

## FEDERAL DEPOSIT INSURANCE CORPORATION

### Determination of Insufficient Assets To Satisfy Claims Against Financial Institution in Receivership

**AGENCY:** Federal Deposit Insurance Corporation (FDIC).

**ACTION:** Notice.

**SUMMARY:** The FDIC has determined that insufficient assets exist in the receivership of AmTrust Bank, Cleveland, Ohio, to make any distribution to general unsecured claims, and therefore such claims will recover nothing and have no value.

**DATES:** The FDIC made its determination on April 30, 2011.

**FOR FURTHER INFORMATION CONTACT:** If you have questions regarding this notice, you may contact an FDIC Claims Agent at (904) 256-3925. Written correspondence may also be mailed to FDIC as Receiver of AmTrust Bank, Attention: Claims Agent, 7777 Baymeadows Way West, Jacksonville, Florida 32256.

**SUPPLEMENTARY INFORMATION:** On December 4, 2009, AmTrust Bank, Cleveland, Ohio, (FIN #10155) was closed by the Office of Thrift Supervision ("OTS"), and the Federal Deposit Insurance Corporation ("FDIC") was appointed as its receiver ("Receiver"). In complying with its statutory duty to resolve the institution in the method that is least costly to the deposit insurance fund, *see* 12 U.S.C. 1823(c)(4), the FDIC facilitated a transaction with New York Community Bank, Westbury, New York, to acquire the deposits and most of the assets of the failed institution.

Section 11(d)(11)(A) of the Federal Deposit Insurance Act, 12 U.S.C. 1821(d)(11)(A), sets forth the order of priority for distribution of amounts realized from the liquidation or other resolution of an insured depository institution to pay claims. Under the statutory order of priority, administrative expenses and deposit liabilities must be paid in full before any distribution may be made to general unsecured creditors or any lower priority claims.

As of December 31, 2010, the value of assets available for distribution by the Receiver, together with anticipated recovery sources, including recoveries

on claims against directors, officers, and other professionals, claims in bankruptcy, and refunds of Federal and state taxes, was \$3,102,153,098. As of the same date, administrative expenses and depositor liabilities equaled \$4,555,852,340, exceeding available assets by \$1,453,699,242. Accordingly, the FDIC has determined that insufficient assets exist to make any distribution on general unsecured creditor claims (and any lower priority claims) and therefore all such claims, asserted or unasserted, will recover nothing and have no value.

Dated: May 5, 2011.

**Robert E. Feldman,**  
*Executive Secretary.*

[FR Doc. 2011-11415 Filed 5-10-11; 8:45 am]

**BILLING CODE 6714-01-P**

## 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.

Unless otherwise noted, comments regarding each of these applications

must be received at the Reserve Bank indicated or the offices of the Board of Governors not later than June 6, 2011.

A. Federal Reserve Bank of Chicago (Colette A. Fried, Assistant Vice President), 230 South LaSalle Street, Chicago, Illinois 60690-1414:

1. *North Central Bancshares, Inc.*, Fort Dodge, Iowa; to become a bank holding company following the conversion of its subsidiary, First Federal Savings Bank of Iowa, Fort Dodge, Iowa, from a Federally chartered savings bank to a state chartered bank.

Board of Governors of the Federal Reserve System, May 6, 2011.

**Robert deV. Frierson,**  
*Deputy Secretary of the Board.*

[FR Doc. 2011-11527 Filed 5-10-11; 8:45 am]

**BILLING CODE 6210-01-P**

## 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-Rodin 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—on the dates indicated—of the waiting period provided by law and the premerger notification rules. The listing for each transaction includes the transaction number and the parties to the transaction. 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 any action with respect to these proposed acquisitions during the applicable waiting period.

## EARLY TERMINATIONS GRANTED

[April 1, 2011 thru April 29, 2011]

ET date	Trans. No.	ET req status	Party name
04/01/2011 .....	20110676	G	Epiq Systems, Inc.; Frontenac VIII Limited Partnership; Epiq Systems, Inc.
	20110678	G	EMC Corporation; NetWitness Corporation; EMC Corporation
	20110681	G	Sidney B. DeBoer; Gregory S. Rasmussen; Sidney B. DeBoer
	20110689	G	International Petroleum Investment Company; Compania Espanola de Petroleos, S.A.; International Petroleum Investment Company
	20110690	G	Mr. Yitshak Sharon (Tshuva); Ergon, Inc.; Mr. Yitshak Sharon (Tshuva)
04/04/2011 .....	20110703	G	Cephalon, Inc.; Gemin X Pharmaceuticals, Inc.; Cephalon, Inc.
04/05/2011 .....	20110679	G	Brazos Equity Fund III, L.P.; TLC Holdings, LLC; Brazos Equity Fund III, L.P.
	20110700	G	Friedman Fleischer & Lowe Capital Partners III, L.P.; Thoma Cressey Fund VIII, L.P.; Friedman Fleischer & Lowe Capital Partners III, L.P.
04/07/2011 .....	20110697	G	Cowen Group, Inc.; LaBranche & Co. Inc.; Cowen Group, Inc.
04/08/2011 .....	20110557	G	James Ratcliffe; Styrolution; James Ratcliffe
	20110558	G	BASF SE; Styrolution; BASF SE
	20110567	G	Kindred Healthcare, Inc.; RehabCare Group, Inc.; Kindred Healthcare, Inc.
	20110693	G	Berkshire Hathaway Inc.; The Lubrizol Corporation; Berkshire Hathaway Inc.
	20110701	G	International Business Machines Corporation; The AM3 Irrevocable Trust; International Business Machines Corporation
	20110702	G	Gores Capital Partners III, L.P.; The Azalea Fund III, L.P.; Gores Capital Partners III, L.P.
	20110708	G	Wellspring Capital Partners IV, L.P.; Wells Fargo & Company; Wellspring Capital Partners IV, L.P.
	20110710	G	Charles W. Ergen; DBSD North America, Inc.; Charles W. Ergen.
	20110712	G	CB Richard Ellis Group, Inc.; ING Groep N.V.; CB Richard Ellis Group, Inc.
	20110720	G	Dr. Patrick Soon-Shiong, M.D.; Celgene Corporation; Dr. Patrick Soon-Shiong, M.D.
	20110722	G	Schneider Electric SA; Weston Presidio V, L.P.; Schneider Electric SA.
	20110728	G	Charles W. Ergen; Blockbuster Inc.—Debtor-in-Possession; Charles W. Ergen.
04/11/2011 .....	20110718	G	Carl C. Icahn; Blockbuster Inc.—Debtor-in-Possession; Carl C. Icahn.
04/13/2011 .....	20110716	G	Align Technology, Inc.; Cadent Holdings, Inc.; Align Technology, Inc.
	20110717	G	Kirby Corporation; First Reserve Fund XI, L.P.; Kirby Corporation.
	20110719	G	Carlyle U.S. Growth Fund III, L.P.; Redflex Holdings Limited; Carlyle U.S. Growth Fund III, L.P.
	20110723	G	Highstar Capital IV Prism, L.P.; LS Power Equity Partners, L.P.; Highstar Capital IV Prism, L.P.
04/14/2011 .....	20110666	G	James River Coal Company; International Resource Partners LP; James River Coal Company.
04/15/2011 .....	20110724	G	London Stock Exchange Group plc; TMX Group Inc.; London Stock Exchange Group plc.
	20110725	G	PerkinElmer, Inc.; CambridgeSoft Corporation; PerkinElmer, Inc.
	20110737	G	LLR Equity Partners III, L.P.; Tom Gores; LLR Equity Partners III, L.P.
	20110739	G	Bernard Arnault; Bulgari S.p.A.; Bernard Arnault.
	20110744	G	Apax Europe VII-B, L.P.; Epicor Software Corporation; Apax Europe VII-B, L.P.

## EARLY TERMINATIONS GRANTED—Continued

[April 1, 2011 thru April 29, 2011]

ET date	Trans. No.	ET req status	Party name
04/18/2011 .....	20110745	G	Apax Europe VII-B, L.P.; Hellman & Friedman Capital Partners V, L.P.; Apax Europe VII-B, L.P.
	20110732	G	Michael G. Rubin; eBay Inc.; Michael G. Rubin.
	20110733	G	eBay Inc.; GSI Commerce, Inc.; eBay Inc.
04/19/2011 .....	20110734	G	AGL Resources Inc.; Nicor Inc.; AGL Resources Inc.
	20110743	G	Warburg Pincus Private Equity X, L.P.; Rural/Metro Corporation; Warburg Pincus Private Equity X, L.P.
	20110735	G	Chicago Growth Partners II, L.P.; Richard Stamper; Chicago Growth Partners II, L.P.
04/22/2011 .....	20110738	G	Arlington Capital Partners H, L.P.; Jeffrey D. Smock; Arlington Capital Partners II, L.P.
	20110682	G	Manulife Financial Corporation; Electric Power Development Co., Ltd.; Manulife Financial Corporation.
	20110731	G	The Charles Schwab Corporation; optionsXpress, Holdings, Inc.; The Charles Schwab Corporation.
	20110736	G	AMETEK, Inc.; River V. L.P.; AMETEK, Inc.
	20110741	G	Cephalon, Inc.; ChemGenex Pharmaceuticals Limited; Cephalon, Inc.
	20110748	G	Genpact Limited; Headstrong Corporation; Genpact Limited.
	20110752	G	Andrea Pignataro; Warburg Pincus Private Equity IX, L.P.; Andrea Pignataro.
	20110753	G	Parkway Properties, Inc.; James R. Heistand; Parkway Properties, Inc.
	20110756	G	SEI, Inc.; Retail Ventures, Inc.; SEI, Inc.
	20110757	G	Schottenstein RVI, LLC; Retail Ventures, Inc.; Schottenstein RVI, LLC.
	20110758	G	Terry Taylor; Estate of R.C. Alexander; Terry Taylor.
	20110760	G	TCV VII, L.P.; K12 Inc.; TCV VII, L.P.
	20110761	G	Klockner & Co. SE; The Second Dave Samson Trust; Klockner & Co. SE.
04/25/2011 .....	20110765	G	JSM Acquisition, L.P.; Padres L.P.; JSM Acquisition, L.P.
	20110751	G	Walter Investment Management Corp.; Centerbridge Capital Partners AIV II, L.P.; Walter Investment Management Corp.
04/26/2011 .....	20110278	G	Hikma Pharmaceuticals PLC; Baxter International Inc.; Hikma Pharmaceuticals PLC.
04/29/2011 .....	20110709	G	Bronson Healthcare Group, Inc.; Trinity Health Corporation; Bronson Healthcare Group, Inc.
	20110770	G	Frac Tech International, LLC; World Investment Group, LLC; Frac Tech International, LLC.
	20110775	G	Investindustrial III, L.P.; Momentive Performance Materials Holdings LLC; Investindustrial III, L.P.
	20110780	G	Jefferies Group, Inc.; Prudential Financial, Inc.; Jefferies Group, Inc.
	20110782	G	New Mountain Partners III, L.P.; Dr. Romesh Wadhvani; New Mountain Partners III, L.P.
	20110783	G	KKR 2006 Fund (Overseas), Limited Partnership; Pfizer Inc.; KKR 2006 Fund (Overseas), Limited Partnership.
	20110786	G	Permira IV Continuing L.P.2; The Lightyear Fund, L.P.; Permira IV Continuing L.P.2.

**FOR FURTHER INFORMATION CONTACT:**

Sandra M. Peay, Contact Representative; or Renee Chapman, Contact Representative, Federal Trade Commission, Premerger Notification Office, Bureau of Competition, Room H-303, Washington, DC 20580, (202) 326-3100.

By direction of the Commission.

**Donald S. Clark,**

*Secretary.*

[FR Doc. 2011-11303 Filed 5-10-11; 8:45 am]

**BILLING CODE 6750-01-M**

## DEPARTMENT OF HEALTH AND HUMAN SERVICES

### Meeting of the Presidential Advisory Council on HIV/AIDS

**AGENCY:** Office of the Assistant Secretary for Health, Office of the Secretary, Department of Health and Human Services.

**ACTION:** Notice.

**SUMMARY:** As stipulated by the Federal Advisory Committee Act, the U.S. Department of Health and Human Service (DHHS) is hereby giving notice that the Presidential Advisory Council on HIV/AIDS (PACHA) will hold a meeting. The meeting will be open to the public.

**DATES:** The meeting will be held Thursday, May 26, 2011 and Friday, May 27, 2011. The meeting will be held from 10 a.m. to approximately 5 p.m. on May 26, 2011 and 9 a.m. to approximately 3 p.m. on May 27, 2011.

**ADDRESSES:** Department of Health and Human Services, Room 705A, Hubert H. Humphrey Building, 200 Independence Avenue, SW., Washington, DC 20201.

**FOR FURTHER INFORMATION CONTACT:** Mr. Melvin Joppy, Committee Manager, Presidential Advisory Council on HIV/AIDS, Department of Health and Human Services, 200 Independence Avenue, Room 443H, Hubert H. Humphrey Building, Washington, DC 20201; (202) 690-5560. More detailed information about PACHA can be obtained by accessing the Council's Web site at <http://www.pacha.gov>.

**SUPPLEMENTARY INFORMATION:** PACHA was established by Executive Order 12963, dated June 14, 1995 as amended by Executive Order 13009, dated June 14, 1996. The Council was established to provide advice, information, and recommendations to the Secretary regarding programs and policies to promote effective prevention of HIV disease and AIDS. The functions of the Council are solely advisory in nature.

The Council consists of not more than 25 members. Council members are selected from prominent community leaders with particular expertise in, or knowledge of, matters concerning HIV and AIDS, public health, global health, philanthropy, marketing or business, as well as other national leaders held in high esteem from other sectors of society. Council members are appointed by the Secretary or designee, in consultation with the White House Office on National AIDS Policy. The agenda for the upcoming meeting will be posted on the Council's Web site <http://www.pacha.gov>.

Public attendance at the meeting is limited to space available. Individuals must provide a photo ID for entry into the building. Individuals who plan to attend and need special assistance, such as language interpretation or reasonable accommodations, should notify the designated contact person. Pre-registration for public attendance is advisable and can be accomplished by contacting the PACHA Committee Manager.

Members of the public will have the opportunity to provide comments on during the public comment period(s) of the meeting. Pre-registration is required for public comment. Any individual who wishes to participate in the public comment session must *contact:* Melvin Joppy, Office of HIV/AIDS Policy, [melvin.joppy@hhs.gov](mailto:melvin.joppy@hhs.gov), by close of business Monday, May 23, 2011. Public comment will be limited to three minutes per speaker. Members of the public who wish to have printed materials distributed to PACHA members for discussion at the meeting are asked to provide, at a minimum, 2 copies of the materials to the PACHA Committee Manager no later than close of business Tuesday, May 24, 2011. Contact information for the PACHA Committee Manager is provided above.

Dated: May 5, 2011.

**Christopher H. Bates,**

*Executive Director, Presidential Advisory on HIV/AIDS.*

[FR Doc. 2011-11542 Filed 5-10-11; 8:45 am]

**BILLING CODE 4150-43-P**

## DEPARTMENT OF HEALTH AND HUMAN SERVICES

### Agency for Healthcare Research and Quality

#### Agency Information Collection Activities; Proposed Collection; Comment Request

**AGENCY:** Agency for Healthcare Research and Quality, HHS.

**ACTION:** Notice.

**SUMMARY:** This notice announces the intention of the Agency for Healthcare Research and Quality (AHRQ) to request that the Office of Management and Budget (OMB) approve the proposed information collection project: "Pre-test of an Assisted Living Consensus Instrument." In accordance with the Paperwork Reduction Act, 44 U.S.C. 3501-3521, AHRQ invites the public to comment on this proposed information collection.

**DATES:** Comments on this notice must be received by July 11, 2011.

**ADDRESSES:** Written comments should be submitted to: Doris Lefkowitz, Reports Clearance Officer, AHRQ, by e-mail at [doris.lefkowitz@AHRQ.hhs.gov](mailto:doris.lefkowitz@AHRQ.hhs.gov).

Copies of the proposed collection plans, data collection instruments, and specific details on the estimated burden can be obtained from the AHRQ Reports Clearance Officer.

**FOR FURTHER INFORMATION CONTACT:** Doris Lefkowitz, AHRQ Reports Clearance Officer, (301) 427-1477, or by e-mail at [doris.lefkowitz@AHRQ.hhs.gov](mailto:doris.lefkowitz@AHRQ.hhs.gov).

#### SUPPLEMENTARY INFORMATION:

##### Proposed Project

##### *Pre-Test of an Assisted Living Consensus Instrument*

Using a consensus-based process and in partnership with the Center for Excellence in Assisted Living (CEAL), AHRQ has developed a data collection tool that will collect uniform information about individual assisted living facilities (ALFs) in the United States to increase the value of healthcare for consumers by helping them make informed choices when selecting an ALF. Included in the development process were a voluntary committee of national representatives of Assisted Living Facilities, consumers, and researchers.

Assisted living (AL) is a relatively new long-term care option that currently serves approximately one million older and dependent Americans. Unlike skilled nursing facilities which are Federally regulated and relatively uniform from state to state, ALFs vary from state to state, as well as within each state, reflecting various core values that embrace consumer choice and provider diversity.

Most states mandate a set of basic services that an ALF must offer, such as meals and housekeeping. The upper limits of allowable services are also often prescribed. However, within the range of services required and allowed, ALFs in most states are given some