

requirement that credits must be "surplus" of Federal or State requirements at the time they are generated as well as when they are used. However, the Order does not grant relief on those points because the permit was recently modified to no longer rely on such offsets, thereby mooting the issue.

On December 22, 2000, the Administrator issued an order dismissing items 2 and 3 of the petition as moot and denying the remainder of the petition. The order explains the reasons for the Administrator's decision.

Dated: January 23, 2001.

**Gregg A. Cooke,**

*Regional Administrator, Region 6.*

[FR Doc. 01-6183 Filed 3-12-01; 8:45 am]

BILLING CODE 6560-50-P

**ENVIRONMENTAL PROTECTION AGENCY**

[FRL-6953-2]

**Reopening of Comment Period for the Preliminary Administrative Determination Document on the Question of Whether Ferric Ferrocyanide Is One of the "Cyanides" Within the Meaning of the List of Toxic Pollutants Under the Clean Water Act**

**AGENCY:** Environmental Protection Agency (EPA).

**ACTION:** Notice of reopening of comment period.

**SUMMARY:** The comment period for the preliminary administrative determination document on the question of whether ferric ferrocyanide is one of the "cyanides" within the meaning of the list of toxic pollutants under the Clean Water Act was scheduled to end on March 12, 2001. The comment period will now end 90 days later on June 10, 2001. The notice announcing document availability was published in the **Federal Register** on January 25, 2001 (66 FR 7759).

**DATES:** Comments will be accepted through June 10, 2001.

**ADDRESSES:** Mail written comments to: FFC Administrative Determination, USEPA, Engineering and Analysis Division (4303), Office of Science and Technology, Ariel Rios Building, 1200 Pennsylvania Avenue, NW, Washington, DC 20460.

**FOR FURTHER INFORMATION CONTACT:** For further information and to request a copy of the administrative determination, contact Dr. Maria Gomez-Taylor, USEPA, Engineering and Analysis Division (4303), Office of Science and Technology, Ariel Rios Building, 1200 Pennsylvania Avenue, NW, Washington, DC 20460; or call (202) 260-1639; or fax (202) 260-7185; or e-mail gomez-taylor.maria@epa.gov.

**SUPPLEMENTARY INFORMATION:** On January 25, 2001, EPA published in the **Federal Register** (66 FR 7759) a notice announcing availability of the preliminary administrative determination document and a public comment period that was scheduled to end on March 12, 2001. EPA received requests for additional time to provide comments. This action provides an additional 90 days, for a total of four-and-a-half months, for public comments.

Dated: March 7, 2001.

**Diane C. Regas,**

*Acting Assistant Administrator for Water.*

[FR Doc. 01-6184 Filed 3-12-01; 8:45 am]

BILLING CODE 6560-50-P

**FEDERAL DEPOSIT INSURANCE CORPORATION**

**Sunshine Act Meeting**

Pursuant to the provisions of the "Government in the Sunshine Act" (5 U.S.C. 552b), notice is hereby given that at 10:00 a.m. on Tuesday, March 13, 2001, the Federal Deposit Insurance Corporation's Board of directors will meet in closed session, pursuant to sections 552b(c)(2), (c)(4), (c)(6), (c)(8), (c)(9)(A)(ii), and (c)(9)(B) of Title 5, United States Code, to consider matters

relating to the Corporation's corporate, supervisory and resolution activities.

The meeting will be held in the Board Room on the sixth floor of the FDIC Building located at 550-17th Street NW., Washington, DC.

Requests for further information concerning the meeting may be directed to Mr. Robert E. Feldman, Executive Secretary of the Corporation, at (202) 898-6757.

Dated: March 8, 2001.

Federal Deposit Insurance Corporation.

**Robert E. Feldman,**

*Executive Secretary.*

[FR Doc. 01-6293 Filed 3-9-01; 9:24 am]

BILLING CODE 6714-01-M

**FEDERAL TRADE COMMISSION**

**Granting of Request for Early Termination of the Waiting Period Under the Premerger Notification Rules**

Section 7A of the Clayton Act, 15 U.S.C. 18a, as added by Title II of the Hart-Scott-Rodino Antitrust Improvements Act of 1976, requires persons contemplating certain mergers or acquisitions to give the Federal Trade Commission and the Assistant Attorney General advance notice and to wait designated periods before consummation of such plans. Section 7A(b)(2) of the Act permits the agencies, in individual cases, to terminate this waiting period prior to its expiration and requires that notice of this action be published in the **Federal Register**.

The following transactions were granted early termination of the waiting period provided by law and the premerger notification rules. The grants were made by the Federal Trade Commission and the Assistant Attorney General for the Antitrust Division of the Department of Justice. Neither agency intends to take action with respect to these proposed acquisitions during the applicable waiting period.

Trans #	Acquiring	Acquired	Entities
<b>Transactions Granted Early Termination—02/05/2001</b>			
20011310 .....	Flextronics International Ltd. ....	Greg Ronan .....	Wave Optics, Inc.
20011326 .....	Heartland Industrial Partners, L.P. ....	Collins & Aikman Corporation .....	Collins & Aikman Corporation.
20011328 .....	PMD Group Holdings Inc. ....	The B.F. Goodrich Company .....	BF Goodrich Chemical Belgie BVBA. BF Goodrich China Inc. BF Goodrich, FCC, Inc. US. Goodrich Holding Corporation. The B.F. Goodrich Company.
20011336 .....	Dr. Terrence H. Matthews .....	Mitel Corporation .....	Mitel Knowledge Corporation, Mitel Telecom Limited. Mitel Networks Corporation.

Trans #	Acquiring	Acquired	Entities
			Mitel Research Park Corporation.
<b>Transactions Granted Early Termination—02/06/2001</b>			
20004859 .....	Blue Cross Blue Shield of Michigan .....	Ascension Health .....	SelectCare, Inc.
20004860 .....	Henry Ford Health System .....	Ascension Health .....	SelectCare, Inc.
20010439 .....	Eastman Kodak Company .....	Bell & Howell Company .....	Bell & Howell Company.
20011342 .....	Citigroup Inc. ....	Delco Remy International, Inc. ....	Delco Remy International, Inc.
20011365 .....	Olivetti, S.p.A. ....	NetCreations, Inc. ....	NetCreations, Inc.
<b>Transactions Granted Early Termination—02/07/2001</b>			
20011271 .....	Providence Media Partners L.P. ....	VoiceStream Wireless Corporation .....	VoiceStream Wireless Corporation.
20011272 .....	Providence Equity Partners III L.P. ....	VoiceStream Wireless Corporation .....	VoiceStream Wireless Corporation.
20011283 .....	VoiceStream Wireless Corporation .....	VoiceStream Wireless Corporation .....	Cook Inlet GSM Control LLC/Cook Inlet PV SS PCS Partners, LP.
20011287 .....	Vestar Capital Partners, IV, L.P. ....	Michael Foods, Inc. ....	Michael Foods, Inc.
20011312 .....	LT Participations S.A. ....	Tod Johnson .....	The NPD Group, Inc.
20011316 .....	Oak Hill Capital Partners, L.P. ....	MeriStar Hotels & Resorts, Inc. ....	MeriStar Hotels & Resorts, Inc.
20011343 .....	APW, Ltd. ....	William F. Connell .....	Connell Limited Partnership.
20011344 .....	William F. Connell .....	APW, Ltd. ....	APW, Ltd.
20011348 .....	b2bstores.com, Inc. ....	IVAX Corporation .....	IVAX Diagnostics, Inc.
20011353 .....	Berkshire Hathaway Inc. ....	American Express Company .....	American Express Company.
20011354 .....	Westmoreland Coal Company .....	Montana Power Company .....	Basin Resources, Inc. Horizon Coal Services, Inc. North Central Energy Company. Northwestern Resources Co. Western Energy Company.
20011355 .....	Allegheny Energy, Inc. ....	Merrill Lynch & Co., Inc. ....	Merrill Lynch Capital Services, Inc.
20011356 .....	Sysco Corporation .....	Guest Supply, Inc. ....	Guest Supply, Inc.
20011357 .....	Svenska Cellulosa Aktiebolaget SCA (publ).	Tuscarora Incorporated .....	Tuscarora Incorporated.
20011358 .....	Madison Dearborn Capital Partners III, L.P..	Magellan Health Services, Inc. ....	National Mentor, Inc.
20011361 .....	NetIQ Corporation .....	WebTrends Corporation .....	WebTrends Corporation.
20011362 .....	W. Glen Boyd .....	NetIQ Corporation .....	NetIQ Corporation.
20011363 .....	Elijahu Shapira .....	NetIQ Corporation .....	NetIQ Corporation.
20011368 .....	Warburg, Pincus Ventures, L.P. ....	Newfield Exploration Company .....	Newfield Exploration Company.
20011370 .....	SBC Communications Inc. ....	SBC Communications Inc. ....	BellSouth Wireless Data, L.P.
<b>Transactions Granted Early Termination—02/08/2001</b>			
20001571 .....	Consolidated Edison, Inc. ....	Northeast Utilities .....	Northeast Utilities.
20011364 .....	Prometheus Laboratories, Inc. ....	Counsel Corporation .....	Counsel Corporation.
<b>Transactions Granted Early Termination—02/09/2001</b>			
20011351 .....	Bayer AG .....	CuraGen Corporation .....	CuraGen Corporation.
<b>Transactions Granted Early Termination—02/12/2001</b>			
20011366 .....	Nippon Paper Industries Co., Ltd. ....	Daishowa Paper Manufacturing Co., Ltd..	Daishowa Paper Manufacturing Co., Ltd.
20011367 .....	Daishowa Paper Manufacturing Co., Ltd..	Nippon Paper Industries Co., Ltd. ....	Nippon Paper Industries Co., Ltd.
20011371 .....	STMicroelectronics N.V. ....	Ravisent Technologies, Inc. ....	Ravisent Technologies, Inc.
<b>Transactions Granted Early Termination—02/13/2001</b>			
20004261 .....	DS Uniphase Corporation .....	SDL, Inc. ....	SDL, Inc.
20011329 .....	Credit Suisse Group .....	PMD Group Holdings, Inc. ....	PMD Group Holdings, Inc.
20011330 .....	Deutsche Bank AG .....	PMD Group Holdings, Inc. ....	PMD Group Holdings, Inc.
20011345 .....	Thomas J. Barrack, Jr. ....	Kersaf Investment Ltd. ....	New Pier Operating Company, Inc. Resorts International Hotel, Inc.
20011369 .....	WCW Acquisition, Inc. ....	AOL Time Warner, Inc. ....	World Championship Wrestling, Inc.
20011374 .....	St. John's University, New York .....	Insurance Society of New York, Incor- poration.	Insurance Society of New York, Incor- poration.
20011376 .....	Modine Manufacturing Company .....	Thermacore International, Inc. ....	Thermacore International, Inc.
20011377 .....	Hexagon AB .....	Brown & Sharpe Manufacturing Com- pany.	Brown & Sharpe Manufacturing Com- pany BSIS, Inc.
20011381 .....	The Basketball Club of Seattle, LLC ....	Barry A. Ackerley .....	SSI, Inc., T.C. Aviation, Inc. The Ackerley Group, Inc., Ackerley Media Group, Inc.

Trans #	Acquiring	Acquired	Entities
20011383	Advanced Digital Information Corporation.	Pathlight Technology, Inc.	Pathlight Technology, Inc.
20011386	Catholic Health East	Catholic Health Initiatives	Catholic Health Initiatives.
20011388	Dover Corporation	Cortec Group Fund II, L.P.	Switchcraft Holdings, Inc.
20011390	Proxim, Inc.	Netopia, Inc.	Netopia, Inc.
20011391	Dentsply International Inc.	AstraZeneca pic	AstraZeneca AB
20011393	United Parcel Service, Inc.	First International Bancorp, Inc.	First International Bancorp, Inc.
20011397	Argosy Gaming Company	Argosy Gaming Company	Indiana Gaming Company, L.P.
20011400	The May Department Stores Company, a Delaware corporation.	Saks Incorporated, a Tennessee corporation.	Saks Incorporated, a Tennessee corporation.
20011403	Heartland Industrial Partners, L.P.	Heartland Industrial Partners, L.P.	Metaldyne Corporation.
20011413	Alton Ochsner Medical Foundation	Ochsner Clinic L.L.C.	Ochsner Clinic, L.L.C.
20011414	Harza Engineering Company, Inc.	Montgomery Watson, Inc.	Montgomery Watson, Inc.
20011416	KKR 1996 Fund L.P.	NewSouth Holdings, Inc.	NewSouth Holdings, Inc.
20011422	The Guardian Life Insurance Company of America.	Berkshire Life Insurance Company	Berkshire Life Insurance Company.
20011424	CORNELLA Verwaltungsgesellschaft mbH.	Aventis	Hoechst NewCo II.
20011425	AT&T Corp.	Cox Enterprises, Inc.	Cox@Home, Inc.
20011428	Constellation Brands, Inc.	Sebastiani Vineyards, Inc.	Sebastiani Vineyards, Inc.
20011434	Soletron Corporation	Centennial Technologies, Inc.	Centennial Technologies, Inc.
20011435	Pediatrix Medical Group, Inc.	Magella Healthcare Corporation	Megella Healthcare Corporation.
20011438	The Hartford Financial Services Group, Inc..	Fortis (B)	Fortis Advisers, Inc.
20011439	The Hartford Financial Services Group, Inc..	Fortis (NL) N.V.	Fortis, Inc. Fortis Advisers, Inc.
20011440	Hub International Limited	Kaye Group Inc.	Fortis, Inc. Kaye Group Inc.
200114411	Quadrant Holding	DSM N.V.	DSM Engineering Plastic Products Holding Company, Inc.
20011490	Andrew J. McKelvey	James W. Goldman	JWG Associates Inc.

## Transactions Granted Early Termination—02/14/2001

20011320	Microsoft Corporation	Great Plains Software, Inc.	Great Plains Software, Inc.
20011405	General Electric Company	Rollins Truck Leasing Company	Rolins Truck Leasing Company
20011442	Mitsui Marine and Fire Insurance Co., Ltd..	The Sumitomo Marine and Fire Insurance Co., Ltd.	The Sumitomo Marine and Fire Insurance Co., Ltd.
20011452	Radio One, Inc.	Blue Chip Broadcasting Inc.	Blue Chip Broadcasting, Inc.
20011458	El Paso Energy Partners	El Paso Energy Corporation	El Paso Energy Corporation
20011459	WPS Resources Corporation	Sierra Pacific Resources	Sierra Pacific Power Company.
20011465	General Electric Company	Interpool, Inc.	Interpool, Inc.
20011467	The Goldman Sachs Group, Inc.	Benjamin Jacobson & Sons, LLC	Benjamin Jacobson & Sons, LLC.
20011468	AT&T Corp.	Brian L. Roberts	Comcast PC Investments, Inc.
20011471	UnitedGlobalCom, Inc.	AT&T Corp.	Liberty International DLA, Inc.
20011482	The Procter & Gamble Company	Project EMM, Inc.	Project EMM, Inc.
20011487	Carlyle Partners III, L.P.	Grand Vehicle Works Holdings, Inc.	Grand Vehicle Works Holdings, Inc.
20011495	Quanta Services, Inc.	John DiLeo, Jr.	Hylan DataCom & Electrical, Inc.
20011496	Quanta Services, Inc.	Michael Paterno	Hylan Electrical Contracting Inc. Trinity Cable & Lighting Inc., Gibraltar Construction Corp. Trinity Communication Corps.

## Transactions Granted Early Termination—02/16/2001

20011298	Halliburton Company	Petroleum Geo-Services, ASA	Petroleum Geo-Services (U.S.), Inc. PGS Data Management, Inc. PGS Tigress (UK), Ltd. PGS Data Management, Inc.
20011306	United Parcel Service, Inc.	Fritz Companies, Inc.	Fritz Companies, Inc.
20011350	Verizon Communications Inc.	Price Communications Corporation	Price Communications Wireless, Inc.
20011406	Constellation Energy Group, Inc.	Niagara Mohawk Holdings, Inc.	Niagara Mohawk Holdings, Inc.
20011437	The AES Corporation	Sierra Pacific Resources	Nevada Power Corporation.
20011443	Nitsuko Corporation	NEC Corporation	NEC America, Inc.
20011444	NEC Corporation	Nitsuko Corporation	Nitsuko America Corporation.
20011453	Health Care Service Corporation	The Regence Group	The Regence Group.
20011457	Aristocrat Leisure Limited	Casino Data Systems	Casino Data Systems.
20011460	Nippon Telegraph and Telephone Corporation.	AT&T Corp.	AT&T Wireless Services, Inc.
20011481	Nestle' S.A.	Interstate Bakeries Corporation	Interstate Bakeries Corporation.
20011485	Constellation Energy Group, Inc.	RGS Energy Group, Inc.	RGS Energy Group, Inc.
20011486	Constellation Energy Group, Inc.	Energy East Corporation	New York State Electric & Gas Corporation.

Trans #	Acquiring	Acquired	Entities
20011493 .....	Constellation Energy Group, Inc. ....	CH Energy Group, Inc. ....	Central Hudson Gas & Electric Corporation.
20011500 .....	ALZA Corporation .....	Merck & Co., Inc. ....	Merck & Co., Inc.

**FOR FURTHER INFORMATION CONTACT:**

Sandra M. Peay or Parcellena P. Fielding, contact representatives, Federal Trade Commission, Premierer Notification Office, Bureau of Competition, Room 303, Washington, DC 20580, (202) 326-3100.

By Direction of the Commission.

**Donald S. Clark,**

*Secretary.*

[FR Doc. 01-6137 Filed 3-12-01; 8:45 am]

**BILLING CODE 6750-01-M**

**FEDERAL TRADE COMMISSION**

[File No. 992 3192]

**Enerjet Corporation; Analysis To Aid Public Comment**

**AGENCY:** Federal Trade Commission.

**ACTION:** Proposed consent agreement.

**SUMMARY:** The consent agreement in this matter settles alleged violations of federal law prohibiting unfair or deceptive acts or practices or unfair methods of competition. The attached Analysis to Aid Public Comment describes both the allegations in the complaint that accompanies the consent agreement and the terms of the consent order—embodied in the consent agreement—that would settle these allegations.

**DATES:** Comments must be received on or before April 6, 2001.

**ADDRESSES:** Comments should be directed to: FTC/Office of the Secretary, Room 159, 600 Pennsylvania Ave., NW., Washington, DC 20580.

**FOR FURTHER INFORMATION CONTACT:** John Rothchild, FTC/S-4302, 600 Pennsylvania Ave., NW., Washington, DC 20580. (202) 326-3307.

**SUPPLEMENTARY INFORMATION:** Pursuant to section 6(f) of the Federal Trade Commission Act, 38 Stat. 721, 15 U.S.C. 46 and section 2.34 of the Commission's Rules of Practice (16 CFR 2.34), notice is hereby given that the above-captioned consent agreement containing a consent order to cease and desist, having been filed with and accepted by the Commission, has been placed on the public record for a period of thirty (30) days. The following Analysis to Aid Public Comment describes the terms of the consent agreement, and the allegations in the complaint. An

electronic copy of the full text of the consent agreement package can be obtained from the FTC Home Page (for March 7, 2001), on the World Wide Web, at <http://www.ftc.gov/os/2001/03/index.htm>. A paper copy can be obtained from the FTC Public Reference Room, Room H-130, 600 Pennsylvania Avenue, NW., Washington, DC 20580, either in person or by calling (202) 326-3627.

Public comment is invited. Comments should be directed to: FTC/Office of the Secretary, Room 159, 600 Pennsylvania Ave., NW., Washington, DC 20580. Two paper copies of each comment should be filed, and should be accompanied, if possible, by a 3½ inch diskette containing an electronic copy of the comment. Such comments or views will be considered by the Commission and will be available for inspection and copying at its principal office in accordance with section 4.9(b)(6)(ii) of the Commission's Rules of Practice (16 CFR 4.9(b)(6)(ii)).

**Analysis of Proposed Consent Order To Aid Public Comment**

The Federal Trade Commission has accepted, subject to final approval, an agreement for entry of a consent order from Enerjet Corporation ("Enerjet"). The agreement would settle a complaint by the Federal Trade Commission that Enerjet violated (1) the Rule Concerning Disclosures Regarding Energy Consumption and Water Use of Certain Home Appliances and Other Products Under the Energy Policy and Conservation Act ("Appliance Labeling Rule" or "Rule"), 16 CFR part 305, and (2) the Energy Policy and Conservation Act ("EPCA"), 42 U.S.C. 6201 *et seq.*

The proposed consent order has been placed on the public record for thirty (30) days for receipt of comments by interested persons. Comments received during this period will become part of the public record. After thirty (30) days, the Commission will again review the agreement and the comments received and will decide whether it should withdraw from the agreement or make final the agreement's proposed order.

This matter concerns Enerjet's compliance with regulatory requirements relating to certain boilers that it manufactures. The administrative complaint alleges that Enerjet violated the Appliance Labeling Rule in several respects. First, the complaint alleges

that Enerjet knowingly distributed certain oil-fired boilers that were not marked with labels displaying the information that the Rule requires. In particular, the complaint alleges, the labels Enerjet used did not display the name of the manufacturer, the annual fuel utilization efficiency rating of the boiler, the range of annual fuel utilization efficiency ratings for comparable products, an indication of where the labeled product falls within this range, and certain prescribed generic statements. Second, the complaint alleges that during 1997 Enerjet knowingly distributed boilers without furnishing a fact sheet concerning the boilers, and without supplying the required information in an approved industry directory. Third, the complaint alleges that Enerjet failed to submit a 1997 annual report concerning its boilers.

The complaint also alleges that Enerjet violated the EPCA by distributing brochures that do not accurately disclose the annual fuel utilization efficiency ratings of its boilers in accordance with the test procedure prescribed by the Secretary of the Department of Energy, but rather overstate the energy efficiency of the boilers.

The proposed consent order requires Enerjet to pay \$10,000 civil penalty for violating the Rule. It also prohibits Enerjet from making any representation about the energy use or efficiency of any product it manufactures that is subject to the Rule, or the cost of energy consumed by such product, unless the product has been tested in accordance with a test procedure prescribed by the Secretary of Energy and the representation fairly discloses the results of such testing.

The remainder of the proposed consent order contains provisions regarding recordkeeping, distribution of the order, notification of changes in corporate status, filing of a compliance report, and termination of the order.

The purpose of this analysis is to facilitate public comment on the proposed order, and it is not intended to constitute an official interpretation of the agreement or the proposed order or to modify their terms in any way.