

under the Small Business Investment Act of 1958, as amended (the Act). GC&H Partners was licensed by the Small Business Administration on April 30, 1984.

Under the authority vested by the Act and pursuant to the Regulations promulgated thereunder, the surrender was accepted on this date, and accordingly, all rights, privileges, and franchises derived therefrom have been terminated.

(Catalog of Federal Domestic Assistance Program No. 59.011, Small Business Investment Companies)

Dated: December 15, 1994.

**Robert D. Stillman,**

*Associate Administrator for Investment.*

[FR Doc. 95-136 Filed 1-3-95; 8:45 am]

BILLING CODE 8025-01-M

[License No. 02/02-0292]

**Winfield Capital Corporation; Notice of Filing of an Application for Transfer of Ownership and Control**

Notice is hereby given of the filing of an application with the Small Business Administration (SBA) pursuant to § 107.102 of the Regulations governing small business investment companies (13 CFR 107.102 (1994)) by Winfield Capital Corporation, 237 Mamaroneck Avenue, White Plains, New York 10605, for transfer of ownership and control of its license, under the Small Business Investment Act of 1958, as amended, (the Act) (15 U.S.C. *et seq.*). Winfield Capital Corporation was licensed on April 19, 1972.

The Applicant currently operates with private capital totaling \$1,250,000. as part of this application for change of control and ownership, new investors (Messrs. Paul A. Perlin and Mr. David Greenberg, listed below) have negotiated with existing shareholders of the Applicant to purchase through an executed stock purchase agreement, all of the outstanding common stock of the Applicant. Simultaneously, and with the assistance of one of the new investors, the Applicant intends to raise new equity capital in an amount up to \$3.0 million through a private placement of the company's securities. The proposed majority Shareholders of Winfield Capital Corporation subsequent to the sale of the company's securities are as follows:

Name	Percentage of ownership
Mr. David Greenberg, 7 Stream Court, Owings Mills, Maryland 21117 .....	18.60
Mr. Stanley M. Pechman, President, Winfield Capital Corporation, 237 Mamaroneck Avenue, White Plains, New York 10605 .....	1.90
All Directors and Officers as a Group (5 persons) .....	25.3

<sup>1</sup> These ownership percentages reflect the purchase of all current outstanding shares of Winfield Capital Corporation's common stock and does not assume any investment in the simultaneous private placement of additional securities being offered. It is anticipated however, that Perlin and Greenberg will be investing in the aggregate approximately \$400,000 in the offering, thereby increasing both individuals proposed holding to in excess of 10 percent of the Applicant.

It is estimated that there will be less than 50 beneficial owners of the Applicant's common stock subsequent to the transactions contemplated by this application. It is not anticipated that any corporation, partnership or other entity except for Mr. Paul A. Perlin and Mr. David Greenberg will own 10 percent or more of the outstanding shares of the Applicant subsequent to this transaction.

As part of the change of control there will be change in the management and composition of the Board of Directors of the Applicant. The new proposed Officers and Directors of Winfield Capital Corporation are as follows:

Name	Title
Mr. Paul A. Perlin, 137 East 36th Street, New York, New York 10016.	Chairman, Chief Executive Officer, Director.
Mr. Stanley M. Pechman, President, Winfield Capital Corporation, 237 Mamaroneck Avenue, White Plains, New York 10605.	President and Director.
Mr. Bruce A. Kaufman, 5-15 117th Street, 2F, College, Point, New York 10017.	Secretary and Treasurer.
Mr. David Greenberg, 7 Stream Court, Owings Mills, Maryland 21117.	Director.
Mr. R. Scott Perlin, 40 East 94th Street, New York, New York 10128.	Director.

The Applicant will continue operations subsequent to the planned private placement with private capital net of expenses of approximately \$4,100,000.

Matters involved in SBA's consideration of the application include the general business reputation and

character of the proposed owners and management, and the probability of successful operations of the new company under their management, including profitability and financial soundness in accordance with the Act and Regulations.

Notice is hereby given that any person may, not later than 30 days from the date of publication of this Notice, submit written comments on the proposed SBIC to the Associate Administrator for Investment, Small Business Administration, 409 3rd Street, SW, Washington, DC 20416.

A copy of this Notice will be published in a newspaper of general circulation in Greater New York Metropolitan Area.

(Catalog of Federal Domestic Assistance Programs No. 59.011, Small Business Investment Companies).

Dated: December 27, 1994.

**Darryl K. Hairston,**

*Deputy Associate Administrator for Investment.*

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BILLING CODE 8025-01-M

**DEPARTMENT OF TRANSPORTATION**

**Federal Aviation Administration**

**Airport Improvement Program Grant Assurances; Proposed Modification and Opportunity to Comment**

**AGENCY:** Federal Aviation Administration (FAA), DOT.

**ACTION:** Notice of proposed modification of airport improvement program grant assurances and of opportunity to comment.

**SUMMARY:** The FAA proposes to modify the standard grant assurances required of a sponsor before receiving a grant under the Airport Improvement Program (AIP). Pursuant to applicable law, the Secretary of Transportation is required to provide notice in the **Federal Register** and an opportunity for the public to comment upon proposals to modify the assurances or to require any additional AIP assurances. These modifications are necessary for two reasons.

First, much of Federal transportation law was repealed and reenacted without substantive change by enactment of the Codification of Certain U.S. Transportation Laws as Title 49, United States Code, Pub. L. No. 103-272, 108 Stat. 745 (July 5, 1994). Aviation programs, including the AIP, are now found in Subtitle VII of Title 49, rather than the original statutes under which those programs were originally established. Consequently, statutory

Name	Percentage of ownership
Mr. Paul A. Perlin, 137 East 36th Street, New York, New York 10016 .....	14.80

citations in the existing grant assurances are now obsolete and the modifications published here cite current law.

Second, Pub. L. 103-272 was amended by enactment of the Federal Aviation Administration Authorization Act of 1994, Pub. L. No. 103-305 (August 23, 1994) (the 1994 Act), which made substantive changes to the statutory grant assurances. The modifications to the grant assurances also incorporate those changes.

For ease of reading, Title 49, Subtitle VII, as amended by the 1994 Act will be cited throughout the remainder of this notice as Title 49, U.S.C., as amended. In the actual assurance, however, the reference further specifies Subtitle VII.

**DATES:** These proposed modifications to the Grant Assurances will be effective on an interim basis on January 4, 1995. Comments must be submitted on or before February 3, 1995. Any revision to the interim Assurances which are necessary or appropriate in response to comments received will be adopted on or before May 4, 1995.

**ADDRESSES:** Comments may be delivered or mailed to the FAA, Airports Financial Assistance Division, APP-500, Room 615, 800 Independence Ave., SW., Washington, DC 20591.

**FOR FURTHER INFORMATION CONTACT:** Mr. James Borsari (Management and Program Analyst) Telephone (202) 267-8822.

**SUPPLEMENTARY INFORMATION:** The Secretary must receive certain assurances from a sponsor (applicant) seeking financial assistance for airport planning, airport development, noise compatibility planning or noise mitigation under Title 49, U.S.C., as amended. These assurances are submitted as part of a sponsor's application for Federal assistance and are incorporated into all grant agreements. As need dictates, these assurances are modified from time to time to reflect new Federal requirements. Notice of such proposed modifications is published in the **Federal Register** and an opportunity provided for comment by the public. The current assurances were published on February 3, 1988, at 53 Fed. Reg. 3104 and amended on September 6, 1988, at 53 Fed. Reg. 34361, on August 29, 1989, at 54 Fed. Reg. 35748 and on June 10, 1994 at 59 Fed. Reg. 30076.

FAA uses three separate sets of standard assurances: Airport Sponsors (owners/operators); Planning Agency Sponsors; and Nonairport Sponsors Undertaking Noise Compatibility Program Projects (hereinafter referred to as Nonairport Sponsor Assurances). FAA is planning to modify the

assurances currently in use to reflect some changes in the general requirements as discussed below. The changes contained herein affect all three sets of assurances.

Section A, "General," subsection 2, of the Airport Sponsor Assurances, Nonairport Sponsor Assurances, and Planning Agency Sponsor Assurances is modified to delete references to the Airport and Airway Improvement Act of 1982, as amended; the Aviation Safety and Noise Abatement Act of 1979; and the Airport and Airway Safety and Capacity Expansion Act of 1987. In their place is inserted the reference to the codification of transportation related laws, Pub. L. No. 103-272, 108 Stat. 745 (July 5, 1994), which repealed and recodified these acts without substantive change to their content.

Section C, subsection 1, "General Federal Requirements, Federal Legislation," in each set of assurances is modified to delete the references to the Federal Aviation Act of 1958, 49 U.S.C. 1301, *et seq.*; Airport and Airway Improvement Act of 1982, as amended, 49 U.S.C. 2201, *et seq.*; and the Aviation Safety and Noise Abatement Act of 1979, 49 U.S.C. 2101, *et seq.* These acts were repealed by Pub. L. No. 103-272, which codified the above at 49 U.S.C. 40101 *et seq.* without substantive change to their content.

Section C, subsection 11, of the Airport Sponsors Assurances, "Local Approval," is deleted in its entirety due to the 1994 Act's repeal of Section 30 of the Airport and Airway Development Act of 1970, as amended.

A new section C, subsection 11, "Preventive Maintenance," is added to the Airport Sponsor Assurances due to a new requirement in section 107(a) of the 1994 Act which is effective for all projects approved after January 1, 1995, for the replacement or reconstruction of pavement at an airport.

Section C, subsection 22, of the Airport Sponsor Assurances, "Economic Nondiscrimination," is amended by deleting the word "equal" in subsection (b)(1), since the FAA can find no statutory basis for the inclusion of that word.

Section C, subsection 26, of the Airport Sponsor Assurances, "Reports and Inspections," is deleted in its entirety and is substituted by a new subsection 26, "Reports and Inspections." The new subsection consists of language taken from the existing assurance which was recast without substantive change using subparagraphs to improve readability. It also includes language necessary to implement section 111 of the 1994 Act, "Airport Financial Reports," which

imposes on each airport sponsor a new reporting requirement to submit certain reports regarding revenue use at the airport.

Issued in Washington, D.C. on December 20, 1994.

**Paul L. Galis,**

*Director, Office of Airport Planning and Programming.*

### **Airport Improvement Program Grant Assurances**

*1. The Airport Sponsor Assurances are amended as follows:*

a. Section A.2 is revised to read as follows:

A. General

\* \* \* \* \*

2. These assurances are required to be submitted as part of the project application by sponsors requesting funds under the provisions of Title 49, U.S.C., subtitle VII, as amended. As used herein, the term "public agency sponsor" means a public agency which controls a public-use airport; the term "private sponsor" means a private owner of a public-use airport; and the term "sponsor" includes both public agency sponsors and private sponsors.

b. Section C.1 is revised as follows:  
C. Sponsor Certification. The Sponsor hereby assures and certifies, with respect to this grant, that:

1. General Federal Requirements.

\* \* \* \* \*

#### **Federal Legislation**

- a. Title 49, U.S.C., subtitle VII, as amended.
- b. Davis-Bacon Act—40 U.S.C. 276(a), *et seq.*<sup>1</sup>
- c. Federal Fair Labor Standards Act—29 U.S.C. 201, *et seq.*
- d. Hatch Act—5 U.S.C. 1501, *et seq.*<sup>2</sup>
- e. Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970—42 U.S.C. 4601, *et seq.*<sup>1,2</sup>
- f. National Historic Preservation Act of 1966—Section 106—16 U.S.C. 470(f).<sup>1</sup>
- g. Archeological and Historic Preservation Act of 1974—16 U.S.C. 469 through 469c.<sup>1</sup>
- h. Flood Disaster Protection Act of 1973—Section 102(a)—42 U.S.C. 4012a.<sup>1</sup>
- i. Rehabilitation Act of 1973—29 U.S.C. 794.
- j. Civil Rights Act of 1964—Title VI—42 U.S.C. 2000d through d-4.
- k. Age Discrimination Act of 1975—42 U.S.C. 6101, *et seq.*
- l. Architectural Barriers Act of 1968—42 U.S.C. 4151, *et seq.*<sup>1</sup>
- m. Powerplant and Industrial Fuel Use Act of 1978—Section 403—2 U.S.C. 8373.<sup>1</sup>
- n. Contract Work Hours and Safety Standards Act—40 U.S.C. 327, *et seq.*<sup>1</sup>
- o. Copeland Antikickback Act—18 U.S.C. 874.<sup>1</sup>
- p. National Environmental Policy Act of 1969—42 U.S.C. 4321, *et seq.*<sup>1</sup>
- q. Endangered Species Act—16 U.S.C. 668(a), *et seq.*<sup>1•523</sup>

r. Single Audit Act of 1984—31 U.S.C. 7501, et seq.<sup>2</sup>

2. Drug-Free Workplace Act of 1988—41 U.S.C. 702 through 706.

c. Section C.11, "Local Approval," is deleted.

d. A new section, C.11, is added to read as follows:

11. Preventive Maintenance. With respect to a project approved after January 1, 1995, for the replacement or reconstruction of pavement at the airport, it assures or certifies that it has implemented an effective airport pavement maintenance-management program and it assures that it will use such program for the useful life of any payment constructed, reconstructed or repaired with Federal financial assistance at the airport. It will provide such reports on pavement condition and pavement management programs as the Secretary determines may be useful.

e. Section C.22 is revised to replace the word "equal" in paragraph b(1) with the word "reasonable" to read as follows:

22. Economic Nondiscrimination.

\* \* \* \* \*

b. \* \* \*

(1) furnish said services on a fair, reasonable, and not unjustly discriminatory basis to all users thereof, and

\* \* \* \* \*

f. Section C.26 is revised to read as follows:

26. Reports and Inspections. It will:

(a) submit to the Secretary such annual or special financial and operations reports as the Secretary may reasonably request and make such reports available to the public;

(b) make available to the public at reasonable times and places a report of the airport budget in a format prescribed by the Secretary;

(c) for airport development projects, make the airport and all airport records and documents affecting the airport, including deeds, leases, operation and use agreements, regulations and other instruments, available for inspection by any duly authorized agent of the Secretary upon reasonable request;

(d) for noise compatibility program projects, make records and documents relating to the project and continued compliance with the terms, conditions, and assurances of the grant agreement including deeds, leases, agreements, regulations, and other instruments, available for inspection by any duly authorized agent of the Secretary upon reasonable request; and

(e) in a format prescribed by the Secretary, provide to the Secretary and make available to the public, not later

than 60 days following each of its fiscal years ending after March 1, 1995, an annual report listing in detail:

(i) all amounts paid by the airport to any other unit of government and the purposes for which each such payment was made; and

(ii) all services and property provided by the airport to other units of government and the amount of compensation received for provision of each such service and property.

*2. The Planning Agency Sponsor Assurances are amended as follows:*

a. Paragraph A.2 is revised to read as follows:

A. General

\* \* \* \* \*

2. These assurances are required to be submitted as part of the project application by sponsors requesting funds under the provisions of Title 49, U.S.C., subtitle VII, as amended. A sponsor is a planning agency designated by the Secretary of Transportation which is authorized by the State or States or political subdivisions concerned to engage in areawide planning.

b. Section C.1 is revised as follows:

C. Sponsor Certification. The Sponsor assures and certifies, in respect to this grant, that:

1. General Federal Requirements.

\* \* \* \* \*

Federal Legislation

a. Title 49, U.S.C., subtitle VII, as amended.

b. Federal Fair Labor Standards Act—29 U.S.C. 201, et seq.

c. Hatch Act—5 U.S.C. 1501, et seq.

d. Rehabilitation Act of 1973—29 U.S.C. 794.

e. Civil Rights Act of 1964—Title VI—42 U.S.C. 2000d-1 through d-4.

f. Age Discrimination Act of 1975—42 U.S.C. 6101, et seq.

g. Single Audit Act of 1984—31 U.S.C. 7501, et seq.

h. Drug-Free Workplace Act of 1988—41 U.S.C. 702 through 706.

*3. The Nonairport Sponsor Assurances are amended as follows:*

a. Section A.2 is revised to read as follows:

A. General

\* \* \* \* \*

2. These assurances are required to be submitted as part of the project application by sponsors requesting funds under the provisions of Title 49, U.S.C., subtitle VII, subtitle as amended. Sponsors are units of local government in the areas around the airport which is the subject of the noise compatibility program.

b. Section C.1 is revised as follows:

C. Sponsor Certification. The Sponsor hereby assures and certifies, in respect to this grant, that:

I. General Federal Requirements.

\* \* \* \* \*

Federal Legislation

a. Title 49, U.S.C., subtitle VII, as amended.

b. Davis-Bacon Act—40 U.S.C. 276(a), et seq.

c. Federal Fair Labor Standards Act—29 U.S.C. 201, et seq.

d. Hatch Act—5 U.S.C. 1501, et seq.

e. Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970—42 U.S.C. 4601, et seq.

f. National Historic Preservation Act of 1966—Section 106—16 U.S.C. 470(f).

g. Archeological and Historic Preservation Act of 1974—469a through 469c.

h. Flood Disaster Protection Act of 1973—Section 102(a)—42 U.S.C. 4012a.

i. Rehabilitation Act of 1973—29 U.S.C. 794.

j. Civil Rights Act of 1964—Title VI—42 U.S.C. 2000d-1 through d-4.

k. Age Discrimination Act of 1975—42 U.S.C. 6101, et seq.

l. Architectural Barriers Act of 1968—U.S.C. 4151, et seq.

m. Powerplant and Industrial Fuel Use Act of 1978—Section 403—42 U.S.C. 8373.

n. Contract Work Hours and Safety Standards Act—40 U.S.C. 327, et seq.

o. Copeland Antikickback Act—18 U.S.C. 874.

p. National Environmental Policy Act of 1969—42 U.S.C. 4321, et seq.

q. Endangered Species Act of 1973—16 U.S.C. 668(a), et seq.

r. Single Audit Act of 1984—31 U.S.C. 7501, et seq.

s. Drug-Free Workplace Act of 1988—41 U.S.C. 702 through 706.

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**Aviation Rulemaking Advisory Committee Meeting on Aircraft Certification Procedures Issues**

**AGENCY:** Federal Aviation Administration (FAA), DOT.

**ACTION:** Notice of meeting.

**SUMMARY:** The FAA is issuing this notice to advise the public of a meeting of the Federal Aviation Administration's Aviation Rulemaking Advisory Committee to discuss aircraft certification procedures issues.

**DATES:** The meeting will be held on January 19, 1995, at 9:00 a.m.

Arrange for oral presentations by January 12, 1995.

**ADDRESSES:** The meeting will be held at the General Aviation Manufacturers Association, Suite 801, 1400 K Street, NW, Washington, DC 20005.

**FOR FURTHER INFORMATION CONTACT:** Ms. Kathy Ball, Aircraft Certification Service (AIR-1), 800 Independence