

FEDERAL MARITIME COMMISSION

800 North Capitol Street NW., Washington, DC 20573-0001
Phone, 202-523-5707. Internet, <http://www.fmc.gov/>.

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The Federal Maritime Commission regulates the waterborne foreign commerce of the United States, ensures that U.S. international trade is open to all nations on fair and equitable terms, and protects against unauthorized, concerted activity in the waterborne commerce of the United States. This is accomplished through maintaining surveillance over steamship conferences and common carriers by water; ensuring that only the rates on file with the Commission are charged; reviewing agreements between persons subject to the Shipping Act of 1984; guaranteeing equal treatment to shippers, carriers, and other persons subject to the shipping statutes; and ensuring that adequate levels of financial responsibility are maintained for indemnification of passengers.

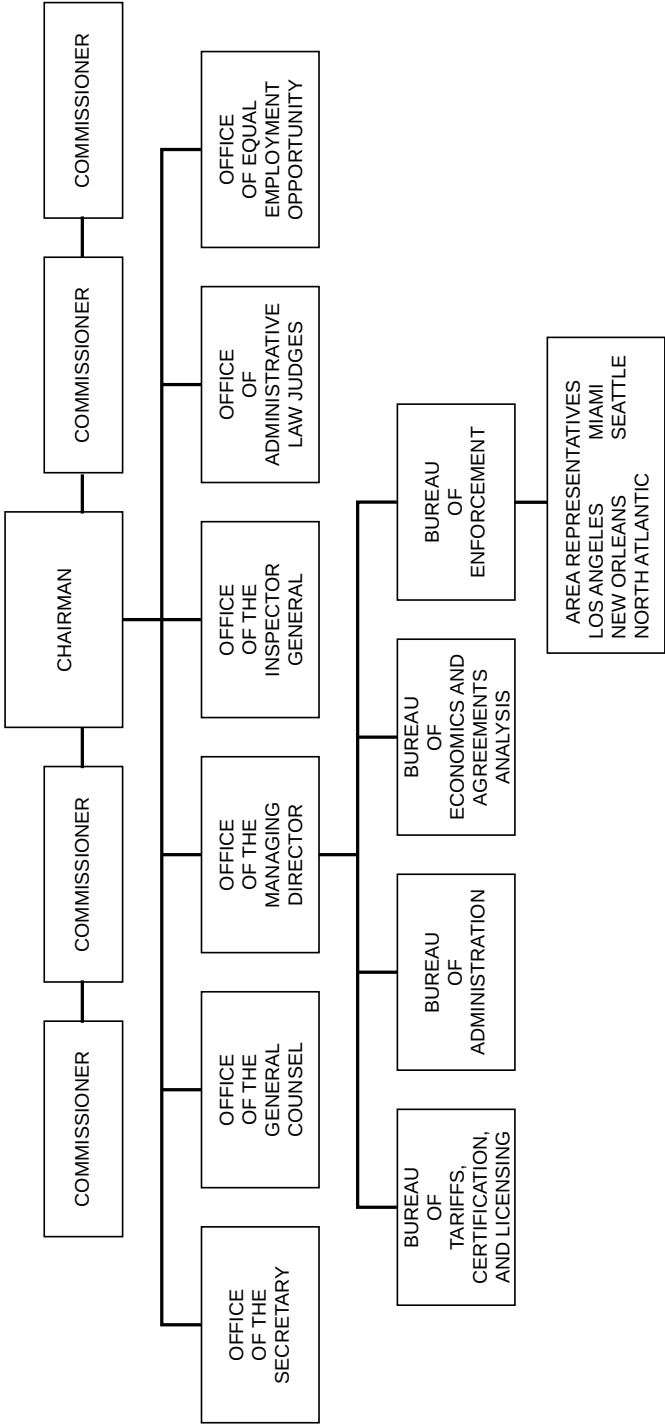
The Federal Maritime Commission was established by Reorganization Plan No. 7 of 1961 (5 U.S.C. app.), effective August 12, 1961. It is an independent agency that regulates shipping under the following statutes: the Shipping Act of 1984 (46 U.S.C. app. 1701-1720); the Merchant Marine Act, 1920 (46 U.S.C. app. 861 *et seq.*); the Foreign Shipping Practices Act of 1988 (46 U.S.C. app. 1710a); the Merchant Marine Act, 1936 (46 U.S.C. app. 1101 *et seq.*); and certain provisions of the act of November 6, 1966 (46 U.S.C. app. 817(d) and 817(e)).

Activities

Agreements The Commission reviews for legal sufficiency agreements filed under section 5 of the Shipping Act of 1984 (46 U.S.C. app. 1704), including conference, interconference, and cooperative working agreements among common carriers, terminal operators, and other persons subject to the shipping statutes. It also monitors activities under all effective agreements for compliance with the provisions of law and its rules, orders, and regulations.

Tariffs The Commission accepts or rejects tariff filings, including filings dealing with service contracts, of

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common carriers engaged in the foreign and domestic offshore commerce of the United States, or conferences of such carriers. Special permission applications may be submitted for relief from statutory and/or Commission tariff requirements. The Commission monitors the activities of controlled carriers under section 9 of the Shipping Act of 1984 (46 U.S.C. app. 1708, 1709, 1714).

Licenses The Commission issues licenses to persons, partnerships, corporations, or associations desiring to engage in ocean freight forwarding activities.

Passenger Indemnity The Commission administers the passenger indemnity provisions of the act of November 6, 1966, which require shipowners and operators to obtain certificates of financial responsibility to pay judgments for personal injury or death or to refund fares in the event of nonperformance of voyages.

Informal Complaints The Commission reviews alleged or suspected violations of the shipping statutes and rules and regulations of the Commission and may take administrative action to institute formal proceedings, to refer matters to other governmental agencies, or to bring about voluntary agreement between the parties.

Formal Adjudicatory Procedure The Commission conducts formal investigations and hearings on its own motion and adjudicates formal

complaints in accordance with the Administrative Procedure Act (5 U.S.C. note prec. 551).

Rulemaking The Commission promulgates rules and regulations to interpret, enforce, and ensure compliance with shipping and related statutes by common carriers and other persons subject to the statutes.

Investigation, Audit, and Financial and Economic Analyses The Commission prescribes and administers programs to ensure compliance with the provisions of the shipping statutes. These programs include the submission of information; field investigations and audits of activities and practices of common carriers, conferences, terminal operators, freight forwarders, and other persons subject to the shipping statutes; and rate analyses, studies, and economic reviews of current and prospective trade conditions, including the extent and nature of competition in various trade areas.

International Affairs The Commission conducts investigations of foreign governmental and foreign carrier practices that adversely affect the U.S. shipping trade and, in conjunction with the Department of State, conducts activities to effect the elimination of discriminatory practices on the part of foreign governments against United States-flag shipping and to achieve comity between the United States and its trading partners.

Area Representatives—Federal Maritime Commission

District	Address/Phone	Representative
Los Angeles	Rm. 1018, 300 S. Ferry St., San Pedro, CA 90731. Phone, 310-514-4905. Fax, 310-514-3931. E-mail, clarko@cris.com	Oliver E. Clark
Miami	Rm. 736, 909 SE. First Ave., Miami, FL 33131. Phone, 305-536-4316. Fax, 305-536-4317. E-mail, margolis@cris.com	Andrew Margolis
New Orleans	Rm. 303, 423 Canal St., New Orleans, LA 70130. Phone, 504-589-6663. Fax, 504-589-6664. E-mail, kellogga@cris.com	Alvin N. Kellogg
North Atlantic	800 N. Capitol St., Washington, DC 20573-0001. Phone, 202-523-0300. Fax, 202-523-3725. E-mail, michaelc@fmc.gov	Michael F. Carley
Seattle	Suite 100, 7 S. Nevada St., Seattle, WA 98134. Phone, 206-553-0221. Fax, 206-553-0222. E-mail, moneckm@cris.com	Michael A. Moneck

Sources of Information

Electronic Access Information about the Federal Maritime Commission is available in electronic form through the Internet, at <http://www.fmc.gov/>.

Employment Employment inquiries may be directed to the Office of Personnel, Federal Maritime Commission, 800 North Capitol Street NW., Washington, DC 20573-0001. Phone, 202-523-5773.

Informal Complaints Phone, 202-523-5807. E-mail, josephf@fmc.gov.

Publications The *Thirty-sixth Annual Report (1997)* is a recent publication of the Federal Maritime Commission.

For further information, contact the Office of the Secretary, Federal Maritime Commission, 800 North Capitol Street NW., Washington, DC 20573-0001. Phone, 202-523-5725. Fax, 202-523-0014. Internet, <http://www.fmc.gov/>.

FEDERAL MEDIATION AND CONCILIATION SERVICE

2100 K Street NW., Washington, DC 20427
Phone, 202-606-8100. Internet, <http://www.fmcs.gov/>.

Director
Deputy Director, Field Operations
Deputy Director, National Office

JOHN CALHOUN WELLS
C. RICHARD BARNES
VELLA M. TRAYNHAM

The Federal Mediation and Conciliation Service assists labor and management in resolving disputes in collective bargaining contract negotiation through voluntary mediation and arbitration services; provides training to unions and management in cooperative processes to improve long-term relationships under the Labor Management Cooperation Act of 1978, including Federal sector partnership training authorized by Executive Order 12871; provides alternative dispute resolution services and training to Government agencies, including the facilitation of regulatory negotiations under the Administrative Dispute Resolution Act and the Negotiated Rulemaking Act of 1996; and awards competitive grants to joint labor-management committees to encourage innovative approaches to cooperative efforts.

The Federal Mediation and Conciliation Service (FMCS) was created by the Labor Management Relations Act, 1947 (29 U.S.C. 172). The Director is appointed by the President with the advice and consent of the Senate.

Activities

The Federal Mediation and Conciliation Service helps prevent disruptions in the flow of interstate commerce caused by labor-management disputes by providing mediators to assist disputing parties in the resolution of their differences. Mediators have no law enforcement authority and rely wholly on persuasive techniques.

The Service offers its facilities in labor-management disputes to any industry affecting interstate commerce with employees represented by a union, either upon its own motion or at the request of one or more of the parties to

the dispute, whenever in its judgment such dispute threatens to cause a substantial interruption of commerce. The Labor Management Relations Act requires that parties to a labor contract must file a dispute notice if agreement is not reached 30 days in advance of a contract termination or reopening date. The notice must be filed with the Service and the appropriate State or local mediation agency. The Service is required to avoid the mediation of disputes that would have only a minor effect on interstate commerce if State or other conciliation services are available to the parties.

For further information, contact one of the regional offices listed below.

Mediation Efforts of FMCS mediators are directed toward the establishment of sound and stable labor-management relations on a continuing basis, thereby