

Antitrust Division**Notice Pursuant to the National Cooperative Research and Production Act of 1993—Financial Services Technology Consortium, Inc.**

Notice is hereby given that, on August 15, 1994, pursuant to Section 6(a) of the National Cooperative Research and Production Act of 1993, 15 U.S.C. 4301 *et seq.* ("the Act"), Financial Services Technology Consortium, Inc. (the "Consortium") has filed written notifications simultaneously with the Attorney General and the Federal Trade Commission disclosing changes in its membership. The notifications were filed for the purpose of extending the Act's provisions limiting the recovery of antitrust plaintiffs to actual damages under specified circumstances. Specifically, the new Principal Members of the Consortium are: Chemical Bank, New York, NY; and Wells Fargo & Co., San Francisco, CA. The following party was admitted as an Associate Member of the Consortium: AT&T Global Information Solutions, Waterloo, Ontario, Canada. The following parties were admitted as Advisory Members of the Consortium: Polytechnic University of Brooklyn, Brooklyn, NY; Columbia University, New York, NY; Bellcore, Morristown, NJ; and New York Clearing House, New York, NY.

No other changes have been made in either the membership or planned activity of the Consortium. Membership remains open, and the Consortium intends to file additional written notifications disclosing all changes in membership.

On October 21, 1993, the Consortium filed its original notification pursuant to Section 6(a) of the Act. The Department of Justice published a notice in the **Federal Register** pursuant to Section 9(b) of the Act on December 14, 1993 (58 FR 65399).

The last notification was filed with the Department on June 3, 1994. A notice was published in the **Federal Register** pursuant to Section 6(b) of the Act on November 14, 1994 (59 FR 56533).

Constance K. Robinson,

Director of Operations, Antitrust Division.
[FR Doc. 95-782 Filed 1-11-95; 8:45 am]

BILLING CODE 4410-01-M

Notice Pursuant to the National Cooperative Research and Production Act of 1993—The Smart Valley CommerceNet Consortium, Inc.

Notice is hereby given that, on October 19, 1994, pursuant to Section

6(a) of the National Cooperative Research and Production Act of 1993, 15 U.S.C. 4301 *et seq.* ("the Act"), The Smart Valley CommerceNet Consortium, Inc. (the "Consortium") has filed written notifications simultaneously with the Attorney General and the Federal Trade Commission disclosing certain changes in its membership. The notifications were filed for the purpose of extending the Act's provisions limiting the recovery of antitrust plaintiffs to actual damages under specified circumstances. Specifically, the identities of the additional members at the sponsor level are: American Express, Phoenix, AZ; Amp, Inc., Harrisburg, PA; Apple Computer, Inc., Cupertino, CA; Avex Electronics, Inc., Huntsville, AL; Bank of America, Concord, CA; Bank One, Columbus, NA, Columbus, OH; Bellcore, Morristown, NJ; CalREN (Pacific Bell), San Ramon, CA; Citibank, NA, New York, NY; CompuServe, Columbus, OH; D.E. Shaw & Co., L.P., New York, NY; Digital Equipment Corp., Palo Alto, CA; The Dun & Bradstreet Corp., Westport, CT; Electronic Marketplace Systems, Inc. (an Int'l. Data Group Company), San Mateo, CA; Federal Express, Memphis, TN; First Interstate Bancorp, Los Angeles, CA; Hewlett-Packard, Palo Alto, CA; IBM Corporation, Palo Alto, CA; MCI Telecommunications Corporation, San Jose, CA; Marshall Industries, El Monte, CA; National Semiconductor, Santa Clara, CA; Open Market, Inc., Cambridge, MA; RR Donnelley Database Technology Services (a division of RR Donnelley & Sons Co.), Willowbrook, IL; RSA Data Security, Inc., Redwood City, CA; The Santa Cruz Operation, Santa Cruz, CA; Silicon Graphics, Inc., Mountain View, CA; Sterling Software, Dublin, OH; Sun Microsystems, Inc., Mountain View, CA; Synopsys, Mountain View, CA; Tandem Computers, Inc., Cupertino, CA; US West Technologies, Inc., Boulder, CO; Wells Fargo & Co.; San Francisco, CA; and Xerox Corporation, Stamford, CT.

The following organizations have joined the Consortium as associate members: Association of Bay Area Governments, Oakland, CA; California General Services, Sacramento, CA; Danish International, Inc., Sunnyvale, CA; The Electronic Power Research Institute, Palo Alto, CA; Financial Services Technology Consortium, New York, NY; Internet Shopping Network, Menlo Park, CA; MecklerWeb Corporation, Westport, CT; Nanothinc, San Francisco, CA; Spry, Inc., Seattle, WA; Surety Technologies, Inc., Chatham, NJ; and Vanderbilt University, Nashville, TN.

No other changes have been made in either the membership or planned activities of the Consortium. Membership remains open, and the consortium intends to file additional written notifications disclosing all changes in membership.

On June 13, 1994, the Consortium filed its original notification pursuant to Section 6(a) of the Act. The Department of Justice published a notice in the **Federal Register** pursuant to Section 6(b) of the Act on August 31, 1994 (59 FR 45012).

Constance K. Robinson,

Director of Operations, Antitrust Division.
[FR Doc. 95-783 Filed 1-11-95; 8:45 am]

BILLING CODE 4410-01-M

Office of the Assistant Attorney General for Civil Rights**Certification of Washington State Regulations for Barrier Free Design Under the Americans With Disabilities Act**

AGENCY: Department of Justice.

ACTION: Notice of preliminary determination of equivalency and certification hearings.

SUMMARY: The Department of Justice (Department) has determined that the Washington State Regulations for Barrier Free Design (code) meet or exceed the new construction and alterations requirements of title III of the Americans with Disabilities Act of 1990 (ADA). The Department proposes to issue a final certification, pursuant to 42 U.S.C. § 12188(b)(1)(A)(ii) and 28 C.F.R. § 36.601 *et seq.*, which would constitute rebuttable evidence, in any enforcement proceeding, that a building constructed or altered in accordance with the Washington code meets or exceeds the requirements of the ADA. The Department will hold informal hearings on the proposed certification in Washington, D.C. and Seattle, Washington.

DATES: To be assured of consideration, comments must be in writing and must be received on or before March 13, 1995. The hearing in Seattle, Washington is scheduled for January 27, 1995 at 9:00 AM, Pacific Time. The hearing in Washington, D.C. is scheduled for March 27, 1995 at 9:30 AM, Eastern Time.

ADDRESSES: Comments on the preliminary determination of equivalency and on the proposal to issue final certification of equivalency of the Washington code should be sent to: John Wodatch, Chief, Public Access Section, Civil Rights Division, U.S.

Department of Justice, P.O. Box 66738, Washington, D.C. 20035-6738.

The hearings will be held at: Washington, D.C.:

U.S. Department of Justice, Civil Rights Division, Public Access Section, 1425 New York Avenue, N.W., 4th floor conference room, Washington, D.C.

Seattle, Washington:

National Oceanic and Atmospheric Administration (NOAA), Building Nine (9) Auditorium, 7600 Sand Point Way, N.E., Seattle, Washington

FOR FURTHER INFORMATION CONTACT:

John Wodatch, Chief, Public Access Section, Civil Rights Division, U.S. Department of Justice, P.O. Box 66738, Washington, D.C. 20035-6738. Telephone number (800) 514-0301 (Voice) or (800) 514-0383 (TDD).

Copies of this notice are available in formats accessible to individuals with vision impairments and may be obtained by calling (800) 514-0301 (Voice) or (800) 514-0383 (TTY). Copies of the Washington code and supporting materials may be inspected by appointment at 1425 New York Avenue, N.W., Washington, D.C. by calling Tito Mercado at (202) 307-0663 (Voice/TDD). This is not a toll-free number.

SUPPLEMENTARY INFORMATION:

Background

The ADA authorizes the Department of Justice, upon application by a State or local government, to certify that a State or local law that establishes accessibility requirements meets or exceeds the minimum requirements of title III of the ADA for new construction and alterations. 42 U.S.C.

§ 12188(b)(1)(A)(ii); 28 C.F.R. § 36.601 *et seq.* Final certification constitutes rebuttable evidence, in any ADA enforcement action, that a building constructed or altered in accordance with the certified code complies with the new construction and alterations requirements of title III of the ADA.

By letter dated January 27, 1992, the Washington State Building Code Council (Council) requested certification that the Washington State Regulations for Barrier Free Design (code) meets or exceeds the new construction and alterations requirements of title III of the ADA.

On May 20, 1993, after consulting with the Architectural and Transportation Barriers Compliance Board (Access Board), the Department provided technical assistance to the Council identifying issues that needed to be addressed before certification could be considered.

On August 20, 1993, the Council made a supplemental submission,

providing its 1992 amendments to the code, newly-issued interpretations of the code, and comments responding to the Department's preliminary response. By letter dated March 23, 1994, the Council provided further supplementation of its submission.

On July 22, 1994, the Department responded to the supplemental submissions. On November 17, 1994, the Council adopted amendments to the code addressing the remaining issues raised by the Department. By letter dated November 28, 1994, the Council submitted those amendments as a supplement to its certification request.

The Department has analyzed the Washington code, as adopted on November 8, 1991, and amended on November 13, 1992 and November 17, 1994, and has preliminarily determined that it meets or exceeds the new construction and alterations requirements of title III of the ADA. By letter dated December 6, 1994, the Department notified the Council of its preliminary determination of equivalency.

Effect of Certification

The certification determination will be limited to the version of the Washington code, including the amendments and interpretations, that has been submitted to the Department. The certification will not apply to amendments or interpretations that have not been submitted and reviewed by the Department.

The certification will not apply to any elements or features not addressed in the Washington code. If a builder incorporates such elements, he or she will not be entitled to reply on the rebuttable evidence of ADA compliance provided by certification for those elements. Nor will the certification apply to the Appendix provisions of the Washington code, which are advisory only. Finally, the certification will not apply to waivers granted under the Washington code by local building officials. Therefore, if a builder receives a waiver, modification, variance, or other exemption from the requirements of the Washington code for any element of construction or alterations, the certification determination will not constitute evidence of ADA compliance with respect to that element.

Procedure

The Department will hold informal hearings in Washington, D.C. and Seattle, Washington to provide an opportunity for interested persons, including individuals with disabilities, to express their views with respect to the preliminary determination of

equivalency of the Washington code. Interested parties who wish to testify at a hearing should contact Tito Mercado at (202) 307-0663 (Voice/TDD). This is not a toll-free number.

The hearing sites shall be accessible to individuals with disabilities. Individuals who require sign language interpreters or other auxiliary aids should contact Tito Mercado at (202) 307-0663 (Voice/TDD). This is not a toll-free number.

Dated: January 5, 1995.

Kerry Alan Scanlon,

Acting Assistant Attorney General for Civil Rights.

[FR Doc. 95-742 Filed 1-11-95; 8:45 am]

BILLING CODE 4410-01-M

Certification of Washington State Regulations for Barrier Free Design Under the Americans With Disabilities Act

AGENCY: Department of Justice.

ACTION: Notice of Hearings.

SUMMARY: The Department of Justice will hold informal hearings on the proposed certification that the Washington State Regulations for Barrier Free Design meet or exceed the new construction and alterations requirements of title III of the Americans with Disabilities Act (ADA) in Washington, DC and Seattle, Washington.

DATES: The hearing in Seattle, Washington is scheduled for January 27, 1995 at 9:00 AM, Pacific Time, The hearing in Washington, DC is scheduled for March 27, 1995 at 9:30 AM, Eastern Time.

ADDRESSES: The hearings will be held at Washington, DC:

U.S. Department of Justice, Civil Rights Division, Public Access Section, 1425 New York Avenue, NW., Room 4064, Washington, DC.

Seattle, Washington:

National Oceanic and Atmospheric Administration (NOAA), Building Nine (9) Auditorium, 7600 Sand Point Way, NE., Seattle, Washington.

FOR FURTHER INFORMATION CONTACT:

John Wodatch, Chief, Public Access Section, Civil Rights Division, U.S. Department of Justice, P.O. Box 66738, Washington, DC 20035-6738. Telephone number (800) 514-0301 (Voice), (800) 514-0383 (TDD).

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