

Sheinb

From: Sheinberg, Samuel
Sent: Tue
To: [REDACTED]
Cc: HSRHelp
Subj: [REDACTED]

[REDACTED]

The fair market value must be determined in good faith (by the board or the board's designee) within sixty days of filing or, if no filing is required, within sixty days of acquisition.

For more information, please contact the Commission at (800) 473-3234.

Sam

From: HSRHelp <HSRHelp@ftc.gov>
Sent: Tuesday, January 24, 2023 8:43 AM
To: Wade, [REDACTED]; Shaffer, Kris <kshaffer@ftc.gov>; Nora <nwhitehead@ftc.gov>; Fetterman, Mitchell <mfetterman@ftc.gov>
Subject: FMV Determining FMV

From: [REDACTED]
Sent: Tuesday, January 24, 2023 8:12:22 AM (UTC-05:00) Eastern Time (US & Canada)
To: HSRHelp <HSRHelp@ftc.gov>
Subject: Determining FMV

Good morning

If the purchase price is payable in a series of future payments (e.g., \$25 million over 10 years), does the Federal Trade Commission have a required or preferred way to determine the present value of those payments? For example, discounted at the applicable federal rate, prime rate, etc. or is it up to the board of directors to determine the appropriate discount rate?

Thank you,

[REDACTED]

