

calendar days, made an offer to acquire, expressed an interest in acquiring, entered into negotiations to acquire, or was contacted or made an inquiry about acquiring, any interest in the Divestiture Assets, and shall describe in detail each contact with any such person during that period. Each such affidavit shall also include a description of the efforts defendants have taken to solicit buyers for the Divestiture Assets, and to provide required information to prospective Acquirers, including the limitations, if any, on such information. Assuming the information set forth in the affidavit is true and complete, any objection by the United States to information provided by defendants, including limitation on information, shall be made within fourteen (14) calendar days of receipt of such affidavit.

B. Within twenty (20) calendar days of the filing of the Complaint in this matter, defendants shall deliver to the United States an affidavit that describes in reasonable detail all actions defendants have taken and all steps defendants have implemented on an ongoing basis to comply with Section VIII of this Final Judgment. Defendants shall deliver to the United States an affidavit describing any changes to the efforts and actions outlined in defendants' earlier affidavits filed pursuant to this section within fifteen (15) calendar days after the change is implemented.

C. Defendants shall keep all records of all efforts made to preserve and divest the Divestiture Assets until one year after such divestiture has been completed.

#### **X. COMPLIANCE INSPECTION**

A. For the purposes of determining or securing compliance with this Final Judgment, or of any related orders such as any Hold Separate Stipulation and Order, or of determining whether the Final Judgment should be modified or vacated, and subject to any legally-recognized privilege, from time to time authorized representatives of the United States Department of Justice, including consultants and other persons retained by the United States, shall, upon written request of an authorized representative of the Assistant Attorney General in charge of the Antitrust Division, and on reasonable notice to defendants, be permitted:

1) access during defendants' office hours to inspect and copy, or at the option of the United States, to require defendants to provide hard copy or electronic copies of, all books, ledgers, accounts, records, data, and documents in the possession, custody, or

control of defendants, relating to any matters contained in this Final Judgment; and

2) to interview, either informally or on the record, defendants' officers, employees, or agents, who may have their individual counsel present, regarding such matters. The interviews shall be subject to the reasonable convenience of the interviewee and without restraint or interference by defendants.

B. Upon the written request of an authorized representative of the Assistant Attorney General in charge of the Antitrust Division, defendants shall submit written reports or response to written interrogatories, under oath if requested, relating to any of the matters contained in this Final Judgment as may be requested.

C. No information or documents obtained by the means provided in this section shall be divulged by the United States to any person other than an authorized representative of the executive branch of the United States, except in the course of legal proceedings to which the United States is a party (including grand jury proceedings), or for the purpose of securing compliance with this Final Judgment, or as otherwise required by law.

D. If at the time information or documents are furnished by defendants to the United States, defendants represent and identify in writing the material in any such information or documents to which a claim of protection may be asserted under Rule 26(c)(1)(G) of the Federal Rules of Civil Procedure, and defendants mark each pertinent page of such material, "Subject to claim of protection under Rule 26(c)(1)(G) of the Federal Rules of Civil Procedure," then the United States shall give defendants ten (10) calendar days notice prior to divulging such material in any legal proceeding (other than a grand jury proceeding).

#### **XI. NO REACQUISITION**

Defendants may not reacquire any part of the Divestiture Assets during the term of this Final Judgment.

#### **XII. RETENTION OF JURISDICTION**

This Court retains jurisdiction to enable any party to this Final Judgment to apply to this Court at any time for further orders and directions as may be necessary or appropriate to carry out or construe this Final Judgment, to modify any of its provisions, to enforce compliance, and to punish violations of its provisions.

#### **XIII. EXPIRATION OF FINAL JUDGMENT**

Unless this Court grants an extension, this Final Judgment shall expire ten (10) years from the date of its entry.

#### **XIV. PUBLIC INTEREST DETERMINATION**

Entry of this Final Judgment is in the public interest. The parties have complied with the requirements of the Antitrust Procedures and Penalties Act, 15 U.S.C. 16, including making copies available to the public of this Final Judgment, the Competitive Impact Statement, and any comments thereon and the United States' responses to comments. Based upon the record before the Court, which includes the Competitive Impact Statement and any comments and response to comments filed with the Court, entry of this Final Judgment is in the public interest.

Date:

Court approval subject to procedures of Antitrust Procedures and Penalties Act, 15 U.S.C. 16.

United States District Judge

[FR Doc. 2017-22443 Filed 10-16-17; 8:45 am]

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#### **DEPARTMENT OF JUSTICE**

##### **Antitrust Division**

##### **Notice Pursuant to the National Cooperative Research and Production Act of 1993—Border Security Technology Consortium**

Notice is hereby given that, on September 22, 2017, pursuant to Section 6(a) of the National Cooperative Research and Production Act of 1993, 15 U.S.C. 4301 *et seq.* ("the Act"), Border Security Technology Consortium ("BSTC") has filed written notifications simultaneously with the Attorney General and the Federal Trade Commission disclosing changes in its membership. The notifications were filed for the purpose of extending the Act's provisions limiting the recovery of antitrust plaintiffs to actual damages under specified circumstances. Specifically, Michigan Technology University, Houghton, MI; and TRI-COR Industries, Inc., Alexandria, VA, have been added as parties to this venture.

No other changes have been made in either the membership or planned activity of the group research project. Membership in this group research project remains open, and BSTC intends to file additional written notifications disclosing all changes in membership.

On May 30, 2012, BSTC filed its original notification pursuant to Section 6(a) of the Act. The Department of Justice published a notice in the **Federal Register** pursuant to Section 6(b) of the Act on June 18, 2012 (77 FR 36292).

The last notification was filed with the Department on June 8, 2017. A notice was published in the **Federal Register** pursuant to section 6(b) of the Act on July 25, 2017 (85 FR 34551).

**Patricia A. Brink,**

*Director of Civil Enforcement, Antitrust Division.*

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**DEPARTMENT OF JUSTICE**

**Membership of the Senior Executive Service Standing Performance Review Boards**

**AGENCY:** Department of Justice.

**ACTION:** Notice of Department of Justice’s standing members of the Senior Executive Service Performance Review Boards.

**SUMMARY:** The Department of Justice announces the membership of its 2017 Senior Executive Service (SES) Standing Performance Review Boards (PRBs). The purpose of a PRB is to provide fair and

impartial review of SES performance appraisals, bonus recommendations and pay adjustments. The PRBs will make recommendations regarding the final performance ratings to be assigned, SES bonuses and/or pay adjustments to be awarded.

**FOR FURTHER INFORMATION CONTACT:**

Mary A. Lamary, Director, Human Resources, Justice Management Division, Department of Justice, Washington, DC 20530; (202) 514-4350.

**Lee J. Lofthus,**

*Assistant Attorney General for Administration.*

2017 FEDERAL REGISTER

Name	Position title
<b>Office of the Attorney General—OAG</b>	
HUNT, JODY (DETAIL) .....	CHIEF OF STAFF AND COUNSELOR.
MORRISSEY, BRIAN .....	COUNSELOR TO THE ATTORNEY GENERAL.
CUTRONA, DANIELLE .....	SENIOR COUNSELOR.
<b>Office of the Deputy Attorney General—ODAG</b>	
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SWANSON, JAMES .....	ASSOCIATE DEPUTY ATTORNEY GENERAL.
SCHOOLS, SCOTT .....	ASSOCIATE DEPUTY ATTORNEY GENERAL.
GUAHAR, TASHINA .....	ASSOCIATE DEPUTY ATTORNEY GENERAL.
CROWELL, JAMES A .....	CHIEF OF STAFF/ASSOCIATE DEPUTY ATTORNEY GENERAL.
CONNOLLY, ROBERT .....	DIRECTOR, OFFICE OF SMALL AND DISADVANTAGED BUSINESS UTILIZATION.
GOLDSMITH, ANDREW .....	NATIONAL CRIMINAL DISCOVERY COORDINATOR.
MICHALIC, MARK .....	EMERGENCY PREPAREDNESS AND CRISIS RESPONSE COORDINATOR.
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COX, STEVE .....	DEPUTY ASSOCIATE ATTORNEY GENERAL.
MURRAY, BRIAN .....	DEPUTY ASSOCIATE ATTORNEY GENERAL.
FRANCISCO, NOEL .....	SENIOR ADVISOR.
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WINN, PETER .....	DIRECTOR, OFFICE OF PRIVACY AND CIVIL LIBERTIES.
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DRENNAN, RONALD .....	CHIEF, COMPETITION POLICY SECTION.
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