

not involve environmental issues,¹ formal expressions of intent to file an OFA under 49 CFR 1152.27(c)(2),² and trail use/rail banking statements under 49 CFR 1152.29 must be filed by April 6, 1995.³ Petitions to reopen or requests for public use conditions under 49 CFR 1152.28 must be filed by April 17, 1995, with: Office of the Secretary, Case Control Branch, Interstate Commerce Commission, Washington, DC 20423.

A copy of any petition filed with the Commission should be sent to applicant's representative: Christopher E. Kaczmarek, 1350 New York Avenue NW., Suite 800, Washington, DC 20005-4797.

If the notice of exemption contains false or misleading information, the exemption is void *ab initio*.

OTVR has filed an environmental report which addresses the abandonment's effects, if any, on the environmental or historic resources. The Section of Environmental Analysis (SEA) will issue an environmental assessment (EA) by March 31, 1995. Interested persons may obtain a copy of the EA by writing to SEA (Room 3219, Interstate Commerce Commission, Washington, DC 20423) or by calling Elaine Kaiser, Chief of SEA, at (202) 927-6248. Comments on environmental and historic preservation matters must be filed within 15 days after the EA becomes available to the public.

Environmental, historic preservation, public use, or trail use/rail banking conditions will be imposed, where appropriate, in a subsequent decision.

Decided: March 20, 1995.

By the Commission, David M. Konschnik, Director, Office of Proceedings.

Vernon A. William,
Secretary.

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¹ The Commission will grant a stay if an informed decision on environmental issues (whether raised by a party or by the Commission in its independent investigation) cannot be made before the exemption's effective date. See *Exemption of Out-of-Service Rail Lines*, 5 I.C.C.2d 377 (1989). Any request for a stay should be filed as soon as possible so that the Commission may take appropriate action before the exemption's effective date.

² See *Exempt. of Rail Abandonment—Offers of Finan. Assist.*, 4 I.C.C.2d 164 (1987).

³ The Commission will accept late-filed trail use requests so long as the abandonment has not been consummated and the abandoning railroad is willing to negotiate an agreement.

DEPARTMENT OF JUSTICE

Antitrust Division

Notice Pursuant to the National Cooperative Research and Production Act of 1993—Association for Proximity X-Ray Technology Insertion

Notice is hereby given that, on December 5, 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 Association for Proximity X-Ray Technology Insertion (the "Association") has filed written notifications simultaneously with the Attorney General and the Federal Trade Commission disclosing (1) the identities of the parties and (2) the nature and objectives of the venture. The notifications were filed for the purpose of invoking the Act's provisions limiting the recovery of antitrust plaintiffs to actual damages under specified circumstances. Pursuant to section 6(b) of the Act, the identities of the parties are: International Business Machines Corporation, Armonk, NY; AT&T Corp., Basking Ridge, NJ; Motorola Inc., Schaumburg, IL; and Loral Federal Systems Company, Bethesda, MD.

The nature and objective of the Association is to collaborate on research and development of proximity X-ray technology for use in the U.S. semiconductor industry.

The scope of the Association may include "production of a product, process of service, as referred to in section 2(a)(6) (15 U.S.C. 4301(a)(6)(D))." Therefore, pursuant to Section 6(A)(3) (15 U.S.C. 4305(A)(3)) and section 7 (15 U.S.C. 4306) the notification further discloses that: (1) The principal facilities for any production of a product or process are located in the United States or its territories; and (2) each Association member, and each person who controls an Association member, is a United States person as defined in the statute.

Constance K. Robinson,

Director of Operations, Antitrust Division.

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Notice Pursuant to the National Cooperative Research and Production Act of 1993—Water Heater Industry Joint Research and Development Consortium

Notice is hereby given that, on February 28, 1995, 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

participants in the Water Heater Industry Joint Research and Development Consortium have filed written notifications simultaneously with the Attorney General and the Federal Trade Commission disclosing (1) the identities of the parties and (2) the nature and objectives of the venture. The notifications were filed for the purpose of invoking the Act's provisions limiting the recovery of antitrust plaintiffs to actual damages under specified circumstances. Pursuant to section 6(b) of the Act, the identities of the parties are: Bradford White Corporation, Ambler, PA; GSW Water Heater Company, Fergus, Ontario CANADA; Rheem Manufacturing Company, New York, NY; Sothcorp USA, Inc., Bala Cynwyd, PA; and State Industries, Inc., Ashland City, TN. The purpose of the cooperative arrangement is to determine whether a gas, residential, bottom fired water heater may be designed or modified to reduce or prevent the ignition of flammable vapors in a contained area without compromising the integrity of the heater, creating hazards, or violating existing safety and energy efficiency standards.

Constance K. Robinson,

Director of Operations, Antitrust Division.

[FR Doc. 95-7462 Filed 3-24-95; 8:45 am]

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DEPARTMENT OF LABOR

Employment and Training Administration

[TA-W-30,797]

Ace Comb Company, a Division of Goody Products, Inc., Booneville, AR; Notice of Termination of Investigation

Pursuant to Section 221 of the Trade Act of 1974, an investigation was initiated on March 13, 1955 in response to a worker petition which was filed on March 13, 1995 on behalf of workers at Ace Comb Company (A Division of Goody Products, Incorporated), Booneville, Arkansas.

The petitioning group of workers is subject to an ongoing investigation for which a determination has not yet been issued (TA-W-30,777). Consequently, further investigation in this case would serve no purpose, and the investigation has been terminated.