



( TCPA ), 47 U.S.C. 227 *et seq.*

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<sup>1</sup>D, R, a P, a  
G, F a, a B, O, a  
V ( F a, R ), 16 CFR Pa 436.  
<sup>2</sup>S, a, a G, a  
a, a 1990  
T, G, P, A, 1991

<sup>8</sup> 60 FR 43842 (, 16 CFR 310 (1995)).

<sup>9</sup> 16 CFR 310.4( ).

<sup>10</sup> 16 CFR 310.3(a)(1).

<sup>11</sup> 16 CFR 310.3(a)(3).

<sup>12</sup> 16 CFR 310.4(, ), a 310.4( )(1)( ).

<sup>13</sup> 16 CFR 310.3(a)(2).

<sup>14</sup> 16 CFR 310.4(a)(2),(4).

<sup>15</sup> 16 CFR 310.3( ) a (, ).

<sup>16</sup> T a R<sup>6</sup> 4 R P a 4 4

T a D a D a R A 4  
<sup>17</sup> 1992 ( P a P ( C a R ), 16 CFR P a 308.

<sup>17</sup> 16 CFR 310.6(a)(, ).

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30P . L. 107, 56, 115 S. 272 (Q. 26, 2001).

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-1011( ) (2) ( )  
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107, 56 (Q. 26, 2001).  
32 67 FR 4492 (J a . 30, 2002).

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*F. The Amended Rule.*

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<sup>37</sup> 15 U.S.C. 6108.  
<sup>38</sup> 15 U.S.C. 6102(a)(1) a (a)(3).  
<sup>39</sup> 15 U.S.C. 6102(a)(3)(A).



<sup>41</sup>S. 6105( )  
-6105(a),  
T G  
6102  
with the same jurisdiction,  
F a T a G A (15 U.S.C.  
-41 et seq.)  
A  
F a T a G A  
with the same jurisdiction,  
F a T a G A

<sup>42</sup>S. 5(a)(2) FTC A  
G  
15 U.S.C. 45(a)(2). S.  
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which  
or that of its members. . . . 15 U.S.C. 44 ( )  
a )

<sup>43</sup>A  
1A NORMAN J. SINGER, SUTHERLAND  
STATUTES & STAT. CONSTR. -22:34 ( )  
2002), citing, inter alia, *Brothers v. First Leasing*,  
724 F.2 789 ( ) C . 1984); *Republic Steel Corp.*  
*v. Costle*, 581 F.2 1228 ( ) C . 1978); *Am.*  
*Airlines, Inc. v. Remis Indus., Inc.*, 494 F.2 196 (2  
C . 1974); *Kirchner v. Kansas Tpk. Auth.*, 336 F.2  
222 (1 ) C . 1964); *Nat'l Ctr. for Preservation Law*  
*v. Landrieu*, 496 F. S . 716 (D.S.C. 1980);  
*Conoco, Inc. v. Hodel*

<sup>58</sup> MBNA, NPRM ¶ 2. Accord F ¶, NPRM ¶ 2  
(a) ¶ 1; O ¶ 1; G ¶ 1; ¶ 1  
C ¶ 1; a a ¶ 1; a a ¶ 1; a a ¶ 1  
a a ¶ 1; a a ¶ 1; a a ¶ 1

<sup>53</sup> See, e.g., Ma, ¶ D ¶, NPRM ¶ 2.

<sup>54</sup> See IUPA, NPRM ¶ 1.

<sup>55</sup> See R ¶, NPRM ¶ 2.

<sup>56</sup> See, e.g., FOP, NPRM ¶ 2; HRC, NPRM ¶ 1;  
A A ¶, a R ¶, NPRM ¶ 1; La ¶ a  
NPRM ¶ 2; L ¶ a S ¶, NPRM ¶ 1.2; NCLF,  
NPRM ¶ 1; A ¶ R ¶, NPRM ¶ 1; N ¶ C a  
FFA, NPRM ¶ 1; SO, CT, NPRM ¶ 1; SO, NJ, NPRM  
¶ 1; SO, WA, NPRM ¶ 1; R ¶, NPRM ¶ 2; SHARE,  
NPRM ¶ 3; S ¶ B ¶, NPRM ¶ 1.

<sup>57</sup> See, e.g., PAF, NPRM ¶ 1; AOP, S ¶ 1;  
C ¶ a a S ¶ 1.



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<sup>68</sup> 67 FR ¶ 4407 (citing 60 FR ¶ 43843, citing *FTC v. Miller*, 549 F.2 452 (7<sup>th</sup> C . 1977) a *Official Airline Guides*), see ¶ 62 a

<sup>85</sup>O'Connell, R. D., & Trevino, L. K. (1995). The ethical context in organizations: A theory of moral intensity. *Journal of Business Ethics, 14*, 205-221.

<sup>86</sup>Trevino, L. K. (1986). Ethical decision making in organizations: An issue-contingent model. *Academy of Management Review, 11*, 601-617.

<sup>87</sup>See Trevino, L. K., & Youngblood, C. L. (1990). Moral intensity as a determinant of ethical decision-making in organizations. *Journal of Business Ethics, 9*, 101-117.

<sup>88</sup>See Trevino, L. K. (1999). *Business ethics: An integrative social decision theory approach*. Thousand Oaks, CA: Sage.



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TC : 8 \ : 9389 2 T ( I ) T / F218 T 4.0002NPRM 4.9187

<sup>112</sup> See *Ma a H at Ca , Fa 2000* d 4,  
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a \ \$174.10 \ a ).  
<sup>113</sup> P a a a d d

<sup>114</sup> NAAG \ NPRM d 52; NASCO \ NPRM d 5 6.  
<sup>115</sup> *Id.*  
<sup>116</sup> 15 A . J . 2 *Charitie* —60 (2002).  
<sup>117</sup> NAAG \ NPRM d 52. *See also* NASCO \ NPRM d  
5 6.

<sup>118</sup> *Id.*  
<sup>119</sup> P \ R —310.2( ), 67 FR d 4540.  
<sup>120</sup> Ma, \ D \ NPRM d 3.  
<sup>121</sup> *Id.* ( \ \ a \ ).

<sup>107</sup> R \ C \ \ NPRM d 3.  
<sup>108</sup> B \ C \ \ NPRM d 2.  
<sup>109</sup> *Id.*  
<sup>110</sup> *Id.* d 2, 3.  
<sup>111</sup> Ma, \ D \ \ NPRM d 2. *See also* AFP,  
NPRM d 5.



...M... FCC... 131 H... FCC... 132 T G... A... G... A... I a... FCC... T G... NPRM... G... NPRM... 131 R... FCC... T... FCC... O... 592... 132 See... 135

...133 at\*(, (TC)T... 133 T... R... NPRM... (67 FR 4539, 9). A... 124... 134 See, e.g., ABA NPRM 10; G Ba... NPRM 2; A E... NPRM 3; ANA NPRM 5; A... NPRM 2; ARDA NPRM 17; Ba O... NPRM 4; B A... NPRM 4; B B... NPRM 1; C... NPRM 5 6; C... NPRM 4; G... NPRM 3; CMC NPRM 6; G... NPRM 2, 4; DMA NPRM 33, 34; E... Ba... NPRM 2; R... NPRM 5; G... NPRM 1; NCTA NPRM 4; NRF NPRM 13; SIA NPRM 2 3; T... NPRM 6; VISA NPRM 3. 135 S... (P... T...); 18... (G... I...); 24... (A... M...); O... 36... (A... K...). I... N... a... 18... J... 2002... NYSCPB... N... a... 18... J... 2002 T... I... 115 (W... T...); 18... I... a... 136 I... a... 24...

...T... (N... NPRM 14, 15); 12... (B... NPRM 4; CMC NPRM 6, 7); 24... (ATA... 8; ERA NPRM 38; ERA S... 19; MPA S... 11; NAA NPRM 11; J... 2002 T... I... 109 (PMA)); 36... (ARDA NPRM 20; A... S... 3 4). I... FDS... 12... 36... F... S... 12. 137 See... NPRM 3 4. 138 See... 136 a...











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180 See, e.g., NAAG, NPRM ¶ 33 ( T  
S 11, 2001, ¶ 11. I  
e.g., CCC, NPRM ¶ 12; ERA, NPRM ¶ 11, 12; PMA,  
NPRM ¶ 9, 10.

181 T NPRM  
67 FR ¶ 4496. S  
ERA, ¶ 9.  
ERA, NPRM ¶ 9, ¶ 3. T  
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182 See, e.g., PMA, NPRM ¶ 9.  
183 CCC ¶ 14  
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J 2002 T . II ¶ 218.  
ERA ¶ 12  
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ERA, NPRM ¶ 11. A  
25 a 30 . A NPRM ¶ 4.  
184 DMA, NPRM ¶ 40; PMA, NPRM ¶ 10; SIA,  
NPRM ¶ 3.  
185 ERA, NPRM ¶ 12; PMA, NPRM ¶ 10; SIA,  
NPRM ¶ 3.

186 CMC, NPRM ¶ 9. See also C ¶ NPRM ¶  
6, 7; F ¶ NPRM ¶ 5; H ¶ A ¶ NPRM ¶ 4.  
187 NCL, NPRM ¶ 3. Accord ERA, NPRM ¶ 11  
( T ERA . . . a a ¶  
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J 2002 T . II ¶ 221, 22.  
189 S ¶ 310.3(a) R  
R for any seller or telemarketer to engage in the

following conduct." ( a a ). S  
—310.4(a) R or any seller  
or telemarketer to engage in the following conduct."  
( a a ). S 310.5(a) a  
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See, e.g., PCIC, NPRM ¶ 1,  
2. T G  
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191 CCC, NPRM ¶ 12.  
192 J  
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<sup>319</sup> See ABA, NPRM § 5, 7 ( ) R<sup>6</sup> E<sup>6</sup>;  
G a<sup>6</sup> h<sup>6</sup> t<sup>6</sup> t<sup>6</sup> a  
a<sup>6</sup> d<sup>6</sup> t<sup>6</sup> t<sup>6</sup> a  
t<sup>6</sup> a<sup>6</sup> a<sup>6</sup> S a<sup>6</sup> NPRM §  
11, 15 ( ) R<sup>6</sup> E a<sup>6</sup> a<sup>6</sup> a<sup>6</sup>).

<sup>320</sup> R a<sup>6</sup> , R<sup>6</sup> R<sup>6</sup>  
E a<sup>6</sup> t<sup>6</sup> t<sup>6</sup> a<sup>6</sup> a<sup>6</sup> t<sup>6</sup> a<sup>6</sup>  
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<sup>331</sup> NCLC NPRM 4 3.

<sup>332</sup> See generally FTC a D 4 a G ,  
*Report to Congress on the Electronic Signatures in  
Global and National Commerce Act: The Consumer  
Consent Provision in Section 101(c)(1)(C)(ii).*

2001 ( 4 4 4 a a a 4 a 4 a  
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<sup>339</sup> See, e.g., AFSA, NPRM ¶ 17, 18; CCC, NPRM ¶





NPRM<sup>366</sup> B AARP  
 NAACAA  
 NAAG<sup>368</sup>  
 NAAG<sup>369</sup>  
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 T G  
 R T G  
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 R F  
 SBP  
 I NAAG  
 T G

*§ 310.3(c) — Credit card laundering*  
 I NPRM G  
 PATRIOT A<sup>373</sup> A  
 R  
 G  
 —310.3( )  
 —310.3( ) (3)<sup>374</sup>  
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 R R  
*§ 310.3(d) — Prohibited deceptive acts or practices in the solicitation of charitable contributions*  
 P a t h —4011( ) (1) USA  
 PATRIOT A<sup>375</sup> G  
 R  
 —310.3( )  
 —310.3( ) (4). T  
 G  
 R S —310.3( ) (6),  
 —310.6( ) (7),  
 G R

—310.3( ) (7),  
 —310.3( ) (6).  
 S 310.3( )  
 —310.3( ) (6).  
 USA PATRIOT A,  
 TSR.<sup>377</sup> D  
 —310.3( ) (1) (7).  
 USA PATRIOT A,  
 —4011( ) (1).  
 M G  
 FTC A,<sup>380</sup>  
 I NPRM,  
 USA PATRIOT A,  
 AARP,  
 USA PATRIOT

<sup>366</sup> ARDA, NPRM ¶ 6.  
<sup>367</sup> AARP, NPRM ¶ 8.  
<sup>368</sup> NAACAA, NPRM ¶ 8.  
<sup>369</sup> NAAG, NPRM ¶ 56.  
<sup>370</sup> *Id.*  
<sup>371</sup> 60 FR ¶ 43852.

<sup>372</sup> See 67 FR ¶ 4509, ¶ 155. See also *FTC v. Allstate Bus. Distrib'n. Ctr., Inc.*, N. 00, 10335AHM (CTX) (C.D. Ca. 2001); *FTC v. Sweet Song Corp.*, N. CV.97.4544 LGB (F. ) (C.D. Ca. 1997); *FTC v. Walton ( / a P a. F . S . )*, N. CIV98.0018 PCT SMM (D. A. . Ja . 1998).  
<sup>373</sup> See 67 FR ¶ 4509.  
<sup>374</sup> *Id.*  
<sup>375</sup> *Id.* ¶ 4509.10 ( )  
 R —310.3( )

<sup>376</sup> A R —310.3( ) (1) (7).  
<sup>377</sup> USA PATRIOT A,  
<sup>378</sup> See *Cliffdale Assocs., Inc.*, 103 F.T.C. 110, 165, appeal dismissed sub nom., *Koven v. FTC*, N. 84, 5337 (11 C. 1984).  
<sup>379</sup> See *Thompson Med. Co.*, 104 F.T.C. 648, 818 (1984), aff'd 791 F.2 189 (D.C. . 1986), cert. denied, 479 U.S. 1086 (1987).  
<sup>380</sup> 67 FR ¶ 4510.

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a 3 69.47879399.458 T (364)T 9 0 0 990.638 3 89.1301 T 0.0045 T T G

388 *Id.*

389 15 U.S.C. 6102(a)(1) ( a a ).

390 15 U.S.C. 6102(a)(3).

391 See KENNETH CULP DAVIS & RICHARD J. PIERCE, JR., ADMINISTRATIVE LAW TREATISE

—3.2 (3 . 1994) ( )  
*Chevron v. Natural Res. Def. Council*, 467 U.S. 837 (1984).

381 AARP NPRM 4.

382 NCL NPRM 2.

383 *Id.* 5.

384 *Id.*

385 Ma A W NPRM 5.

386 NAAG NPRM 53. See also NASCO NPRM 7.

387 NAAG NPRM 53.

392 15 U.S.C. 6102(a)(3)(A) ( a a ).

393 15 U.S.C. 6102(a)(3)(B).

394 15 U.S.C. 6102(a)(3)(C).





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 416 O 50  
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 See J 2002 T . II 116,  
 212.  
 417 See, e.g., ERA/PMA S 14 15; PMA  
 NPRM 14; J 2002 T . II 183 (ERA). See also  
 ATA, S 6; NCTA, NPRM 12 ( T  
 ). A GLBA 15 U.S.C.  
 6802( ); a see, e.g. 12 CFR 313.12.  
 418 J 2002 T . II 183.  
 419 See, e.g., *FTC v. J.K. Publ'ns, Inc.*, 99 F. S  
 2 1176 (C.D. Ca. 2000) (

See, e.g., *FTC v. Capital Club*, N . 94 6335  
 (D.N.J. 1994).  
 M a A  
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 Ga a C  
 See J 2002 T ., a00











at the time of the agreement. See *M. W. S.* ¶ 1. I agree to join, a... A... agree to join, a... if you forget to cancel a... If the company tells you three times on the telephone call and then tells you twice in writing that you can cancel... Id. ( ). M... AARP... See... 424, 25 a 449 a D02 a... aW... ) e a ); S<sup>6</sup> TD0 9 T . M ; 0 T A... a... D...

<sup>467</sup> T G... 310.2( )... R... See... 310.2( )

<sup>468</sup> NAAG, NPRM ¶ 32. Accord AARP, NPRM ¶ 6. CCC... M W... A... 2001... L... R... G... L... S... CCC... NPRM ¶ 10; J... 2002 T . II ¶ 127; M... W... S... passim. I... T... CCC... ¶ 85... CCC, NPRM ¶ 10. E... L... F... A... 52... 33... 13... T... ¶ 46









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<sup>523</sup> ATA, S . d 16; SBC, S . d 13.



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<sup>540</sup> AARP, NPRM ¶ 5; EPIC, NPRM ¶ 11; M, C



NPRM ¶ 8; NFPPA NPRM ¶ 1; P a NPRM  
*passim*; P a NPRM *passim*; PRC NPRM ¶ 2;  
P ¶ C; NPRM ¶ 1; TDI NPRM ¶ 4, 5;  
W a NPRM ¶ 1. O ¶ a ¶ 49,000  
a ¶ a ¶ 33,000  
a ¶ a ¶ 13,700  
O ¶ 14,700  
a ¶ a ¶ 11,500  
a ¶ a ¶ 1800

<sup>576</sup> See, e.g., EPIC, NPRM ¶ 4; NCL, NPRM ¶ 8.

<sup>577</sup> See, e.g., G ¶ 1, 2, 3; DC  
NPRM ¶ 4; K a ¶ 2; NAAG NPRM ¶ 4,  
29; NYSCPB, NPRM ¶ 1; T ¶ 2, 9,  
10; T ¶ PUC, NPRM ¶ 1, 2; V ¶ 1,  
2. See also AARP, NPRM ¶ 1; NCL, NPRM ¶ 9, 10;  
NCLC, NPRM ¶ 13; PRC, NPRM ¶ 4; P ¶ C;













See also, e.g., APTS, NPRM ¶ 2; ADA, NPRM ¶ 1; AAST, NPRM ¶ 3; F.G., NPRM ¶ 1; NTC, NPRM ¶ 3; S.R., NPRM ¶ 2; NCLF, NPRM ¶ 1.

<sup>661</sup> N.P.G., NPRM ¶ 10.  
<sup>662</sup> *Id.* ¶ 18, 19.  
<sup>663</sup> H.B.G., NPRM ¶ 2. See also, e.g., APTS, NPRM ¶ 3; N.F.P.G., NPRM ¶ 19.  
<sup>664</sup> See, e.g., H.B.G., NPRM ¶ 4, 5; DMA, NPRM ¶ 7; N.F.P.G., NPRM ¶ 15.

<sup>665</sup> See, e.g., DMA, NPRM ¶ 5, 6; N.P.G., NPRM ¶ 41.  
<sup>666</sup> 447 U.S. 557 (1980).  
<sup>667</sup> *Id.* ¶ 566.  
<sup>668</sup> *Bd. of Trs. of State Univ. of N.Y. v. Fox*, 492 U.S. 469, 480 (1989).  
<sup>669</sup> *Metromedia v. San Diego*, 453 U.S. 490, 509 (1981) (quoting *inter alia*, *San Diego*...).  
<sup>670</sup> *Frisby v. Schultz*, 487 US 474, 485 (1988).  
<sup>671</sup> T.A., NPRM ¶ 15. —310.4(1)( ).

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<sup>692</sup> See KENNETH CULP DAVIS & RICHARD J. PIERCE, JR., ADMINISTRATIVE LAW TREATISE § 3.2 (3d ed. 1994) (citing *Chevron v. Natural Res. Def. Council*, 467 U.S. 837 (1984)).

<sup>704</sup> U . S. G . . . . . ANI  
see, e.g., *FTC v. Verity Int'l, Ltd.*, N .  
00 C . 7422 (LAK) (S.D.N.Y. 2000); *FTC v.*  
*American TelNet, Inc.*, N . 99 1587 CIV:KING (S.D.  
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<sup>922</sup>NAR, NPRM ¶ 3, 4. *See also* ICFA, NPRM ¶ 1,



<sup>944</sup> NCL, NPRM ¶ 12.

<sup>945</sup> EPIC, NPRM ¶ 25, 26.

<sup>946</sup> 60 FR ¶ 43860.

<sup>947</sup> T. G. ... 310.4(a)(6) ...

<sup>948</sup> NAAG, NPRM ¶ 58, 59.

<sup>949</sup> *Id.* See also EPIC, NPRM ¶ 25 ( ... ). Cf. ...

<sup>950</sup> NAAG, NPRM ¶ 59.

<sup>951</sup> See, e.g., *FTC v. Smolev.*, No. 01-8922 CIV LOCH (S.D. Fla. 2001); *New York v. MemberWorks, Inc.*, ... (A.D. 2000); *Minnesota v. MemberWorks, Inc.*, No. MC99-010056 (Minn. Dist. Ct. 1999); *Minnesota v. Damark Int'l, Inc.*, No. C8-99-10638, ... (Minn. Dist. Ct. 1999); *FTC v. S.J.A. Soc'y, Inc.*, No. 2:97 CM 472 (E.D. Va. Mar. 31, 1997).

<sup>952</sup> See a ... R —310.3(a)(1)( ), 310.3(a)(2)( ), 310.3(a)(3)( ), 310.4(a)(6), 310.4(a)(7), a 310.4( ).

<sup>953</sup> DSA, NPRM ¶ 8, 9.

<sup>954</sup> *Id.*

<sup>955</sup> 67 FR ¶ 4530, 31 ( ... )





<sup>966</sup> 60 FR ¶ 43860.

<sup>967</sup> See, e.g., *United States v. Prochnow*, N . 1 02,

¶ 917 (N.D. Ga 2002).

<sup>968</sup> See





<sup>1008</sup> See, e.g., SBC NPRM ¶ 15; SIA NPRM ¶ 2.  
See also J 2002 T . III ¶ 213, 14, 217, 18, 224.

<sup>1009</sup> See, e.g., R E NPRM ¶ 4.5 ( ),  
a ¶ 4.5 ( ), B  
B P ¶ 4.5 ( ), FCC  
a ¶ 4.5 ( ); SBC NPRM ¶ 14. See also J 2002 T .  
III ¶ 213, 14, 217, 18, 224.

<sup>1010</sup> See *E-Commerce Fraud Targeted at SmallID* (Jun 11 0'14 2 18, (Bus4Sn1s: H7 Bcramps on Web Site C'cramtheet e to )TjTby tSenate CE-Citt(Son at Sma4Sn1s: Hlso )Tj/F4



<sup>1028</sup> 15 U.S.C. 6102.

<sup>1029</sup> P . L. 107, 56 (Q, 26, 2001).

<sup>1030</sup> G . B a , U F 3.

<sup>1031</sup> A E NPRM 2. O a , O

\$12,500 a a a a









FTC R P a -1.83  
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T a t e, T a a t, .  
A, t t, 16, a t 310 t  
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**PART 310—TELEMARKETING SALES RULE**

- 310.1 S
  - 310.2 D
  - 310.3 D
  - 310.4 A
  - 310.5 R
  - 310.6 E
  - 310.7 A
  - 310.8 R
  - 310.9 S
- 15 U.S.C. 6101, 6108.

**§ 310.1 Scope of regulations in this part.**

T a t e a G t F a a  
A P t A, t, 15 U.S.C. 6101,  
6108, a a

**§ 310.2 Definitions.**

- (a) *Acquirer*
- ( ) *Attorney General*
- ( ) *Billing information*
- ( ) *Caller identification service*
- ( ) *Cardholder*

- ( ) *Charitable contribution*
- ( ) *Commission*
- ( ) *Credit*
- ( ) *Credit card*
- ( ) *Credit card sales draft*
- ( ) *Credit card system*
- ( ) *Customer*
- ( ) *Donor*
- ( ) *Established business relationship*
- (1)
- (18)
- (2)
- (3)
- ( ) *Free-to-pay conversion*
- ( ) *Investment opportunity*
- ( ) *Material*
- ( ) *Merchant*

1075 16 CFR 1.83. See also *National Citizens Comm. for Broad. v. FCC*, 567 F.2 1095, 1098 (D.C. C. 1977).

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<sup>1</sup>W a e s t a t e e s a n d a  
o f t h e h e a l t h a n d h u m a n s e r v i c e s  
s e c t o r a t a t l e a s t 310.3(a)(1) s e c t i o n  
o f t h e a t t a c h e d r e g u l a t i o n s  
a n d t h a t a t t a c h e d r e g u l a t i o n s

<sup>2</sup>R e f e r e n c e s t o t h e s e r v i c e s















N t # N t # T H a  
G R, J. (U.S. H e  
R e d e )  
N S a N S a, I.  
N O a e N O a e, C t G e  
(CNO) U t , Ca &  
T e e d e G #  
NJ R e N J e R e O e  
F e d e, I.  
NY SCPB N X S t G e  
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NAA N e a A e d e A e a  
N t N t G e d e, I.  
N , Sa , j e, S e a Ca t  
j t # : T H a B N ,  
Ma Sa , Wa t j e, R S e,  
a E e, Ca t (U.S. H e  
R e d e )  
N N S e  
NATN N t A e a T e N t  
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NC e N t Ca a e e a S e t  
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<sup>3</sup>T F a G t t t t G t t t t  
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*Notice of Proposed Rulemaking*, R t a  
R t t t I t t t T t t G t  
P t t t A t t 1991, 67 FR 62667 (Q. t. 8, 2002).