

Tips on Withdrawing and Refiling
an HSR Premerger Notification Filing
(03/21/14)

On August 9, 2013, the FTC issued a final rule amending the premerger notification rules 16 C.F.R. Parts 801, 802, and 803, to establish procedures for the withdrawal and refiling of an HSR premerger notification filing. The new rule, 16 C.F.R. 803.12, formalizes the longstanding position of the FTC's Premerger Notification Office (PMNO) on this issue.

Section 803.12 contains three parts:

- x Section 803.12(b) provides for the automatic withdrawal of an HSR filing if the filing is made new.