

condition of the exemption proposed herein.

10. The Company represents that the sale transaction will occur as soon as possible after the publication in the **Federal Register** of a notice granting the exemption proposed herein, if granted. The Company represents that the proposed transaction is favorable to the Plan because the sale will be a one-time cash transaction and the Plan will incur no expenses as a result of the sale. In addition, it is represented that the sale is in the best interest of the participants and beneficiaries because the ownership of the Leasehold Interest has resulted in an operating loss to the Plan since 1992 and the Office Complex has had a 44% vacancy rate since 1996.

11. In summary, the Company represents that the proposed transaction satisfies the 408(a) of the Act for the following reasons: (a) the Plan will receive cash for the Leasehold Interest which is the greater of (1) the fair market value of the Leasehold Interest, and (2) the original acquisition cost, plus all attributable holding costs through the date of the sale; (b) the sale will be a one-time cash transaction and the Plan will incur no expenses or commissions related to the sale; and (c) the Plan will divest itself of an investment which has resulted in a loss to the Plan for every year since 1992.

FOR FURTHER INFORMATION CONTACT: Ms. Janet L. Schmidt of the Department, telephone (202) 219-8883. (This is not a toll-free number.)

General Information

The attention of interested persons is directed to the following:

(1) The fact that a transaction is the subject of an exemption under section 408(a) of the Act and/or section 4975(c)(2) of the Code does not relieve a fiduciary or other party in interest of disqualified person from certain other provisions of the Act and/or the Code, including any prohibited transaction provisions to which the exemption does not apply and the general fiduciary responsibility provisions of section 404 of the Act, which among other things require a fiduciary to discharge his duties respecting the plan solely in the interest of the participants and beneficiaries of the plan and in a prudent fashion in accordance with section 404(a)(1)(b) of the act; nor does it affect the requirement of section 401(a) of the Code that the plan must operate for the exclusive benefit of the employees of the employer maintaining the plan and their beneficiaries;

(2) Before an exemption may be granted under section 408(a) of the Act and/or section 4975(c)(2) of the Code,

the Department must find that the exemption is administratively feasible, in the interests of the plan and of its participants and beneficiaries and protective of the rights of participants and beneficiaries of the plan;

(3) The proposed exemptions, if granted, will be supplemental to, and not in derogation of, any other provisions of the Act and/or the Code, including statutory or administrative exemptions and transitional rules. Furthermore, the fact that a transaction is subject to an administrative or statutory exemption is not dispositive of whether the transaction is in fact a prohibited transaction; and

(4) The proposed exemptions, if granted, will be subject to the express condition that the material facts and representations contained in each application are true and complete and accurately describe all material terms of the transaction which is the subject of the exemption. In the case of continuing exemption transactions, if any of the material facts or representations described in the application change after the exemption is granted, the exemption will cease to apply as of the date of such change. In the event of any such change, application for a new exemption may be made to the Department.

Signed at Washington, DC, this 10th day of September, 1998.

Ivan Strasfeld,

*Director of Exemption Determinations,
Pension and Welfare Benefits Administration,
U.S. Department of Labor.*

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NATIONAL AERONAUTICS AND SPACE ADMINISTRATION AGENCY

[Notice 98-118]

Information Collection; Submission for OMB Review, Comment Request

AGENCY: National Aeronautics and Space Administration (NASA).

ACTION: Notice of agency report forms under OMB review.

SUMMARY: The National Aeronautics and Space Administration has submitted to the Office of Management and Budget (OMB) the following proposal for the collection of information under the provisions of the Paperwork Reduction Act (44 U.S.C. Chapter 35).

DATES: Comments on this proposal should be received on or before October 16, 1998.

ADDRESSES: All comments should be addressed to Ms. Carrie Sorrels, Code S,

National Aeronautics and Space Administration, Washington, DC 20546-0001.

FOR FURTHER INFORMATION CONTACT: Ms. Carmela Simonson, Office of the Chief Information Officer, (202) 358-1223.

Reports: None.

Title: Grants Proposal Writers and Peer Reviewers Customer Satisfaction Surveys.

OMB Number: 2700-0084.

Type of review: Reinstatement.

Need and Uses: The survey information will be used by NASA to improve the efficiency, quality, and timeliness of its grant process, as well as to strengthen its partnership with external customers.

Affected Public: Not-for-profit institutions, Federal Government.

Number of Respondents: 930.

Responses Per Respondent: 1.

Annual Responses: 248.

Hours Per Request: 15 min.

Annual Burden Hours: 62.

Frequency of Report: On occasion.

Donald J. Andreotta,

*Deputy Chief Information Officer
(Operations), Office of the Administrator.*

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NATIONAL AERONAUTICS AND SPACE ADMINISTRATION AGENCY

[Notice 98-119]

Information Collection; Submission for OMB Review, Comment Request

AGENCY: National Aeronautics and Space Administration (NASA).

ACTION: Notice of agency report forms under OMB review.

SUMMARY: The National Aeronautics and Space Administration has submitted to the Office of Management and Budget (OMB) the following proposal for the collection of information under the provisions of the Paperwork Reduction Act (44 U.S.C. Chapter 35).

DATES: Comments on this proposal should be received on or before October 16, 1998.

ADDRESSES: All comments should be addressed to Ms. Darlene Ahalt, Goddard Space Flight Center, Greenbelt, MD.

FOR FURTHER INFORMATION CONTACT: Ms. Carmela Simonson, Office of the Chief Information Officer, (202) 358-1223.

Reports: None.

Title: Application for Volunteer Program.

OMB Number: 2700-0057.

Type of review: Extension.

Need and Uses: The application is used to be considered as a Goddard