

FEDERAL TRADE COMMISSION**Granting of Request for Early Termination of the Waiting Period Under the Premerger Notification Rules**

Section 7A of the Clayton Act, 15 U.S.C. 18a, as added by Title II of the Hart-Scott-Rodino Antitrust Improvements Act of 1976, requires

persons contemplating certain mergers or acquisitions to give the Federal Trade Commission and the Assistant Attorney General advance notice and to wait designated periods before consummation of such plans. Section 7A(b)(2) of the Act permits the agencies, in individual cases, to terminate this waiting period prior to its expiration and requires that notice of this action be published in the **Federal Register**.

The following transactions were granted early termination of the waiting period provided by law and the premerger notification rules. The grants were made by the Federal Trade Commission and the Assistant Attorney General for the Antitrust Division of the Department of Justice. Neither agency intends to take any action with respect to these proposed acquisitions during the applicable waiting period.

Trans #	Acquiring	Acquired	Entities
Transactions Granted Early Termination—04/11/2005			
20050750	Hewlett-Packard Company	SAC, LLC	SAC, LLC
20050768	Emerson Electric Co.	Tescom Corporation	Tescom Corporation
20050769	D.E. Shaw Composite Portfolios, L.L.C.	Danielson Holding Corporation ...	Danielson Holding Corporation
20050772	Harte-Hanks, Inc.	Richard D. Mandt	Flyer Printing Company, Inc.
20050777	Brockway Moran & Partners Fund II, L.P.	Trust 5/18/1988 Jacob Leon Ellman, Alan and Elaine.	IBC Group, Inc.
20050783	Francisco Partners, L.P.	NetIQ Corporation	NetIQ Corporation
20050784	Kelso Investment Associates VII, L.P.	Custom Building Products	Custom Building Products
20050785	CRC Health Group, Inc.	William T. O'Donnell, Jr.	Sierra Tucson LLC
20050788	Huntsworth PLC	Incepta Group plc	Incepta Group plc
20050791	Axiom Corporation	Digital Impact, Inc.	Digital Impact Inc.
20050803	iPCS, Inc.	Horizon PCS, Inc.	Horizon PCS, Inc.
Transactions Granted Early Termination—04/13/2005			
20050655	ONCAP L.P.	Sterling Investment Partners, L.P.	WIS Holdings Corp.
20050757	Third Point Offshore Fund, Ltd. ...	Western Gas Resources, Inc.	Western Gas Resources, Inc.
20050759	Inmobiliaria Espacio, S.A.	Alcan Inc.	Pechiney Electronmetallurgie SAS
Transactions Granted Early Termination—04/14/2005			
20050726	Yellow Roadway Corporation	USF Corporation	USF Corporation
20050734	Gardner Denver, Inc.	Thomas Industries, Inc.	Thomas Industries, Inc.
20050782	HSBC Holdings plc	Compression Polymers Holdings LLC.	Compression Polymers Corp Vycom Corp.
20050797	Kelso Investment Associates VII, L.P.	Insurance Auto Auctions, Inc.	Insurance Auto Auctions, Inc.
20050804	Allied Capital Corporation	ZS Service Champ L.P.	Service Champ II, LP
20050805	Yucaipa Corporate Initiatives Fund, I, L.P.	Pathmark Stores, Inc.	Pathmark Stores, Inc.
Transactions Granted Early Termination—04/15/2005			
20050811	Capital Assurance Holdings, LLC	Standard Management Corpora-tion.	Standard Life Insurance Company of Indiana
20050812	Audax Private Equity Fund, L.P.	DLJ Merchant Banking Partners III, L.P.	Advanstar.com, Inc. Advanstar Communications Inc. Home Entertainment Events Questex Media Group, Inc.
20050813	Jeffrey Katzenberg	DWA Escrow LLLP	DreamWorks Animation SKG, Inc.
20050814	David Geffen	DWA Escrow LLLP	Dreamworks Animation SKG, Inc.
20050817	Wachovia Corporation	John E. Cay, III	Palmer & Cay, Inc.
20050819	Abbott Laboratories	MedNova Limited	MedNova Limited.
20050826	Global Toys Acquisition, LLC	Toys "R" Us, Inc.	Toys "R" Us, Inc.
20050833	Apollo Investment Fund IV, L.P.	Apollo Investment Fund IV, L.P.	SkyTerra Communications, Inc.
Transactions Granted Early Termination—04/18/2005			
20050775	Behrman Capital II L.P.	Diakon Lutheran Social Ministries	Diakon Lutheran Social Ministries. Of Northeastern Pennsylvania, Inc. Pennsylvania and Susquehanna Housing, Inc. The Lutheran Home at Toptor. The Lutheran Welfare Service. Tressler Lutheran Service.
20050816	Barry Diller	Ask Jeeves, Inc.	Ask Jeeves, Inc.
20050820	Thayer Equity Investors V, L.P.	Kathleen Rotondaro	CHAC, Inc. Quadel Consulting Corporation.

Trans #	Acquiring	Acquired	Entities
20050821	Thayer Equity Investors V, L.P.	Edward Symes, III	CHAC, Inc. Quadel Consulting Corporation.
20050836	Motient Corporation	Mobile Satellite Ventures LP	TerreStar Networks Inc.
20050837	Great Hill Equity Partners II, L.P.	Everett R. Dobson Irrevocable Family Trust.	ACC Tower Sub, LLC. DCS Tower Sub, LLC.
20050842	Providence Equity Partners IV L.P.	SSI Holdings, LLC	SSI Holdings, LLC.

Transactions Granted Early Termination—04/19/2005

20050202	Toppan Printing Co., Ltd.	DuPont Photomasks, Inc.	DuPont Photomasks, Inc.
20050799	Ascension Health	Mayo Foundation	St. Luke's Hospital Association
20050828	International Coal Group, Inc.	WLR Recovery Fund, II, L.P.	CoalQuest Development LLC
20050829	International Coal Group Inc.	Anker Coal Group, Inc.	Anker Coal Group Inc.
20050849	Thayer Equity Investors V, L.P. ...	American Capital Strategies, Ltd.	Roadrunner Freight Systems, Inc.

Transactions Granted Early Termination—04/21/2005

20050793	SEACOR Holdings Inc.	Seabulk International, Inc.	Seabulk International, Inc.
20050801	Nautilus AIV, L.P.	SEACOR Holdings Inc.	SEACOR Holdings Inc.
20050827	Evercore Capital Partners II L.P.	Diagnostic Imaging Group Holdings, LLC.	Diagnostic Imaging Group Holdings, LLC.
20050830	Entegris, Inc.	Mykrolis Corporation	Mykrolis Corporation.
20050834	Doosan Heavy Industries and Construction Co., Ltd.	Daewoo Heavy Industries and Machinery, Ltd.	Daewoo Heavy Industries and Machinery, Ltd.

Transactions Granted Early Termination—04/22/2005

20050831	UBS AG	NAU Holding Company, LLC	NAU Holding Company, LLC
20050839	Carmike Cinemas, Inc.	Flora Beth Kerasotes	George G. Kerasotes Corporation
20050840	Apollo Investment Fund IV, L.P.	iPCS, Inc.	iPCS, Inc.
20050844	Odyssey Investment Partners Fund III, LP.	Neff Corp.	Neff Corp.
20050845	DST Systems, Inc.	Computer Sciences Corporation	CSC Healthcare, Inc.
20050850	American Capital Strategies, Ltd.	Lawrence Richenstein	Unwired Technology LLC
20050853	Leucadia National Corporation ...	Larry and Marianne Williams	Alumni Forest Products, Inc. Idaho Cedar Sales, Inc. Idaho Timber Corporation Idaho Timber Corporation of Albuquerque, Inc. Idaho Timber Corporation of Boise, Inc. Idaho Timber Corporation of Carthage, Inc. Idaho Timber Corporation of Idaho, Inc. Idaho Timber Corporation of Kansas, Inc. Idaho Timber Corporation of Montana, Inc. Idaho Timber Corporation of Mountain Home, Inc. Idaho Timber Corporation of North Carolina, Inc. Idaho Timber Corporation of Texas, Inc.
20050855	Cantor Fitzgerald, L.P.	Maxcor Financial Group Inc.	Maxcor Financial Group Inc.
20050856	FS Equity Partners V, LP	Gryphon Dental Partners, L.P.	Bright Now Dental, Inc.
20050860	MBNA Corporation	KKR 1996 Fund L.P.	Nexstar Financial Corporation

FOR FURTHER INFORMATION CONTACT:

Sandra M. Peay, Contact Representative, or Renee Hallman, Case Management Assistant, Federal Trade Commission, Premerger Notification Office, Bureau of Competition, Room H-303, Washington, DC 20580, (202) 326-3100.

Donald S. Clark,
Secretary.

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FEDERAL TRADE COMMISSION

[File No. 031 0087]

New Millennium Orthopaedics, LLC, et al.; Analysis of Agreement Containing Consent Order to Aid Public Comment

AGENCY: Federal Trade Commission.

ACTION: Proposed consent agreement.

SUMMARY: The consent agreement in this matter settles alleged violations of Federal law prohibiting unfair or deceptive acts or practices or unfair methods of competition. The attached Analysis to Aid Public Comment describes both the allegations in the draft complaint and the terms of the consent order—embodied in the consent

agreement—that would settle these allegations.

DATES: Comments must be received on or before May 31, 2005.

ADDRESSES: Interested parties are invited to submit written comments. Comments should refer to “New Millennium Orthopaedics, LLC, *et al.*, File No. 031 0087,” to facilitate the organization of comments. A comment filed in paper form should include this reference both in the text and on the envelope, and should be mailed or delivered to the following address: Federal Trade Commission/Office of the Secretary, Room 159-H, 600 Pennsylvania Avenue, NW., Washington, DC 20580. Comments