedures for water resource planning; comments by 6-13-80

Deadlines for Comments on Proposed Rules for the Week of June 15 through June 21, 1980.

- AGRICULTURE DEPARTMENT**
Agricultural Marketing Service—
- 26340** 4-18-80 / Cotton sampling regulations; comments by 6-17-80
- 24167** 4-9-80 / Filbert imports; amendment to regulation; comments by 6-16-80
- Animal and Plant Health Inspection Service—
- 26342** 4-18-80 / Requirements for importation of horses; comments by 6-17-80
- Foreign Agricultural Service—
- 33640** 5-20-80 / Dairy products; "pricebreak" system elimination, quota shares allocation; comments by 6-20-80
- CIVIL AERONAUTICS BOARD**
- 26084** 4-17-80 / Foreign charter operations; deregulation; comments by 6-16-80
- 31411** 5-13-80 / New pre-filing tariff approval procedures for all U.S. certificated air carriers in domestic transportation so that fare reductions can be implemented within one day; comments by 6-19-80
- 25817** 4-16-80 / Prescribed airline counter and ticket notices; comments by 6-16-80
- 26083** 4-17-80 / Prorata and single entity charters; travel agent commissions and other matters; comments by 6-16-80
- 28342** 4-29-80 / Revision and simplification of prescribed airline counter and ticket notices; comments by 6-16-80
- COMMERCE DEPARTMENT**
National Oceanic and Atmospheric Administration—
- 25815** 4-16-80 / Commercial tanner crab fishery off the Coast of Alaska amendment to Fishery Management Plan and final regulations; comments by 6-19-80
- COMMUNITY SERVICES ADMINISTRATION**
- 26102** 4-17-80 / Rural Development Loan Fund Program; governing policies, comments by 6-16-80
- DEPOSITORY INSTITUTIONS**
Deregulation Committee—
- 32323** 5-16-80 / Provisions relating to premiums, finders fees, and the payment of interest in merchandise; comments by 6-16-80
- EDUCATION DEPARTMENT**
[See Health, Education, and Welfare Department]
- ENERGY DEPARTMENT**
Federal Energy Regulatory Commission—
- 31418** 5-13-80 / Natural gas; interim, retroactive and refund filing requirements; comments by 6-16-80
- 34264** 5-22-80 / Transportation certificate for natural gas for the displacement of fuel oil; comments by 6-16-80
- ENVIRONMENTAL PROTECTION AGENCY**
- 32333** 5-16-80 / Amendments to Youngstown, Ohio State Implementation plan; results of review; comments by 6-16-80
- 29589** 5-5-80 / National Pollutant Discharge Elimination System Best Management Practices Guidance Document; comments by 6-19-80
[See also 44 FR 32955, 6-7-79; 44 FR 47063, 8-10-79, and 45 FR 17997, 3-20-80]
- 33656** 5-20-80 / Pennsylvania nonattainment area plan; comments by 6-19-80
- 26373** 4-18-80 / Pesticide programs; "good laboratory practices" guidelines; comments by 6-17-80
- 26721** 4-21-80 / Petroleum refining point source category effluent limitations guidelines, pretreatment standards and new source performance standards; comments by 6-19-80
- 32338** 5-16-80 / Proposed exemption from requirement of a tolerance for 2, 2, 5-Trimethyl-3-Dichloroacetyl-1,3-Oxazolidine; comments by 6-16-80
- 34018** 5-21-80 / Proposed revision of the Virginia State implementation plan; comments by 6-20-80
- 26910** 4-21-80 / Review of standards of performance for new stationary sources; electric arc furnaces (steel industry); comments by 6-20-80
- 32337** 5-16-80 / Review of revisions to Vermont State Implementation Plan; comments by 6-16-80
- 26304** 4-17-80 / Secondary lead smelters; review of standards of performance for new stationary sources; comments by 6-16-80
- 26934** 4-21-80 / Women's Business Enterprise Participation in EPA's Construction Grants Program; intent to issue policy guidance; comments by 6-20-80
- FEDERAL COMMUNICATIONS COMMISSION**
- 28779** 4-30-80 / FM broadcast stations in Alameda and Albuquerque, N. Mex.; proposed changes in table of assignments; comments by 6-16-80
- 24213** 4-9-80 / FM broadcast station in Allendale, S.C.; proposed changes in table of assignments; reply comments by 6-16-80
- 28771** 4-30-80 / FM broadcast station in Eagle, Colo.; proposed changes in table of assignments; comments by 6-16-80
- 28777** 4-30-80 / FM broadcast station in Falmouth, Mass.; proposed changes in table of assignments; comments by 6-16-80
- 28768** 4-30-80 / FM broadcast stations in Lewisburg and Roncevert, W. Va.; proposed changes in table of assignments; comments by 6-16-80
- 24214** 4-9-80 / FM broadcast station in Memphis, Mo.; proposed changes in table of assignments; reply comments by 6-16-80
- 29870** 5-6-80 / FM broadcast station in Quincy, Calif.; proposed changes in table of assignments; comments by 6-16-80
- 28769** 4-30-80 / FM broadcast stations in Rohnert Park and Sebastopol, Calif.; proposed changes in table of assignments; comments by 6-16-80
- 29871** 5-6-80 / FM broadcast station in Stephenville, Tex.; proposed changes in table of assignments; comments by 6-16-80
- 29323** 5-2-80 / Frequency allocation to the Instructional TV Fixed Service; Multipoint Distribution Service and private Operational fixed Microwave Service; comments by 6-16-80
- 28770** 4-30-80 / Television broadcast stations in Santa Barbara, Calif.; proposed changes in table of assignment; comments by 6-16-80
- FEDERAL RESERVE SYSTEM**
- 33644** 5-20-80 / Increased tolerance for annual percentage rates in irregular mortgage transactions; comments by 6-20-80
- 30081** 5-7-80 / International banking operations; additional investments under general consent procedures; comments by 6-16-80
- FEDERAL TRADE COMMISSION**
- 26344** 4-18-80 / Dancer-Fitzgerald—Sample, Inc.; consent agreement with analysis to aid public comment; comments by 6-20-80
- HEALTH AND HUMAN SERVICES DEPARTMENT**
[See Health, Education, and Welfare Department]
- HEALTH, EDUCATION, AND WELFARE DEPARTMENT**
Food and Drug Administration—
- 17159** 3-18-80 / Nitrates and nitrites in poultry products; proposed declaration that no prior sanction exists; comments by 6-16-80

- Social Security Administration—**
- 26719** 4-21-80 / Supplemental security income for the aged, blind, and disabled; interim assistance provisions; comments by 6-20-80
- HOUSING AND URBAN DEVELOPMENT DEPARTMENT**
Community Planning and Development Office of the Secretary—
- 26981** 4-22-80 / Comprehensive Planning and Assistance; Work-Study Program; rulemaking procedure; comments by 6-20-80
- Neighborhoods, Voluntary Associations and Consumer Protection, Office of Assistant Secretary—
- 26908** 4-21-80 / Mobile home construction and safety standards; comments by 6-20-80
- INTERIOR DEPARTMENT**
Geological Survey
- 29309** 5-2-80 / Air quality provisions relating to oil and gas and sulfur operations in the Outer Continental Shelf; comment period extended to 6-20-80
[See also 45 FR 15147, Mar. 7, 1980]
- Land Management Bureau—
- 27456** 4-23-80 / Surface management and mining claims located on the public lands; comments extended to 6-16-80
[See also 45 FR 13597, 3-3-80]
- 27456** 4-23-80 / Surface management of public lands under the U.S. Mining Laws; Draft environmental impact statement; comments extended to 6-16-80
[See also 45 FR 13788, 3-3-80 and 45 FR 28380, 4-29-80]
- Surface Mining Reclamation and Enforcement Office—
- 32320** 5-16-80 / Intent to develop Federal programs on surface coal mining reclamation and enforcement; comments by 6-16-80
- INTERSTATE COMMERCE COMMISSION**
- 29104** 5-1-80 / Passes and free transportation for railroads, water carriers and motor carriers; elimination of regulation; comments by 6-16-80
- LABOR DEPARTMENT**
Pension and Welfare Benefit Programs Office—
- 25404** 4-15-80 / Alternative method of compliance with reporting and disclosure requirements of Part 1 of Title 1 of the Employee Retirement Income Security Act of 1974 for certain simplified employee pensions; comments by 6-15-80
- NATIONAL CREDIT UNION ADMINISTRATION**
- 26073** 4-17-80 / Classification of loans; deregulation; comments by 6-16-80
- NUCLEAR REGULATORY COMMISSION**
- 26071** 4-17-80 / Metropolitan Area Planning Agency, Citizens Advisory Board; petition for rulemaking; comments by 6-16-80
- 26072** 4-17-80 / Nuclear power operations; environmental radiation protection standards; comments by 6-16-80
- 18023** 3-20-80 / Standards for protection against radiation; comments by 6-16-80
- PENNSYLVANIA AVENUE DEVELOPMENT CORPORATION**
- 34752** 5-22-80 / General guidelines and uniform standards for urban planning and design of development within the Pennsylvania Avenue development area; comments by 6-15-80
- SECURITIES AND EXCHANGE PROGRAM**
- 33650** 5-20-80 / Ratio of earnings to fixed charges; concept release; comments by 6-15-80

TRANSPORTATION DEPARTMENT

Coast Guard—

- 29594** 5-5-80 / Reynolds Channel, N.Y., drawbridge operation regulations; comments by 6-19-80
- 29593** 5-5-80 / Shelburne Bay, Vt., special anchorage area; comments by 6-19-80
- 29593** 5-5-80 / St. Croix River, Wis. and Minn.; drawbridge operation regulations; comments by 6-19-80
- 29087** 5-1-80 / Tank vessels transferring Outer Continental Shelf oil; design and equipment standards; comments by 6-16-80
- Federal Aviation Administration—
- 27775** 4-24-80 / Crewmember clothing; flammability standards; comments by 6-16-80
- Federal Highway Administration—
- 26280** 4-17-80 / Accommodation of utilities; comments by 6-16-80
- National Highway Traffic Safety Administration—
- 29102** 5-1-80 / Federal motor vehicle safety standards; seat belt assemblies; comments by 6-16-80
- Research and Special Programs Administration—
- 25083** 4-14-80 / Shipment of hazardous materials; comments by 6-15-80
- Urban Mass Transportation Administration—
- 32699** 5-19-80 / Public hearing requirements for service and fare changes; comments by 6-20-80

Next Week's Meetings:**AGRICULTURE DEPARTMENT**

Forest Service—

- 24518** 4-10-80 / Uinta National Forest Grazing Advisory Board, Provo, Utah (Open), 4-30-80 changed to 6-13-80
[See 45 FR 26986; 4-22-80]

ARTS AND HUMANITIES, NATIONAL FOUNDATION

- 31241** 5-12-80 / Humanities Panel, Washington, D.C. (closed), 6-12 and 6-13-80
- 34091** 5-21-80 / Literature Panel, Durham, N.C. (partially open), 6-13 and 6-14-80
- 34091** 5-21-80 / Special Projects Panel (Folk Arts), Washington, D.C. (closed), 6-12 through 6-14-80
- 34091** 5-21-80 / Theatre Panel (Small Companies), Washington, D.C. (closed), 6-10 and 6-11-80

CIVIL RIGHTS COMMISSION

- 34028** 5-21-80 / Kentucky Advisory Committee, Louisville, Ky. (open), 6-11-80
- 32749** 5-19-80 / New Jersey Advisory Committee, New Brunswick, N.J. (open), 6-12-80
- 32749** 5-19-80 / New York Advisory Committee, New York, N.Y. (open), 6-11-80
- 31148** 5-12-80 / Virginia Advisory Committee, Arlington, Virginia, 6-9 and 6-10-80

COMMERCE DEPARTMENT

International Trade Administration—

- 34947** 5-23-80 / Export promotion subcommittee of the President's Export Council, Washington, D.C. (open), 6-12-80
- National Oceanic and Atmospheric Administration—
- 32362** 5-16-80 / Mid-Atlantic Fishery Management Council, Hampton, Va. (open), 6-11-80
- 29383** 5-2-80 / Pacific Fishery Management Council's Scientific and Statistical Committee and Groundfish Subpanel, Los Angeles, Calif. (partially open), 6-10 through 6-12-80

- 33677 Patent and Trademark Office—
5-20-80 / Trademark Affairs Public Advisory Committee, Washington, D.C. (open), 6-10-80
- CONSUMER PRODUCT SAFETY COMMISSION**
- 34950 5-23-80 / Product Safety Advisory Council, Washington, D.C. (open), 6-9-80
- DEFENCE DEPARTMENT**
- 34340 5-22-80 / ECM Task Force, Washington, D.C. (closed), 6-12 and 6-13-80
- Air Force Department—
- 33677 5-20-80 / USAF Scientific Advisory Board, Ad Hoc Committee on the Air Force in Space, Los Angeles, Calif. (closed), 6-11 and 6-12-80
- 34034 5-21-80 / USAF Scientific Advisory Board, Tullahoma, Tenn. (open), 6-11-80
- 30668 5-9-80 / Defense Intelligence Agency Advisory Committee, Rosslyn, Va. (closed), 6-10-80
- Office of the Secretary—
- 27809 4-24-80 / DOD Advisory Group on Electron Devices, New York, N.Y. (closed), 6-10-80
- 27973 4-25-80 / DOD Wage Committee, Washington, D.C. (closed), 6-10-80
- EDUCATION DEPARTMENT**
[See also Health, Education, and Welfare Department]
- 32363 5-16-80 / National Advisory Council on Adult Education, Washington, D.C. (open), 6-8 and 6-9-80
- 35854 5-28-80 / Vocational Education National Advisory Council, Columbus, Ohio (open), 6-13 and 6-14-80
- ENERGY DEPARTMENT**
- 34341 5-22-80 / National Petroleum Council, Washington, D.C. (open), 6-11-80
- 34341 5-22-80 / Unconventional Gas Sources National Petroleum Council Subcommittee, Washington, D.C. (open), 6-10-80
- FEDERAL COMMUNICATIONS COMMISSION**
- 35910 5-28-80 / Radio Technical Commission for Marine Services, Special Committee No. 75, Linthicum Heights, Md. (open), 6-12-80
- FEDERAL MEDIATION AND CONCILIATION SERVICE**
- 35419 5-27-80 / Arbitration Services Advisory Committee, Los Angeles, Calif. (open), 6-14-80
- FEDERAL PREVAILING RATE ADVISORY COMMITTEE**
- 31492 5-13-80 / Meeting, Washington, D.C. (open), 6-12-80
- FINE ARTS COMMISSION**
- 64863 11-8-79 / Meeting, Washington, D.C. (open), 6-10-80
- 34337 5-22-80 / Meeting, Washington, D.C. (open), 6-10-80
- HEALTH, EDUCATION, AND WELFARE DEPARTMENT**
[See also Education Department, and Health and Human Services Department]
- Disease Control Center—
- 30137 5-7-80 / Safety and Occupational Health Study Section; Rockville, Md., 6-10 through 6-13-80
- Facilities Engineering Office—
- 28818 4-30-80 / HEW/Navy Bethesda Cogeneration Project, Bethesda, Md., 6-11-80
- National Institute of Education—
- 28206 4-28-80 / National Assessment of Educational Progress Assessment Policy Committee (open), Denver, Colorado, 6-13 and 6-14-80
- National Institutes of Health—
- 28502 4-29-80 / Allergy and Clinical Immunology Research Committee, Bethesda, Md. (partially open), 6-9-80 and (closed), 6-10-80
- 28500 4-29-80 / Allergy and Infectious Diseases, National Institutes of Health, Bethesda, Md. (partially open), 6-12-80, and (closed) 6-13-80
- 28503 4-29-80 / Cellular and Molecular Basis of Disease Review Committee, National Institute of General Medical Sciences, Bethesda, Md. (partially open), 6-9-80
- 30697 5-9-80 / National Cancer Institute review committees, various cities in Louisiana and Maryland (partially open), 6-9 through 6-12-80
- 30698 5-9-80 / National Diabetes Advisory Board, Bethesda, Md. (open), 6-11-80
- Public Health Service—
- 26387 4-18-80 / Discussion of personnel standards for clinical laboratories, Atlanta, Ga., 6-9 through 6-11-80
- 31205 5-12-80 / Low yield cigarettes research needs, Bethesda, Md. (partially open), 6-9 and 6-10-80
- HEALTH AND HUMAN SERVICES DEPARTMENT**
[See also, Health, Education, and Welfare Department]
- Alcohol, Drug Abuse, and Mental Health Administration—
- 34426 5-22-80 / Basic Psychopharmacology and Neuropsychology Research Review Committee, Silver Spring, Md. (open), 6-12 and 6-13-80
- 34426 5-22-80 / Cognition, Emotion, and Personality Research Review Committee, Washington, D.C. (open), 6-13 through 6-15-80
- 34426 5-22-80 / Community Processes and Social Policy Review Committee, Arlington, Va. (open), 6-11 through 6-13-80
- 34426 5-22-80 / Criminal and Violent Behavior Review Committee, Chevy Chase, Md. (open), 6-11 through 6-13-80
- 34425 5-22-80 / Drug Abuse Clinical, Behavioral, and Psychosocial Research Review Committee, Rockville, Md. (open), 6-9 through 6-13-80
- 34425 5-22-80 / Drug Abuse Resource Development Review Committee, Rockville, Md. (open), 6-9 through 6-13-80
- 34425 5-22-80 / Epidemiologic and Services Research Review Committee, Bethesda, Md. (open), 6-9 through 6-12-80
- 33725 5-20-80 / Mental Health National Advisory Council, Rockville, Md. (partially open), 6-13-80
- 34426 5-22-80 / Mental Health Research Education Review Committee, Rockville, Md. (open), 6-11 through 6-14-80
- 34426 5-22-80 / Paraprofessional Education Review Committee, Rockville, Md. (open), 6-12 through 6-14-80
- 34425 5-22-80 / Psychopathology and Clinical Biology Research Review Committee, Rockville, Md. (open), 6-9 through 6-11-80
- 34426 5-22-80 / Treatment Development and Assessment Research Review Committee, Washington, D.C. (open), 6-12 and 6-13-80
- Food and Drug Administration—
- 35014 5-23-80 / Discussion of research efforts sponsored by the agency's Bureau of Radiological Health in the area of biological effects and measurement of light sources, Rockville, Md. (open), 6-9 and 6-10-80
- 31497 5-13-80 / General Medical Devices Panel, General and Personal Use Devices Section, Silver Spring, Md. (open and closed), 6-16-80
- 31495 5-13-80 / Peripheral and Central Nervous System Drugs Advisory Committee, Rockville, Md. (open), 6-12 and 6-13-80
- Health Resources Administration—
- 32777 5-19-80 / Implementation and Administration Subcommittee of the National Council on Health Planning and Development, Washington, D.C. (open), 6-12-80

- 32778** 5-19-80 / National Council on Health Planning and Development, Washington, D.C. (open), 6-13-80
- 32777** 5-19-80 / National Guidelines, Goals, Priorities, and Standards Subcommittee of the National Council on Health Planning and Development, Washington, D.C. (open), 6-12-80
- 32777** 5-19-80 / Technology and Productivity Subcommittee of the National Council on Health Planning and Development, Washington, D.C. (open), 6-12-80
National Institutes of Health—
- 32781** 5-19-80 / Division of Research Grants, Various Study Sections (open and closed), 6-8 through 6-13-80
Office of the Assistant Secretary of Health—
- 34068** 5-21-80 / Health Care Technology Study Section, Hyattsville, Md. (partially open), 6-9-80
Office of the Secretary—
- 33725** 5-20-80 / Vital and Health Statistics National Committee, Subcommittee on Cooperative Health Statistics System, Washington, D.C., 6-9-80
- INTERIOR DEPARTMENT**
National Park Service—
- 30547** 5-8-80 / Arizona Strip District Grazing Advisory Board, St. George, Utah (open), 6-10-80
- 30548** 5-8-80 / Ely District-Nevada Grazing Advisory Board, Ely, Nev. (open), 6-11-80
- 30550** 5-8-80 / Idaho Falls District Grazing Advisory Board, Idaho Falls, Idaho (open), 6-12-80
- 30543** 5-8-80 / Oklahoma, Western Interior Regional Coal Team, Oklahoma City, Okla. (open), 6-10-80
Water and Power Resources Service—
- 35019** 5-23-80 / Scoping meeting on environmental impact statement for Creston Steam electric Station, Creston, Wash., held at various cities in Washington (open), 6-10 through 6-12-80
- JUSTICE DEPARTMENT**
- 31835** 5-14-80 / United States Circuit Judge Nominating Commission, Second Circuit Panel, New York, N.Y. (closed), 6-12 and 6-13-80
Attorney General—
- 33745** 5-20-80 / Hispanic Advisory Committee to the Attorney General, Washington, D.C. (open), 6-9-80
Justice Assistance, Research, and Statistics Office—
- 35947** 5-28-80 / Juvenile Justice and Delinquency Prevention National Advisory Committee, Washington, D.C. (open), 6-11 through 6-14-80
- LABOR DEPARTMENT**
Labor Statistics Bureau—
- 32439** 5-16-80 / Labor Research Advisory Council Committees, Washington, D.C. (open), 6-10 through 6-12-80
Occupational Safety and Health Administration—
- 35454** 5-27-80 / National Advisory Committee on Occupational Safety and Health; Full Committee Meeting and Subgroup Meeting, Washington, D.C. (open), 6-12 and 6-13-80
- NATIONAL AERONAUTICS AND SPACE ADMINISTRATION**
- 34091** 5-21-80 / NASA Advisory Council, Woods Hole, Mass. (open), 6-9 through 6-14-80
- NATIONAL SCIENCE FOUNDATION**
- 30196** 5-7-80 / Materials Research Advisory Committee, Solid State Physics Ad Hoc Oversight Subcommittee, Washington, D.C. (closed), 6-9 and 6-10-80
- 33749** 5-20-80 / Mathematical and Computer Sciences Advisory Committee, Mathematical Sciences Subcommittee, Washington, D.C. (open), 6-10 and 6-11-80
- 33748** 5-20-80 / Ocean Sciences Advisory Committee, Ad Hoc Subcommittee on Biology and Eastern Equatorial Dynamics Project, Washington, D.C. (closed), 6-9 and 6-10-80
- 33749** 5-20-80 / Social Sciences Advisory Committee, Washington, D.C. (closed), 6-9 and 6-10-80
- NUCLEAR REGULATORY COMMISSION**
- 31554** 5-13-80 / Advisory Committee for Screening of Licensing Board Candidates, Bethesda, Md. (closed), 6-13-80
- PENSION POLICY, PRESIDENT'S COMMISSION**
- 4488** 1-22-80 / Meeting, Minneapolis, Minn. (open), 6-13-80
- 21067** 3-31-80 / Meeting, Minneapolis, Minn. (open) 6-12-80 and Austin, Texas (open) 6-13-80
- PRESIDENT'S EXPORT COUNCIL**
- 34321** 5-22-80 / GATT Subcommittee, Washington, D.C., (open), 6-10-80
- RADIATION POLICY COUNCIL**
- 35055** 5-23-80 / Meeting of council members with public, Washington, D.C. (open), 6-11-80
- SCIENCE AND TECHNOLOGY POLICY OFFICE**
- 35054** 5-23-80 / Intergovernmental Science, Engineering, and Technology Advisory Panel, Seattle, Wash. (open), 6-8-80
- SMALL BUSINESS ADMINISTRATION**
- 21433** 4-1-80 / Region I (Boston, Mass.) Advisory Council Executive Board, Boston, Mass. (open), 6-11-80
- 29654** 5-5-80 / Region II Advisory Council Executive Board, New York, N.Y. (open), 6-12-80
- STATE DEPARTMENT**
- 32155** 5-15-80 / Fine Arts Committee, John Quincy Adams State Drawing Room (open), 6-9-80
Office of the Secretary—
- 35963** 5-28-80 / Shipping/Coordinating Committee, Ocean Dumping Subcommittee, Washington, D.C. (open), 6-12-80
- VETERANS ADMINISTRATION**
- 31855** 5-14-80 / Cooperative Studies Evaluation Committee, Washington, D.C. (partially open), 6-9-80
- 32157** 5-15-80 / Station Committee on Educational Allowances, Des Moines, Iowa (open), 6-12-80
- 17714** 3-19-80 / Wage Committee, Washington, D.C. (closed), 6-12-80
- Next Week's Public Hearings**
- AGRICULTURE DEPARTMENT**
Agricultural Marketing Service—
- 32321** 5-16-80 / Proposed amendments to tentative marketing agreement and order, Albany, N.Y., 6-10-80
- COMMERCE DEPARTMENT**
National Oceanic and Atmospheric Administration—
- 35851** 5-28-80 / New Jersey Coastal Management Program; draft environmental impact statement:
Trenton, N.J., 6-11-80
Jersey City, N.J., 6-11-80
Camden, N.J., 6-12-80
Toms River, N.J., 6-12-80
- DELAWARE RIVER BASIN COMMISSION**
- 30105** 5-7-80 / Groundwater protection, Southeast Pennsylvania: Chalfont, Pa., 6-10
Lionville, Pa., 6-11-80
- ENERGY DEPARTMENT**
Office of the Secretary—
- 34008** 5-21-80 / Electric and hybrid vehicle research, development, and demonstration program; equivalent petroleum-based fuel economy calculation, Washington, D.C., 6-10-80
- 35788** 5-27-80 / Emergency building temperature restrictions, Washington, D.C., 6-12-80

[Corrected at 45 FR 36428, 5-30-80]

IMMIGRATION AND REFUGEE POLICY SELECT COMMISSION

- 31851** 5-14-80 / Testimony from invited witnesses addressing issues related to cooperation between border nations; refugee and immigrant acculturation; legalization of undocumented/illegal aliens, and INS structure and procedures, San Francisco, Calif., 6-9-80

INTERIOR DEPARTMENT

Fish and Wildlife Service—

- 29373** 5-2-80 / Proceeding on reproposal of critical habitat for California elderberry longhorn beetle, Davis, Calif., 6-12-80
- 29371** 5-2-80 / Proceeding on reproposal of critical habitat for the delta-green ground beetle, Davis, Calif., 6-12-80
- 29370** 5-2-80 / Proceeding on reproposal of critical habitat for Mojave rabbitbrush longhorn beetle, West Lancaster, Calif., 6-13-80

Surface Mining Reclamation and Enforcement Office—

- 32331** 5-16-80 / Hearing on provisions to ensure uniform enforcement of interim and permanent program regulations governing multiple safe mining operations, Charleston, W. Va., 6-11-80

LIBRARY OF CONGRESS

Copyright Office—

- 27588** 4-23-80 / Report of the Register of Copyrights on the rights of creators and the needs of users of works reproduced by certain libraries and archives, Washington, D.C., 6-11-80

TRANSPORTATION DEPARTMENT

Research and Special Programs Administration—

- 32030** 5-15-80 / Highway routing of radioactive materials, Boston, Mass., 6-11-80 and New York, N.Y., 6-13-80
[Corrected at 45 FR 34316, 5-22-80]

UNITED STATES TRADE REPRESENTATIVE OFFICE

- 35457** 5-27-80 / Trade Policy Staff Committee, hearing on possible suspension of concessions on lead with regard to Mexico, Washington, D.C., 6-12-80

List of Public Laws

Last Listing June 3, 1980

This is a continuing listing of public bills from the current session of Congress which have become Federal laws. The text of laws is not published in the Federal Register but may be ordered in individual pamphlet form (referred to as "slip laws") from the Superintendent of Documents, U.S. Government Printing Office, Washington, D.C. 20402 (telephone 202-275-3030).

H.R. 7471 / Pub. L. 96-256 To extend the present public debt limit through June 5, 1980. (May 30, 1980; 94 Stat. 421) Price: \$1.00.

H.R. 6081 / Pub. L. 96-257 Special Central American Assistance Act of 1979. (May 31, 1980; 94 Stat. 422) Price: \$1.00.

Documents Relating to Federal Grant Programs

This is a list of documents relating to Federal grant programs which were published in the Federal Register during the previous week.

RULES GOING INTO EFFECT

- 35818** 5-28-80 / ED—Bilingual education program; correction to rule published 4-4-80, page 23208
- 36415** 5-30-80 / HHS—Administration of grants; grantee and subgrantee audits; correction (See also 45 FR 35329, 5-27-80)
- 36386** 5-30-80 / HHS/FDA—Protection of human subjects; prisoners used as subjects in research; effective 6-1-81

DEADLINES FOR COMMENTS ON PROPOSED RULES

- 36810** 5-30-80 / HHS/SSA—Low Income Energy Assistance Program; grants to States; effective 5-30-80; comments by 6-30-80

APPLICATIONS DEADLINES

- 36465** 5-30-80 / Commerce/MBDA—Financial assistance application announcement; San Diego, Calif.; apply by 6-19-80
- 36110** 5-29-80 / ED—Bilingual education program; corrected to apply by 6-16-80
[Originally published at 45 FR 23236-23243, 4-4-80]
- 36109** 5-29-80 / ED—Gifted and talented children's education program—Discretionary program for professional development projects; apply by 6-27-80
- 36110** 5-29-80 / ED—State Post-Secondary Education Commission Program—intrastate planning; apply by 7-7-80
- 36469** 5-30-80 / ED—Territorial Teacher Training Assistance Program; new projects for fiscal year 1980; apply by 7-14-80
- 35914** 5-28-80 / HHS—Retirement policy study; apply by 8-15-80
- 36563** 5-30-80 / Justice/NIJ—Probation and alternatives in Maryland; competitive research grant; apply by 7-25-80

MEETINGS

- 36468** 5-30-80 / ED—National Advisory Council on Women's Educational Programs and the National Advisory Council on Vocational Education, Washington, D.C. (open), 6-16-80
- 36467** 5-30-80 / ED—National Advisory Council on Women's Educational Programs, Washington, D.C. (open), 6-16 through 6-18-80
- 36523** 5-30-80 / HEW/ADAMHA—Research Scientist Development Review Committee, Berkeley Springs, W. Va. (partially open), 6-18 through 6-20-80
- 36567** 5-30-80 / NFAH—Expansion Arts Panel, Washington, D.C. (partially open), 6-17 through 6-19-80
- 36231** 5-29-80 / NFAH—Humanities Panel, Washington, D.C. (closed), 6-16 through 6-24-80
- 35455** 5-27-80 / NFAH—Media Arts Panel (Media Art Centers), Washington, D.C. (closed), 6-16 and 6-17-80
- 36568** 5-30-80 / NSF—Ad Hoc Subcommittee for Review of Warm Core Rings, Washington, D.C. (closed), 6-19 and 6-20-80
- 36567** 5-30-80 / NSF—Advisory Council Steering Committee, Washington, D.C. (open), 6-17-80
- 36576** 5-30-80 / VA—Health Services Research and Development Merit Review Board, Washington, D.C. (partially open), 6-2 and 6-3-80

OTHER ITEMS OF INTEREST

- 35970** 5-28-80 / Commerce/NTIA—Planning and construction of public telecommunications facilities; acceptance of applications
- 36079** 5-29-80 / ED—Graduate and professional opportunities program; Public service education program; and domestic mining and mineral and mineral fuel conservation fellowships program
- 35855** 5-28-80 / ED—Upward Bound and Special Services; increase in funds (See also 45 FR 11532, 2-21-80)

Advance Orders are now Being Accepted for Delivery in About 6 Weeks

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(Revised as of April 1, 1980)

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