

regulations of each tariff shall contain:

* * * * *

(5) [Reserved]

* * * * *

2. Revise § 221.102 to read as follows:

§ 221.102 Rules tariff.

Carriers may publish all the rules and regulations as required by § 221.38, in separate governing tariffs, conforming to §§ 221.100 and 221.101, instead of being included in the rate tariffs or fare tariffs.

3. Revise § 221.104 to read as follows:

§ 221.104 Explosives and other dangerous or restricted articles.

Carriers may publish rules and regulations governing the transportation of explosives and other dangerous or restricted articles in separate governing tariffs, conforming to §§ 221.100 and 221.101, instead of being included in the fares or rates tariffs or in the governing rules tariff authorized by § 221.102. This separate governing tariff shall contain no other rules or governing provisions.

(Secs. 204(a), 403(a), Federal Aviation Act of 1958, as amended; 72 Stat. 743, 758, as amended (49 U.S.C. 1324 and 1373).)

By the Civil Aeronautics Board.

PHYLLIS T. KAYLOR,
Secretary.

[FR Doc. 78-21778 Filed 8-3-78; 8:45 am]

[6750-01]

Title 16—Commercial Practices
CHAPTER I—FEDERAL TRADE
COMMISSION

SUBCHAPTER H—RULES, REGULATIONS, STATEMENTS, AND INTERPRETATIONS UNDER THE HART-SCOTT-RODINO ANTITRUST IMPROVEMENTS ACT OF 1976

PART 801—COVERAGE RULES
PART 802—EXEMPTION RULES

PART 803—TRANSMITTAL RULES

Premerger Notification; Reporting and Waiting Period Requirements; Correction

AGENCY: Federal Trade Commission.
ACTION: Final rule correction.

SUMMARY: The Commission's rules on premerger notification, reporting, and waiting period requirements under the Hart-Scott-Rodino Antitrust Improvements Act of 1976 were published in the FEDERAL REGISTER of July 31, 1978, at page 33450. The appendix to the rules, the Antitrust Improvements Act Notification and Report Form for Certain Mergers and Acquisitions, appearing on page 33552 was incomplete. The appendix is reprinted below in full. Because of the incomplete publication of the rules and form, the effective date as it appears on page 33450 is incorrect and is changed to read "September 5, 1978."

EFFECTIVE DATE: September 5, 1978.

FOR FURTHER INFORMATION CONTACT:

Malcolm R. Pfunder, 202-523-3894.

SUPPLEMENTARY INFORMATION:

In FR Doc. 78-20466 appearing in part II at page 33450 of the FEDERAL REGISTER of July 31, 1978, the appendix to the rules, the Antitrust Improvements Act notification and report form for certain mergers and acquisitions, appearing on page 33552 is corrected and reprinted below in full. Portions of the preamble to the form and items 1(a); 1(b); 1(c); 1(d); 2(a); 2(b); 2(c); 2(d); 2(f); 3; 5(a); a portion of 5(b); 5(d); 7; 9; and a portion of the insurance appendix were deleted.

Because of the incomplete publication of the rules and form, the effective date as it appears on page 33450 is incorrect. It is corrected to read September 5, 1978.

Dated: August 1, 1978.

CAROL M. THOMAS,
Secretary.

[FR Doc. 78-21761 Filed 8-3-78; 8:45 am]

[1505-01]

PART 803—TRANSMITTAL RULES

PREMERGER NOTIFICATION; REPORTING AND WAITING PERIOD REQUIREMENTS

Correction

In FR Doc. 78-20466 appearing at page 33450 of the issue for Monday, July 31, 1978, several pages in the appendix beginning on page 33552 were inadvertently omitted. Therefore, the entire appendix is being reprinted for the convenience of the reader.

Int. Form C4 (7/78)

PART 803 -- APPENDIX
ANTITRUST IMPROVEMENTS ACT NOTIFICATION AND REPORT FORM
FOR CERTAIN MERGERS AND ACQUISITIONS

Approved by Sec.
7-100229 (205116)
Expires 5-31-81

THIS FORM IS REQUIRED BY LAW and must be filed separately by each person which, by reason of a merger, consolidation or acquisition, is subject to § 7A of the Clayton Act, 15 U.S.C. § 18A, as added by Section 201 of the Hart-Scott-Rodino Antitrust Improvements Act of 1976, Pub. L. No. 94-435, 90 Stat. 1390, and rules promulgated thereunder (hereinafter referred to as "the rules" or by section number). The statute and rules are set forth in the Federal Register at page the rules may also be found at 16 CFR Parts 801-03. Failure to file this Notification and Report Form, and to observe the required waiting period before consummating the acquisition, in accordance with the applicable provisions of 15 U.S.C. § 18A and the rules, subjects any "person," as defined in the rules, or any individuals responsible for noncompliance, to liability for a penalty of not more than \$10,000 for each day during which such person is in violation of 15 U.S.C. § 18A.

All information and documentary material filed in or with this form is confidential. It is exempt from disclosure under the Freedom of Information Act, and may be made public only in an administrative or judicial proceeding, or disclosed to Congress or to a duly authorized committee or subcommittee of Congress.

Complete and return two notarized copies (with one set of documentary attachments) of this Notification and Report Form to Premerger Notification Office, Bureau of Competition, Room 303, Federal Trade Commission, Washington, D.C. 20580, and three notarized copies (with one set of documentary attachments) to Director of Operations, Antitrust Division, Room 3214, Department of Justice, Washington, D.C. 20530. The central office for information and assistance with respect to matters in connection with this Notification and Report Form is Room 303, Federal Trade Commission, Washington, D.C. 20580, phone (202) 523-3894.

AFFIDAVIT

Be sure that the affidavit required by § 803.5 is attached to this page.

CASH TENDER OFFERS

If this acquisition is a cash tender offer, check:

Notification and Report Form (Part 803 -- Appendix) Continued

DEFINITIONS

The definitions and other provisions governing this Form are set forth in the rules, 16 CFR Parts 801-03.

NAME AND DATE

The name of a person is the name of the ultimate parent entity included within the person.

Enter the name of the person filing notification (or on whose behalf it is being filed pursuant to § 803.4) and the date on which this Notification and Report Form is being completed:

(a) Name _____ Date _____

In addition, enter the above name and date at the top of each page of this Form, at the top of any additional sheets attached to complete the response to any item, and at the top of the first or cover page of each documentary attachment.

If this Form is being filed on behalf of the ultimate parent entity by another entity included within the same person authorized by it to file notification on its behalf pursuant to § 803.2(a), give the name of the entity preparing and filing this Form.

(b) Name _____

If this Form is being filed pursuant to § 803.4 on behalf of a foreign person, give the name of the person which is filing on behalf of the foreign person named on line (a) of this page. (Note that for purposes of the balance of this Form, the "person filing notification" remains the foreign person named on line (a) of this page. See § 803.4(d).)

(c) Name _____

INSTRUCTIONS

Each answer should identify the item to which it is addressed. Attach separate additional sheets as necessary in answering each item; each additional sheet should identify the item to which it is addressed. Voluntary submissions pursuant to § 803.1(b) should be so identified. If unable to answer any item fully, give such information as is available and explain why the answer is incomplete, as provided by § 803.3. If books and records which provide accurate answers are not available, enter best estimates and indicate the sources or bases of such estimates. Estimated data should be followed by the notation, "est." All financial information should be rounded to the nearest thousand dollars.

All references to "year" refer to calendar year. If the data are not available on a calendar year basis, supply the requested data for the fiscal year reporting period which most nearly corresponds to the calendar year specified. References to "most recent year" mean the most recent calendar or fiscal year for which the requested information is available.

This Notification and Report Form requests information regarding dollar revenues and lines of commerce at three levels. All persons must submit certain data at the 4-digit (SIC code) industry level. To the extent that dollar revenues are derived from manufacturing operations (SIC major groups 20-39), data must also be submitted at the 5-digit product class and 7-digit product levels (SIC-based codes). In reporting by "4-digit (SIC code) industry" you should refer to the 1972 edition of the Standard Industrial Classification Manual published by the Executive Office of the President, Office of Management and Budget. In reporting information by "5-digit (SIC-based code) product class," and by "7-digit (SIC-based code) product," you should refer to one or both of the following reference publications published by the U.S. Bureau of the Census: (a) Numerical List of Manufactured Products, 1972 Census of Manufactures (MC72-1.2) (New 1972 SIC basis); (b) Volume II, "Industry Statistics," 1972 Census of Manufactures. In reporting information by "5-digit (SIC-based code) product class" you may also refer to the code appearing in the "Product Class Reference List" shown in the Instruction Manual for the Annual Survey of Manufactures. In reporting information by "7-digit (SIC-based code) product" you may also refer to the applicable "Product Reference Lists" appearing in the Instruction Manual of the various Current Industrial Reports surveys (monthly, quarterly, or annual) conducted by the U.S. Bureau of the Census. For product codes ending in 00, submit information by product as listed in Appendix A to the Numerical List of Manufactured Products cited above.

In responding to items 5, 7, 8 and 9 and the Insurance Appendix --

-- supply information only with respect to operations conducted within the United States, including its commonwealths, territories, possessions and the District of Columbia. See §§ 801.1(k), 803.2(c)(1);

-- information need not be supplied with respect to assets or voting securities currently being acquired, the acquisition of which is exempt under the statute or rules. See § 803.2(c)(2).

In responding to items 5-9 and the Insurance Appendix, limited or separate responses may be required of a person filing notification. See § 803.2(b).

Notification and Report Form (Part 803 -- Appendix) Continued

Name _____ Date _____

1(a) Check whether the acquisition is (check all boxes that apply to the person filing notification):

- an acquisition of assets
- an acquisition of voting securities
- a merger or consolidation (see § 801.2(d))
- an acquisition subject to § 801.30 specify type _____
- a secondary acquisition (see § 801.4)
- formation of a joint venture or other corporation (see § 801.40)
- other (specify) _____

1(b) Check whether the person filing notification is:

- acquiring person
- acquired person
- both an acquiring and an acquired person (see § 801.2)

1(c) Name of pre-acquisition ultimate parent entity of person filing notification: _____
 Address of headquarters office: _____

1(d) Check whether entity in item 1(c) is as:

- corporation
- partnership
- other (specify) _____

Name _____ Date _____

2(a) **Description of acquisition.** List the name and mailing address of each acquiring and acquired person, whether or not required to file notification, and briefly describe the voting securities or assets to be acquired by, and/or the consideration to be received by, each. If voting securities are to be acquired from a holder other than the issuer (or an entity included within the same person as the issuer), separately identify (if known) such holder and the issuer of the voting securities. Acquiring persons in tender offers should describe the terms of the tender offer.

2(b) State the scheduled consummation date of the acquisition.

2(c) Describe the manner in which the acquisition is to be carried out. The description should include the expected dates of any major events required in order to consummate the acquisition, such as stockholders' meetings, filing of requests for approval, other public filings, terminations of tender offers, etc.

2(d)(i) **Description of assets to be acquired.** Describe all general classes of assets (other than cash and securities) to be acquired by each party to the acquisition, with approximate dollar value thereof, including, if the acquisition is the formation of a joint venture or other corporation (see § 801.40), assets to be acquired by the joint venture or other corporation. Examples of general classes of assets other than cash and securities are land, merchandise inventory, manufacturing inventory, manufacturing plants (specify location and products produced), retail stores, etc. For each general class of assets, indicate the page and/or paragraph number of the contract or other document submitted with this Form in which the assets are more particularly described.

2(d)(ii) **Description of assets held by acquiring person.** If the person filing notification is an acquiring person, and if assets of the acquired person (see § 801.13) are presently held by the person filing notification, furnish a description of each general class of assets in the manner requested by item 2(d)(i), and the dollar value at the time they were acquired.

Notification and Report Form (Part 803 -- Appendix) Continued

Name _____ Date _____

If Corporation: State of incorporation _____

Date of incorporation _____

If partnership or other: Jurisdiction under which formed _____

Date of formation _____

1(e) Check whether data furnished by: calendar year fiscal year

If fiscal year, specify period: from _____ (month/day) to _____ (month/day).

1(f) If the person filing notification is an acquiring person, and if the entity making the the acquisition is not the pre-acquisition ultimate parent entity listed in item 1(c) above, provide the information requested below with respect to the entity making the acquisition.

If the person filing notification is an acquired person, and if the entity whose assets or voting securities are being acquired is not the pre-acquisition ultimate parent entity listed in item 1(c) above, provide the information requested below with respect to the entity whose assets or voting securities are being acquired.

(i) Name and mailing address of its headquarters office;

(ii) If a corporation, the date and state of incorporation;

(iii) The percentage of its voting securities held by the entity named in item 1(c) above. (If control is effected by means other than the direct holding of the entity's voting securities, describe the intermediaries or the contract through which control is effected; see § 801.1(b).)

Name _____ Date _____

2(e) Description of voting securities to be acquired. Furnish the following information separately for each issuer whose voting securities (other than convertible voting securities) will be acquired in the acquisition:(i) List each class of voting security (including convertible voting securities) which will be outstanding after the acquisition has been completed; 1/ also list each class of non-voting security which will be acquired in the acquisition;

(ii) Total number of each class of security listed under (i) above which will be outstanding after the acquisition has been completed;

(iii) Total number of each class of security listed under (i) above which will be acquired in this acquisition; 2/(iv) Identity of each person acquiring any securities of any class listed under (i) above; 2/(v) Dollar value of securities of each class listed under (i) above to be acquired in this acquisition (see § 801.10); 2/(vi) Total number of each class of security listed under (i) above which will be held by acquiring person(s) after the acquisition has been completed; 2/ and(vii) Percentage of each class of security listed under (vi) above which will be held by acquiring person(s) after the acquisition has been completed (see § 801.12(b)). 2/1/ If there is more than one class of voting security, include a description of the voting rights of each class.2/ If there is more than one acquiring person for any class of security, show data separately for each acquiring person.

Notification and Report Form (Part 803 -- Appendix) Continued

Name _____ Date _____

2(f)(i) Contract, agreement in principle or letter of intent. Furnish copies of final or most recent versions of all documents which constitute the agreement among the acquiring person(s) and the person(s) whose voting securities or assets are to be acquired.

2(f)(ii) Index to ancillary documents. Furnish an index containing a brief description sufficient to identify each ancillary document or class of documents related to this agreement, such as those relating to personnel matters (union contracts, employment agreements, etc.); third-party financing agreements; leases, subleases and other documents relating to the transfer of realty, etc.

Holdings of acquiring persons.

- State: (a) the percentage of the assets;
 (b) the percentage of the voting securities; and
 (c) the aggregate total dollar amount of voting securities and assets

of the acquired person to be held by each acquiring person, as a result of the acquisition. (See §§ 801.12, 801.13 and 801.14.)

Name _____ Date _____

4 Documents prepared by person filing notification. Furnish one copy of each of the following documents of the person filing notification. For each entity included within the person filing notification which has prepared its own such documents different from those furnished by the person filing notification, furnish in addition one copy of each document from each such other entity. Furnish copies of:

(a) all of the following filed with the United States Securities and Exchange Commission within three years prior to the date of filing of this notification (or to be contemporaneously filed in connection with this acquisition): the most recent proxy statement, most recent Form 10-K, all registration statements and all Forms 10-Q and 8-K filed since the end of the period reflected by the most recent Form 10-K, and, if the acquisition is a tender offer, Schedule 14D-1; alternatively, if the person filing notification does not have copies of responsive documents readily available, identification of such documents and citation to date and place of filing will constitute compliance;

(b) the most recent annual reports and most recent annual audit reports and, if different, the most recent regularly prepared balance sheet of the person filing notification and of each unconsolidated United States issuer included within such person;

(c) all studies, surveys, analyses and reports which were prepared by or for any officer(s) or director(s) (or, in the case of unincorporated entities, individuals exercising similar functions) for the purpose of evaluating or analyzing the acquisition with respect to market shares, competition, competitors, markets, potential for sales growth or expansion into product or geographic markets, and indicate (if not contained in the document itself) the date of preparation and the name and title of the individual who prepared each such document.

Notification and Report Form (Part 803 -- Appendix) Continued

Name _____

Date _____

NOTE: LIMITED OR SEPARATE RESPONSES TO ITEMS 5-9 AND THE APPENDIX MAY BE REQUIRED OF THE PERSON FILING NOTIFICATION. SEE § 803.2(b), (c).

- 5(a) Dollar revenues by industry. Provide the following information on the aggregate operations of the person filing notification for 1972 for each 4-digit (SIC code) industry in which the person engaged. Insurance carriers (2-digit SIC major group 63) should supply the information requested only with respect to industries not within 2-digit SIC major group 63. Credit agencies other than banks, security and commodity brokers, dealers, exchanges, and services; and holding and other investment offices (2-digit SIC major groups 51, 62, and 67) and real estate companies (2-digit SIC major group 65) should identify or explain the dollar revenues reported (e.g. dollar sales, receipts, etc.). Provide aggregate 4-digit (SIC code) industry data for the entire operations of the person. All persons filing notification should include the total dollar revenues for 1972 derived by all entities which are included within the person filing notification at the time this Notification and Report Form is prepared (not as of 1972).

4-DIGIT (SIC CODE) INDUSTRY1972 TOTAL DOLLAR REVENUESINDUSTRY CODEDESCRIPTION

Name _____

Date _____

- 5(b)(i) Dollar revenues by manufactured product. Provide the following information on the aggregate operations of the person filing notification for 1972 for each 7-digit (SIC-based code) product of the person within 2-digit SIC major groups 20-39 (manufacturing industries). Do not provide 7-digit data for product codes ending in 00. These are summary codes. Revenues derived in such categories should be provided by product as listed in Appendix A to the Numerical List of Manufactured Products. See Instructions to Notification and Report Form. All persons filing notification should include the total dollar revenues for 1972 derived by all entities which are included within the person filing notification at the time this Notification and Report Form is prepared (not as of 1972).

7-DIGIT (SIC-BASED CODE) PRODUCT1972 TOTAL DOLLAR REVENUESPRODUCT CODEDESCRIPTION

- 5(b)(ii) Within 2-digit SIC major groups 20-39 (manufacturing industries), identify each product of the person filing notification added or deleted subsequent to 1972, indicate the year of deletion or addition, and give total dollar revenues for the most recent year for each product that has been added. Products may be identified either by 7-digit SIC-based code or in the manner ordinarily used by the person filing notification. Do not include products added since 1972 by reason of mergers or acquisitions occurring since 1972. However, if an entity acquired since 1972 by the person filing notification (and now included within that person) itself added any products since 1972, those products and the dollar revenues derived therefrom should be listed here. Dollar revenues derived in 1972 by entities acquired since that time should be included in response to item 5(b)(i). Products deleted by reason of dispositions of assets or voting securities since 1972 should be included in response to this item, 5(b)(ii).

Notification and Report Form (Part 803 -- Appendix) Continued

Name _____ Date _____

5(b)(iii) Dollar revenues by manufactured product class. Provide the following information on the aggregate operations of the person filing notification for the most recent year for each 5-digit (SIC-based Code) product class of the person within SIC major groups 20-39 (manufacturing industries). If such data have not been compiled for the most recent year, estimates of dollar revenues by 5-digit product class may be provided if a statement describing the method of estimation is furnished. All persons filing notification should include the total dollar revenues for the most recent year derived by all entities which are included within the person filing notification at the time this Notification and Report Form is prepared.

<u>5-DIGIT (SIC-BASED CODE) PRODUCT CLASS</u>		<u>TOTAL DOLLAR REVENUES (SPECIFY YEAR: _____)</u>
<u>PRODUCT CLASS CODE</u>	<u>DESCRIPTION</u>	

Name _____ Date _____

5(c) Dollar revenues by non-manufacturing industry. Provide the following information on the aggregate operations of the person filing notification for the most recent year for each 4-digit (SIC code) industry in SIC major groups other than 20-39 in which the person engaged. If such data have not been compiled for the most recent year, estimates of dollar revenues by 4-digit industry may be provided if a statement describing the method of estimation is furnished. Industries for which the dollar revenues totaled less than one million dollars in the most recent year may be omitted. All persons filing notification should include the total dollar revenues for the most recent year derived by all entities which are included within the person filing notification at the time this Notification and Report Form is prepared.

Insurance carriers (2-digit SIC major group 63) should supply the information requested only with respect to industries not within SIC major group 63, and, if voting securities of an insurance carrier are being acquired directly or indirectly should complete the Insurance Appendix to this Form. Credit agencies other than banks; security and commodity brokers, dealers, exchanges, and services; and holding and other investment offices (2-digit SIC major group 61, 62, and 67) and real estate companies (2-digit SIC major group 65) should identify or explain the dollar revenues reported (e.g. dollar sales, receipts, etc.).

<u>4-DIGIT (SIC CODE) INDUSTRY</u>		<u>TOTAL DOLLAR REVENUES (SPECIFY YEAR: _____)</u>
<u>INDUSTRY CODE</u>	<u>DESCRIPTION</u>	

RULES AND REGULATIONS

Notification and Report Form (Part 803 -- Appendix) Continued

Name _____

Date _____

5(d) Supply the following information only if the acquisition is the formation of a joint venture or other corporation. (See § 801.40.)

- (i) List the name and mailing address of the joint venture or other corporation.
- (ii) (A) List the contributions that each person forming the joint venture or other corporation has agreed to make, specifying when each contribution is to be made and the value of the contribution as agreed by the contributors.
- (B) Describes any contracts or agreements whereby the joint venture or other corporation will obtain assets or capital from sources other than the persons forming it.
- (C) Specify whether and in what amount the persons forming the joint venture or other corporation have agreed to guarantee its credit or obligations.
- (D) Describe fully the consideration which each person forming the joint venture or other corporation will receive in exchange for its contribution(s).
- (iii) Describe generally the business in which the joint venture or other corporation will engage, including location of headquarters and principal plants, warehouses, retail establishments or other places of business; its principal types of products or activities; and the geographic areas in which it will do business.
- (iv) Identify each 4-digit (SIC code) industry in which the joint venture or other corporation will derive dollar revenues. If the joint venture or other corporation will be engaged in manufacturing, also specify each 5-digit (SIC-based) product class in which it will derive dollar revenues.

Name _____

Date _____

6 This item need not be completed by a person filing notification only as an acquired person if only assets are to be acquired.

- (a) Entities within person filing notification. List the name and headquarters mailing address of each entity included within the person filing notification. Entities with total assets of less than \$1 million may be omitted.
- (b) Shareholders of person filing notification. For each entity included within the person filing notification the voting securities of which are held (see § 801.1(c)) by one or more other persons, list the issuer and class of voting securities, the name and headquarters mailing address of each other person which holds five percent or more of the outstanding voting securities of the class, and the number and percentage held by that person. Holders need not be listed for entities with total assets of less than \$10 million.
- (c) Holdings of person filing notification. If the person filing notification holds voting securities of any issuer not included within the person filing notification, list the issuer and class, the number and percentage held, and (optionally) the entity within the person filing notification which holds the securities. Holdings of less than five percent of the outstanding voting securities of any issuer, and holdings of issuers with total assets of less than \$10 million, may be omitted.

Notification and Report Form (Part 803 -- Appendix) Continued

Name _____ Date _____

- 7 If, to the knowledge or belief of the person filing notification, the person filing notification derived dollar revenues in the most recent year from operations in any 4-digit (SIC code) industries in which any other person which is a party to the acquisition also derived dollar revenues in the most recent year (or in which a joint venture or other corporation will derive dollar revenues), for each such 4-digit (SIC code) industry:
- (a) supply the 4-digit code and description for the industry;
 - (b) list the name of each person which is a party to the acquisition which also derived dollar revenues in the 4-digit industry;
 - (c) (i) for each 4-digit industry within SIC major groups 20-39 (manufacturing industries) listed in item 7(a) above, list the states (or, if desired, portions thereof) in which, to the knowledge or belief of the person filing notification, the manufactured products are sold in substantially the same form, whether by the person filing notification or by others to whom such products have been sold or resold;
 - (ii) for each 4-digit industry within SIC major groups 01-17 and 40-49 (agriculture, forestry and fishing; mining; construction; transportation, communications, electric, gas and sanitary services) listed in item 7(a) above, list the states (or, if desired, portions thereof) in which the person filing notification conducts such operations;
 - (iii) for each 4-digit industry within SIC major groups 50-51 (wholesale trade) listed in item 7(a) above, list the states (or, if desired, portions thereof) in which the customers of the person filing notification are located;
 - (iv) for each 4-digit industry within SIC major groups 52-62 and 64-89 (retail trade; finance, insurance other than insurance carriers, and real estate; and services) listed in item 7(a) above, provide the address, arranged by state, county and city or town, of each establishment from which dollar revenues were derived in the most recent year by the person filing notification; and
 - (v) for each 4-digit industry within SIC major group 63 (insurance) listed in item 7(a) above, list the state(s) in which the person filing notification is licensed to write insurance.

Name _____ Date _____

8 Did the acquired person and an acquiring person maintain a vendor-vendee relationship during the most recent year with respect to any manufactured product (or, if the acquisition is the formation of a joint venture or other corporation (see § 801.40), will the joint venture or other corporation supply to any of the persons forming it any manufactured product which such person purchased from another such person during the most recent year) which the vendee either resells or consumes in or incorporates into the manufacture of any product? If so, persons filing notification which are vendees of such product(s) should list each product purchased, identify each vendor which is a party to the acquisition from which the product was purchased, and state the dollar amount of the product purchased from that vendor during the most recent year.

Manufactured products are those within 2-digit SIC major groups 20-39. Any product purchased from the vendor in an aggregate annual amount not exceeding \$1 million, or the manufacture, consumption or use of which is not attributable to the assets to be acquired, or to the issuer whose voting securities are to be acquired (including entities controlled by the issuer), may be omitted.

RULES AND REGULATIONS

Notification and Report Form (Part 803 -- Appendix) Continued

Name _____ Date _____

9 If the person filing notification is an acquiring person, determine each 4-digit (SIC code) industry in which the acquiring person derived dollar revenues of \$1 million or more in the most recent year, and in which, to the knowledge or belief of the person filing notification --

-- if the acquisition is of voting securities, the acquired issuer derived dollar revenues of \$1 million or more in the most recent year (or in which, in the case of the formation of a joint venture or other corporation, the joint venture or other corporation reasonably can be expected to derive dollar revenues of \$1 million or more); or

-- if the acquisition is of assets, dollar revenues of \$1 million or more in the most recent year were attributable to the assets to be acquired.

If no 4-digit (SIC Code) industries satisfy these tests, no response to item 9 is required. If one or more 4-digit (SIC Code) industries satisfy these tests, then list all acquisitions made by the person filing notification in the ten years prior to the date of filing of this notification, of voting securities of United States issuers which derived dollar revenues in any such industry, or of assets located in the United States to which dollar revenues in any such industry were attributable. List only acquisitions of more than 50 percent of the voting securities or assets of entities which had annual net sales or total assets greater than \$10 million in the year prior to the acquisition. For each such acquisition, supply:

- (a) the name of the entity acquired;
(b) the headquarters address of the entity prior to the acquisition;
(c) whether securities or assets were acquired;
(d) the consummation date of the acquisition;
(e) the annual net sales of the acquired entity for the year prior to the acquisition;
(f) the total assets of the acquired entity in the year prior to the acquisition; and
(g) the 4-digit (SIC code) industries (by number and description) identified above in which the acquired entity derived dollar revenues.

Name _____ Date _____

10. Print or type the name and title, address, and telephone number of the individual to contact regarding this Notification and Report Form. See § 803.20(b)(2)(ii).

(Name and Title) _____

(Business Address) _____

(Business Telephone Number) _____

CERTIFICATION (See § 803.6)

This Notification and Report Form, together with any and all appendices and attachments thereto, was prepared and assembled under my supervision in accordance with instructions issued by the Federal Trade Commission. Subject to the recognition that, where so indicated, reasonable estimates have been made because books and records do not provide the required data, the information is, to the best of my knowledge, true, correct, and complete in accordance with the statute and rules.

(TYPE OR PRINT NAME AND TITLE) _____

(Signature) _____

(Date) _____

Subscribed and sworn to before me at the City of _____, State of _____

this _____ day of _____, 19____, _____

(Notary Public)

My Commission Expires _____

Notification and Report Form (Part 803 -- Appendix) Continued

APPENDIX TO NOTIFICATION AND REPORT FORM: INSURANCE

Insurance carriers (2-digit SIC major group 63) are required to complete this Appendix if voting securities of an insurance carrier are being acquired directly or indirectly.

1. Life Insurance

- A. Provide for the most recent year the amount of premium receipts (calculated on an accrual basis) for each of the following lines:
 - 1. Life Insurance:
 - a. Ordinary life insurance;
 - b. Group life insurance (including Federal Employees' Group Life Insurance and Servicemen's Group Life Insurance, but excluding credit life insurance);
 - c. Industrial life insurance;
 - d. Credit life insurance;
 - 2. Annuity Considerations:
 - a. Individual annuity considerations;
 - b. Group annuity considerations;
 - 3. Health Insurance:
 - a. Individual health insurance;
 - b. Group health insurance.
- B. Provide for the most recent year the amount of new life insurance business issued in the United States (exclusive of revivals, increases, dividend additions and reinsurance ceded) for each of the following lines:
 - 1. Ordinary life insurance;
 - 2. Group life insurance (including Federal Employees' Group Life Insurance and Servicemen's Group Life Insurance, but excluding credit life insurance);
 - 3. Industrial life insurance;
 - 4. Credit life insurance.

2. Property Liability Insurance

- A. Provide for the most recent year the amount of direct premiums written in the United States for each line of insurance specified in Part 2 of the Underwriting and Investment Exhibit of your carrier's annual convention statement.
- B. Provide for the most recent year the amount of net premiums written in the United States for each line of insurance specified in Part 2 of the Underwriting and Investment Exhibit of your carrier's annual convention statement.

3. Title Insurance

- A. Provide for the most recent year the amount of net direct title insurance premiums written in the United States.
- B. Provide for the most recent year the amount of direct title insurance premiums earned in the United States.