

801.1(a)(2)

September 22, 1988

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PRE-MERGER
NOTIFICATION
OFFICE

Richard Smith, Esq.
Pre-Merger Notification Office
Bureau of Competition
Room 303
Federal Trade Commission

This material may be subject to the provisions of the Freedom of Information Act, 5 U.S.C. 552.

Re: SALE OF PROPERTY BY REDEVELOPMENT AGENCY

Dear Mr. Smith,

This letter concerns our conversations of September 21 and 22, 1988, regarding the filing of a Pre-Merger Notification

This letter affirms your interpretation based on the

As we discussed, Redevelopment Agencies are created

33000) such agencies are created by, and exist at the pleasure of, local governments (Cal. H. & S. Code Section 33003, 33101, 33141). Notwithstanding that Redevelopment Agencies have the power to enter into contracts in pursuit of their enumerated objectives (Cal. H. & S. Code Section 33125), such agencies perform primarily governmental functions (Cal. H. & S. Code Section 33122).

Richard Smith, Esq.
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For the foregoing reasons, Redevelopment Agencies are therefore "agencies" and not "corporations engaging in commerce" as such terms are used in 16 C.F.R. Section

SECTION 601.1(a)(2), and are thereby exempt from the notification requirements of the Hart-Scott-Rodino Act (15 U.S.C. Section 18a).

If you have any questions or comments concerning this please do not hesitate to call.

Sincerely,

[Redacted signature]

cc:

[Redacted list of recipients]

9/27 checked with
Wayne. At his suggestion
checked CA sites. Advised
[Redacted]

does not appear to be a
corporation and they not an entity
[Redacted]