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202 326 2621: # 3/3
Non-Profit corporation
- formation
- 502.40 / 501.40

VIA FACSIMILE

February 8, 1995

Mr. John Sipple
Premerger Notification Office
Federal Trade Commission
Washington, D.C.

Re: Application of West Coast Radio Antenna Improvement Act of 1974 (Pub. Law 93-443)

Dear John:

The purpose of this letter is to confirm the advice you gave me yesterday on behalf of the

Premerger Notification Office with respect to the formation of the new non-profit corporation as a joint venture and not as a merger or consolidation. Thus, under the Premerger Notification Office's interpretation of 16 C.F.R. §§ 802.40 and 801.40, none of the three parties involved in the proposed transaction will be required to file notification under the Act.

On the basis of this advice, the parties intended to proceed without filing notification under the Act. I thank you for your diligence in

cc:

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