Mengmeng Liu, President (Qualifying Individual) Sky 2 C Freight Systems, Inc., 39655 Trinity Way, #3108, Fremont, CA 94538; Officer: Tarun Tandon, Director (Qualifying Individual)

# Non-Vessel Operating Common Carrier and Ocean Freight Forwarder Transportation Intermediary Applicants

Alex Nichols Agency, division of National Horse Transfer, Inc., 31 Plainfield Avenue, Elmont, NY 11003; Officers: Ronald Beckerman, Vice President (Qualifying Individual), William A. Nichols, President LRG International, Inc., 8428 Sunstate Street, Tampa, FL 33634; Officer: Henrik A. Jorgensen, President (Qualifying Individual)

## Ocean Freight Forwarders—Ocean Transportation Intermediary Applicants

Import logistics, Inc., 3847 Exchange
Avenue, Aurora, IL 60504; Officers:
Carol Gallagher, Director (Qualifying Individuals), Colin P. Hann, President
P-Serv Technologies, Inc., 4473 Willow
Road, Suite 110, Pleasanton, CA
94588; Officer: Mitsuko Mizushima,
CEO (Qualifying Individual)

Dated: March 31, 2000.

### Bryant L. VanBrakle,

Secretary.

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#### FEDERAL TRADE COMMISSION

# Premerger Notification: Reporting and Waiting Period Requirements

**AGENCY:** Federal Trade Commission. **ACTION:** Notice of issuance of Formal Interpretation 17.

SUMMARY: The Premerger Notification Office ("PNO") of the Federal Trade Commission ("FTC"), with the concurrence of the Assistant Attorney General in charge of the Antitrust Division of the Department of Justice ("DOJ"), is adopting a Formal Interpretation of the Hart-Scott-Rodino Act, ("the HSR Act," "the Act"), which requires persons planning certain 7.ederal Trade

<sup>&</sup>lt;sup>1</sup> Parties wishing to determine the application of the HSR Act and the Rules to a particular set of facts will find source materials on the FTC Web site at www.ftc.gov. Parties may also call the PNO for advice at (202) 326–3100.

<sup>&</sup>lt;sup>2</sup> Gramm-Leach-Bliley also recognizes that state banks may have subsidiaries that engage in the same activities as financial subsidiaries, subject to certain restrictions. It does not eliminate existing authority for subsidiaries of state banks to engage in state-authorized activities not permissible for national banks or their subsidiaries, subject to approval by the Federal Deposit Insurance Corporation.

<sup>&</sup>lt;sup>3</sup>This PNO position has been noted by HSR practitioners and commentators. See, *e.g.*, American Bar Association Section of Antitrust Law, Premerger Notification Practice Manual (1991 ed.) Interpretations 33, 36; S. Axinn, Acquisitions Under the Hart-Scott-Rodino Antitrust Improvements Act (1996) § 6.06[3][b].

<sup>&</sup>lt;sup>4</sup> Of course, a comparable approach to mixed transactions also applies to transactions involving thrifts or thrift holding companies.

Comptroller of the Currency, Federal Reserve Board or Federal Deposit Insurance Corporation, depending on whether C is a national bank, state member bank, or state non-member bank) under section 18(c) of the FDI Act