

## II. Procedural Matters

45. *Authority.* This *Supplemental Notice* is issued pursuant to authority contained in Sections 4(i), 4(j), 403, and 628(g) of the Communications Act of 1934, as amended, 47 U.S.C. 154(i), 154(j), 403, and 548(g).

46. *Ex Parte Rules.* There are no *ex parte* or disclosure requirements applicable to this proceeding pursuant to 47 CFR 1.1204(b) (1).

47. *Comment Information.* Pursuant to Sections 1.415 and 1.419 of the Commission's rules, 47 CFR 1.415, 1.419, interested parties may file comments on the *Supplemental Notice of Inquiry*, MB Docket No. 07–269, for 2008 information, on or before May 20, 2009, and reply comments on or before June 20, 2009. For 2009 information, interested parties may file comments on or before July 29, 2009, and reply comments on or before August 28, 2009. Comments may be filed using: (1) The Commission's Electronic Comment Filing System ("ECFS"), (2) the Federal Government's eRulemaking Portal, or (3) by filing paper copies. See *Electronic Filing of Documents in Rulemaking Proceedings*, 63 FR 24121 (1998).

- **Electronic Filers:** Comments may be filed electronically using the Internet by accessing the ECFS: <http://www.fcc.gov/cgb/ecfs/> or the Federal eRulemaking Portal: <http://www.regulations.gov>. Filers should follow the instructions provided on the Web site for submitting comments.

- For ECFS filers, if multiple docket or rulemaking numbers appear in the caption of this proceeding, filers must transmit one electronic copy of the comments for each docket or rulemaking number referenced in the caption. In completing the transmittal screen, filers should include their full name, U.S. Postal Service mailing address, and the applicable docket or rulemaking number. Parties may also submit an electronic comment by Internet e-mail. To get filing instructions, filers should send an e-mail to [ecfs@fcc.gov](mailto:ecfs@fcc.gov), and include the following words in the body of the message, "get form." A sample form and directions will be sent in response.

- **Paper Filers:** Parties who choose to file by paper must file an original and four copies of each filing. If more than one docket or rulemaking number appears in the caption of this proceeding, filers must submit two additional copies for each additional docket or rulemaking number.

- Filings can be sent by hand or messenger delivery, by commercial overnight courier, or by first-class or overnight U.S. Postal Service mail

(although we continue to experience delays in receiving U.S. Postal Service mail). All filings must be addressed to the Commission's Secretary, Office of the Secretary, Federal Communications Commission.

- The Commission's contractor will receive hand-delivered or messenger-delivered paper filings for the Commission's Secretary at 236 Massachusetts Avenue, NE., Suite 110, Washington, DC 20002. The filing hours at this location are 8 a.m. to 7 p.m. All hand deliveries must be held together with rubber bands or fasteners. Any envelopes must be disposed of *before* entering the building.

- Commercial overnight mail (other than U.S. Postal Service Express Mail and Priority Mail) must be sent to 9300 East Hampton Drive, Capitol Heights, MD 20743.

- U.S. Postal Service first-class, Express, and Priority mail should be addressed to 445 12th Street, SW., Washington, DC 20554.

- In addition, parties must serve the following with either an electronic copy via e-mail or a paper copy of each pleading: (1) The Commission's duplicating contractor, Best Copy and Printing, Inc., Portals II, 445 12th Street, SW., Room CY-B402, Washington, DC 20554, telephone 1-800-378-3160, or via e-mail at <http://www.bcpweb.com>; (2) Marcia Glauber, Media Bureau, 445 12th Street, SW., Room 2-C264, [Marcia.Glauber@fcc.gov](mailto:Marcia.Glauber@fcc.gov); and (3) Dana Scherer, Media Bureau, 445 12th Street, SW., Room 2-C222, [Dana.Scherer@fcc.gov](mailto:Dana.Scherer@fcc.gov).

Federal Communications Commission.

**Marlene H. Dortch,**

*Secretary.*

[FR Doc. E9-9550 Filed 4-24-09; 8:45 am]

**BILLING CODE 6712-01-P**

## FEDERAL COMMUNICATIONS COMMISSION

[MB Docket 07–269; DA 09–794]

### Annual Assessment of the Status of Competition in the Market for the Delivery of Video Programming

**AGENCY:** Federal Communications Commission.

**ACTION:** Notice.

**SUMMARY:** The Commission is required to report annually to Congress on the status of competition in markets for the delivery of video programming. This document further extends the deadlines for filing comments and reply comments in response to the notice of inquiry for the 14th Annual Report to Congress,

which requested data as of June 2007. The Commission needs to bring its reporting up to date and will issue a single report for 2007, 2008, and 2009. The Commission previously announced that it would establish concurrent comment and reply deadlines for 2007 and 2008 data. On April 8, 2009 the Commission adopted a supplemental notice of inquiry to request information for 2008 and 2009. The supplemental notice established May 20, 2009 as the comment deadline for the filing of 2008 information, and June 20, 2009 as the reply comment deadline. This document adopts comment and reply comment deadlines for 2007 information that are concurrent with those filing dates. A single set of deadlines for 2007 and 2008 will avoid duplication of effort by commenters and streamline Commission review of the submitted information.

**DATES:** Interested parties may file comments on or before May 20, 2009, and reply comments on or before June 20, 2009.

**ADDRESSES:** You may submit comments, identified by MB 07–269, by any of the following methods:

- **Federal eRulemaking Portal:** <http://www.regulations.gov>. Follow the instructions for submitting comments.

- **Federal Communications Commission's Web site:** <http://www.fcc.gov/cgb/ecfs/>. Follow the instructions for submitting comments.

- **People with Disabilities:** Contact the FCC to request reasonable accommodations (accessible format documents, sign language interpreters, CART, etc.) by e-mail: [FCC504@fcc.gov](mailto:FCC504@fcc.gov) or phone: (202) 418-0530 or TTY: (202) 418-0432.

For detailed instructions for submitting comments and additional information on the rulemaking process, see the **SUPPLEMENTARY INFORMATION** section of this document.

**FOR FURTHER INFORMATION CONTACT:** Dana Scherer, Media Bureau at (202) 418-2127.

**SUPPLEMENTARY INFORMATION:** This is a synopsis of the Media Bureau's *Order* in MB Docket No. 07–269, DA 09–794, adopted and released on April 8, 2009. The complete text of this *Order* is available for inspection and copying during regular business hours in the FCC's Reference Information Center, Room CY-A257, Portals II, 445 Twelfth Street, SW., Washington, DC 20554. The complete text is also available on the Commission's Internet site at <http://www.fcc.gov>. Alternative formats are available to persons with disabilities by contacting the Consumer & Governmental Affairs Bureau at (202)

418-0530 (voice), (202) 418-0432 (TTY). The complete text of the *Order* may also be purchased from the Commission's duplicating contractor, Best Company and Printing, Inc., Portals II, 445 12th Street, SW., Room CY-B402, Washington, DC 20554, telephone (202) 863-2893, facsimile (202) 863-2898, or by e-mail [fcc@bcpiweb.com](mailto:fcc@bcpiweb.com), or via its Web site <http://www.bcpiweb.com>.

### Synopsis of Order

1. On January 16, 2009, the Commission released its 13th Annual Report to Congress on the status of competition in the market for the delivery of video programming. See *Annual Assessment of the Status of Competition in the Market for the Delivery of Video Programming*, 13th Annual Report, 24 FCC Rcd 542 (2009). The Report provided information as of 2006. On the same date, the Commission released a Notice of Inquiry (NOI) soliciting 2007 data for the 14th Annual Report. See *Annual Assessment of the Status of Competition in the Market for the Delivery of Video Programming*, Notice of Inquiry, 24 FCC Rcd 750 (2009), 74 FR 8675, February 11, 2009. The NOI initially set a deadline of February 27, 2009 for comments, and March 28, 2009 for reply comments.

2. On February 23, 2009, the Commission issued an extension of time to file comments and reply comments for 2007 data. See *Annual Assessment of the Status of Competition in the Market for the Delivery of Video Programming*, Order, 24 FCC Rcd 2524 (2009), 74 FR 11102, March 16, 2009. As described in the extension, comments in response to the NOI seeking information as of June 30, 2007, are due on April 28, 2009, and reply comments are due on May 28, 2009. We noted that the establishment of a single set of filing deadlines for 2007 and 2008 data will avoid duplication of effort by commenters and will streamline Commission review of the submitted information, thereby conserving commenters' and Commission resources.

3. As described in the Supplemental Notice of Inquiry that the Commission adopted on April 8, 2009, we will release a single report covering the years 2007, 2008, and 2009. Comments for 2008 data are due May 20, 2009, and reply comments are due June 20, 2009.

4. To afford commenters the opportunity to file their 2007 and 2008 information concurrently, we are hereby extending the comment periods announced in the Order to coincide with the filing deadlines we establish for the 2008 data.

5. Accordingly, *it is ordered* that, pursuant to sections 4(i), 4(j), 403 and 628(g) of the Communications Act of 1934, as amended, 47 U.S.C. 154(i), 154(j), 403, and 548(g), and §§ 0.061, 0.204, 0.283, and 1.46 of the rules, 47 CFR 0.061, 0.204, 0.283, and 1.46, the deadlines for responding to the Notice of Inquiry for the 14th Annual Report are extended, *sua sponte*, until May 20, 2009, for initial comments and June 20, 2009, for reply comments.

Federal Communications Commission,

**Marlene H. Dortch,**

*Secretary.*

[FR Doc. E9-9571 Filed 4-24-09; 8:45 am]

BILLING CODE 6712-01-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 May 12, 2009.

**A. Federal Reserve Bank of Atlanta** (Steve Foley, Vice President) 1000 Peachtree Street, N.E., Atlanta, Georgia 30309:

1. *Jessie Doyle Buffinton; Helmut Hans Cawthon; Kenneth Franklin Davis; Andrew Charles Heaner; Clinton Gray Hubbard; Stephen Curtis Klasson; Kimberly Gill Mauer; Laura Hallin Mumber; Matthew Peter Mumber; Delos Harley Yancey, III; John Demetrius Xanthos*, all of Rome, Georgia; Andrew Charles Heaner, Atlanta, Georgia; and Wayne Elm Vick, Armuchee, Georgia; collectively to acquire additional voting shares of Heritage First Bancshares, Inc., and thereby indirectly acquire additional voting shares of Heritage First Bank, both of Rome, Georgia.

**B. Federal Reserve Bank of St. Louis** (Glenda Wilson, Community Affairs Officer) P.O. Box 442, St. Louis, Missouri 63166-2034:

1. *Terry L. Bunnell, individually and in concert with Deborah L. Bunnell*, both of Glasgow, Kentucky; to acquire control of Peoples—Marion Bancorp, Inc., and thereby indirectly acquire control of The Peoples Bank, both of Marion, Kentucky.

Board of Governors of the Federal Reserve System, April 22, 2009.

**Robert deV. Frierson,**

*Deputy Secretary of the Board.*

[FR Doc. E9-9520 Filed 4-24-09; 8:45 am]

BILLING CODE 6210-01-S

### FEDERAL TRADE COMMISSION

[File No. 082 3145]

#### Kellogg Company; Analysis of Proposed Consent Order 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 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 May 19, 2009.

**ADDRESSES:** Interested parties are invited to submit written comments electronically or in paper form. Comments should refer to “Kellogg, File No. 082 3145” to facilitate the organization of comments. Please note that your comment—including your name and your state—will be placed on the public record of this proceeding, including on the publicly accessible FTC website, at (<http://www.ftc.gov/os/publiccomments.shtml>).

Because comments will be made public, they should not include any sensitive personal information, such as an individual's Social Security Number; date of birth; driver's license number or other state identification number, or foreign country equivalent; passport number; financial account number; or credit or debit card number. Comments also should not include any sensitive health information, such as medical records or other individually identifiable health information. In addition, comments should not include any “[t]rade secret or any commercial or financial information which is obtained from any person and which is privileged