

**Material Incorporated by Reference**

(j) The checks, inspections, and replacements must be done in accordance

with the following Turbomeca Artouste III alert service bulletins (ASBs):

Document No.	Pages	Revision	Date
ASB A218 72 0099 ..... Total pages: 5	All .....	1	June 6, 2001.
ASB A218 72 0100 ..... Total pages: 17	All .....	2	Jan. 23, 2004.

The Director of the Federal Register approved the incorporation by reference of Alert Service Bulletin No. A218 72 0100, Update 2, dated January 23, 2004, in accordance with 5 U.S.C. 552(a) and 1 CFR part 51. The Director of the Federal Register approved the incorporation by reference of Turbomeca Alert Service Bulletin No. A218 72 0099, Update 1, dated June 6, 2001, as of December 13, 2002 (67 FR 68022, November 8, 2002). You can get a copy from Turbomeca S.A., 40220 Tarnos, France; telephone 33 05 59 74 40 00, fax 33 05 59 74 45 15. You can review copies at the FAA, New England Region, Office of the Regional Counsel, 12 New England Executive Park, Burlington, MA; or at the National Archives and Records Administration (NARA). For information on the availability of this material at NARA, call 202-741-6030, or go to: <http://www.archives.gov/federal-register/cfr/ibr-locations.html>.

**Related Information**

(k) DGAC airworthiness directive F-2004-016, dated February 4, 2004, also addresses the subject of this AD.

Issued in Burlington, Massachusetts, on December 15, 2005.

**Peter A. White,**

*Acting Manager, Engine and Propeller Directorate, Aircraft Certification Service.*

[FR Doc. 05-24515 Filed 12-29-05; 8:45 am]

**BILLING CODE 4910-13-P**

**FEDERAL TRADE COMMISSION**

**16 CFR Parts 801 and 803**

**Premerger Notification; Reporting and Waiting Period Requirements**

**AGENCY:** Federal Trade Commission.

**ACTION:** Final rule.

**SUMMARY:** This final rule amends 16 CFR part 801 and part 803, Appendix, the Antitrust Improvements Act Notification and Report Form for Certain Mergers and Acquisitions (the "Form"). The Form must be completed and submitted by persons required to report mergers and acquisitions pursuant to Section 7A of the Clayton Act, as added by Title II of the Hart-Scott-Rodino Antitrust Improvements Act of 1976, as amended. The revised Form requires that 2002 revenue data, identified by the 2002 North American

Industry Classification System ("NAICS"), be provided in response to certain items on the Form.

**DATES:** Effective December 30, 2005. To facilitate the changeover from using 1997 to 2002 NAICS information, filers may use either 1997 or 2002 information for 30 days following the Effective Date, provided that all filing parties to a transaction use the same year and use the same codes in Item 7. This will allow an orderly transition while minimizing the burden on filing parties.

**FOR FURTHER INFORMATION CONTACT:**

Comments or questions may be directed to Robert L. Jones, Deputy Assistant Director, Premerger Notification Office, Bureau of Competition, Room 302, Federal Trade Commission, Washington, DC 20580. Telephone: (202) 326-2740. E-mail: [HSRHelp@hsr.gov](mailto:HSRHelp@hsr.gov). For information about the NAICS system, including the 2002 update, see the U.S. Census Bureau's Web site at <http://www.census.gov/epcd/www/naics.html>.

**SUPPLEMENTARY INFORMATION:**

**Background**

Section 7A of the Clayton Act, 15 U.S.C. 18a, as added by the Hart-Scott-Rodino Antitrust Improvements Act of 1976, Pub. L. 94-435, 90 Stat. 1390, and amended by Pub. L. 106-553, 114 Stat. 2762 ("HSR Act"), requires all persons contemplating certain mergers or acquisitions to file notification with the Commission and the Assistant Attorney General for the Antitrust Division of the Department of Justice ("Assistant Attorney General"). The HSR Act further provides that such persons must wait a designated period of time before consummating such transactions. Congress empowered the Commission, with the concurrence of the Assistant Attorney General, to require "that the notification \* \* \* be in such form and contain such documentary material and information \* \* \* as is necessary and appropriate" to enable the agencies "to determine whether such acquisitions may, if consummated, violate the antitrust laws." Congress similarly granted rulemaking authority to, *inter alia*, "prescribe such other rules as may

be necessary and appropriate to carry out the purposes of this section." 15 U.S.C. 18a(d). Pursuant to this section, the Commission, with the concurrence of the Assistant Attorney General, promulgated rules governing the filing process ("Rules")<sup>1</sup> and the Antitrust Improvements Act Notification and Report Form for Certain Mergers and Acquisitions and accompanying Instructions on July 31, 1978, with an effective date of September 5, 1978, 43 FR 33450 (July 31, 1978). The agencies have since amended or revised the Rules and Form on multiple occasions.

Completion of the Form provides the Commission and the Assistant Attorney General with information and documentary material necessary to conduct an initial review of mergers, acquisitions, and other similar transactions. The Form is not designed to elicit all potentially relevant information relating to a transaction; rather, the information requested assists the Commission and the Assistant Attorney General in determining whether to open an investigation or, alternatively, whether to grant a request for early termination of the waiting period or to allow the waiting period to expire if no such request has been made.

The Form and Instructions currently require that filing persons report revenue data contained in the "North American Industry Classification System, 1997" and the "1997 Numerical List of Manufactured and Mineral Products." This requirement was established in a 2001 rulemaking<sup>2</sup> that changed the required reporting format from the Standard Industrial Classification ("SIC") to the North American Industry Classification System ("NAICS"). The Executive Office of the President, Office of Management and Budget ("OMB") recently published its North American Industry Classification System—United States, 2002 ("2002 NAICS Manual") and the Census Bureau has published its 2002 Numerical List of Manufactured and Mineral Products. To allow use of

<sup>1</sup> 16 CFR parts 801, 802 and 803.

<sup>2</sup> Interim Rule: 66 FR 23561 (May 9, 2001). Final Rule: 66 FR 35541 (July 6, 2001).

this updated information, the Form and Instructions are hereby amended to replace references to the 1997 base year with a 2002 base year and to replace the references to the 1997 Numerical List of Manufactured and Mineral Products (EC97M31R-NL) with the 2002 Numerical List of Manufactured and Mineral Products (EC02M31R-NL).

#### Statement of Basis and Purpose for the Commission's Revision of the Form and the Instructions

The Commission, with the concurrence of the Assistant Attorney General, is adopting and implementing these amendments to the Form and the Instructions relating to Item 5 and Item 7, as well as to Section 801.1(j) of the Rules, to require submission of 2002 NAICS information. The Commission has traditionally relied upon the most current economic data to analyze the potential anticompetitive effects of proposed transactions.<sup>3</sup> The information in the 2002 NAICS Manual and 2002 Numerical List of Manufactured and Mineral Products is the most current information available. We reiterate that filing parties may use either the 1997 or 2002 year for 30 days following the effective date December 30, 2005, provided that all filing parties to a transaction use the same year and use the same codes for Item 7.

#### Part 801—Coverage Rules

##### Section 801.1 Definitions

Paragraph (j), the definition of Engaged in Manufacturing, is amended to refer to the 2002 edition of the North American Industry Classification System, rather than the 1997 edition.

#### Part 803—Transmittal Rules

##### Appendix to Section 803 Instructions Applicable to Notification and Report Form

Generally, references to “1997 base year” will be replaced with “2002 base year” throughout the Form and Instructions. Filing persons should refer to the “2002 NAICS Manual” and the “2002 Numerical List of Manufactured and Mineral Products,” published by the Census Bureau to locate product class codes and product codes.<sup>4</sup>

<sup>3</sup> Periodically, the Commission has adjusted the base year when the U.S. Census Bureau published a new “Economic Census.” See 45 FR 14205 (March 5, 1980); 51 FR 10368 (March 26, 1986); 55 FR 31371 (August 2, 1990); 60 FR 40704 (August 9, 1995), and 66 FR 23561 (May 9, 2001).

<sup>4</sup> Executive Office of the President, Office of Management and Budget, North American Industry Classification System—United States, 2002 (2002). U.S. Census Bureau, Numerical List of Manufactured and Mineral Products (EC02M31R-NL) (April, 2004).

In response to Item 5 of the Form, filing parties are required to provide revenue data for the most current year and the base year. Specifically, Item 5 is amended as follows: Item 5(a) requires that the filing person provide 2002 base year revenue data for each 6-digit NAICS industry code(s) in which it derived revenues. Item 5(b)(i) requires that a filing person engaged in manufacturing provide 2002 base year revenue for each 10-digit NAICS-based product code(s) in which it derived revenue. Item 5(b)(ii) requires that the filing person identify each manufactured product it has added or deleted since 2002 by 10-digit NAICS-based product code(s).

In response to Item 7 of the Form, for specified industries, filers are required to provide 6-digit NAICS industry codes and descriptions and to list geographic markets for any industry in which the filer and any other party to the transaction derived revenues. Many of these referenced NAICS codes have been changed in the 2002 update. The Instructions to Item 7, specifically Items 7(c)(ii), (iii), (iv), and (v), are amended to identify the updated 2002 codes.

#### Regulatory Flexibility Act

The Regulatory Flexibility Act, 5 U.S.C. 601–612, requires that the agency conduct an initial and final regulatory analysis of the anticipated economic impact of the proposed amendments on small businesses, except where the Commission certifies that the regulatory action will not have a significant economic impact on a substantial number of small entities. See 5 U.S.C. 605.

Because of the size of the transactions necessary to invoke a Hart-Scott-Rodino filing, the premerger notification rules rarely, if ever, affect small businesses. Indeed, the 2000 amendments to the Act were intended to reduce the burden of the premerger notification program by exempting all transactions valued at \$50 million or less.<sup>5</sup> Further, none of the proposed rule amendments changes the coverage of the premerger notification rules in any way that would affect small business. Accordingly, the Commission certifies that these proposed rules will not have a significant economic impact on a substantial number of small entities. This document serves as the required notice of this certification to the Small Business Administration.

<sup>5</sup> That figure is now \$53.1 million, adjusted for the change in the Gross National Product, and will be adjusted annually.

#### Paperwork Reduction Act

The Paperwork Reduction Act, 44 U.S.C. 3501–3518, requires agencies to submit “collections of information” to the Office of Management and Budget (“OMB”) and obtain clearance before instituting them. Such collections of information include reporting, record keeping, or disclosure requirements contained in regulations. The information collection requirements in the HSR Rules and Form have been reviewed and approved by OMB under OMB Control No. 3084–0005. The current clearance expires on May 31, 2007.

The Commission's proposed revisions to the Form and Rules do not “substantive[ly] or material[ly] modify” the existing terms of the currently approved collection of information (OMB Control Number 3084–0005) to necessitate OMB's further review and approval. See 44 U.S.C. 3507(h)(3); 5 CFR 1320.5(g). The individual rule modifications are described more fully below.

#### Administrative Procedure Act

These rule changes are procedural and do not alter the existing legal obligations of filing parties to submit the most currently available industry classification information. Accordingly, the amendments are not subject to the notice and comment requirements of the Administrative Procedure Act. See 5 U.S.C. 553(b)(A).

#### List of Subjects in 16 CFR Parts 801 and 803

Antitrust.

■ For the reasons stated in the preamble, the Federal Trade Commission amends 16 CFR parts 801 and 803 as set forth below:

#### PART 801—COVERAGE RULES

■ 1. The authority citation for part 801 continues to read as follows:

**Authority:** 15 U.S.C. 18a(d).

■ 2. Amend § 801.1 by revising paragraph (j) to read as follows:

##### § 801.1 Definitions.

\* \* \* \* \*

(j) *Engaged in manufacturing.* A person is engaged in manufacturing if it produces and derives annual sales or revenues in excess of \$1 million from products within industries in Sectors 31–33 as coded by the North American Industry Classification System (2002 Edition) published by the Executive Office of the President, Office of Management and Budget.

\* \* \* \* \*

**PART 803—TRANSMITTAL RULES**

■ 3. The authority citation for part 803 continues to read as follows:

Authority: 15 U.S.C. 18a(d).  
■ 4. Revise pages I, V, and VI of the Instructions, and pages 7 and 8 of the Notification and Report Form For

Certain Mergers and Acquisitions, in the Appendix to part 803 to read as follows:  
**BILLING CODE 6750-01-P**

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**ANTITRUST IMPROVEMENTS ACT  
NOTIFICATION AND REPORT FORM  
for Certain Mergers and Acquisitions**

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**INSTRUCTIONS**

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**GENERAL**

The Answer Sheets (pp. 1-15) constitute the Notification and Report Form ("the Form") required to be submitted pursuant to § 803.1(a) of the premerger notification rules ("the rules"). Filing persons need not, however, record their responses on the Form.

These instructions specify the information which must be provided in response to the Items on the Answer Sheets. Only the completed Answer Sheets, together with all documentary attachments, are to be filed with the Federal Trade Commission and the Department of Justice.

Persons providing responses on attachment pages rather than on answer sheets must submit a complete set of attachment pages with each copy of the Form.

The term "documentary attachments" refers to materials supplied in responses to Item 3(d), Item 4 and to submissions pursuant to §§ 803.1(b) and 803.11 of the rules.

**Information**-The central office for information and assistance concerning the rules, 16 CFR Parts 801-803, and the Form is Room 303, Federal Trade Commission, 600 Pennsylvania Avenue, N.W., Washington, D.C. 20580, phone (202) 326-3100.

**Definitions**-The definitions and other provisions governing this Form are set forth in the rules, 16 CFR Parts 801-803. The governing statute, the rules, and the Statement of Basis and Purpose for the rules are set forth at 43 FR 33450 (July 31, 1978), 44 FR 66781 (November 22, 1979) 48 FR 34427 (July 29, 1983), 61 FR 13688 (March 28, 1996), 66 FR 8693 (February 1, 2001), 70 FR 4994 (January 31, 2005), 70 FR 11513 (March 8, 2005) and Pub. L. No. 106-533, 114 Stat. 2762.

**Affidavit**-Attach the affidavit required by § 803.5 to page 1 of the Form. Affidavits are not required if the person filing notification is an acquired person in a transaction covered by § 801.30. (See § 803.5(a)).

**Responses**-Each answer should identify the Item to which it is addressed. Use the reverse side of the corresponding answer sheet or attach separate additional sheets as necessary in answering each Item. Each additional sheet should identify at the top of the page the Item to which it is addressed. Voluntary submissions pursuant to § 803.1(b) should also be identified.

Enter the name of the person filing notification appearing in Item 1(a) on page 1 of the Form and the date on which the Form is completed at the top of each page of the Form, at the top of any sheets attached to complete the response to any Item, and at the top of the first or cover page of each documentary attachment.

If unable to answer any Item fully, give such information as is available and provide a statement of reasons for non-compliance as required by § 803.3. If exact answers to any Item cannot be given, enter best estimates and indicate the sources or bases of such estimates. Estimated data should be followed by the notation, "est." All information should be rounded to the nearest thousand dollars.

**Year**-All references to "year" refer to calendar year. If the data are not available on a calendar year basis, supply the requested data for the fiscal year reporting period which most nearly corresponds to the calendar year specified. References to "most recent year" mean the most recent calendar or fiscal year for which the requested information is available.

**North American Industry Classification System (NAICS) Data**-This Notification and Report Form requests information regarding dollar revenues and lines of commerce at three levels with respect to operations conducted within the United States. (See § 803.2(c)(1).) All persons must submit certain data at the 6-digit NAICS national industry code level. To the extent that dollar revenues are derived from *manufacturing operations* (NAICS Sectors 31-33), data must also be submitted at the *7-digit NAICS product class and 10-digit NAICS product code levels*. The term "dollar revenues" is defined in § 803.2(d).

**References**-In reporting information by 6-digit NAICS industry code refer to the *North American Industry Classification System - United States, 2002 (2002 NAICS Manual)* published by the Executive Office of the President, Office of Management and Budget. In reporting information by 7-digit NAICS product class and 10-digit NAICS product code refer to the *2002 Numerical List of Manufactured and Mineral Products (EC02M31R-NL)* published by the Bureau of the Census. Information regarding NAICS also is available at [www.census.gov](http://www.census.gov).

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Privacy Act Statement-Section 18a(a) of Title 15 of the U.S. Code authorizes the collection of this information. The primary use of this information is to determine whether the merger or acquisition reported in the Notification and Report Form may violate the antitrust laws.

Furnishing the information on the Form is voluntary. Consummation of an acquisition required to be reported by the statute cited above without having provided this information may, however, render a person liable to civil penalties up to \$11,000 per day.

Persons filing notification should include the total dollar revenues for all entities included within the person filing notification at the time this Notification and Report Form is prepared (even if such entities have become included within the person since 2002). For example, if the person filing notification acquired an entity in 1998, it must include that entity's 2002 revenues in items 5(a) and 5(b)(i). It must also include that entity's most recent year's revenues in Item 5(b)(iii) and/or Item 5(c).

**Item 5(a)**-Dollar revenues by industry. Provide aggregate 6-digit NAICS industry data for 2002.

**Item 5(b)(i)**-Dollar revenues by manufactured product. Provide the following information on the aggregate operations for the person filing notification for 2002 for each 10-digit NAICS product of the person in NAICS Sectors 31-33 (manufacturing industries).

**NOTE:** Where the 2002 Numerical List denotes footnote 1 at the end of a specific Subsector, refer to Appendices A, and then B for detail collected in a specified Current Industrial Report. You must provide 10-digit NAICS product codes and descriptions listed in Appendix B.

**Item 5(b)(ii)**-Products added or deleted. Within NAICS Sectors 31-33 (manufacturing industries), identify each product of the person filing notification added or deleted subsequent to 2002, indicate the year of addition or deletion, and state total dollar revenues in the most recent year for each product that has been added. Products may be identified either by 10-digit NAICS product code or in the manner ordinarily used by the person filing notification.

Do not include products added since 2002 by reason of mergers or acquisitions of entities occurring since 2002. Dollar revenues derived from such products should be included in response to Item 5(b)(i). However, if an entity acquired since 2002 by the person filing notification (and now included within the person) itself has added any products since 2002, these products and the dollar revenues derived therefrom should be listed here. Products deleted by reason of dispositions of assets constituting less than substantially all of the assets of an entity since 2002 should also be listed here.

**Item 5(b)(iii)**-Dollar revenues by manufactured product class. Provide the following information concerning the aggregate operations of the person filing notification for the most recent year for each 7-digit NAICS product class within NAICS Sectors 31-33 (manufacturing industries) in which the person engaged. If such data have not been compiled for the most recent year, estimates of dollar revenues by 7-digit NAICS product class may be provided if a statement describing the method of estimation is furnished.

**Item 5(c)**-Dollar revenues by non-manufacturing industry. Provide the following information concerning the aggregate operations of the person filing notification for the most recent year for each 6-digit NAICS industry code in NAICS Sectors other than 31-33 (manufacturing industries) in which the person engaged. If such data have not been compiled for the most recent year, estimates of dollar revenues by 6-digit NAICS industry code may be provided if a statement describing the method of estimation is furnished. Industries for which the dollar revenues totaled less than one million dollars in the most recent year may be omitted.

**NOTE:** This million dollar minimum is applicable only to Item 5(c).

#### JOINT VENTURE OR OTHER CORPORATIONS

**Item 5(d)**-Supply the following information only if the acquisition is the formation of a joint venture corporation or unincorporated entity. (See § 801.40.)

**Item 5(d)(i)**-List the name and mailing address of the joint venture corporation or unincorporated entity.

**Item 5(d)(ii)(A)**-List contributions that each person forming the joint venture corporation or unincorporated entity has agreed to make, specifying when each contribution is to be made and the value of the contribution as agreed by the contributors.

**Item 5(d)(ii)(B)**-Describe any contracts or agreements whereby the joint venture corporation or unincorporated entity will obtain assets or capital from sources other than the persons forming it.

**Item 5(d)(ii)(C)**-Specify whether and in what amount the persons forming the joint venture corporation or unincorporated entity have agreed to guarantee its credit or obligations.

**Item 5(d)(ii)(D)**-Describe fully the consideration which each person forming the joint venture corporation or unincorporated entity will receive in exchange for its contribution(s).

**Item 5(d)(iii)**-Describe generally the business in which the joint venture corporation or unincorporated entity will engage, including location of headquarters and principal plants, warehouses, retail establishments or other places of business, its principal types of products or activities, and the geographic areas in which it will do business.

**Item 5(d)(iv)**-Identify each 6-digit NAICS industry code in which the joint venture corporation or unincorporated entity will derive dollar revenues. If the joint venture corporation or unincorporated entity will be engaged in manufacturing also specify each 7-digit NAICS product class in which it will derive dollar revenues.

#### ITEM 6

This item need not be completed by a person filing notification only as an acquired person if only assets are to be acquired. Persons filing notification may respond to Items 6(a), 6(b), or 6(c) by referencing a "document attachment" furnished with this Form if the information so referenced is a complete response and is up-to-date and accurate. Indicate for each Item the specific page(s) of the document that are responsive to that Item.

**Item 6(a)**-Entities within the person filing notification. List the name and headquarters mailing address of each entity included within the person filing notification. Entities with total assets of less than \$10 million may be omitted.

**Item 6(b)**-Shareholders of person filing notification. For each entity (including the ultimate parent entity) included within the person filing notification the voting securities of which are held (see § 801.1(c)) by one or more other persons, list the issuer and class of voting securities, the name and headquarters mailing address of each other person which holds five percent or more of the outstanding voting securities of the class and the number and percentage held by that person. Holders need not be listed for entities with total assets of less than \$10 million.

**Item 6(c)**-Holdings of person filing notification. If the person filing notification holds voting securities of any issuer not included within the person filing notification, list the issuer and class, the number and percentage held, and (optionally) the entity within the person filing notification which holds the securities. Holdings of less than five percent of the outstanding voting securities of any issuers, and holding of issuers with total assets of less than \$10 million may be omitted.

#### ITEM 7

If, to the knowledge or belief of the person filing notification, the acquiring person filing notification derived dollar revenues in the most recent year from operations in industries within any 6-digit

NAICS industry code in which any acquired person that is a party to the acquisition also derived dollar revenues in the most recent year (or in which a joint venture corporation or unincorporated entity will derive dollar revenues), then for each such 6-digit NAICS industry code:

**Item 7(a)**-supply the 6-digit NAICS industry code and description for the industry;

**Item 7(b)**-list the name of each person which is a party to the acquisition which also derived dollar revenues in the 6-digit industry;

**Item 7(c)**-*Geographic market information:*

**Item 7(c)(i)**-for each 6-digit NAICS industry code within NAICS Sectors 31-33 (manufacturing industries) listed in Item 7(a) above, list the states or, if desired, portions thereof in which, to the knowledge or belief of the person filing notification, the products in that 6-digit NAICS code produced by the person filing notification are sold without a significant change in their form, whether they are sold by the person filing notification or by others to whom such products have been sold or resold;

**Item 7(c)(ii)**- for each 6-digit NAICS industry code within NAICS Sectors or Subsectors 11 (agriculture, forestry, fishing and hunting); 21 (mining); 22 (utilities); 23 (construction); 48-49 (transportation and warehousing); 511 (publishing industries); and 71 (arts, entertainment and recreation) listed in item 7(a) above, list the states or, if desired, portions thereof in which the person filing notification conducts such operations;

**Item 7(c)(iii)**-for each 6-digit NAICS industry code within NAICS Sector 42 (wholesale trade) listed in Item 7(a) above, list the states or, if desired, portions thereof in which the customers of the person filing notification are located;

**Item 7(c)(iv)**-for each 6-digit NAICS industry code within NAICS Sectors or Subsectors 44-45 (retail trade); 512 (motion picture and sound recording industries); 515 (broadcasting); 516 (internet publishing & broadcasting); 517 (telecommunications); 518 (internet service providers); 519 (other information services); 521 (monetary authorities- central bank); 522 (credit intermediation and related activities); 532 (rental and leasing services); 62 (health care and social assistance); 72 (accommodations and food services); 811 (repair and maintenance); and 812 (personal and laundry services) listed in Item 7(a) above, provide the address, **arranged by state, county and city or town**, of each establishment from which dollar revenues were derived in the most recent year by the person filing notification;

**Item 7(c)(v)**- for each 6-digit NAICS industry code within NAICS Subsectors 523 (securities, commodity contracts and other financial investments and related activities); 525 (funds, trusts and other financial vehicles); 53 (real estate and rental and leasing); 54 (professional, scientific and technical services); 55 (management of companies and enterprises); 56 (administrative and support and waste management and remediation services); 61 (educational services); 813 (religious, grantmaking, civic, professional, and similar organizations); and NAICS Industry Group 5242 (insurance agencies and brokerages, and other insurance related activities) listed in Item 7(a) above, list the states or, if desired, portions thereof in which establishments were located from which the person filing notification derived revenues in the most recent year; and

**Item 7(c)(vi)**-for each 6-digit NAICS industry code within NAICS Industry Group 5241 (insurance carriers) listed in Item 7(a) above,

list the state(s) in which the person filing notification is licensed to write insurance.

**NOTE:** Except in the case of those NAICS major industries in the Sectors and Subsectors mentioned in Item 7(c)(iv) above, the person filing notification may respond with the word "national" if business is conducted in all 50 states.

#### ITEM 8

**Item 8-Previous acquisitions** (to be completed by acquiring persons). Determine each 6-digit NAICS industry code listed in Item 7(a) above, in which the person filing notification derived dollar revenues of \$1 million or more in the most recent year and in which either the acquired issuer derived revenues of \$1 million or more in the recent year (or, in which, in the case of the formation of a joint venture corporation or unincorporated entity, the joint venture corporation or unincorporated entity reasonably can be expected to derive revenues of \$1 million or more), or revenues of \$1 million or more in the most recent year were attributable to the acquired assets. For each such 6-digit NAICS industry code, list all acquisitions made by the person filing notification in the five years prior to the date of filing of entities deriving dollar revenues in that 6-digit NAICS industry code. List only acquisitions of 50 percent or more of the voting securities of an issuer which had annual net sales or total assets greater than \$10 million in the year prior to the acquisition, and any acquisitions of assets valued at or above the statutory size-of-transaction test at the time of their acquisition.

For each such acquisition, supply:

- (a) the name of the entity acquired;
- (b) the headquarters address of the entity prior to the acquisition;
- (c) whether securities or assets were acquired;
- (d) the consummation date of the acquisition; and
- (e) the 6-digit (NAICS code) industries by (number and description) identified above in which the acquired entity derived dollar revenues.

**CERTIFICATION-** (See § 803.6.)

NAME OF PERSON FILING NOTIFICATION	DATE
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**ITEM 5** (See "References" listed in the General Instructions to the Form. Refer to the *North American Industry Classification System-United States, 2002 (2002 NAICS Manual)* for the 6-digit (NAICS) industry codes. Refer to the *2002 Numerical List of Manufactured and Mineral Products (EC02M31R-NL)* for the 7-digit product class codes and the 10-digit product codes. Report revenues for the 7-digit product class codes and 10-digit product codes using the codes in the columns labeled "Product code." For further information on NAICS-based codes visit the [www.census.gov](http://www.census.gov) web site.)

5(a) DOLLAR REVENUES BY INDUSTRY

6-DIGIT INDUSTRY CODE	DESCRIPTION	2002 TOTAL DOLLAR REVENUES

NAME OF PERSON FILING NOTIFICATION

DATE

## ITEM 5(b)(i) DOLLAR REVENUES BY MANUFACTURED PRODUCTS

10-DIGIT PRODUCT CODE	DESCRIPTION	2002 TOTAL DOLLAR REVENUES

FTC FORM C4 (rev. 11/28/05)

By direction of the Commission.

**Donald S. Clark,***Secretary.*

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