

with certain tug companies are not unreasonable practices in violation of section 10(d)(1) of the Shipping Act of 1984, 46 U.S.C. app. 1709(d)(1), and/or result in undue or unreasonable preference or advantage or unreasonable prejudice or disadvantage in violation of section 10(d)(4) of the Shipping Act of 1984, 46 U.S.C. app. 1709(d)(4); and (2) the Commission should not order them to cease and desist from operating under these exclusive tug assist service arrangements, including publication of any terminal tariff or schedule which attempts to enforce or implement any provision related to the provision of such tug services.

The full text of the Order may be viewed on the Commission's home page at [www.fmc.gov](http://www.fmc.gov), or at the Office of the Secretary, Room 1046, 800 N. Capitol Street, NW, Washington, DC.

The Order names the following as respondents ("Respondents"):

ADM/Growmark River Systems, Inc.  
Bunge Corporation  
Cargill, Incorporated  
Cenex Harvest States Cooperatives  
CGB Bouys  
Gulf Elevator & Transfer Co.  
International Marine Terminals  
L&L Fleetings, Inc.  
Ormet Primary Aluminum Corporation  
Peavey Company  
St. James Stevedoring Co., Inc.  
Zen-Noh Grain Corporation  
The Commission's Bureau of Enforcement ("BOE") has also been made a party to this proceeding.

The Order provides that the proceeding is limited to the submission of affidavits of facts and memoranda of law. Persons having an interest and desiring to intervene in the proceeding ("Intervenors") must file a petition for leave to intervene in accordance with Rule 72 of the Commission's Rules of Practice and Procedure, 46 CFR § 502.72. Intervenors' petitions must be accompanied by memoranda of law and affidavits of fact, if any, and shall be filed pursuant to the following schedule:

—Affidavits of fact and memoranda of law filed by Respondents and any Intervenors in support of Respondents must be filed no later than July 18, 2001.

—Reply affidavits and memoranda of law must be filed by BOE and Intervenors in opposition to Respondents no later than August 17, 2001.

—Rebuttal affidavits and memoranda of law must be filed by Respondents and Intervenors in support of Respondents no later than September 17, 2001.

Requests for evidentiary hearing or oral argument must be filed no later

than September 17, 2001. Such a request must set forth in detail the facts to be proved, the relevance of those facts to the issues in this proceeding, a description of the evidence which would be adduced, and why such evidence cannot be submitted by affidavit and/or explain why argument by memorandum is inadequate to present the party's case.

Documents submitted in this proceeding must be filed in accordance with Rule 118 of the Commission's Rules of Practice and Procedure, 46 CFR 502.118, and mailed directly to all parties of record. Pursuant to the terms of Rule 61 of the Commission's Rules of Practice and Procedure, 46 CFR 502.61, the Commission's final decision in this proceeding will be issued by March 18, 2002.

**Bryant L. VanBrakle,**

*Secretary.*

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**BILLING CODE 6730-01-P**

## FEDERAL RESERVE SYSTEM

### Change in Bank Control Notices; Acquisition of Shares of Bank or Bank Holding Companies

The notificants listed below have applied under the Change in Bank Control Act (12 U.S.C. 1817(j)) and § 225.41 of the Board's Regulation Y (12 CFR 225.41) to acquire a bank or bank holding company. The factors that are considered in acting on the notices are set forth in paragraph 7 of the Act (12 U.S.C. 1817(j)(7)).

The notices are available for immediate inspection at the Federal Reserve Bank indicated. The notices also will be available for inspection at the office of the Board of Governors. Interested persons may express their views in writing to the Reserve Bank indicated for that notice or to the offices of the Board of Governors. Comments must be received not later than July 3, 2001.

**A. Federal Reserve Bank of St. Louis** (Randall C. Sumner, Vice President) 411 Locust Street, St. Louis, Missouri 63166-2034:

1. *Scherrie Viola Giamanco*, Springfield, Illinois; to retain voting shares of First Nokomis Bancorp, Inc., Nokomis, Illinois, and thereby indirectly retain voting shares of First National Bank of Nokomis, Nokomis, Illinois.

**B. Federal Reserve Bank of Kansas City** (D. Michael Manies, Assistant Vice President) 925 Grand Avenue, Kansas City, Missouri 64198-0001:

1. *Barbara M. Brown, James A. Brown, Robert E. Brown, John D. Harmon, Teresa A. Harmon, Mary C. Tracy, and Richard A. Montera*, all of Eaton, Colorado; to acquire voting shares of Farmers Bank, Ault, Colorado (in organization).

**C. Federal Reserve Bank of San Francisco** (Maria Villanueva, Consumer Regulation Group) 101 Market Street, San Francisco, California 94105-1579:

1. *Joseph Willy Edmonds*, Seattle, Washington; to acquire additional voting shares of NWI Financial Corporation, Seattle, Washington, and thereby indirectly acquire additional voting shares of Northwest International Bank, Seattle, Washington.

Board of Governors of the Federal Reserve System, June 13, 2001.

**Robert deV. Frierson**

*Associate Secretary of the Board.*

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## FEDERAL RESERVE SYSTEM

### Formations of, Acquisitions by, and Mergers of Bank Holding Companies

The companies listed in this notice have applied to the Board for approval, pursuant to the Bank Holding Company Act of 1956 (12 U.S.C. 1841 *et seq.*) (BHC Act), Regulation Y (12 CFR Part 225), and all other applicable statutes and regulations to become a bank holding company and/or to acquire the assets or the ownership of, control of, or the power to vote shares of a bank or bank holding company and all of the banks and nonbanking companies owned by the bank holding company, including the companies listed below.

The applications listed below, as well as other related filings required by the Board, are available for immediate inspection at the Federal Reserve Bank indicated. The application also will be available for inspection at the offices of the Board of Governors. Interested persons may express their views in writing on the standards enumerated in the BHC Act (12 U.S.C. 1842(c)). If the proposal also involves the acquisition of a nonbanking company, the review also includes whether the acquisition of the nonbanking company complies with the standards in section 4 of the BHC Act (12 U.S.C. 1843). Unless otherwise noted, nonbanking activities will be conducted throughout the United States. Additional information on all bank holding companies may be obtained from the National Information Center website at [www.ffiec.gov/nic/](http://www.ffiec.gov/nic/).

Unless otherwise noted, comments regarding each of these applications