

**FOR FURTHER INFORMATION CONTACT:**

Bruce A. Decker at (202) 622-7550 (not a toll-free number).

**SUPPLEMENTARY INFORMATION:****Background**

The temporary regulations (TD 9303) that is the subject of these corrections are under sections 368 and 354 of the Internal Revenue Code.

**Need for Correction**

As published, the temporary regulations (TD 9303) contains errors that may prove to be misleading and are in need of correction.

**Correction of Publication**

Accordingly, the temporary regulations (TD 9303) that was the subject of FR Doc. E6-21565, is corrected as follows:

1. On page 75879, column 1, in the preamble, under the caption "SUMMARY:", line 9, the language "securities of the acquiring corporation is" is corrected to read "securities of the acquiring corporation are."

2. On page 75880, column 1, in the preamble, under the paragraph heading "Background", first full paragraph of the column, line 5, the language "its operating assets to Y for \$34x dollars," is corrected to read "its operating assets to Y for \$34x."

3. On page 75880, column 1, in the preamble, under the paragraph heading "Background", second full paragraph of the column, line 7, the language "requirements of section 354 and 356, is corrected to read "requirements of sections 354 and 356."

4. On page 75881, column 1, in the preamble, under the paragraph heading "Special Analyses", line 7 from the bottom of the paragraph, the language "published elsewhere in this **Federal**" is corrected to read "published elsewhere in this issue of the **Federal**."

**List of Subjects in 26 CFR Part 1**

Income taxes, Reporting and recordkeeping requirements.

**PART 1—INCOME TAXES**

■ **Paragraph 1.** The authority citation for part 1 continues to read in part as follows:

Authority: 26 U.S.C. 7805 \* \* \*

**§ 1.368-2T [Corrected]**

■ **Par. 2.** Section 1.368-2T is amended by revising paragraph (l)(1) to read as follows:

**§ 1.368-2T Definition of terms (temporary).**

\* \* \* \* \*

(l) \* \* \*

(1) *General rule.* In order to qualify as a reorganization under section 368(a)(1)(D), a corporation (transferor corporation) must transfer all or part of its assets to another corporation (transferee corporation) and immediately after the transfer the transferor corporation, or one or more of its shareholders (including persons who were shareholders immediately before the transfer), or any combination thereof, must be in control of the transferee corporation; but only if, in pursuance of the plan, stock or securities of the transferee corporation are distributed in a transaction which qualifies under section 354, 355, or 356.

\* \* \* \* \*

**LaNita Van Dyke,**

*Chief, Publications and Regulations Branch, Legal Processing Division, Office of Associate Chief Counsel (Procedure and Administration).*

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**DEPARTMENT OF HOMELAND SECURITY****Coast Guard****33 CFR Part 117**

**[CGD08-07-001]**

**Drawbridge Operating Regulations; Berwick Bay (Atchafalaya River), Morgan City, LA**

**AGENCY:** Coast Guard, DHS.

**ACTION:** Notice of temporary deviation from regulations.

**SUMMARY:** The Commander, Eighth Coast Guard District, has issued a temporary deviation from the regulation governing the operation of the BNSF Railway Company Vertical Lift Span Bridge across Berwick Bay, mile 0.4 (Atchafalaya River, mile 17.5), at Morgan City, St. Mary Parish, Louisiana. This deviation provides for the bridge to remain closed to navigation for 12 consecutive hours to conduct scheduled maintenance to the drawbridge.

**DATES:** This deviation is effective from 8 a.m. until 8 p.m. on Wednesday, February 7, 2007.

**ADDRESSES:** Materials referred to in this document are available for inspection or copying at the office of the Eighth Coast Guard District, Bridge Administration Branch, Hale Boggs Federal Building, Room 1313, 500 Poydras Street, New Orleans, Louisiana 70130-3310 between 7 a.m. and 3 p.m., Monday through Friday, except Federal holidays. The telephone number is (504) 671-2128.

The Bridge Administration Branch maintains the public docket for this temporary deviation.

**FOR FURTHER INFORMATION CONTACT:**

David Frank, Bridge Administration Branch, telephone (504) 671-2128.

**SUPPLEMENTARY INFORMATION:** The BNSF Railway Company has requested a temporary deviation in order to replace the railroad signal circuits of the BNSF Railway Railroad Vertical Lift Span Bridge across Berwick Bay, mile 0.4 (Atchafalaya River, mile 17.5) at Morgan City, St. Mary Parish, Louisiana. Replacement of the signal circuits is necessary to turn the lining of signals across the bridge into a fully automatic operation so that the bridge will be in full compliance with requirements of the Federal Railroad Administration. This temporary deviation will allow the bridge to remain in the closed-to-navigation position from 8 a.m. until 8 p.m. on Wednesday, February 7, 2007. The proposed work was previously scheduled for Wednesday, December 13, 2006, but had to be postponed due to parts being unavailable. The required parts have been received and BNSF is now ready to accomplish the repairs. There may be times, during the closure period, when the draw will not be able to open for emergencies.

The bridge provides 4 feet of vertical clearance in the closed-to-navigation position. Thus, most vessels will not be able to transit through the bridge site when the bridge is closed. Navigation on the waterway consists of tugs with tows, fishing vessels and recreational craft including sailboats and powerboats. Due to prior experience, as well as coordination with waterway users, it has been determined that this closure will not have a significant effect on these vessels.

In accordance with 33 CFR 117.35(e), the drawbridge must return to its regular operating schedule immediately at the end of the designated time period. This deviation from the operating regulations is authorized under 33 CFR 117.35.

Dated: January 16, 2007.

**Marcus Redford,**

*Bridge Administrator.*

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