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Wednesday
March 5, 1980

KANSAS SUPREME COURT
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Highlights

14247 **Schools, Hospitals, and Certain Buildings and Institutions** DOE/SOLAR announces grant programs

14496 **New Motor Vehicles and Engines** EPA establishes emission standards for diesel-fueled light-duty vehicles and light-duty trucks; effective 4-4-80 (Part III of this issue)

14476 **National Security Information and Restricted Data** NRC proposes rules governing access to and protection of information and data; effective 5-19-80 (Part II of this issue)

14249 **Medicare Program** HEW/HCFA issues schedule of target reimbursement rates for institutions furnishing home dialysis supplies, equipment and support services; effective for services furnished 1-1-80 through 12-31-80

14211 **Medicaid Program** HEW/HCFA issues new procedures regarding State Medicaid Management Information Systems; effective 4-4-80

14352 **Privacy Act** OMB publishes report of agency systems of records

14232 **Polychlorinated Biphenyls** EPA requests information on certain transformers; comments by 4-4-80

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Highlights

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Rules and Regulations

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This section of the FEDERAL REGISTER contains regulatory documents having general applicability and legal effect, most of which are keyed to and codified in the Code of Federal Regulations, which is published under 50 titles pursuant to 44 U.S.C. 1510.
The Code of Federal Regulations is sold by the Superintendent of Documents. Prices of new books are listed in the first FEDERAL REGISTER issue of each month.

DEPARTMENT OF AGRICULTURE

Agricultural Marketing Service

7 CFR Parts 907, 908

Navel and Valencia Oranges Grown in Arizona and California; Expenses, Rates of Assessment, and Carryover of Unexpended Funds

AGENCY: Agricultural Marketing Service, USDA.

ACTION: Final rule.

SUMMARY: These regulations authorize expenses and rates of assessment for the 1979–80 fiscal period, to be collected from handlers to support activities of the committees which locally administer the Federal marketing order programs covering Naval and Valencia oranges grown in Arizona and designated parts of California.

DATES: Effective November 1, 1979, through October 31, 1980.

SUPPLEMENTARY INFORMATION: *Findings.* This document is issued under marketing Orders 907 and 908, each as amended (7 CFR Parts 907 and 908), respectively, regulating the handling of oranges grown in Arizona and designated parts of California. These marketing orders are effective under the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601–674). This action is based upon the recommendations and information submitted by the committees, established under these marketing orders, and upon other information. It is found that the expenses and rates of assessment, as hereinafter provided, will tend to effectuate the declared policy of the act.

It is further found that it is impracticable and contrary to the public interest to give preliminary notice, engage in public rulemaking procedure, and postpone the effective date until 30 days after publication in the **Federal Register** (5 U.S.C. 553), as these orders require that the rates of assessment for a particular fiscal period shall apply to all assessable fruit handled from the beginning of such period which began November 1, 1979. To enable the committees to meet fiscal obligations which are now accruing, approval of the expenses and assessment rates is necessary without delay. Handlers and other interested persons were given an opportunity to submit information and views on the expenses and assessment rates at an open meeting of each committee. It is necessary to effectuate the declared purposes of the act to make these provisions effective as specified.

Further, in accordance with procedures in Executive Order 12044, the emergency nature of this regulation warrants publication without opportunity for further public comment. The regulation has not been classified significant under the USDA criteria for implementing the Executive Order. An Impact Analysis is available from Malvin E. McGaha, Chief, Fruit Branch, Fruit and Vegetable Dvision, AMS, USDA, Washington, D.C. 20250, telephone (202) 447–5975.

Therefore, new §§ 907.217 (M.O. 907) and 908.219 (M.O. 908), are added to read as follows: (§§ 907.217 and 908.219 expire October 31, 1980, and will not be published in the annual code of Federal regulations).

Marketing Order 907

§ 907.217 Expenses, rate of assessment, and carryover of unexpended funds.

(a) Expenses that are reasonable and likely to be incurred by the Naval Orange Administrative Committee, during the period November 1, 1979, through October 31, 1980, will amount to $641,450.

(b) The rate of assessment for said period, payable by each handler in accordance with § 907.41, is fixed at $0.0165 per carton of Naval oranges.

(c) Unexpended funds in excess of expenses incurred during the fiscal period ending October 31, 1979, shall be carried over as a reserve in accordance with § 907.42.

Marketing Order 908

§ 908.219 Expenses, rate of assessment, and carryover of unexpended funds.

(a) Expenses that are reasonable and likely to be incurred by the Valencia Orange Administrative Committee, during the period November 1, 1979, through October 31, 1980, will amount to $360,900.

(b) The rate of assessment for said period, payable by each handler in accordance with § 908.41, is fixed at $0.0180 per carton of Valencia oranges.

(c) Unexpended funds in excess of expenses incurred during the fiscal period ending October 31, 1979, shall be carried over as a reserve in accordance with § 908.42.

(Secs. 1–19, 48 Stat. 31, as amended (7 U.S.C. 601–674))

February 28, 1980.

D. S. Kuryloski,
Deputy Director, Fruit and Vegetable Division, Agricultural Marketing Service.

[FR Doc. 80-6832 Filed 3-4-80; 8:45 am]
BILLING CODE 3410-02-M

NUCLEAR REGULATORY COMMISSION

10 CFR Parts 1, 2, 20, 30, 40, 50, 70, 73, 140, 150

Minor and Clarifying Amendments

AGENCY: Nuclear Regulatory Commission.

ACTION: Final rule.

SUMMARY: The amendments make changes in names and definitions to reflect the transfer of functions from the Energy Research and Development Administration to the Department of Energy made by the Department of Energy Organization Act.

EFFECTIVE DATE: The amendments are effective on March 5, 1980.

FOR FURTHER INFORMATION CONTACT: Royal J. Voegeli, Office of the Executive Legal Director, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555, telephone (301) 492–8693.

SUPPLEMENTARY INFORMATION: Pursuant to section 301(a) of the Department of Energy Organization Act (Pub. L. 95–91, 91 Stat. 565 at 577–578, 42 U.S.C. 7151), the functions of the Energy Research and Development Administration were transferred to the Department of Energy on August 4, 1977. To reflect that transfer, the amendments substitute "Department of Energy", "Department" and "DOE" for "Energy Research and Development Administration", "Administration" and "EDRA" wherever

they appear in Chapter I. The amendments also define the Department of Energy for purposes of NRC regulations as meaning the Department of Energy to the extent that the Department, or its duly authorized representatives, exercise the EDRA functions transferred to it by the Department of Energy Organization Act.

Because these amendments relate solely to minor matters, it has been found that good cause exists for omitting notice of proposed rule making, and public procedures thereon, as unnecessary, and for making the amendments effective upon publication in the **Federal Register.**

Pursuant to the Atomic Energy Act of 1954, as amended, the Energy Reorganization Act of 1974, as amended, and sections 552 and 553 of title 5 of the United States Code, the following amendments to Title 10, Chapter I, Code of Federal Regulations, Parts 1, 2, 20, 30, 40, 50, 70, 73, 140 and 150 are published as a document subject to codification. Those parts are amended as follows:

PART 1—STATEMENT OF ORGANIZATION AND GENERAL INFORMATION

1. The term "Energy Research and Development Administration" is amended to read "Department of Energy" wherever it appears in Part 1.

PART 2—RULES OF PRACTICE

2. Except for Paragraph 2.4(d), the term "Administration" is amended to read "Department" wherever it appears in Part 2.

3. Paragraph 2.4(d) is amended to read as follows:

§ 2.4 Definitions.

* * * * *

(d) "Department" means the Department of Energy established by the Department of Energy Organization Act (Pub. L. 95–91, 91 Stat. 565 42 U.S.C. 7101 *et seq.*) to the extent that the Department, or its duly authorized representatives, exercises functions formerly vested in the U.S. Atomic Energy Commission, its Chairman, members, officers and components and transferred to the U.S. Energy Research and Development Administration and to the Administrator thereof pursuant to sections 104 (b), (c) and (d) of the Energy Reorganization Act of 1974 (Pub. L. 93–438, 88 Stat. 1233 at 1237, 42 U.S.C. 5814) and retransferred to the Secretary of Energy pursuant to section 301(a) of the Department of Energy Organization Act (Pub. L. 95–91, 91 Stat. 565 at 577–578, 42 U.S.C. 7151).

PART 20—STANDARDS FOR PROTECTION AGAINST RADIATION

4. Except for Paragraph 20.3(a)(18), the term "Administration" is amended to read "Department" wherever it appears in Part 20.

5. Paragraph 20.3(a)(18) is amended to read as follows:

§ 20.3 Definitions.

(a) As used in this part:

* * * * *

(18) "Department" means the Department of Energy established by the Department of Energy Organization Act (Pub. L. 95–91, 91 Stat. 565, 42 U.S.C. 7101 *et seq.*) to the extent that the Department, or its duly authorized representatives, exercises functions formerly vested in the U.S. Atomic Energy Commission, its Chairman, members, officers and components and transferred to the U.S. Energy Research and Development Administration and to the Administrator thereof pursuant to sections 104 (b), (c) and (d) of the Energy Reorganization Act of 1974 (Pub. L. 93–438, 88 Stat. 1233 at 1237, 42 U.S.C. 5814) and retransferred to the Secretary of Energy pursuant to section 301(a) of the Department of Energy Organization Act (Pub. L. 95–91, 91 Stat. 565 at 577–578, 42 U.S.C. 7151).

PART 30—RULES OF GENERAL APPLICABILITY TO LICENSING OF BYPRODUCT MATERIAL

6. Except for Paragraph 30.4(a–1), the term "Administration" is amended to read "Department" and the term "Energy Research and Development Administration" is amended to read "Department of Energy" wherever they appear in Part 30.

7. Paragraph 30.4(a–1) is amended to read as follows:

§ 30.4 Definitions.

* * * * *

(a–1) "Department"and "Department of Energy" means the Department of Energy established by the Department of Energy Organization Act (Pub. L. 95–91, 91 Stat. 565, 42 U.S.C. 7101 *et seq.*) to the extent that the Department, or its duly authorized representatives, exercises functions formerly vested in the U.S. Atomic Energy Commission, its Chairman, members, officers and components and transferred to the U.S. Energy Research and Development Administration and to the Administrator thereof pursuant to sections 104 (b), (c) and (d) of the Energy Reorganization Act of 1974 (Pub. L. 93–438, 88 Stat. 1233 at 1237, 42 U.S.C. 5814) and retransferred to the Secretary of Energy pursuant to section 301(a) of the Department of Energy Organization Act (Pub. L. 95–91, 91 Stat. 565 at 577–578, 42 U.S.C. 7151).

PART 40—LICENSING OF SOURCE MATERIAL

8. Except for Paragraph 40.4(b–1), the term "Administration" is amended to read "Department" and the term "Energy Research and Development Administration" is amended to read "Department of Energy" wherever they appear in Part 40.

9. Paragraph 40.4(b–1) is amended to read as follows:

§ 40.4 Definitions.

* * * * *

(b–1) "Department"and "Department of Energy" means the Department of Energy established by the Department of Energy Organization Act (Pub. L. 95–91, 91 Stat. 565, 42 U.S.C. 7101 *et seq.*) to the extent that the Department, or its duly authorized representatives, exercises functions formerly vested in the U.S. Atomic Energy Commission, its Chairman, members, officers and components and transferred to the U.S. Energy Research and Development Administration and to the Administrator thereof pursuant to sections 104 (b), (c) and (d) of the Energy Reorganization Act of 1974 (Pub. L. 93–438, 88 Stat. 1233 at 1237, 42 U.S.C. 5814) and retransferred to the Secretary of Energy pursuant to section 301(a) of the Department of Energy Organization Act (Pub. L. 95–91, 91 Stat. 565 at 577–578, 42 U.S.C. 7151).

PART 50—LICENSING OF PRODUCTION AND UTILIZATION FACILITIES

10. Except for Paragraph 50.2(w), the term "Administration" is amended to read "Department", and the term "Energy Research and Development Administration" is amended to read "Department of Energy" wherever they appear in Part 50.

11. Paragraph 50.2(w) is amended to read as follows:

§ 50.2 Definitions.

* * * * *

(w) "Department" and "Department of Energy" means the Department of Energy established by the Department of Energy Organization Act (Pub. L. 95–91, 91 Stat. 565, 42 U.S.C. 7101 *et seq.*), to the extent that the Department, or its duly authorized representatives, exercises functions formerly vested in the Atomic Energy Commission, its Chairman, members, officers and components and transferred to the U.S. Energy Research and Development

Administration and to the Administrator thereof pursuant to sections 104(b), (c) and (d) of the Energy Reorganization Act of 1974 (Pub. L. 93–438, 88 Stat. 1233 at 1237, 42 U.S.C. 5814) and retransferred to the Secretary of Energy pursuant to section 301(a) of the Department of Energy Organization Act (Pub. L. 95–91, 91 Stat. 565 at 577–578, 42 U.S.C. 7151).

12. Paragraph 2 of Appendix F to Part 50 is amended by deleting "Energy Research and Development Administration*" and substituting "Department of Energy", and by deleting the footnote thereto "*Amended 42 FR 20138."

PART 70—SPECIAL NUCLEAR MATERIAL

13. Except for Paragraph 70.4(a–1), the term "Administration" is amended to read "Department", and the term "Energy Research and Development Administration" is amended to read "Department of Energy" wherever they appear in Part 70.

14. Paragraph 70.4(a–1) is amended to read as follows:

§ 70.4 Definitions.

* * * * *

(a–1) "Department" and "Department of Energy" means the Department of Energy Organization Act (Pub. L. 95–91, 91 Stat. 565, 42 U.S.C. 7101 *et seq.*), to the extent that the Department, or its duly authorized representatives, exercises functions formerly vested in the U.S. Atomic Energy Commission, its Chairman, members, officers and components and transferred to the U.S. Energy Research and Development Administration and to the Administrator thereof pursuant to sections 104(b), (c) and (d) of the Energy Reorganization Act of 1974 (Pub. L. 93–438, 88 Stat. 1233 at 1237, 42 U.S.C. 5814) and retransferred to the Secretary of Energy pursuant to section 301(a) of the Department of Energy Organization Act (Pub. L. 95–91, 91 Stat. 565 at 577–578, 42 U.S.C. 7151).

PART 73—PHYSICAL PROTECTION OF PLANTS AND MATERIALS

15. Except for Paragraphs 73.2(q) and 73.36(c)(2), the term "ERDA" is amended to read "DOE", and the term "Energy Research and Development Administration" is amended to read "Department of Energy" wherever they appear in Part 73.

16. Paragraph 73.2(q) is amended to read as follows:

§ 73.2 Definitions.

* * * * *

(q) "DOE" and "Department of Energy" means the Department of Energy established by the Department of Energy Organization Act (Pub. L. 95–91, 91 Stat. 565, 42 U.S.C. 7101 *et seq.*), to the extent that the Department, or its duly authorized representatives, exercises functions formerly vested in the U.S. Atomic Energy Commission, its Chairman, members, officers and components and transferred to the U.S. Energy Research and Development Administration and to the Administrator thereof pursuant to sections 104(b), (c) and (d) of the Energy Reorganization Act of 1974 (Pub. L. 93–438, 88 Stat. 1233 at 1237, 42 U.S.C. 5814) and retransferred to the Secretary of Energy pursuant to section 301(a) of the Department of Energy Organization Act (Pub. L. 95–91, 91 Stat. 565 at 577–578, 42 U.S.C. 7151).

§ 73.36 [Amended]

17. Paragraph 73.36(c)(2) is amended by deleting the words "ERDA Manual or NRC Manual Chapters 2401 or 2405" and substituting the words "DOE Orders 5632.1 or 5632.2".

PART 140—FINANCIAL PROTECTION REQUIREMENTS AND INDEMNITY

18. Paragraph 140.3(g) is amended by deleting the word "Administration" and substituting the word "Department", and by deleting the words "U.S. Energy Research and Development Administration" and substituting the word "Department".

19. A new Paragraph 140.3(L) is added to read as follows:

§ 140.3 Definitions.

* * * * *

(L) "Department" means the Department of Energy established by the Department of Energy Organization Act (Pub. L. 95–91, 91 Stat. 565, 42 U.S.C. 7101 *et seq.*), to the extent that the Department, or its duly authorized representatives, exercises functions formerly vested in the U.S. Atomic Energy Commission, its Chairman, members, officers and components and transferred to the U.S. Energy Research and Development Administration and to the Administrator thereof pursuant to sections 104 (b), (c) and (d) of the Energy Reorganization Act of 1974 (Pub. L. 93–438, 88 Stat. 1233 at 1237, 42 U.S.C. 5814) and retransferred to the Secretary of Energy pursuant to section 301(a) of the Department of Energy Organization Act (Pub. L. 95–91, 91 Stat. 565 at 577–578, 42 U.S.C. 7151).

PART 150—EXEMPTIONS AND CONTINUED REGULATORY AUTHORITY

20. The term "Energy Research and Development Administration" is amended to read "Department of Energy" wherever it appears in Part 150.

(Sec. 161, Pub. L. 83–703, 68 Stat. 948 (42 U.S.C. 2201); Sec. 201, Pub. L. 93–438, 88 Stat. 1242 (42 U.S.C. 5841)).

Dated at Bethesda, Maryland this 22d day of February 1980.

For the Nuclear Regulatory Commission.

William J. Dircks,

Acting Executive Director for Operations.

[FR Doc. 80–6654 Filed 3–4–80; 8:45 am]

BILLING CODE 7590–01–M

FEDERAL DEPOSIT INSURANCE CORPORATION

12 CFR Part 329

Two and One-Half Year Time Deposit; Maximum Interest Rate

AGENCY: Federal Deposit Insurance Corporation (FDIC).

ACTION: Final rule.

SUMMARY: Effective January 1, 1980, in coordination with the Board of Governors of the Federal Reserve System, the Federal Home Loan Bank Board, and the National Credit Union Administration, FDIC amended its regulations to provide for a new category of two and one half year time deposit. The rate on that deposit was indexed to an average yield for United States Treasury securities. The following significant amendment to FDIC's regulations, while retaining the indexing feature, places a maximum rate on that category of deposit.

EFFECTIVE DATE: Immediately.

FOR FURTHER INFORMATION CONTACT: F. Douglas Birdzell, Senior Attorney ((202) 389–4324), Bank Regulation Section, Legal Division, Federal Deposit Insurance Corporation, 550 17th Street, N.W., Washington, D.C. 20429.

SUPPLEMENTARY INFORMATION: Effective January 1, 1980, the Board of Directors of the Federal Deposit Insurance Corporation ("Board", "FDIC") in coordination with the Board of Governors of the Federal Reserve System, the Federal Home Loan Bank Board, and the National Credit Union Administration, authorized a new category of two and one half year (30 month) time deposit. The maximum rate on that deposit was set at 75 basis points (three quarters of one percent) below the average 2½ year yield for

United States Treasury securities as determined and announced by the United States Department of the Treasury in the case of commercial banks, and 50 basis points (one half of one per cent) below that yield in the case of mutual savings banks. The deposit could be issued on or after the first day of any month. The Treasury yield was determined three business days prior to the first day of such month. However, as to any particular deposit, the rate on issue was fixed for the entire deposit term.

Because of concern over current high interest rates, FDIC's Board, acting in coordination with the Board of Governors of the Federal Reserve System, the Federal Home Loan Bank Board, and the National Credit Union Administration, has decided to place a ceiling rate on the two and one half year category of deposit. That rate will be 11.75 per cent in the case of commercial banks and 12 percent in the case of mutual savings banks. The current indexed rate will remain in effect below the new ceiling levels.

This action is necessary because the agencies believe that a sudden increase of this magnitude would be disruptive to many financial institutions, particularly those holding a high proportion of longer-term fixed-rate loans. The agencies will continue to monitor conditions in the financial markets closely and will be prepared to make whatever further adjustments in the ceiling rate that may be appropriate. Because of exigencies of time, it was not feasible to obtain public comment on the regulation. Some modification of existing bank administrative mechanisms will be necessary to comply with the regulation.

The applicable provisions of the Administrative Procedure Act respecting notice, public participation, and deferred effective date were not followed in connection with the issuance of this regulation since public policy indicates its immediate adoption.

12 C.F.R. Part 329 is amended as follows:

PART 329—INTEREST ON DEPOSITS

1. Section 329.6(b)(6) is amended by revising the first sentence thereof as follows:

§ 329.6 Maximum rates of interest payable on time and savings deposits by insured nonmember banks other than mutual savings banks.[13]

* * * * *

(b) *Deposits of less than $100,000.*

* * * * *

(6) *Variable rate time deposits with maturities of two and one half years or more.* A nonmember bank may pay interest on any non-negotiable time deposit of two and one half years or more that is issued on or after the first day of any month at a maximum rate which is the lesser of (1) three quarters of one per cent below the average two and one half year yield for United States Treasury securities as announced by the United States Department of the Treasury three business days prior to the first day of such month or (2) 11.75 per cent. * * *

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[13] * * *

[13a] * * *

2. Section 329.7(b)(10) is amended by revising the first sentence thereof as follows:

§ 329.7 Maximum rates of interest payable on deposits of insured nonmember mutual savings banks.[14]

* * * * *

(b) *Maximum rates payable.*

* * * * *

(10) *Variable rate time depoits with maturities of two and one half years or more.* A nonmember mutual savings bank may pay interest on any non-negotiable time deposit of two and one half years or more that is issued on or after the first day of any month at a maximum rate which is the lesser of (1) one half of one per cent below the average two and one half year yield for United States Treasury securities as determined and announced by the United States Department of the Treasury three business days prior to the first day of such month, or (2) 12 per cent. * * *

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[14] * * *

[14a] [Reserved]

[14b] [Reserved]

The provisions of sections 553(b) and 553(d) of the Administrative Procedure Act were not followed in connection with the promulgation of this regulation because considerations of economic policy, and hence the public interests are best served by its immediate issuance.

(Secs. 9 and 18, Pub. L. 81–797, 64 Stat. 881, 891, as amended (12 U.S.C. 1819 and 1828)).

By order of the Board of Directors.

Dated: February 27, 1980.

Federal Deposit Insurance Corporation.

Hoyle L. Robinson,

Executive Secretary.

[FR Doc. 80-6826 Filed 3-4-80; 8:45 am]

BILLING CODE 6714-01-M

NATIONAL CREDIT UNION ADMINISTRATION

12 CFR Part 704

[IRPS No. 80-3]

Corporate Central Federal Credit Union; Interpretative Ruling and Policy Statement

February 28, 1980.

AGENCY: National Credit Union Administration.

ACTION: Interpretive ruling and policy statement.

SUMMARY: 12 CFR Part 704 permits member credit unions of corporate central Federal Credit Unions to appoint representatives to attend meetings, vote and stand for election on behalf of the credit union. This statement sets forth the National Credit Union Administration's interpretation of the requirements for and operational aspects of member credit union representation in the operation of Corporate Central Federal Credit Unions. This statement clarifies the relationship between the member credit union and its appointed representative and explains that the corporate central may establish requirements regarding notification by the member credit union, of the identity of its representative. This statement describes the effect of withdrawal by a member credit union of its designation of a representative and amplifies on the requirement for audits by licensed auditors.

EFFECTIVE DATE: March 7, 1980.

ADDRESS: National Credit Union Administration, 1776 G Street, NW., Washington, D.C. 20456.

FOR FURTHER INFORMATION CONTACT: Mike Fischer, Chief Accountant, Office of Examination and Insurance at the above address. Telephone (202) 357–1065.

SUPPLEMENTARY INFORMATION: On October 10, 1979, the Agency published a final rule governing the operations of and requirements for corporate central Federal credit unions where such operations and requirements differ from those of natural person credit unions. Since the publication of the final rule several questions have been raised with respect to member credit union representation in the affairs of the corporate central Federal credit union. These questions were not raised during the formal comment period and have sufficient broad application to require clarification at this time.

Interpretation (IRPS No. 80–3)

This interpretive ruling is presented in question and answer format. Those questions, of general applicability, which have been raised since the issuance of the final rule on corporate central Federal credit unions are stated, followed by the Agency position and the rationale for the position taken.

a. *Question:* Must the representative appointed by a member credit union be a member of the appointing credit union?

Agency Position: Yes, the designated representative must be a member of the appointing credit union.

Rationale: The representative appointed by a member credit union to attend meetings, vote, and stand for election on behalf of the member credit union must be capable of representing the best interests of the credit union. It is essential that the representative have a bond with the credit union being represented and be free of actual or potential conflicts of interest which could cause such representative to act contrary to the interests of the credit union being represented. The Agency believes that a member of the credit union being represented would be likely to have a commonality of interests with that credit union.

b. *Question:* Can an individual be appointed as the representative of more than one credit union?

Agency Position: No, an individual cannot serve as the designated representative of more than one credit union.

Rationale: Again the designated representative must be free of actual or potential conflicts of interest which could cause such representative to act contrary to the interests of the credit union being represented. Permitting an individual to represent more than one credit union could result in such conflicts. Further, if an individual were to be designated as representative by more than one credit union, that individual could amass sufficient votes to singly affect the outcome of policy decisions of a corporate central credit union. The prevention of such undue influence is one of the primary reasons for the prohibition against voting by proxy contained in Section 110 of the Federal Credit Union Act and Section 4 of Article VI of the Federal Credit Union Bylaws.

c. *Question:* May non-natural person members other than member credit unions appoint representatives to attend meetings, vote, and stand for election.

Agency Position: No, non-natural person members other than member credit unions may not appoint representatives to attend meetings, vote, and stand for election.

Rationale: The mission of a corporate central Federal credit union is to serve credit unions. Originally no corporate entity was permitted to stand for election. However, other non-credit union corporate entities and their officials were included in corporate Federal credit unions in order to provide some natural person members to serve as officials. These entities have had and will continue to have an opportunity to be involved in the management of the corporate central through those officials in their capacity of natural person members. Part 704 provides only for member credit unions, which typically comprise the bulk of the membership, to now also be involved in the management of the corporate credit union by appointing representatives to attend meetings, vote, and stand for election. Other members which are not natural persons may vote through an agent designated in writing for that purpose in conformance with Section 110 of the Federal Credit Union Act and Section 4, Article VI of the Federal Credit Union Bylaws. Agents designated by members which are not natural persons (other than member credit unions) may not stand for election in place of that non-natural person member. Further, such non-natural person members are not eligible to serve in any elective or appointive capacity in the corporate central credit union.

d. *Question:* May a corporate central Federal credit union establish requirements and/or procedures to insure timely appointment of representatives by its member credit unions?

Agency Position: Yes, the board of directors of the corporate central credit union may, by resolution, establish time frames and methods by which member credit unions will notify the corporate central credit union of the names of the designated representatives. It is anticipated that the notification requirements, so established, will call for written notification within a reasonable period of time; which time is sufficiently in advance of the annual meeting so that the designated representatives may be considered during the nominating process. It is also anticipated that, on any ballot, designated representatives will be so identified and the name of the designating credit union will be shown with equal prominence.

Rationale: The preamble to the final regulation recognized the fact that knowing the name of the designated representative in advance would permit members of the corporate central to assess the individual's personal qualifications and fitness to represent their views. It is equally important for the members (voters) of the corporate central credit union to be aware that a particular candidate is in fact the designated representative for a given member credit union. This will alert the members of the corporate central credit union to the fact that the candidate will be influenced by the officials of the credit union being represented. It is also apparent that the names of the designated representatives must be known by the corporate central credit union prior to any meeting in order to control the voting process i.e., to ensure that only eligible voters cast ballots. The corporate central credit union must know, not only which individuals have been appointed representatives of member credit unions, but also which individuals have had such designations revoked. Further, the names of such representatives must be known to the corporate central credit union sufficiently in advance so that these representatives can be considered during the nomination process.

e. *Question:* What is the effect of a credit union's revoking its designation of an individual as its representative? What is the effect of a representative's terminating membership in the designating credit union?

Agency Position: If a representative terminates membership in the appointing credit union or if the appointing credit union revokes an individual's designation as a representative than any position held by that representative must be declared vacant. Such vacancies will be filled in accordance with Section 3 of Article VII of the Federal Credit Union Bylaws.

Rationale: The board of directors of a member credit union is free, at any time, to revoke its designation of one individual and appoint a new representative. Generally, such action by the member credit union would not significantly impact upon the corporate central credit union. However, in those cases where the designated representative has been elected to the board of directors or elected or appointed to a committee of the corporate central credit union, the voters (or the appointing official) were, at least in part, swayed by the qualifications of the individual. To permit the board of directors of a member credit union to substitute another individual in the place of a representative who has been elected to an office, defeats the purpose of an election. To permit the board of directors of a member credit union to

substitute another individual in the place of a representative who has been appointed to an office, is a usurpation of the powers of the appointing official. To protect the rights of both the voters and the officials of the corporate central credit union, it is necessary to declare vacant any position occupied by a representative of a member credit union when that representative can no longer serve. This is necessary whether the inability to serve is due to the action of the representative or the appointing credit union. Section 3 of Article VII of the Federal Credit Union Bylaws places the authority for filling vacancies on the board and the committees with the board of directors of the credit union (in this case the corporate central credit union board of directors).

f. *Question:* May any individual who is licensed to practice as an auditor perform audits of a corporate cental credit union?

Agency Position: The fact that a person is licensed to practice as an auditor does not in and of itself ensure competency in the field of auditing. The corporate central must satisfy itself that the individual(s) selected as auditor(s) possess the requisite knowledge and skills to perform audits of financial institutions.

Rationale: Because of the complexity of corporate central operations, a high level of technical expertise is required on the part of the auditor. As pointed out in the preamble to the final rule the Agency intended to rely on the licensing processes of the various states and territories "to ensure that the licensee possesses the requisite knowledge and skills to perform audits". It has come to the attention of the Agency that certain states license persons to practice as auditors without any competency requirements. In selecting auditors corporate central credit unions should assure themselves that the auditors are knowledgeable and skilled in performing audits of financial institutions. To select as an auditor an individual who does not have the requisite knowledge and skills to perform audits of financial institutions could be deemed an unsafe and unsound practice.

g. *Question:* Are audits performed in accordance with generally accepted auditing standards (GAAS) acceptable for corporate central credit unions, or must all audits be performed in accordance with the requirements of the Supervisory Committee Manual for Federal Credit Unions?

Agency Position: Audits of corporate central Federal credit unions performed by qualified auditors in compliance with GAAS are considered acceptable to meet the audit requirements of section 115 of the Federal Credit Union Act and Sections 701.12 and 704.4 of the NCUA Rules and Regulations.

Rationale: The Supervisory Committee Manual for Federal Credit Unions describes steps and procedures for the performance of audits of Federal credit unions. These steps and procedures were designed to ensure that appropriate checks and tests of transactions would be performed, and adequate confirmations made to determine the reliability and accuracy of the accounting records of Federal credit unions. This manual covers the types of activities which existed in Federal credit unions at the time Public Law 93-383 became law (August 22, 1974, 88 Stat. 739.). Corporate central federal credit unions are now engaged in a number of complex activities which are not covered in the present manual. These complex activities have existed in other financial institutions for some time and have been reviewed by auditors using generally accepted auditing standards (GAAS).

Rosemary Brady,

Secretary to the Board.

[FR Doc. 80-6941 Filed 3-4-80; 8:45 am]

BILLING CODE 7535-01-M

CIVIL AERONAUTICS BOARD

14 CFR Part 228

Air Cargo Carriers; Lawrence W. Bierlein, et. al.; Denial of Petition for Rulemaking

AGENCY: Civil Aeronautics Board.

ACTION: Notice of Order 80-2-154 denying a petition for rulemaking, Docket 36848.

SUMMARY: The CAB denies a petition of Lawrence W. Bierlein and several shippers for rulemaking to require airlines to file embargo notices when they refuse to carry some cargo for a short time. At the same time, the CAB notes that in exercising their discretion over what kinds of goods to carry, airlines remain subject to the provision prohibiting discrimination in the Federal Aviation Act. Air carriers may also have a common law obligation to carry.

DATES: Adopted: February 28, 1980.

FOR FURTHER INFORMATION CONTACT: David Schaffer, Office of the General Counsel, Civil Aeronautics Board, 1825 Connecticut Ave., N.W., Washington, D.C. 20428, (202) 673-5442.

SUPPLEMENTARY INFORMATION: A full discussion of the issues involved is contained in Board Order 80-2-154, issued today. The complete text of this Order is available from our Distribution Section, Room 516, 1825 Connecticut Avenue, N.W., Washington, D.C. 20428. Persons outside the Washington area may send a postcard request for Order 80-2-154 to the Distribution Section.

By the Civil Aeronautics Board: February 28, 1980.

Phyllis T. Kaylor,

Secretary.

[FR Doc. 80-6897 Filed 3-4-80; 8:45 am]

BILLING CODE 6320-01-M

FEDERAL TRADE COMMISSION

16 CFR Part 13

[Dkt. No. 9067]

Market Development Corp., et al.; Correction

AGENCY: Federal Trade Commission.

ACTION: Correction.

SUMMARY: This document corrects a Commission document previously published in the **Federal Register** on Friday, February 8, 1980. With no objection having been raised by respondents, complaint counsel has made two minor corrections to typographical errors in the Final Order. The final paragraph of Part II of the Final Order is modified by changing "Part IV" to read "Parts I, II and IV" and by changing "orders" to read "records."

DATE: The correction is effective March 5, 1980.

FOR FURTHER INFORMATION CONTACT: Aaron H. Bulloff, Cleveland Regional Office, 4R, Suite 500-Mall Bldg., 118 St. Clair Ave., Cleveland, Ohio 44114. (216) 522-4207.

SUPPLEMENTARY INFORMATION: In FR Doc. 80-4166, appearing in **Federal Register** issue for Friday, February 8, 1980, 45 FR 8583, the final paragraph of Part II of the Final Order has been modified to read as follows:

"Respondents shall grant any duly authorized representative of the Federal Trade Commission, upon reasonable notice of time and place, access to all records that are required to be maintained under Parts I, II and IV of this Order, and shall furnish to the Federal Trade Commission any copies of such records that are requested by any of its duly authorized representatives."

Carol M. Thomas,

Secretary.

[FR Doc. 80-6859 Filed 3-4-80; 8:45 am]

BILLING CODE 6750-01-M

16 CFR Part 803

Antitrust Improvement; Notification and Report Form for Certain Mergers and Acquisitions; Amendment to Appendix

AGENCY: Federal Trade Commission.

ACTION: Promulgation of Final Rule Amendment.

SUMMARY: This amendment to the Antitrust Improvements Act Notification and Report Form for Certain Mergers and Acquisitions required under the Commission's premerger notification rules will change the requirement that 1972 revenue data be provided with respect to certain questions on the Form relating to product lines. The change will require that reporting persons provide the Federal Trade Commission and the Antitrust Division of the Department of Justice with 1977 revenue data in those instances where the Form presently requires 1972 data.

EFFECTIVE DATE: March 5, 1980.

FOR FURTHER INFORMATION CONTACT: Joan S. Truitt, Attorney, Premerger Notification Office, Bureau of Competition, Room 301, Federal Trade Commission, Washington, D.C. 20580. Telephone: (202) 523–3894.

SUPPLEMENTARY INFORMATION: Section 7A of the Clayton Act, 15 U.S.C. 18a, as added by Title II of the Hart-Scott-Rodino Antitrust Improvements Act of 1976, requires persons contemplating certain mergers or acquisitions to file notification with the Commission and the Antitrust Division of the Department of Justice and to wait designated periods of time prior to consummation of such proposed transactions. Congress empowered the Commission, with the concurrence of the Assistant Attorney General in charge of the Antitrust Division, to require "that the notification . . . be in such form and contain such documentary material and information . . . as is necessary and appropriate" to enable the agencies "to determine whether such acquisitions may, if consummated, violate the antitrust laws." 15 U.S.C. 18a(d)(1).

Pursuant to that section, the Antitrust Improvements Act Notification and Report Form for Certain Mergers and Acquisitions was devised as the means through which persons are required to supply both agencies with specified information and documentary material relevant to the reportable merger or acquisition.

Item 5 of the Form is designed to elicit economic data classified by Standard Industrial Classification ("SIC") codes with respect to all those lines of commerce in which the reporting person derives any dollar revenues. Such revenue data is required by industry (4-digit SIC code), by product class (5-digit SIC-based code), and by product (7-digit SIC-based code). More specifically, item 5(a) requires that the reporting person provide 1972 revenue data for each 4-digit industry in which that filing person was engaged. Item 5(b)(i) requires that the reporting person engaged in manufacturing provide 1972 aggregate revenues for each 7-digit product from which the reporting person derives any revenues. Item 5(b)(ii) requires the reporting person to identify each manufactured product that has been added or deleted since 1972. For those products added, the reporting person must provide the total revenue attributable to the added product for the most recent year. Item 5(b)(iii) requires that the reporting person engaged in manufacturing provide aggregate revenues for the most recent year derived from each 5-digit product class. Item 5(c) requires that the reporting person engaged in non-manufacturing industries provide 4-digit revenue data for the most recent year.

The premerger notification rules were promulgated to require revenue data for these two time periods (i.e., 1972 and "most recent year") to coincide with the publication schedules of the quinquennial economic censuses and the *Annual Survey of Manufactures*, publications which serve as the most readily available and reliable statistical sources of industry components and market universes to which individual company product and revenue data can be compared. Nevertheless, it was the stated intention of the Commission and the Antitrust Division of the Department of Justice to amend item 5 to require the submission of 1977 revenue data where the Form originally called for 1972 data as soon as the Bureau of the Census published the 1977 *Census of Manufactures*. 43 FR 33526 (July 31, 1978).

The Bureau of the Census has completed its publication of the preliminary economic reports which constitute the bulk of the 1977 economic censuses for the industry series. These preliminary reports will be superseded by final paperbound reports which, in turn, will be bound into the various volumes of the 1977 *Census of Manufactures* by the end of 1980. Since most companies within the United States submit data to the Bureau of the Census for the economic censuses, reporting persons presumably have gathered, compiled and assembled 1977 revenue data in accordance with the SIC code format for the 1977 *Census of Manufactures*. Because of this, and the fact that the 1977 aggregate data is now available to the Commission and the Antitrust Division of the Department of Justice in preliminary form, item 5 is herewith being amended to require 1977 data instead of 1972 data.

The Commission believes that the notice and comment period ordinarily required by the Administrative Procedure Act ("the APA"), 5 U.S.C. 553(b), is unnecessary here. Section 553(b)(B) exempts from the notice and comment requirements of the APA promulgation of a rule where the agency for good cause finds that the standard procedure would be "impracticable, unnecessary, or contrary to the public interest." Promulgation of the proposed amendment falls within this exemption for several reasons.

The public was afforded the opportunity to comment on the original rules and Form in two notice and comment periods provided pursuant to the rulemaking requirements of the APA. The rulemaking culminated in the promulgation and publication of the premerger rules and Form, and was accompanied by a Statement of Basis and Purpose. 43 FR 33450 (July 31, 1978). Since the amendment does not depart from or alter the substance of the prior rulemaking (i.e., it does not change the type or amount of information required by the Form), further opportunity for comment is unnecessary. *See generally, Texaco, Inc.* v. *Federal Energy Administration*, 531 F.2d 1071 (Emer. Ct. App.), *cert. denied*, 426 U.S. 941 (1976); *Durkin* v. *Edward S. Wagner Co.*, 115 F. Supp. 118 (D.C.N.Y. 1953), *aff'd*, 217 F.2d 303 (2d Cir.), *cert. denied*, 348 U.S. 964 (1954).

Additionally, the agencies gave notice of their intention to revise item 5 in the original promulgation of the rules, as previously stated, in response to numerous comments received during the two comment periods of the rulemaking that opposed the requirement that 1972 data be supplied on the grounds that the compilation of 1972 data would be unduly cumbersome, burdensome and expensive. The Commission is now changing the requirements of item 5 consistent with its earlier notice, to lessen the compliance burden by requiring more recent revenue data that is generally more easily retrievable and readily available to reporting persons than 1972 data. The Commission therefore finds that a separate notice and comment period at this time would be unnecessary and not in the public interest.

Section 553(d) of the APA requires that 30 days' notice be provided to the public before a rule becomes effective,

but provides an exception from this requirement where good cause is found. 5 U.S.C. 553(d)(3). Rather than to delay the effective date of the new requirements by 30 days, the Commission has determined in the public interest to accommodate all reporting persons by instituting a 60-day transitional period during which reporting persons may submit either 1972 or 1977 revenue data in response to items 5(a), 5(b)(i) and 5(b)(ii). Thereafter, the Commission and the Antitrust Division of the Department of Justice will accept only 1977 revenue data. Forms which do not provide 1977 data after the 60 day period will be treated as deficient under § 803.10(c)(2) of the premerger notification rules, 16 CFR 803.10(c)(2).

The Commission, with the concurrence of the Assistant Attorney General, hereby amends the Appendix to 16 CFR Part 803 as follows:

Appendix [Amended]

Instructions on page 361 of the CFR, third paragraph, line 5: Add "and its 1977 supplement" after *"Manual"*, line 8: Change "1972" to "1977", line 9: Change "MC72–1.2" to "MC77–R–1"; Delete "(New 1972 SIC basis)"; Change "1972" to "1977", line 14: Change "Appendix A" to "Appendix B".

Item 5(a) on page 368 of the CFR, line 2: Change "1972" to "1977", line 9: Change "1972" to "1977", line 10: Change "1972" to "1977", Column heading: Change "1972" to "1977".

Item 5(b)(i) on page 369 of the CFR, line 2: Change "1972" to "1977", line 7: Change "1972" to "1977", line 8: Change "1972" to "1977", Column heading: Change "1972" to "1977".

Item 5(b)(ii) on page 369 of the CFR, line 2: Change "1972" to "1977", line 5: Change "1972" to "1977", line 6: Change "since 1972" to "since 1977"; Change "acquired since 1972" to "acquired since 1977", line 7: Change "1972" to "1977", line 8: Change "1972" to "1977", line 10: Change "1972" to "1977".

The affected pages of the Appendix as revised are being printed for convenience of the reader.

Issued February 25, 1980, by direction of the Commission.

Carol M. Thomas,

Secretary.

BILLING CODE 6750-01-M

INSTRUCTIONS

Each answer should identify the item to which it is addressed. Attach separate additional sheets as necessary in answering each item; each additional sheet should identify the item to which it is addressed. Voluntary submissions pursuant to § 803.1(b) should be so identified. If unable to answer any item fully, give such information as is available and explain why the answer is incomplete, as provided by § 803.3. If books and records which provide accurate answers are not available, enter best estimates and indicate the sources or bases of such estimates. Estimated data should be followed by the notation, "est." All financial information should be rounded to the nearest thousand dollars.

All references to "year" refer to calendar year. If the data are not available on a calendar year basis, supply the requested data for the fiscal year reporting period which most nearly corresponds to the calendar year specified. References to "most recent year" mean the most recent calendar or fiscal year for which the requested information is available.

This Notification and Report Form requests information regarding dollar revenues and lines of commerce at three levels. All persons must submit certain data at the 4-digit (SIC code) industry level. To the extent that dollar revenues are derived from manufacturing operations (SIC major groups 20-39), data must also be submitted at the 5-digit product class and 7-digit product levels (SIC-based codes). In reporting by "4-digit (SIC code) industry" you should refer to the 1972 edition of the Standard Industrial Classification Manual and its 1977 supplement published by the Executive Office of the President, Office of Management and Budget. In reporting information by "5-digit (SIC-based code) product class," and by "7-digit (SIC-based code) product," you should refer to one or both of the following reference publications published by the U.S. Bureau of the Census: (a) Numerical List of Manufactured Products, 1977 Census of Manufactures (MC77-R-1); (b) Volume II, "Industry Statistics," 1977 Census of Manufactures. In reporting information by "5-digit (SIC-based code) product class" you may also refer to the code appearing in the "Product Class Reference List" shown in the Instruction Manual for the Annual Survey of Manufactures. In reporting information by "7-digit (SIC-based code) product" you may also refer to the applicable "Product Reference Lists" appearing in the Instruction Manual of the various Current Industrial Reports surveys (monthly, quarterly, or annual) conducted by the U.S. Bureau of the Census. For product codes ending in 00, submit information by product as listed in Appendix B to the Numerical List of Manufactured Products cited above.

In responding to items 5, 7, 8 and 9 and the Insurance Appendix --

-- supply information only with respect to operations conducted within the United States, including its commonwealths, territories, possessions and the District of Columbia. See §§ 801.1(k), 803.2(c)(1);

-- information need not be supplied with respect to assets or voting securities currently being acquired, the acquisition of which is exempt under the statute or rules. See § 803.2(c)(2).

In responding to items 5-9 and the Insurance Appendix, limited or separate responses may be required of a person filing notification. See § 803.2(b).

Notification and Report Form (Part 803 -- Appendix) Continued

Name _____ Date _____

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NOTE: LIMITED OR SEPARATE RESPONSES TO ITEMS 5-9 AND THE APPENDIX MAY BE REQUIRED OF THE PERSON FILING NOTIFICATION. SEE § 803.2(b), (c).

* * * * *

5(a) Dollar revenues by industry. Provide the following information on the aggregate operations of the person filing notification for 1977 for each 4-digit (SIC code) industry in which the person engaged. Insurance carriers (2-digit SIC major group 63) should supply the information requested only with respect to industries not within 2-digit SIC major group 63. Credit agencies other than banks; security and commodity brokers, dealers, exchanges, and services; and holding and other investment offices (2-digit SIC major groups 61, 62, and 67) and real estate companies (2-digit SIC major group 65) should identify or explain the dollar revenues reported (e.g. dollar sales, receipts, etc.). Provide aggregate 4-digit (SIC code) industry data for the entire operations of the person. All persons filing notification should include the total dollar revenues for 1977 derived by all entities which are included within the person filing notification at the time this Notification and Report Form is prepared (not as of 1977).

4-DIGIT (SIC CODE) INDUSTRY		1977 TOTAL DOLLAR REVENUES
INDUSTRY CODE	DESCRIPTION	

Name_____ Date_____

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COMMODITY FUTURES TRADING COMMISSION

17 CFR Part 1

Publication of Appendix Setting Forth Factors for Denial of Registration for Other Good Cause Shown

AGENCY: Commodity Futures Trading Commission.

ACTION: Publication of interpretive statement as an Appendix.

SUMMARY: The Commission has determined to revise its interpretation of the "for other good cause shown" standard for denial of registration of persons applying for registration pursuant to the Commodity Exchange Act. The revision is being published as an appendix to Part I of the Commission's General Regulations, in order that affected persons and the public will be better aware of the Commission's policies.

EFFECTIVE DATE: March 5, 1980.

FOR FURTHER INFORMATION CONTACT: Robert P. Shiner, Assistant Director, Division of Trading and Markets, Commodity Futures Trading Commission, 2033 K Street, N.W., Washington, D.C. 20581. Telephone (202) 254–9703.

SUPPLEMENTARY INFORMATION: The Commodity Futures Trading Commission is releasing its revised interpretation of the "for other good cause shown" standard under Section 8a(2)(B)(ii) of the Commodity Exchange Act (the "Act"), 7 U.S.C. 12a(b)(ii), for denial of registration of futures commission merchants, associated persons, commodity trading advisors, commodity pool operators, and floor brokers. This standard is also applicable to suspension and revocation of registration.[1] A Release of Interpretation on Standards for Denial of Registration was originally issued on July 3, 1975. 40 FR 28125.[2] The present interpretation reiterates the factors set forth in the previous release and adds further grounds which, based upon the Commission's experience since the publication of the 1975 interpretation, constitute "other good cause" for denial of registration.[3]

Under section 8a(2)(B) of the Act, the Commission may deny registration if it determines, after affording the applicant an opportunity for a hearing, that the applicant is unfit to engage in the activity for which registration is sought. A finding of unfitness may be based on any of several enumerated factors or "for other good cause shown."[4]

The Commission's interpretation of "for other good cause shown" is designed to provide notice of some of the criteria which the Commission follows in carrying out its obligation to protect the "investing and speculating public not only from fraud and fradulent practices, but from those whose past actions indicate that they might be tempted to engage in such practices."[5] The Commission wishes to emphasize that none of the factors set forth here for denial of registration "for other good cause shown", should be construed to limit those bases for denial of registration specifically enumerated in Sections 8a and 4n(6) of the Act, 7 U.S.C. §§ 12a and 6n(6). Some of the factors set forth in the interpretation are derived from these specific bases.[6]

Accordingly, the Commission hereby amends Part I of Chapter I of Title 17 of the Code of Federal Regulations by adding Appendix A which shall read as follows:

Appendix A—Interpretative Statement Regarding Good Cause Standards For Denial of Registration

The Commission interprets its authority to refuse to register any person, or to suspend or revoke the registration of any person, "for other good cause shown" within the meaning of Section 8a(2)(B)(ii) of the Act to include, but not be limited to, any of the factors listed below. Consistent with Section 8a(2)(B)(i) of the Act, the Commission views these factors as relevant to the issue of unfitness for registration not only to the extent they directly involve an applicant for registration or registrant, as the case may be, but also to the extent they involve any general partner, officer, director, holder of more than 10 per cent of the stock of the applicant or registrant, controlling person, or any person occupying a similar status or performing similar functions.

(1) The operations of such person disrupt or would tend to disrupt orderly market conditions, or cause or would tend to cause sudden or unreasonable fluctuations or unwarranted changes in the prices of commodities or contracts for future delivery of commodities.

(2) Such person has been, is or is about to become employed or otherwise associated with another person at a time when such other person is required to be, but is not, registered with the Commission.

(3) Such person has, within ten years preceding the filing of the application for registration, been convicted of a misdemeanor which (a) involves any transactions or advice concerning any commodity, contract for future delivery of a commodity, or security; or (b) arises out of conduct of the business of a futures commission merchant, associated person, floor broker, commodity trading advisor, commodity pool operator, securities broker, securities dealer, municipal securities dealer, transfer agent, clearing agency, securities information processor, investment adviser, investment company, or an affiliated person or employee of any of the foregoing; or (c) involves embezzlement, defalcation, fraudulent conversion, misappropriation of funds or securities, forgery, counterfeiting, false pretenses, gambling or similar crimes indicating a lack of high ethical standards or unreliability in maintaining a fiduciary relationship.

(4) Such person is permanently or temporarily enjoined by order, judgment or decree of any court of competent jurisdiction, or by agreement of settlement to which the Commission, the Securities and Exchange

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[1] See footnote 4, *infra*.

[2] Commission Rule 1.10e, 17 CFR 1.10e, specifies procedures for the denial of registration on the basis of certain of the factors set forth in the 1975 Interpretation and, in the circumstances described, delegates authority to members of the Commission staff to deny registration.

[3] For example, a factor which may lead to denial of registration which was not set forth in the earlier release—the use of misleading names—was discussed in an interpretation issued by the Commission on August 27, 1979. 44 FR 50038. This factor is set forth in the present intepretation. See Appendix A, item (8), *infra*.

[4] Section 8a(2) authorizes the Commission to refuse to register any person:

(A) if the prior registration of such person has been suspended (and the period of such suspension shall not have expired) or has been revoked;

(B) if it is found, after opportunity for hearing, that the applicant is unfit to engage in the business for which the application for registration is made, (i) because such applicant, or if the applicant is a partnership, any general partner, or, if the applicant is a corporation, any officer or holder of more than 10 per centum of the stock, at any time engaged in any practice of the character prohibited by this Act or was convicted of a felony in any State or Federal Court, or was debarred by any agency of the United States from contracting with the United States, or the applicant willfully made any material false or misleading statement in his application or willfully omitted to state a material fact in connection with the application, or (ii) for other good cause shown; or

(C) in the case of an applicant for registration as futures commission merchant, if it is found after opportunity for hearing that the applicant has not established that he meets the minimum financial requirements under section 4f of this Act. . . ." (emphasis added).

A finding of any of these factors is also sufficient to suspend or revoke the registration of any person. See Section 8a(3), 7 U.S.C. 12a(3) (1976).

[5] *Savage* v. *Commodity Futures Trading Commission*, 548 F.2d 192, 197 (7th Cir. 1977); *see also Silverman* v. *Commodity Futures Trading Commission*, 562 F.2d 432 (7th Cir. 1977).

[6] The provisions of Section 4n(6) of the Act expressly apply to persons seeking registration as commodity trading advisors and commodity pool operators. As that Section reflects specific factors that Congress has determined should serve as bases for registration denial, the Commission has consistently viewed them as "good cause" for denial of registration for all categories of registrants under the Act. [*See* 40 FR 28125; *see, also, In the Matter of Carl M. Tipton, Jr.*, CFTC Docket No. 77-17 (9/22/78), 2 CCH Comm. Fut. L. Rep. ¶20,673, *appeal pending, sub nom, Tipton* v. *Commodity Futures Trading Commission*, 6th Cir. No. 78-3518.]

Commission, or any state agency or governmental body is a party, from (a) acting as a futures commission merchant, associated person, floor broker, commodity trading advisor, commodity pool operator, securities broker, securities dealer, municipal securities dealer, transfer agent, clearing agency, securities information processor, investment adviser, investment company or employee or affiliated person of any of the foregoing or (b) engaging in or continuing any conduct or practice in connection with any such activity or involving any transaction or advice concerning commodities, contracts for future delivery of commodities, or securities.

(5) Such person is subject to an outstanding order of the Commission denying trading privileges on any contract market to such person, suspending or expelling such person from membership on any contract market or futures association registered under the Act, or refusing such person registration in any capacity.

(6) Within ten years preceding the filing of the application, such person has (a) been found to have violated, or to have willfully aided, abetted, counseled, commanded, induced or procured the violation by any other person of, any provision of the Securities Act of 1933, the Securities Exchange Act of 1934, the Public Utility Holding Company Act of 1935, the Trust Indenture Act of 1939, the Investment Advisers Act of 1940, the Investment Company Act of 1940, the Securities Investors Protection Act of 1970, the Foreign Corrupt Practices Act of 1977, or any similar statute of a State or foreign jurisdiction, or any rule, regulation, or order under any such statutes or (b) failed reasonably to supervise another person, who is subject to such person's supervision, with a view to preventing violations of the Commodity Exchange Act, or any of the statutes set forth in paragraph (a) of this clause, or any of the rules, regulations or orders thereunder, and the person subject to supervision committed such a violation. No person shall be deemed to have failed reasonably to supervise another person, within the meaning of this clause if (i) there have been established procedures, and a system for applying such procedures, which would reasonably be expected to prevent and detect, insofar as practicable, any such violation by such other person, and (ii) such person has reasonably discharged the duties and obligations incumbent upon that person, as supervisor, by reason of such procedures and system, without reasonable cause to believe that such procedures and system were not being complied with.

(7) Such person has pleaded *nolo contendere* to criminal charges of felonious conduct, or has been convicted in a State court or in a foreign court, of conduct which would constitute a felony under Federal law if the offense had been committed under Federal jurisdiction.

(8) Such person has used or is using in its name a term such as "board of trade" or "exchange" in a misleading context, or uses any terms in its representations to the public which may indicate that the person is a contract market or a member of a contract market when such is not the case, or has used or is using a misleading name which would tend to suggest to the public that the person is affiliated with another person when that is not the case or that the person is engaged in a commodity-related business when the person is not in fact substantially so engaged, or has failed to disclose to the public an agency relationship with another person when such failure could mislead the public.

(9) Such person is subject to an outstanding order (a) denying, suspending or expelling such person from membership in a futures association registered under the Act, or from any other self-regulatory association, such as the National Association of Securities Dealers Inc., or (b) denying, suspending or revoking the license of such person by a licensing authority, such as a state real estate or insurance commission.

(10) Such person has failed to answer inquiries or requests for further information concerning the application for registration filed with the Commission.

Note.—This foregoing listing of factors for denial of registration "for other good cause shown" is not exclusive. The Commission, after opportunity for hearing, may determine to deny registration in any case in which facts are sufficient to indicate the applicant's unfitness for registration. For example, a breach of fiduciary duty or a pattern of failure to honor debts may constitute good cause for the denial of registration. Indeed, any act or pattern of conduct attributable to an applicant which, although never the subject of formal action or proceeding before either a court or governmental agency, demonstrates to the Commission's satisfaction the applicant's potential disregard of or inability to comply with the requirements of the Commodity Exchange Act or the rules, regulations or orders thereunder, or the applicant's moral turpitude, or a lack of honesty or financial responsibility, can result in denial of registration. Any inability to deal fairly with the public and consistent with just and equitable principles of trade may render an applicant unfit to be registered, given the high ethical standards which must prevail in the industry.

Issued in Washington, D.C. on February 27, 1980.

Jane K. Stuckey,

Secretary of the Commission, Commodity Futures Trading Commission.

[FR Doc. 80-6828 Filed 3-4-80; 8:45 am]

BILLING CODE 6351-01-M

PENSION BENEFIT GUARANTY CORPORATION

29 CFR Part 2620

Rules for Administrative Enforcement of Post Employment Conflict of Interest Restrictions

Correction

In FR Doc. 80-6006, published at page 12777, on Wednesday, February 27, 1980, on page 12778, make the following corrections:

1. In the second column, in the second paragraph, the third line and the words "former employee that an" in the fourth line should be deleted;

2. In the third column, under paragraph 3 of § 2620.3, the last line reading "determine the allegation; and" should be corrected to read "determine the basis of the allegation; and".

BILLING CODE 1505-01-M

DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

Health Care Financing Administration

42 CFR Part 433

Medicaid Program; Medicaid Management Information Systems

AGENCY: Health Care Financing Administration, (HCFA), HEW.

ACTION: Final rule.

SUMMARY: These regulations set forth a new procedure to improve Medicaid management by explicitly authorizing HCFA to expand or revise State Medicaid Management Information Systems (MMIS) as necessary to meet program needs. Under this procedure, HCFA will publish major new requirements for comment before deciding to adopt them, and will provide increased Federal matching and reasonable phase-in time for their implementation. HCFA will also periodically review ongoing systems to determine whether all system requirements and performance standards are being met and may reduce the level of Federal matching for those MMIS systems which do not meet prescribed standards.

EFFECTIVE DATE: April 4, 1980.

FOR FURTHER INFORMATION CONTACT: Wesley Baker, 591 East High Rise, 6401 Security Boulevard, Baltimore, Maryland 21235, 301-594-1502.

SUPPLEMENTARY INFORMATION: A Medicaid Management Information System (MMIS) is a mechanized system of claims processing and information retrieval. It is composed of software and hardware used to process Medicaid claims, and to retrieve and produce utilization and management information about services, that is required by the Medicaid agency or Federal government for administrative and audit purposes. Federal matching funds at a rate of 90 percent are available in State expenditures for design, development, implementation or improvement of the systems, and at 75 percent for operation. These rates are higher than the normal

administrative matching rate of 50 percent.

Over the past few years, it has become evident that these systems need to be updated from time to time, to meet program needs and to improve the management of the Medicaid program.

Our commitment to improve the management of the Medicaid program is one of long-standing. One of the original purposes of MMIS development was to achieve this objective. The Institute for Medicaid Management, established in the summer of 1977 as part of the Medicaid Bureau and now a part of HCFA's Medicaid-Medicare Management Institute, reflects our ongoing concern with the alleviation of management related problems. A three-day conference sponsored by the Medicaid Bureau in Albuquerque, was held in January of 1979, to share successful management experiences resulting from effective use of management information systems. There, once again, the Administrator stressed to agency representatives and other participants, the need for more effective program management, and cited MMIS as the best tool for management improvement.

Present regulations are not clear on our authority to require previously approved systems to expand or modify to meet program needs. Therefore, on April 6, 1979, a notice of proposed rulemaking (NPRM) was published in the **Federal Register** (44 FR 20722), proposing that State MMIS be expanded or revised as necessary. The purpose of the proposal was to add needed flexibility to the requirements under Medicaid for these systems, and to ensure that the systems are operated in the most effective way to achieve program goals. This final regulation does not substantively change the proposal. This particular regulation does not establish new State requirements but lays out the process by which we will set standards allowing sufficient lead time in advance of the date that a new requirement must be met.

Effect of the regulation

1. Currently, State systems are compared only with the requirements of the MMIS General Systems Design (GSD), and Part 7–71–00 of the Medical Assistance Manual (PRG–31), as those requirements exist at the time that the State applies for an increased Federal Financial Participation (FFP) rate. There is no provision for imposing additional system changes. Under this regulation, States will have to incorporate additional systems requirements as we determine them to be necessary. We will issue these requirements, including performance standards, only as needed, no more often than once a year, unless compelling circumstances exist. We will publish in the **Federal Register** a notice of the proposed change for public comment, and, for substantive changes, will respond in the **Federal Register** to comments received. Included in our response will be our final decision, which will also be published in the Medical Assistance Manual.

2. States that had received 90 percent matching for design, development and installation of State-owned systems may receive that rate for improvements needed to make the required changes. Other States receiving 75 percent matching for operations may receive 90 percent for the required changes related to freestanding, State-owned subsystems.

3. We will allow States a reasonable time to comply with new or modified requirements. The time required will be determined based on the complexity of the change, the comments received, and other relevant factors.

4. If a State fails to implement the new system requirements, we will withdraw approval for the 75 percent rate, and provide matching at the standard 50 percent administrative rate.

5. Following initial approval for operation of an MMIS, we will review the operations as often as may be required to assure adherence to performance standards. If, at the time of review, the system fails to satisfy any of the system requirements and standards, we will reduce the FFP rate to 50 percent.

We received comments on the proposed regulation from 13 State Medicaid programs. The comments received, responses to them, and changes made are summarized below:

Additional systems requirements

1. Q. Several States requested assurance that they be allowed an opportunity to review and comment on proposed changes in systems requirements as well as the proposed time frames for implementing those requirements.

A. Our rule specifically provides for a period of public comment on all proposed changes. Moreover, although the April 6 proposal said that modifications would be published in the **Federal Register** for comment, we have changed the language to reflect an expanded commitment to publish our response to comments received, and our final decision, in the **Federal Register** whenever we propose a substantive change.

2. Q. A State asked for a clarification of performance standards.

A. Each performance standard will be defined as it is developed under the procedures of 42 CFR 433.115, which provides for notice and comment.

3. Q. Three States commented that "compelling circumstances" should be identified to limit exceptions to our commitment to issue new system requirements only once a year.

A. It is our intention that when revisions are necessary more frequently than annually, for example, when a legislated change requires that a certain date be met, the reasons for the change will be published in the **Federal Register** notice.

4. Q. One State felt that changes should be part of the regulation, and challenged our authority to make specific changes until we have demonstrated their effectiveness.

A. Because the requirements may be very detailed, we will publish them in Part 7–71–00 of the Medical Assistance Manual rather than in the regulation. The manual is incorporated by reference in § 433.112(b)(2). In response to the second part of the comment, Section 1903(a)(3)(A)(i) of the Social Security Act permits 90 percent Federal matching for systems development that the Secretary determines are * * * "likely to provide more efficient, economical and effective administration of the plan * * *" This does not require us to demonstrate effectiveness in advance, but allows the Secretary to determine that effectiveness is likely. The notice which precedes each systems change will include the basis for the proposed requirement.

Increased FFP

5. Q. One State commented that we should allow 90 percent funding for modifications of a proprietary system, and one State felt that any changes imposed should be 100 percent Federally funded.

A. Under the Medicaid program States have a right to 50 percent FFP for administration. Ninety percent FFP is an incentive to States to own their own systems, to assure better program controls. There was no Congressional intent to make 90 percent FFP a State's right, nor to allow 90 percent FFP for improvements to a system not owned by the State. Similarly, there is no statutory authority for 100 percent Federal funding for systems development.

Implementation of changes

6. Q. One State asked for a definition of "appropriate period" and "other relevant factors" as the terms apply to the amount of time we would allow for States to meet modifications.

A. We will be responsive to comments on the notices of specific changes published in the **Federal Register.** Factors brought to our attention through the comment process as well as our knowledge of problems inherent in any systems change will be the basis for determining the appropriate time periods for States to meet the requirements.

Before establishing the implementation date, we would consider such relevant factors as State staffing, budget, and reorganizations.

Systems review

7. Q. States asked for clarification on the frequency of system reviews.

A. Current regulations require agencies to provide State and Federal representatives full access to the system, including on-site inspections. (42 CFR 433.114) Therefore, we will conduct reviews as often as needed to assure that system requirements are being met.

8. Q. Four States requested that systems be decertified incrementally by subsystem.

A. Because a system that is only partially certified may be very ineffective, we have not permitted certification on an incremental process by subsystem. Before any system is certified, *all* system requirements must be met. For the same reason, decertification should not, in our view, be an incremental process.

Approval time frames

9. Q. Two States asked for clarifications of time frames for us to approve a system or a modification.

A. Usually, if a system fails to meet requirements, we are aware of that failure when the review is made and States are so notified. States are normally notified formally within 60–90 days of the review. The State determines how long it will need before it will be ready for any other review.

Conceptual equivalence

10. Q. Two States commented that they would like to be able to demonstrate conceptual equivalence in meeting systems requirements. That is, they questioned whether we would accept a system that accomplished the intended purpose in a unique manner.

A. We will continue to permit conceptual equivalence and State variation within MMIS. However, the GSD and PRG–31 contain minimum requirements that must be met.

Definitions

11. Q. One State asked for clarification of the terms "operating continuously" and "free standing".

A. Under current regulation, unchanged by this amendment, there is a requirement, for 75 percent Federal matching, that the system must have been operating continuously during the period for which that matching is claimed. Continuous operation refers to the processing of claims and the completion of reporting requirements on a continuous basis. For example, we would not expect a State to shut down portions of its MMIS following a review, only to begin again when another reveiw is expected.

States receiving 75 percent Federal matching may receive 90 percent for the required changes relating to "freestanding", State-owned systems. This is current policy. A freestanding State-owned system is a system of software owned by the State that can produce a discrete product and can be integrated for reporting purposes with the single information retrieval system, i.e., the two subsystems known as Surveillance and Utilization Review (SUR) and Management and Administrative Reporting System (MARS).

Duplicate payments to vendors of MMIS

12. Q. One State requested that we determine whether duplicate payments are made to the same MMIS vendor by several States.

A. Federal matching is paid to the States, not to the vendor. If a system is proprietary, i.e. owned and operated by the vendor, the cost of system changes cannot be matched at 90 percent Federal funding. The costs of design, development, installation or modification of a system can be matched at 90 percent Federal funding only where the system is State owned. Even then, the State must submit an Advance Planning Document (APD) to HCFA for prior approval before 90 percent Federal funding is approved.

States, using 75 percent Federal funding, may require vendors, as a part of routine maintenance, to make changes in proprietary systems. State system vary enough that the required changes would be State specific. It is unlikely that duplicate payments would be made for the same modification.

Technical Changes

Several minor technical changes have been made in this final regulation.

(1) Current regulation § 433.112(b)(6) gives the Department license to use materials designed, developed or improved with 90 percent Federal matching. We have added, to this authority to use materials, the phrase "for Federal government purposes", as required by 45 CFR Part 74, the HEW-wide regulation which affects all grant programs.

The addition of the phrase "for Federal government purposes" does not constitute a change in HEW past practice, which in fact limited the use of materials to Federal government purposes. In the past we have made materials available to States, and to the National Technical Information Service (NTIS) of the Department of Commerce, another Federal agency. The use of software by another State for its MMIS systems would be considered to be for Federal government purposes under this section.

(2) We have amended § 433.113(b) to correct a typographical error. The citation in the NPRM incorrectly referred to paragraphs (e) through (g) rather than (c) through (g).

(3) Section 433.113(h) is corrected to reflect the fact that periodic review is made to determine whether the system continues to meet the requirements of that section. The citation in the NPRM was incorrect, and the correct citation is § 433.113(b).

42 CFR Part 433, Subpart C is amended as set forth below.

1. Section 433.112(b)(2) and (6) are revised to read as follows:

§ 433.112 FFP for design, development, installation or improvement of mechanized claims processing and information retrieval systems.

* * * * *

(b) The Administrator will approve the system if the following conditions are met:

* * * * *

(2) The system meets the system requirements and performance standards in part 7–71–00 of the Medical Assistance Manual, as periodically amended.

* * * * *

(6) The Department has a roayalty-free, non-exclusive, and irrevocable license to reproduce, publish, or otherwise use and authorize others to use, for Federal government purposes, software, modifications to software, and documentation that is designed, developed, installed or improved with 90 percent FFP.

2. Section 433.113 is revised to read as follows:

§ 433.113 FFP for operation of mechanized claims processing and information retrieval systems.

(a) FFP is available at 75 percent of expenditures for operation of a mechanized claims processing and information retrieval system approved by the Administrator.

(b) The Administrator will approve the system operation if the conditions specified in paragraphs (c) through (g) of this section are met.

(c) The requirements of § 433.112(b) except (5) and (6) as periodically modified under § 433.112(b)(2) must be met.

(d) The system must have been operating continuously during the period for which FFP is claimed.

(e) The system must provide individual notices, within 45 days of the payment of claims, to all or a sample group of the persons who received services under the plan.

(f) The notice required by paragraph (e) of this section—

(1) Must specify—

(i) The service furnished;

(ii) The name of the provider furnishing the service;

(iii) The date on which the service was furnished; and

(iv) The amount of the payment made under the plan for the service; and

(2) Must not specify confidential services (as defined by the State) and must not be sent if the only service furnished was confidential.

(g) The system must provide both patient and provider profiles for program management and utilization review purposes.

(h) The Administrator will review the system periodically against the requirements in § 433.113(b) to determine whether the system continues to meet the requirements of this section.

3. A new § 433.115 is added as follows:

§ 433.115 Additional system requirements.

Whenever the Administrator modifies requirements for approval of systems under §§ 433.112 and 433.113, he will—

(a) Publish a notice describing the proposed revision in the **Federal Register** for comment;

(b) For revisions making substantive change, publish in the **Federal Register** the HCFA response to comments and the final decision;

(c) Issue the final requirement in the Medical Assistance manual; and

(d) Allow an appropriate period for Medicaid agencies to meet the requirement determining this period on the basis of the requirement's complexity and other relevant factors.

(Sec. 1102, 1902(a)(4) and 1903(a)(3) of the Social Security Act (42 U.S.C. 1302, 1396(a)(4) and 1396(a)(3))

(Catalog of Federal Domestic Assistance Program No. 13.714, Medical Assistance Program.)

Dated: December 10, 1979.

Leonard D. Schaeffer,

Administrator, Health Care Financing Administration.

Approved: February 21, 1980.

Nathan J. Stark,

Acting Secretary.

[FR Doc. 80-6847 Filed 3-4-80; 8:45 am]

BILLING CODE 4110-35-M

FEDERAL COMMUNICATIONS COMMISSION

47 CFR Part 73

[BC Docket No. 20954; RM-2684; RM-2772; RM-2982]

Radio Broadcast Services; FM Broadcast Station in Staunton, Va.; Changes Made in Table of Assignments

AGENCY: Federal Communications Commission.

ACTION: Second report and order (final rule).

SUMMARY: This action assigns Class B FM Channel 259 to Staunton, Virginia, as its second assignment. This community was chosen over Waynesboro, Virginia, where its assignment was requested by WANV, Inc., because it is larger and could provide a greater new service to unserved areas.

EFFECTIVE DATE: April 7, 1980.

ADDRESSES: Federal Communications Commission, Washington, D.C. 20554.

FOR FURTHER INFORMATION CONTACT: Mark N. Lipp, Broadcast Bureau, (202) 632-7792.

SUPPLEMENTARY INFORMATION:

Second Report and Order, (Proceeding Terminated)

Adopted: February 20, 1980.

Released: February 26, 1980.

In the matter of amendment of § 73.202(b), Table of Assignments, FM Broadcast Stations. (Staunton, Virginia), Docket No. 20954; RM-2684; *RM-2982;* RM-2772.

By the Chief, Policy and Rules Division:

1. In a *Second Further Notice of Proposed Rule Making* in this proceeding, 43 Fed. Reg. 38060, released August 24, 1978, the Commission proposed the assignment of Class B FM Channel 259 to Staunton, Virginia, in response to a counterproposal originally submitted in an earlier stage in this proceeding by WANV, Inc.[1] WANV previously requested the assignment as a first FM channel for Waynesboro, Virginia, a substantially smaller community some 19 kilometers (12 miles) east-southeast of Staunton, where several expressions of interest had also been made. Waynesboro (pop. 16,707)[2] is served by two fulltime AM stations. Staunton (pop. 24,504) has two AM stations, one of them fulltime, and one Class A FM station. The Commission's proposal acknowledged that Staunton would be intermixed by the Class B assignment since Class A FM Station WSGM presently operates there. However, two primary offsetting benefits suggested the Staunton assignment would be preferable to one at Waynesboro: (1) a Staunton transmitter location is necessary for either assignment to properly protect the Federal radio installations in nearby West Virginia, (see Section 73.1030(a) (formerly Section 73.215) of the Commission's Rules), and (2) the 15-mile rule (Section 73.203(b)) would permit application for that channel as a Waynesboro facility.[3] For the reasons set forth below, we have adopted the Staunton assignment as proposed.

2. The Commission received comments from petitioner, WANV, Inc., licensee of WANV(AM), Waynesboro; from Shenandoah Valley Broadcasting Co. ("Shenandoah"), licensee of WKDW(AM) and WSGM(FM), Staunton, Virginia; from Augusta County Broadcasting Corporation ("Augusta"), licensee of WTON(AM), Staunton; from Jerry W. Strange;[4] and from the National Radio Astronomy Observatory ("NRAO") and Naval Research Laboratory ("NRL").[5] Reply comments were filed by Augusta, WANV and the protected Federal installations in the Radio Quiet Zone.

3. The comments raise no technical objections to the assignment of Channel 259 to Staunton. However, technical data submitted with the WANV

[1] The *First Report and Order*, 43 Fed. Reg. 36942 (1978), in this docket assigned channels to Crozet and Amherst, Virginia. The proposals to be considered here were separated for further examination.

[2] Population figures are taken from the 1970 U.S. Census.

[3] As noted below at paragraph 3, application for the channel as a Waynesboro facility will require waiver of the city-grade coverage requirement of the Commission's Rules, Section 73.315(a).

[4] Strange simply iterated his intent to apply for Channel 259 if assigned as proposed, without commenting on the merits.

[5] A general description of the creation of the Radio Quiet Zone to protect NRAO and the Naval Radio Research Station (NRRS) is included in the *Second Further Notice* at paragraph 2. The NRAO and NRRS have not objected to the Staunton proposal. As to a proposal to shift Channel 228A from Staunton to Waynesboro (as suggested in Shenandoah's comments), they asserted natural terrain shielding may not be adequate to reduce interference from a Waynesboro site and therefore did not consent to that proposal.

comments indicate that principal community coverage to Waynesboro is not possible from the proposed site, due to antenna height limits necessary to protect the Quiet Zone. A greater antenna height or a different site closer to Waynesboro could not be employed and still afford the Quiet Zone adequate protection. Thus, Channel 259 would not be available for use at Waynesboro either by direct assignment there or by application for its use under the 15-mile rule. Three different licensees have indicated an interest in applying for the channel wherever assigned.[6]

4. As to nontechnical assignment issues, the *Second Further Notice* stated that a Staunton assignment would be more appropriate since the more powerful facility is generally allocated to the larger community. However, it was also recognized that intermixture of FM assignments in Staunton would result.

5. As to intermixture, Shenandoah argues that the Commission should follow the policy it set forth in *Rome, New York*, 43 FR 10343 (Dkt. 20863) (1978), where the Commission refused to allow intermixture until the parties had negotiated an agreement consonant with the Commission's willingness to assign a less desirable channel to a market already served by a higher-powered facility. WANV asserts that, to the contrary, the Commission has recently adopted a more *ad hoc* approach to the intermixture issue, refusing to mechanically accept the presumption of competitive advantage on which the intermixture policy is said to rest. WANV also excerpts the Commission's footnoted statement in *Fayetteville, Arkansas*, 43 Fed. Reg. 36104 (Dkt. 19879), 43 RR 2d 1344, at 1346–7 (1978):

"Much of the argument in this case deals with competitive factors rather than consideration of effective utilization of available frequencies. It is the latter which are of significance in allocation rule making proceedings . . . [the] proposed [first aural nighttime] service [to 8,650 persons] * * * is of such public benefit that it clearly supports our making an exception to the intermixture and population criteria * * *"

WANV reiterates in its reply comments that the new nighttime aural service (to 6,595 persons and second nighttime aural service to 2,745 persons) to be provided should justify an exception here as well to the intermixture policy.

[6] The protected installations in the Quiet Zone have tentatively approved a transmitter site for Channel 259 near Staunton which was referred to them by WANV. Eventual applicants for a construction permit will be required to clear their specific proposals with these installations under established Commission practice. See § 73.1030(a) of the Commission's Rules.

6. As to the overall merits of assigning a Class B channel to Staunton, WANV contends that none of the fulltime AM stations in Staunton or Waynesboro presently provide service beyond their communities of license at night, and that neither a second Class A facility in Staunton nor a first Class A in Waynesboro will provide the first and second nighttime aural service expected from Channel 259. While some parties assert the proposed assignment is unnecessary, no party proposes an alternative which would provide equivalent nighttime aural service.[7]

7. We have concluded that Channel 259 should be assigned as proposed in the *Second Further Notice*. As to intermixture, there are only speculative assertions of competitive disadvantage before us, and the public interest will be better served by the proposed expanded-coverage facility even if its ultimate effect is to displace or disadvantage an existing service of more limited coverage. The holding of *Fayetteville* that the provision of significant first nighttime aural service outweighs intermixture is even stronger here because the Staunton assignment, unlike that in *Fayetteville*, does not conflict with our population standards as it did in that case. Claims of competitive harm can be raised at the application stage, in keeping with our practice in FM rule makings.

8. While approval of the proposal will leave both FM assignments at Staunton, both Staunton's larger size and the lack of interest in and failure to demonstrate the feasibility of operating a station on a Waynesboro Class A FM assignment support such a result. As pointed out in the *Second Further Notice*, Channel 240A is potentially available at Waynesboro. However, no interest in its use was expressed and no information was provided suggesting it could be used consistent with protection to the Quiet Zone. Also of importance is the fact that use of a substandard Class B facility or of a Class A channel when a stronger Class B facility could provide new service to unserved areas conflicts directly with the highest FM assignment priority: the provision of at least one aural service to all areas of the United States.

[7] On the one hand, Shenandoah reiterates there is no need for such an additional service, and on the other hand requests that, if the channel is nevertheless assigned, its own license should be modified to specify operation on Channel 259. However, this is not possible where, as here, other parties have asserted their interest in the proposed assignment. *Cheyenne, Wyoming*, 62 F.C.C. 2d 63 (1976). Augusta similarly argues that the assignment is unnecessary, while stating it will probably apply for a construction permit if the assignment is made.

9. Accordingly, IT IS ORDERED, That effective April 7, 1980, Section 73.202(b) of the Commission's Rules, the FM Table of Assignments, IS AMENDED as it pertains to the community listed below:

City	Channel No.
Staunton, Virginia	228A, 259

10. Authority for the adoption of the amendment contained herein appears in Sections 4(i), 5(d)(1), 303(g) and (r) and 307(b) of the Communications Act of 1934, as amended, and Section 0.281 of the Commission's Rules.

11. *It is further ordered*, That the petition for rule making filed by WANV, Inc. (RM–2982) is denied.

12. *It is further ordered*, That this proceeding is terminated.

13. For further information concerning this proceeding, contact Mark N. Lipp, Broadcast Bureau, (202) 632–7792.

(Secs. 4, 5, 303, 48 Stat., as amended, 1066, 1068, 1082; 47 U.S.C. 154, 155, 303.)

Federal Communications Commission.

Henry L. Baumann,

Chief, Policy and Rules Division, Broadcast Bureau.

[FR Doc. 80-6907 Filed 3-4-80; 8:45 am]

BILLING CODE 6712-01-M

47 CFR Part 73

[BC Docket No. 79–211; Rm–3278]

Radio Broadcast Services; FM Broadcast Station in Bentonville, Ark.; Changes Made in Table of Assignments

AGENCY: Federal Communications Commission.

ACTION: Report and order (final rule).

SUMMARY: Action taken herein assigns a Class A FM channel to Bentonville, Arkansas, as a first FM assignment, in response to a petition filed by JEM Broadcasting Company. The proposed channel could be used to provide a first fulltime local aural broadcast service to Bentonville.

EFFECTIVE DATE: April 7, 1980.

ADDRESSES: Federal Commmunications Commission, Washington, D.C. 20554.

FOR FURTHER INFORMATION CONTACT: Mildred B. Nesterak, Broadcast Bureau, (202) 632–9660.

SUPPLEMENTARY INFORMATION:

Report and Order (Proceeding Terminated)

Adopted: February 20, 1980.

Released: February 22, 1980.

In the matter of amendment of § 73.202(b), Table of Assignments, FM Broadcast Stations. (Bentonville, Arkansas); BC Docket No. 79–211 RM–3278.

By the Chief, Policy and Rules Division:

1. The Commission has under consideration a *Notice of Proposed Rule Making*, adopted August 15, 1979, 44 FR 50379, proposing the assignment of Channel 252A as a first FM assignment to Bentonville, Arkansas, at the request of JEM Broadcasting Company ("petitioner"). Supporting comments were filed by petitioner in which it restated its readiness to apply for the channel, if assigned. No oppositions to the proposal were received.

2. Bentonville (pop. 5,508), seat of Benton County (pop. 50,476),[1] is located in northwest Arkansas, approximately 245 kilometers (152 miles) northwest of Little Rock. It is served locally by daytime-only AM Station KJEM.

3. Petitioner claims that Bentonville's population has increased more than 50% between 1960–1970. It states that the raising of poultry and dairy production are major factors in the area's economy.

4. It has been shown that there is a need and demand for an FM assignment in Bentonville, Arkansas. A station on the channel could provide a first fulltime local aural broadcast service. Therefore, we conclude that the public interest would be served by making this assignment.

5. Authority for the action taken herein is contained in Sections 4(i), 5(d)(1), 303 (g) and (r) and 307(b) of the Communications Act of 1934, and Section 0.281 of the Commission's Rules.

6. Accordingly, IT IS ORDERED, that effective April 7, 1980, the FM Table of Assignments, Section 73.202(b) of the Commission's Rules IS AMENDED with regard to the community listed below:

City	Channel No.
Bentonville, Arkansas	252A

7. *It is further ordered*, that this proceeding is terminated.

8. For further information concerning this proceeding, contact Mildred B. Nesterak, Broadcast Bureau, (202) 632–9660.

(Secs. 4, 5, 303, 48 Stat., as amended, 1066, 1068, 1082; 47 U.S.C. 154, 155, 303.)

[1] Population figures are taken from the 1970 U.S. Census.

Federal Communications Commission.

Henry L. Baumann,

Chief, Policy and Rules Division, Broadcast Bureau.

[FR Doc. 80–6908 Filed 3–4–80; 8:45 am]

BILLING CODE 6712–01–M

INTERSTATE COMMERCE COMMISSION

49 CFR Part 1124

[Ex Parte No. 277 (Sub-No. 4)]

Regulations Governing the Adequacy of Intercity Rail Passenger Service; Revocation

AGENCY: Interstate Commerce Commission.

ACTION: Revocation of Title 49, Part 1124.

SUMMARY: The Amtrak Reorganization Act of 1979 (Pub. L. 96–73) (93 Stat. 537–558) was approved September 29, 1979. The Act repeals section 801 of the Rail Passenger Service Act under which the Commission had established regulations governing the Adequacy of Intercity Rail Passenger Service. The Commission's responsibility to monitor Amtrak's adequacy of service has been terminated. Accordingly, the Commission's regulations governing the adequacy of intercity rail service are revoked.

DATES: The Amtrak Reorganization Act of 1979 has been made effective October 1, 1979. Revocation of our regulations are effective March 5, 1980.

FOR FURTHER INFORMATION CONTACT: Michael Erenberg 202–275–7245.

SUPPLEMENTARY INFORMATION: Under section 801 of the Rail Passenger Service Act (RPSA), the Commission established adequacy of service regulations in Title 49, Part 1124 of the Code of Federal Regulations. These regulations established standards for all intercity passenger trains other than commuter or excursion trains. Specific areas covered by the regulations included reservations, performance, equipment, and service at stations and on trains, and complaint procedures for use by the public.

As section 801 of the Rail Passenger Service Act has been repealed, Title 49 of the Code of Federal Regulations, Part 1124 concerning the adequacy of service on intercity trains is revoked as well.

This is not a major action significantly affecting energy consumption or the quality of the human environment.

Dated: February 12, 1980.

By the Commission. Chairman Gaskins, Vice Chairman Gresham, Commissioners Stafford, Clapp, Trantum and Alexis.

Agatha L. Mergenovich,

Secretary.

[FR Doc. 80–6818 Filed 3–4–80; 8:45 am]

BILLING CODE 7035–01–M

DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

50 CFR Part 671

Commercial Tanner Crab Fishery Off the Coast of Alaska; Amendment to Fishery Management Plan and Final Regulations

AGENCY: National Oceanic and Atmospheric Administration (NOAA)/ Department of Commerce.

ACTION: Final regulations.

SUMMARY: The Director, Alaska Region, ("Regional Director"), National Marine Fisheries Service (NMFS) issues a final regulation (Field Order) applicable to fishing by vessels of the United States in the Alaska Tanner Crab Fishery, in accordance with the Fishery Management Plan (FMP) for the Commercial Tanner Crab Fishery off the Coast of Alaska, and regulations implementing this FMP [50 CFR 671.27(b)]. This Field Order closes (1) the Eastside section and (2) a portion of the Northeast section of the Kodiak district in the Westward registration area "J" to fishing for Tanner crab by vessels of the United States. These closures are effective beginning at 6:00 P.M. Alaska Standard Time (AST) on March 4, 1980, for the Eastside section and at 6:00 P.M. (AST) on March 7, 1980, for the Northeast section rather than on April 30, 1980, as currently provided in 50 CFR 671.26(f)(3)(i). The closure will remain in effect until November 1, 1980.

EFFECTIVE DATES: 6:00 P.M. (AST), March 4, 1980, for the Eastside section and 6:00 P.M. (AST), March 7, 1980, for the Northeast section. Public comments are invited until May 3, 1980, and May 7, 1980, respectively.

ADDRESS: Comments may be sent to:

Harry L. Rietze, Director, Alaska Region, National Marine Fisheries Service, Juneau, Alaska 99802.

FOR FURTHER INFORMATION CONTACT: Harry L. Rietze, Telephone (907) 586–7221.

SUPPLEMENTARY INFORMATION: The FMP which was extended by amendment through October 31, 1980, (45 FR 785) provided for in-season adjustments to season and area openings and closures.

The implementing regulations in 50 CFR Part 671 specify in § 671.27(b) that these decisions shall be made by the Regional Director in accordance with the criteria set out in that section. On October 20, 1978, the Assistant Administrator for Fisheries, NOAA, with the approval of the Administrator, NOAA, delegated to the Regional Director authority to promulgate Field Orders making in-season adjustments.

50 CFR 671.28(f) creates four districts within Registration Area J. The districts were created, in part, to prevent overfishing of individual Tanner crab stocks by allowing closure of a particular district when the desired harvest level in that district is reached. One of these districts is the Kodiak district. Although the FMP states the optimum yield for the Kodiak district to be 25 million pounds, the Alaska Board of Fisheries during its December 1979 meeting established a 10 to 25 million pound guideline harvest level in this district. This harvest guideline was based on relative stock abundance indices observed from each of the eight fishing sections within the district during the 1979 crab index survey, together with the historical commercial fishery performance. Preseason assessments of stock abundance for the district indicate a desirable harvest level of approximately 15 million pounds for the 1979–80 fishing season. Each of eight fishing sections within the Kodiak district is evaluated individually based on its individual stock abundance trends and conditions.

The Eastside fishing section of the Kodiak district has a projected 2.0 million pound harvest level for the 1979–80 fishing season. This harvest level is a reduction from last season's harvest of 3 million pounds and is a result of a 51 percent reduction in the relative abundance index of legal crab observed in the crab indexing surveys since 1977. From the January 5, 1980, start of the season, 1.6 million pounds have been harvested with an average catch of 25 crabs per pot compared to 34 and 43 crabs during the 1977–78 and 1976–77 seasons, respectively.

The Northeast fishing section of the Kodiak district has a projected 4.5 million pound harvest level for the 1979–80 fishing season. The relative abundance of Tanner crab has remained nearly constant since 1976, according to the crab indexing surveys. Since the start of the season, 3.5 million pounds have been harvested with an average catch of 26 crabs per pot compared to 39 and 38 crabs during the 1977–78 and 1976–77 seasons, respectively. The Northeast section harvest level is established for the historic commercially exploited portion of the section west of 151° W longitude and south of the latitude of Tonki Cape (58°21′ N latitude) excluding Tonki Bay. Only this portion of the Northeast section will close. It is anticipated that effort in the portion of this section remaining open will not be greater than in previous years when only a few local vessels were involved.

It is expected that at the current rate of catch, the desired harvest level for the Eastside section of the Kodiak district will be reached by March 4. The desired harvest level for that portion of the Northeast section south of 58°21′ N latitude and west of 151° W longitude will be reached by March 7.

In order to prevent overfishing of the Tanner crab stock in these sections of the Kodiak district, the Regional Director has determined, in accordance with 50 CFR 671.26(b) and Department Administrative Order 218–7 (43 FR 2083), and following consultation with the Commissioner, Alaska Department of Fish and Game, that an emergency exists; the Eastside section and the described portion of the Northeast section of the Kodiak district in Registration Area J should be closed at 6:00 P.M. (AST) on March 4, 1980, and at 6:00 P.M. (AST) on March 7, 1980, respectively rather than on April 30, 1980.

The Regional Director further finds that, in order to protect the resources, public comment prior to issuance of this Field Order is impracticable and contrary to the public interest. However, public comments on the necessity for, and extent of, this closure will be received by the Regional Director for a period of 60 days after each effective date of the Field Order. During these 60-day periods, the data and information upon which this decision is based will be available for inspection during business hours at the NMFS, Alaska Regional Office, Federal Building, Room 453, 709 West 9th Street, Juneau, Alaska.

Should comments be received during either 60-day period, if appropriate, the Regional Director shall reconsider the necessity for each closure and, as soon as practicable after that reconsideration, shall publish in the **Federal Register** either: (A) a notice of continued effectiveness of the closure; or (B) a notice to modify or rescind the closure.

An environmental impact statement was prepared for the Commercial Tanner Crab Fishery off The Coast of Alaska FMP and is on file with the Environmental Protection Agency. A regulatory analysis has been prepared in compliance with Executive Order 12044.

Signed at Washington, D.C., this 29th day of February, 1980.

Winfred H. Meibohm,

Executive Director, National Marine Fisheries Service.

(16 U.S.C. 1801 *et seq.*)

In accordance with 50 CFR 671.27(b), 50 CFR 671.26(f)(3)(i) is amended by adding paragraphs (D) and (E) as follows:

§ 671.26 Season and gear restrictions.

* * * * *

(f) * * *

(3) * * *

(i) * * *

(D) In that portion of the Kodiak district southwest of a line extending 145° from Cape Chiniak (57°37′ N latitude, 152°10′ W longitude) northeast of a line extending 168° from Cape Barnabas (57°09′ N latitude, 152°53′ W longitude) and east of Old Harbor Narrows on Kodiak Island at 153°16′ W longitude, Tanner crab may be taken from January 5 through 6:00 P.M. (AST) March 4, 1980, only; and

(E) In that portion of the Kodiak district northeast of a line extending 145° from Cape Chiniak (57°09′ N latitude, 152°53′ W longitude) and east of a line extending north from the northern tip of Shuyak Island at 152°20′ W longitude, and the waters east of a line from Inner Point (57°54′ N latitude, 152°48′ W longitude) on Kodiak Island to Afognak Point (57°59′ N latitude, 152°47′ W longitude) on Afognak Island, and the waters east of 152°30′ W longitude in Shuyak Strait, Tanner crab may be taken January 5 through April 30, except that Tanner crab may be taken in that portion of the northeast section south of the latitude of Tonki Cape (58°21′ N latitude), excluding Tonki Bay, and west of 151° W longitude from January 5 through 6:00 P.M. (AST) March 7, 1980, only.

[FR Doc. 80-6902 Filed 3-4-80; 8:45 am]

BILLING CODE 3510-22-M

Proposed Rules

Federal Register
Vol. 45, No. 45
Wednesday, March 5, 1980

This section of the FEDERAL REGISTER contains notices to the public of the proposed issuance of rules and regulations. The purpose of these notices is to give interested persons an opportunity to participate in the rule making prior to the adoption of the final rules.

DEPARTMENT OF AGRICULTURE

Agricultural Marketing Service

7 CFR Part 1011

[Docket No. AO-251-A22]

Milk in the Tennessee Valley Marketing Area; Rescheduling of Hearing on Proposed Amendments to Tentative Marketing Agreement and Order

AGENCY: Agricultural Marketing Service, USDA.

ACTION: Rescheduling of public hearing on proposed rules.

SUMMARY: This notice reschedules the date the hearing will be held to receive testimony on proposed amendments to the Tennessee Valley milk order. Dairymen, Inc. (DI), a cooperative representing a large majority of the dairy farmers supplying the market, asked for the delay. DI requested the hearing and was the only party that submitted proposals.

DATE: March 20, 1980.

ADDRESS: Howard Johnson's at West Town, 7723 Kingston Pike (Interstate Highway 40 West, Exit 380), Knoxville, Tennessee 37923.

FOR FURTHER INFORMATION CONTACT: Richard A. Glandt, Marketing Specialist, Dairy Division, Agricultural Marketing Service, U.S. Department of Agriculture, Washington, D.C. 20250, (202) 447-4829.

SUPPLEMENTARY INFORMATION: Prior documents in this proceeding:

Notice of Hearing: Issued February 11, 1980; published February 14, 1980 (45 FR 9942).

Correction: Published February 21, 1980 (45 FR 11503).

A notice was issued on February 11, 1980 (45 FR 9942) giving notice of a public hearing to be held on March 4, 1980, on proposed amendments to the tentative marketing agreement and to the order, regulating the handling of milk in the Tennessee Valley marketing area.

Notice is hereby given, pursuant to the rules of practice and procedure applicable to these proceedings (7 CFR Part 900), that the said hearing is rescheduled to be held at the Howard Johnson's at West Town, 7723 Kingston Pike (Interstate Highway 40 West, Exit 380), Knoxville, Tennessee, beginning at 9:00 a.m. on March 20, 1980.

Signed at Washington, D.C., on February 28, 1980.

William T. Manley,

Deputy Administrator, Marketing Program Operations.

[FR Doc. 80-6631 Filed 3-4-80; 8:45 am]

BILLING CODE 3410-02-M

FEDERAL TRADE COMMISSION

16 CFR Part 13

[File No. 792 3057]

American Home Products Corp.; Consent Agreement With Analysis To Aid Public Comment

AGENCY: Federal Trade Commission.

ACTION: Consent Agreement.

SUMMARY: In settlement of alleged violations of federal law prohibiting unfair acts and practices and unfair methods of competition, this consent agreement, accepted subject to final Commission approval, among other things, would require a New York City manufacturer of pharmaceutical products to cease making any misrepresentations of the efficacy or novel performance characteristics of its vaginal contraceptive suppository products. The order specifically would prohibit any exaggerated efficacy claims for the products such as "highly" or "extremely" effective. Additionally, respondent is prohibited from making claims of efficacy without a reasonable basis consisting of a consistent body of valid and scientific evidence. Respondent would also be required to distribute an information pamphlet discussing the advantages and disadvantages of various over-the-counter contraceptive methods as well as setting forth specifically required affirmative disclosures.

DATE: Comments must be received on or before May 5, 1980.

ADDRESS: Comments should be directed to: Office of the Secretary, Federal Trade Commission, 6th St. and Pennsylvania Ave., NW., Washington, D.C. 20580.

FOR FURTHER INFORMATION CONTACT: Leroy Richie, Director, 8R, New York Regional Office, Federal Trade Commission, 2243-EB Federal Bldg., 26 Federal Plaza, New York, N.Y. 10007. (212) 264-1207.

SUPPLEMENTARY INFORMATION: Pursuant to Section 6(f) of the Federal Trade Commission Act, 38 Stat. 721, 15 U.S.C. 46 and § 2.34 of the Commission's rules of practice (16 CFR 2.34), notice is hereby given that the following consent agreement containing a consent order to cease and desist and an explanation thereof, having been filed with and accepted, subject to final approval, by the Commission, has been placed on the public record for a period of sixty (60) days. Public comment is invited. Such comments or views will be considered by the Commission and will be available for inspection and copying at its principal office in accordance with § 4.9(b)(14) of the Commission's rules of practice (16 CFR 4.9(b)(14)).

[File No. 792 3057]

American Home Products Corp.; Agreement Containing Consent Order To Cease and Desist

The Federal Trade Commission having initiated an investigation of certain acts and practices of American Home Products Corporation, a corporation, (hereinafter "proposed respondent") and it now appearing that proposed respondent is willing to enter into an agreement containing an order to cease and desist from the use of the acts and practices being investigated,

It is hereby agreed by and between American Home Products Corporation, by its duly authorized officers, and its counsel, and counsel for the Federal Trade Commission that:

1. Proposed respondent American Home Products Corporation is a Delaware corporation with its office and principal place of business located at 685 Third Avenue, New York, New York 10017.

2. Proposed respondent admits all the jurisdictional facts set forth in the draft complaint here attached.

3. Proposed respondent waives:

(a) Any further procedural steps;

(b) The requirement that the Commission's decision contain a statement of findings of fact and conclusions of law; and

(c) All rights to seek judicial review or otherwise to challenge or contest the

validity of the order entered pursuant to this agreement.

4. This agreement shall not become part of the public record of the proceeding unless and until it is accepted by the Commission. If this agreement is accepted by the Commission it, together with the draft of complaint contemplated thereby and related material pursuant to Rule 2.34, will be placed on the public record for a period of sixty (60) days and information in respect thereto publicly released. The Commission thereafter may either withdraw its acceptance of this agreement and so notify the proposed respondent, in which event it will take such action as it may consider appropriate, or issue and serve its complaint and decision, in disposition of the proceeding.

5. This agreement is for settlement purposes only and does not constitute an admission by proposed respondent that the law has been violated as alleged in the draft of complaint here attached.

6. This agreement contemplates that, if it is accepted by the Commission, and if such acceptance is not subsequently withdrawn by the Commission pursuant to the provisions of § 2.34 of the Commission's rules, the Commission may, without further notice to proposed respondent, (1) issue its complaint corresponding in form and substance with the draft of complaint here attached and its decision containing the following order to cease and desist in disposition of the proceeding and (2) make information public in respect thereto. When so entered, the order to cease and desist shall have the same force and effect and may be altered, modified or set aside in the same manner and within the same time provided by statute for other orders. The order shall become final upon service. Delivery by the U.S. Postal Service of the complaint and decision containing the agreed-to order to proposed respondent's address as stated in this agreement shall constitute service. Proposed respondent waives any right it may have to any other manner of service. The complaint may be used in construing the terms of the order, and no agreement, understanding, representation, or interpretation not contained in the order or the agreement may be used to vary or contradict the terms of the order.

7. Proposed respondent has read the proposed complaint and order contemplated hereby. It understands that once the order has been issued, it will be required to file one or more compliance reports showing that it has fully complied with the order. Proposed respondent further understands that it may be liable for civil penalties in the amount provided by law for each violation of the order after it becomes final.

Order

This Order applies to respondent American Home Products Corporation, its successors, assigns, officers, agents and employees, whether acting directly or through any corporation, subsidiary, division or other device. Except as otherwise provided, order provisions apply to any act taken in connection with respondent's advertising, offering for sale, sale or distribution of Semicid or any OTC (over the counter) contraceptive product in or affecting commerce within the United States, including the Commonwealth of Puerto Rico and any territory or possession of the United States. The reasonable basis standards used in this Order are not intended to set a standard for drug products other than OTC contraceptives.

For purposes of this Order the following definitions apply:

(1) "Use effectiveness" means that level of effectiveness which is obtained when the contraceptive method is used by large numbers of subjects not all of whom follow the instructions accurately or use the contraceptive method each time they have sexual relations.

(2) "Method effectiveness" means that level of effectiveness which is attained in a well-controlled clinical trial utilizing highly motivated volunteers who reportedly use the contraceptive method correctly with every act of sexual intercourse.

(3) "Semicid" means the vaginal contraceptive suppository product marketed under the trade name Semicid or any vaginal contraceptive suppository product of substantially the same chemical formulation.

(4) "Advertisement" means any written, verbal or audiovisual statement, illustration, depiction or presentation, which is designed to effect the sale of any OTC contraceptive product, or to create interest in the purchasing of such products (except a package or package insert) whether same appears in a brochure, newspaper, magazine, leaflet, circular, mailer, book insert, catalog, billboard, public transit card, point-of-sale display, film strip, video presentation, or in a radio or television broadcast or in any other media, regardless of whether such statement, illustration, depiction or presentation is characterized as promotional, educational or informative: *Provided, however,* That the term advertisement does not include material which solely refers to the product without making any claims for the product.

(5) "Product or use characteristic" includes but is not limited to efficacy, safety or convenience.

I. *It is ordered,* That respondent cease and desist from:

A. Making in consumer (lay) advertisements any contraceptive effectiveness claims regarding Semicid which use the words "effective" or "reliable" in conjunction with any performance or quality heightening modifiers such as "highly", "extremely" and the like.

B. Misrepresenting, directly or by implication, the effectiveness of any OTC contraceptive product.

C. Representing, directly or by implication, that Semicid has novel contraceptive performance characteristics except as to the characteristics associated with its method of delivery.

D. Representing, directly or by implication, the results of any study of method effectiveness of any OTC contraceptive product as a measure of the use effectiveness of any such product.

E. Making any representation, directly or by implication, concerning the effectiveness of any OTC contraceptive product unless respondent has a reasonable basis for such representation consisting of a consistent body of valid and reliable scientific evidence: *Provided, however,* That respondent may represent that Semicid is effective or reliable or make other effectiveness claims as permitted by this Order (for example, "Semicid provides reliable protection against pregnancy.").

II. *It is further ordered,* That respondent make the following affirmative disclosures in any consumer (lay) print advertisement for Semicid:

A. For best protection against pregnancy, it is essential to follow package instructions.

B. If your doctor has told you that you should not become pregnant, ask your doctor if you can use Semicid.

C. Some Semicid users experience irritation in using the product.

D. It is essential that you insert Semicid at least fifteen minutes before intercourse.

E. Semicid is approximately as effective as vaginal foam contraceptives in actual use.

The above affirmative disclosures shall be made clearly and conspicuously. Disclosures C, D and E shall be made in the exact language indicated above: *Provided, however,* That if respondent has a reasonable basis, consisting of valid scientific test(s) or study(ies), respondent may modify the words "fifteen minutes" in Disclosure D consistent with such reasonable basis. Disclosures D and E

shall be made in typeface at least as large as the typeface of the major portion of the text of the ad copy. Disclosures D and E shall be separate and distinguishable from the main body of the advertisement for a period of 24 months following the date of service of this Order or 27 months from the date of signing of this Order, whichever expires earlier.

III. *It is further ordered,* That respondent make the following affirmative disclosure in any consumer (lay) print advertisement for Semicid in which any product or use characteristic of Semicid is compared, directly or by implication, to any product or use characteristic of oral contraceptives or intrauterine devices:

Semicid is approximately as effective as vaginal foam contraceptives in actual use, but is not as effective as the pill or IUD.
OR
Semicid is not as effective as the pill or IUD in actual use, but is approximately as effective as vaginal foam contraceptives.

Either above affirmative disclosure shall be made, where required, in lieu of Disclosure II.E above. The disclosure shall satisfy the requirements regarding exact language, size of type and relation to the main body of the ad specified for Disclosure II.E.

IV. *It is further ordered,* That respondent make the following disclosures in any consumer (lay) TV advertisements for Semicid:

A. Follow directions exactly, including the fifteen minute waiting period.
B. Approximately as effective as contraceptive foams.

The above disclosures shall be made clearly and conspicuously as video supers and in the exact language indicated above: *Provided, however,* That if respondents has a reasonable basis, consisting of valid scientific test(s) or study(ies), respondents may modify the words "fifteen minutes" in Disclosure A consistent with such reasonable basis.

V. *It is further ordered,* That respondent make the following disclosure in any consumer (lay) radio advertisements for Semicid:

Semicid's effectiveness is approximately equal to contraceptive foams.

The above disclosure shall be made clearly and conspicuously and in the exact language indicated above.

VI. *It is further ordered,* That respondent make the following disclosures in ethical (professional) advertisements for Semicid:

A. Irritation accompanies use of the product in some instances.
B. Semicid must be inserted according to product instructions and at least fifteen minutes before intercourse.
C. Semicid is approximately as effective as vaginal foam contraceptives in actual use, but is not as effective as the pill or IUD.
OR
Semicid is not as effective as the pill or IUD in actual use, but is approximately as effective as vaginal foam contraceptives.

Affirmative Disclosures A and B shall be made in language the same or substantially similar to the language set forth above: *Provided, however,* That if respondent has a reasonable basis, consisting of valid scientific test(s) or study(ies), respondent may modify the words "fifteen minutes" in Disclosure B consistent with such reasonable basis. Disclosure C shall be made in the exact language indicated above, in typeface at least as large as the typeface of the major portion of the text of the ad copy.

If respondent has a reasonable basis, consisting of a consistent body of valid and reliable scientific evidence, for any change in disclosures contained in Paragraphs II.A, B, C or E, III, IV.B, V and VI.A or C above, respondent may petition the Commission for appropriate modification of this Order.

VII. *It is further ordered,* That respondent cease and desist from:

A. Disseminating or causing the dissemination of any advertisement, by means of the United States mails or by any means in or affecting commerce within the United States, including the Commonwealth of Puerto Rico and any territory or possession of the United States which contains any of the representations prohibited in Paragraph I. A–D of this Order or fails to include any of the disclosures required by this Order.

B. Disseminating, or causing to be disseminated, by any means for the purpose of inducing, or which is likely to induce, directly or indirectly, the purchase of Semicid or any OTC contraceptive product in or affecting commerce within the United States, including the Commonwealth of Puerto Rico and any territory or possession of the United States, any advertisement which contains any of the representations prohibited in Paragraph I. A–D of this Order or fails to include any of the disclosures required by this Order.

VIII. *It is further ordered,* That respondent shall, within six (6) months after the date of service of this Order, run print advertisements for Semicid in at least two (2) separate issues of at least nine (9) professional (ethical) publications approved by authorized representatives of the Federal Trade Commission. The advertisements required by this paragraph shall comply with Paragraphs I.B–E and VI of this Order. Advertisements run after the date of the signing of this Order, but prior to the date of service of this Order, shall be considered satisfactory compliance with this Order.

IX. *It is further ordered,* That in advertisements in languages other than English, exact language disclosures required by this Order shall be made in the non-English language equivalent and convey the same meaning as the English language disclosures.

X. *It is further ordered,* That respondent prepare an informational pamphlet, in a form to be approved by authorized representatives of the Federal Trade Commission, which clearly and conspicuously sets forth the affirmative disclosures specified in Paragraphs II and III above, as well as other information regarding the advantages and disadvantages of various OTC contraceptive methods. The pamphlet shall be at least four (4) pages in length, oriented toward a lay audience, and based upon current labeling of, and published scientific literature regarding OTC contraceptive products. The form of the pamphlet shall be submitted by the respondent to the Federal Trade Commission within sixty (60) days after the date of service of this Order. Copies of the pamphlet shall be distributed within sixty (60) days after the date on which the representatives of the Federal Trade Commission serve notice on the respondent that they have approved the form of the pamphlet. Copies of the pamphlet shall be initially distributed to all physicians and other health care professionals engaged in obstetric and gynecological practice or family planning activities who previously received any promotional material concerning Semicid. A cover letter and postpaid reply card shall be provided with the initial mailing of the pamphlet indicating its availability, at no charge, in reasonable quantities upon request. Copies shall also be distributed to retail pharmacies who purchase Semicid directly from respondent with a request that the pamphlet be made available to consumers. Respondent shall thereafter provide, at no charge, additional copies of the pamphlet upon reasonable request for a period of one (1) year.

XI. *It is further ordered,* That respondent maintain complete business records relative to the manner and form of its compliance with this Order. Such records shall include but not be limited to, copies of and dissemination schedules for all advertisements; documents which substantiate or contradict any claim made in advertising; promoting or selling the product; and an affidavit of compliance with Paragraph X of this Order. Such records shall be retained for at least

three (3) years beyond the last dissemination of any relevant advertisement. Upon thirty (30) days notice respondent shall make any and all such records available to Commission staff for inspection or photocopying.

XII. *It is further ordered,* That respondent forthwith deliver a copy of this Order to each operating division and to all employees or agents now or hereafter engaged in the sale or offering for sale of Semicid or in any aspect of the preparation, creation or placing of advertising for Semicid on behalf of respondent. A statement acknowledging receipt of this Order shall be obtained in each case.

XIII. *It is further ordered,* That respondent notify the Commission at least thirty (30) days prior to any proposed change in a corporate respondent in which the respondent is not a surviving entity, such as dissolution, assignment or sale resulting in the emergency of any successor corporation or corporations, or any other change in said corporations which may affect compliance obligations arising out of this Order.

XIV. *It is further ordered,* That respondent shall, within sixty (60) days after service upon it of this Order, file with the Commission a report setting forth in detail the manner and form in which it has complied with this Order.

Morton-Norwich Products, Inc.

[File No. 792 3122]

American Home Products Corporation

[File No. 792 3057]

Jordan-Simner, Inc.

[File No. 792 3077]

Analysis of Proposed Consent Order to Aid Public Comment

The Federal Trade Commission has accepted an agreement to a proposed consent order from three manufacturers of vaginal contraceptive suppository products—Morton-Norwich Products, Inc., American Home Products Corporation, and Jordan-Simner, Inc.

The proposed consent orders have been placed on the public record for sixty (60) days for reception of comments by interested persons. Comments received during this period will become part of the public record. After sixty (60) days, the Commission will again review the agreements and the comments received and will decide whether it should withdraw from the agreements or make final the agreements' proposed order.

The complaints in this matter charge the proposed respondents with false, misleading and deceptive advertising of their vaginal contraceptive suppository products. The complaints allege that the advertisements misrepresented the efficacy of the contraceptive suppositories by comparing them to the pill and IUD, when in fact their effectiveness approximates vaginal foam contraceptives in actual use. The products were also allegedly represented to have novel performance characteristics even though their sperm killing ingredient nonoxynol 9 has been in use for many years in various contraceptive products. Additionally, proposed respondents are charged with failing to have prior adequate substantiation for these claims.

The complaints also charge proposed respondents with failing to disclose the following facts material to contraceptive suppository use:

1. For best protection against pregnancy, it is essential that one follow instructions.
2. Women for whom pregnancy presents a special health risk should make a contraceptive choice in consultation with their physician.
3. Some product users experience irritation.
4. The product requires a waiting period of fifteen minutes before intercourse to ensure effectiveness.
5. The product is approximately as effective as vaginal form contraceptives in actual use.

The agreements reached with the three proposed respondents prohibits any misrepresentations of the efficacy or novel performance characteristics of the vaginal contraceptive suppository products. The orders also specifically prohibit any exaggerated efficacy claims for the products such as "highly" or "extremely" effective. The orders prohibit efficacy claims without a reasonable basis consisting of a consistent body of valid and reliable scientific evidence. The order also requires affirmative disclosure of the material facts omitted from advertising as alleged in the complaint.

Because consumers were misled by false comparisons to the pill and IUD, the orders requires specific mention that the vaginal contraceptive suppositories are not as effective as the pill or IUD when comparative advertising claims are made. The orders further require disclosures in radio, TV and ethical (professional) advertising where appropriate.

Proposed respondents Morton-Norwich and American Home Products will also be required to distribute an information pamphlet discussig the advantages and disadvantages of various OTC contraceptive methods as well as providing the affirmative disclosures mandated for the vaginal contraceptive suppository products. The pamphlets are to be made available to consumers through physicians, health care professionals and pharmacies.

The purpose of this analysis is to facilitiate public comment on the proposed orders, and it is not intended to constitute an official interpretation of the agreement and proposed order or to modify in any way their terms.

Carol M. Thomas,

Secretary.

[FR Doc. 80-6865 Filed 3-4-80; 8:45 am]

BILLING CODE 6750-01-M

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16 CFR Part 13

[File No. 792 3077]

Jordan-Simner, Inc., et al.; Consent Agreement With Analysis To Aid Public Comment

AGENCY: Federal Trade Commission.

ACTION: Consent Agreement.

SUMMARY: In settlement of alleged violations of federal law prohibiting unfair acts and practices and unfair methods of competition, the consent order, accepted subject to final Commission aproval, among other things, would require a Ft. Lauderdale, Fla. manufacturer of pharmaceutical products to cease making any misrepresentations of the efficacy or novel performance characteristics of its vaginal contraceptive suppository products. The order specifically would prohibit any exaggerated efficacy claims for the products such as "highly" or "extremely" effective. Additionally, respondent is prohibited from making claims of efficacy without a reasonable basis consisting of a consistent body of valid and scientific evidence.

DATE: Comments must be received on or before May 5, 1980.

ADDRESS: Comments should be directed to: Office of the Secretary, Federal Trade Commission, 6th St. and Pennsylvania Ave., N.W., Washington, D.C. 20580.

FOR FURTHER INFORMATION CONTACT: Leroy Richie, Director, 8R, New York Regional Office, Federal Trade Commission, 2243–EB Federal Bldg., 26 Federal Plaza, New York, N.Y. 10007. (212) 264–1207.

SUPPLEMENTARY INFORMATION: Pursuant to section 6(f) of the Federal Trade Commission Act, 38 Stat. 721, 15 U.S.C. 46 and § 2.34 of the Commission's rules of practice (16 CFR 2.34), notice is hereby given that the following consent agreement containing a consent order to cease and desist and an explanation thereof, having been filed with and

accepted, subject to final approval, by the Commission, has been placed on the public record for a period of sixty (60) days. Public comment is invited. Such comments or views will be considered by the Commission and will be available for inspection and copying at its principal office in accordance with § 4.9(b)(14) of the Commission's rules of practice (16 CFR 4.9(b)(14)).

Jordan-Simner Inc. And Robert Cohen; Agreement Containing Consent Order to Cease and Desist

The Federal Trade Commission having initiated an investigation of certain acts and practices of Jordan-Simner Inc., a corporation, and Robert Cohen, individually and as as officer of said corporation, (hereinafter "proposed respondents") and it now appearing that proposed respondents are willing to enter into an agreement containing an order to cease and desist from the use of the acts and practices being investigated.

It is hereby agreed by and between Jordan-Simner, Inc., by its duly authorized officer, and Robert Cohen, individually and as as officer of said corporation, and their counsel, and counsel for the Federal Trade Commission that:

1. Proposed respondent Jordan-Simner, Inc. is a Florida corporation with its office and principal place of business located at 6852 N.W. 12th Avenue, Ft. Lauderdale, Florida 33309. Proposed respondent Robert Cohen is an officer of said corporation. He formulates directs and controls its policies, acts and practices and his business address is the same as that of said corporation.

2. Proposed respondents admit all the jurisdictional facts set forth in the draft compliant here attached.

3. Proposed respondents waive:

(a) Any further procedural steps;

(b) The requirement that the Commission's decision contain a statement of findings of fact and conclusions of law; and

(c) All rights to seek judicial review or otherwise to challenge or contest the validity of the order entered pursuant to this agreement.

4. This agreement shall not become part of the public record of the proceeding unless and until it is accepted by the Commission. If this agreement is accepted by the Commission it, together with the draft of complaint contemplated thereby and related material pursuant to Rule 2.34, will be placed on the public record for a period of sixty (60) days and information in respect thereto publicly released. The Commission thereafter may either withdraw its acceptance of this agreement and so notify the proposed respondents, in which event it will take such action as it may consider appropriate, or issue and serve its complaint and decision, in disposition of the proceeding.

5. This agreement is for settlement purposes only and does not constitute an admission by proposed respondents that the law has been violated as alleged in the draft of complaint here attached.

6. This agreement contemplates that, if it is accepted by the Commission, and if such acceptance is not subsequently withdrawn by the Commission pursuant to the provisions of § 2.34 of the Commission's Rules, the Commission may, without further notice to proposed respondents, (1) issue its complaint corresponding in form and substance with the draft of complaint here attached and its decision containing the following order to cease and desist in disposition of the proceeding and (2) make information public in respect thereto. When so entered, the order to cease and desist shall have the same force and effect and may be altered, modified or set aside in the same manner and within the same time provided by statute for other orders. The order shall become final upon service. Delivery by the U.S. Postal Service of the complaint and decision containing the agreed-to order to proposed respondents' address as stated in this agreement shall constitute service. Proposed respondents waive any right they may have to any other manner of service. The complaint may be used in construing the terms of the order, and no agreement, understanding, representation, or interpretation not contained in the order or the agreement may be used to vary or contradict the terms of the order.

7. Proposed respondents have read the proposed complaint and order contemplated hereby. They understand that once the order has been issued, they will be required to file one or more compliance reports showing that they have fully complied with the order. Proposed respondents further understand that they may be liable for civil penalties in the amount provided by law for each violation of the order after it becomes final.

Order

This Order applies to respondent Jordan-Simner, Inc., its successors, assigns, officers, agents and employees, and to respondent Robert Cohen, individually and as an officer of the corporation, whether acting directly or through any corporation, subsidiary, division or other device. Except as otherwise provided, order provisions apply to any act taken in connection with respondents' advertising, offering for sale, sale or distribution of S'Positive or any OTC (over the counter) contraceptive product in or affecting commerce within the United States, including the Commonwealth of Puerto Rico and any territory or possession of the United States. The reasonable basis standards used in this Order are not intended to set a standard for drug products other than OTC contraceptives.

For purposes of this Order, the following definitions shall apply:

(1) "Use effectiveness" means that level of effectiveness which is obtained when the contraceptive method is used by large numbers of subjects not all of whom follow the instructions accurately or use the contraceptive method each time they have sexual relations.

(2) "S'Positive" means the vaginal contraceptive suppository product marketed under the tradename S'Positive, or any vaginal contraceptive suppository product of substantially the same chemical formulation.

(3) "Advertisement" means any written, verbal or audiovisual statement, illustration, depiction or presentation, which is designed to effect the sale of any OTC contraceptive product, or to create interest in the purchasing of such products (except a package or package insert), whether same appears in a brochure, newspaper, magazine, leaflet, circular, mailer, book insert) catalog, billboard, public transit card, point-of-sale display, film strip, video presentation, or in a radio or television broadcast or in any other media, regardless of whether such statement, illustration, depiction or presentation is characterized as promotional, educational or informative: *Provided, however,* That the term advertisement does not include material which solely refers to the product without making any claims for the product.

(4) "Product or use characteristic" includes but is not limited to efficacy, safety or convenience.

I. *It is ordered,* That each respondent cease and desist from:

A. Making in consumer (lay) advertisements any contraceptive effectiveness claims regarding S'Positive which use the words "effective" or "reliable" in conjunction with any performance or quality heightening modifiers such as "highly", "extremely" and the like.

B. Misrepresenting, directly or by implication, the effectiveness of any OTC contraceptive product.

C. Representing, directly or by implication, that S'Positive has novel

contraceptive performance characteristics except as to the characteristics associated with its method of delivery.

D. Making any representation, directly or by implication, concerning the effectiveness or the testing of any OTC contraceptive product unless respondents have a reasonable basis for such representations consisting of a consistent body of valid and reliable scientific evidence; *Provided, however,* That respondent may represent that S'Positive is effective or reliable or make other effectiveness claims as permitted by this Order (for example, "S'Positive provides reliable protection against pregancy.").

II. *It is further ordered,* That each respondent make the following affirmative disclosures in any consumer (lay) print advertisement for S'Positive:

A. For best protection against pregnancy, it is essential to follow package instructions.

B. If your doctor has told you that you should not become pregnant, ask your doctor if you can use S'Positive.

C. Some S'Positive users experience irritation in using the product.

D. It is essential that you insert S'Positive at least fifteen minutes before intercourse.

E. S'Positive is approximately as effective as vaginal foam contraceptives in actual use.

The above affirmative disclosures shall be made clearly and conspicuously. Disclosures C, D and E shall be made in the exact language indicated above; *Provided, however,* That if respondent has a reasonable basis, consisting of valid scientific test(s) or study(ies), respondents may modify the words "fifteen minutes" in Disclosure D consistent with such reasonable basis. Disclosures D and E shall be made in typeface at least as large as the typeface of the major portion of the text of the ad copy. Disclosures D and E shall be separate and distinguishable from the main body of the advertisement for a period of 24 months following the date of service of this Order or 27 months from the date of signing of this Order, whichever expires earlier.

III. *It is further ordered,* That respondents make the following affirmative disclosure in any consumer (lay) advertisement for S'Positive in which any product or use characteristic of S'Positive is compared, directly or by implication, to any product or use characteristic of oral contraceptives or intra-uterine devices:

S'Positive is approximately as effective as vaginal foam contraceptives in actual use, but is not as effective as the pill or IUD.

or

S'Positive is not as effective as the pill or IUD in actual use, but is approximately as effective as vaginal foam contraceptives.

Either above affirmative disclosure shall be made, where required, in lieu of the Disclosure II.E. The disclosure shall satisfy the requirements regarding exact language, size of type and relation to the main body of the ad specified for Disclosure II.E.

IV. *It is further ordered,* That each respondent make the following disclosures in any consumer (lay) TV advertisements for S'Positive:

A. Follow directions exactly, including the fifteen minute waiting period.

B. Approximately as effective as contraceptive foams.

The above disclosures shall be made clearly and conspicuously as video supers and in the exact language indicated above: *Provided, however,* That if respondents have a reasonable basis, consisting of valid scientific test(s) or study(ies), respondents may modify the words "fifteen minutes" in Disclosure A consistent with such reasonable basis.

V. *It is further ordered,* That respondents make the following disclosure in any consumer (lay) radio advertisements for S'Positive:

S'Positive's effectiveness is approximately equal to contraceptive foams.

The above disclosure shall be made clearly and conspicuously and in the exact language indicated above.

VI. *It is further ordered,* That respondents shall make the following disclosures in ethical (professional) advertisements for S'Positive:

A. Irritation accompanies use of the product in some instances.

B. S'Positive must be inserted according to product instructions and at least fifteen minutes before intercourse.

C. S'Positive is approximately as effective as vaginal foam contraceptives in actual use, but is not as effective as the pill or IUD.

or

S'Positive is not as effective as the pill or IUD in actual use, but is approximately as effective as vaginal foam contraceptives.

Affirmative Disclosures A and B shall be made in language the same or substantially similar to the language set forth above: *Provided, however,* That if respondents have a reasonable basis, consisting of valid scientific test(s) or study(ies), respondents may modify the words "fifteen minutes" in Disclosure B consistent with such reasonable basis. Disclosure C shall be made in the exact language indicated above, in typeface at least as large as the typeface of the major portion of the text of the ad copy.

If respondents have a reasonable basis, consisting of a consistent body of valid and reliable scientific evidence, for any change in Disclosures contained in Paragraphs II. A, B, C or E, III, IV.B, V, and VI. A or C above, respondents may petition the Commission for appropriate modification of this Order.

VII. *It is further ordered,* That each respondent cease and desist from:

A. Disseminating or causing the dissemination of any advertisement, by means of the United States mails or by any means in or affecting commerce within the United States, including the Commonwealth of Puerto Rico and any territory or possession of the United States, which contains any of the representations prohibited in Paragraph I. A–C of this Order or fails to include any of the disclosures required by this Order.

B. Disseminating, or causing to be disseminated, by any means for the purpose of inducing, or which is likely to induce, directly or indirectly, the purchase of S'Positive or any OTC contraceptive product in or affecting commerce within the United States, including the Commonwealth of Puerto Rico and any territory or possession of the United States, any advertisement which contains any of the representations prohibited in Paragraphs I. A–C of this Order or fails to include any of the disclosures required by this Order.

VIII. *It is further ordered,* That respondents shall, within sixty (60) days after the date of service of this Order, mail under separate cover a copy of either this Order or the Federal Trade Commission's news release to this Order to:

A. Every physician or health care professional to whom respondent previously sent any promotional materials regarding S'Positive.

B. Every pharmacist who has sold S'Positive to the public within the two year period prior to the date of service of this Order.

An affidavit of mailing shall be sworn to by an Official of the corporate respondent verifying said mailing has been completed.

IX. *It is further ordered,* That respondents maintain complete business records relative to the manner and form of their compliance with this Order. Such records shall include but not be limited to, copies of and dissemination schedules for all advertisements or documents which substantiate or contradict any claim made in advertising, promoting or selling the product. Such records shall be retained

for at least three (3) years beyond the last dissemination of any relevant advertising. Upon thirty (30) days' notice respondent shall make any and all such records available to Commission staff for inspection or photocopying.

X. *It is further ordered,* That respondents forthwith deliver a copy of this Order to each operating division and to all employees or agents now or hereafter engaged in the sale or offering for sale of S'Positive or in any aspect of the preparation, creation or placing of advertising for S'Positive on behalf of respondents. A statement acknowledging receipt of this Order shall be obtained in each case.

XI. *It is further ordered,* That respondents notify the Commission at least thirty (30) days prior to any proposed change in a corporate respondent in which the respondent is not a surviving entity, such as dissolution, assignment or sale resulting in the emergence of any successor corporation or corporations, or any other change in said corporations which may affect compliance obligations arising out of this Order.

XII. *It is further ordered,* That the individual respondent named herein promptly notify the Commission of the discontinuance of his present business or employment and of his affiliation with a new business or employment. In addition, for a period of five (5) years from the date of service of this Order, the respondent shall promptly notify the Commission of each affiliation with a new business or employment whose activities include the sale or advertising of OTC contraceptive products or of his affiliation with a new business or employment in which his own duties and responsibilities involve the sale or advertising of OTC contraceptive products. Each such notice shall include the respondent's new business address and a statement of the nature of the business or employment in which the respondent is newly engaged, as well as a description of respondent's duties and responsibilities in connection with the business or employment. The expiration of the notice provision of this paragraph shall not affect any other obligation arising under this Order.

XIII. *It is further ordered,* That respondents shall, within sixty (60) days after service upon it of this Order, file with the Commission a report setting forth in detail the manner and form in which it has complied with this Order.

Morton-Norwich Products, Inc.

[File No. 792 3122]

American Home Products Corporation

[File No. 792 3057]

Jordan-Simner, Inc.

[File No. 792 3077]

Analysis of Proposed Consent Order To Aid Public Comment

The Federal Trade Commission has accepted an agreement to a proposed consent order from three manufacturers of vaginal contraceptive suppository products—Morton-Norwich Products, Inc., American Home Products Corporation, and Jordan-Simner, Inc.

The proposed consent orders have been placed on the public record for sixty (60) days for reception of comments by interested persons. Comments received during this period will become part of the public record. After sixty (60) days, the Commission will again review the agreements and the comments received and will decide whether it should withdraw from the agreements or make final the agreements' proposed order.

The complaints in this matter charge the proposed respondents with false, misleading and deceptive advertising of their vaginal contraceptive suppository products. The complaints allege that the advertisements misrepresented the efficacy of the contraceptive suppositories by comparing them to the pill and IUD, when in fact their effectiveness approximates vaginal foam contraceptives in actual use. The products were also allegedly represented to have novel performance characteristics even though their sperm killing ingredient nonoxynol 9 has been in use for many years in various contraceptive products. Additionally, proposed respondents are charged with failing to have prior adequate substantiation for these claims.

The complaints also charge proposed respondents with failing to disclose the following facts material to contraceptive suppository use:

1. For best protection against pregnancy, it is essential that one follow instructions.
2. Women for whom pregnancy presents a special health risk should make a contraceptive choice in consultation with their physician.
3. Some product users experience irritation.
4. The product requires a waiting period of fifteen minutes before intercourse to ensure effectiveness.
5. The product is approximately as effective as vaginal foam contraceptives in actual use.

The agreements reached with the three proposed respondents prohibit any misrepresentations of the efficacy or novel performance characteristics of the vaginal contraceptive suppository products. The orders also specifically prohibit any exaggerated efficacy claims for the products such as "highly" or "extremely" effective. The orders prohibit efficacy claims without a reasonable basis consisting of a consistent body of valid and reliable scientific evidence. The order also requires affirmative disclosure of the material facts omitted from advertising as alleged in the complaint.

Because consumers were misled by false comparisons to the pill and IUD, the orders requires specific mention that the vaginal contraceptive suppositories are not as effective as the pill or IUD when comparative advertising claims are made. The orders further require disclosures in radio, TV and ethical (professional) advertising where appropriate.

Proposed respondents Morton-Norwich and American Home Products will also be required to distribute an information pamphlet discussing the advantages and disadvantages of various OTC contraceptive methods as well as providing the affirmative disclosures mandated for the vaginal contraceptive suppository products. The pamphlets are to be made available to consumers through physicians, health care professionals and pharmacies.

The purpose of this analysis is to facilitate public comment on the proposed orders, and it is not intended to constitute an official interpretation of the agreement and proposed order or to modify in any way their terms.

Carol M. Thomas,

Secretary.

[FR Doc. 80-6866 Filed 3-4-80; 8:45 am]

BILLING CODE 6750-01-M

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16 CFR Part 13

[File No. 791 0108]

Schlumberger Ltd.; Consent Agreement With Analysis To Aid Public Comment

AGENCY: Federal Trade Commission.

ACTION: Consent Agreement.

SUMMARY: In settlement of alleged violations of federal law prohibiting unfair acts and practices and unfair methods of competition, this consent order, accepted subject to final Commission approval, among other things, would require a New York City multinational company, engaged in various activities including the manufacture of electrical and electronic devices, to divest all stock it owns in the Unitrode Corporation ("Unitrode")

within six months from the effective date of the order. Prior to such divestiture, the order would require that the firm treat Unitrode as an independent entity, and refrain from attempting to influence or control Unitrode. The company would be further prohibited from acquiring any Unitrode stock or assets without prior Commission approval for a period of ten years.

DATE: Comments must be received on or before May 5, 1980.

ADDRESS: Comments should be directed to: Office of the Secretary, Federal Trade Commission, 6th St. and Pennsylvania Ave., NW., Washington, D.C. 20580.

FOR FURTHER INFORMATION CONTACT: FTC/C, Alfred F. Dougherty, Jr., Washington, D.C. 20580. (202) 523-3601.

SUPPLEMENTARY INFORMATION: Pursuant to section 6(f) of the Federal Trade Commission Act, 38 Stat. 721, 15 U.S.C. 46 and § 2.34 of the Commission's rules of practice (16 CFR 2.34), notice is hereby given that the following consent agreement containing a consent order to cease and desist and an explanation thereof, having been filed with and accepted, subject to final approval, by the Commission, has been placed on the public record for a period of sixty (60) days. Public comment is invited. Such comments or views will be considered by the Commission and will be available for inspection and copying at its principal office in accordance with § 4.9(b)(14) of the Commission's rules of practice (16 CFR 4.9(b)(14)).

[File No. 791-0108]

Schlumberger Ltd; Agreement Containing Consent Order

The Federal Trade Commission, having initiated an investigation of certain acts and practices of Schlumberger Limited, a corporation, and it now appearing that Schlumberger Limited, hereinafter sometimes referred to as proposed respondent, is willing to enter into an agreement with respect to the acts and practices being investigated.

It is hereby agreed by and between proposed respondent, its duly authorized officer and attorney, and counsel for the Federal Trade Commission that:

1. Proposed respondent is a corporation organized, existing and doing business under and by virtue of the laws of the Netherlands Antilles, with its principal executive office at 277 Park Avenue, in the City of New York, and the State of New York.

2. Proposed respondent admits all the jurisdictional facts set forth in the draft of complaint here attached.

3. Proposed respondent waives:

(a) Any further procedural steps;

(b) The requirement that the Commission's decision contain a statement of findings of fact and conclusions of law; and

(c) All rights to seek judicial review or otherwise to challenge or contest the validity of the order entered pursuant to this agreement.

4. This agreement shall not become part of the public record of the proceeding unless and until it is accepted by the Commission. If this agreement is accepted by the Commission, it, together with the draft of complaint contemplated thereby and related material pursuant to Rule 2.34, will be placed on the public record for a period of sixty (60) days and information in respect thereto publicly released. The Commission thereafter may either withdraw its acceptance of this agreement and so notify the proposed respondent, in which event it will take such action as it may consider appropriate, or issue and serve its complaint (in such form as the circumstances may require) and decision, in disposition of the proceeding.

5. This agreement is for settlement purposes only and does not constitute an admission by proposed respondent that the law has been violated as alleged in the draft of complaint here attached.

6. This agreement contemplates that, if it is accepted by the Commission, and if such acceptance is not subsequently withdrawn by the Commission pursuant to the provisions of § 2.34 of the Commission's rules, the Commission may, without further notice to proposed respondent, (1) issue its complaint corresponding in form and substance with the draft of complaint here attached and its decision containing the following order to cease and desist in disposition of the proceeding and (2) make information public in respect thereto. When so entered, the order to cease and desist shall have the same force and effect and may be altered, modified or set aside in the same manner within the same time provided by statute for other orders. The order shall become final upon service. Delivery by the U.S. Postal Service of the complaint and decision containing the agreed-to order to proposed respondent's address as stated in this agreement shall constitute service. Proposed respondent waives any right it may have to any other manner of service. The complaint may be used in construing the terms of the order, and no agreement, understanding, representation or interpretation not contained in the order or the agreement may be used to vary or contradict the terms of the order.

7. Proposed respondent has read the proposed complaint and order contemplated hereby, and understands that once the order has been issued, it will be requried to file one or more compliance reports showing it has fully complied with the order, and that it may be liable for civil penalties in the amount provided by law for each violation of the order after it becomes final.

Order

For purposes of this Order, "Respondent" shall mean Schlumberger Limited, a corporation, and its subsidiaries, affiliates, successors and assigns.

I

It is ordered, That Respondent, prior to a date not to exceed six (6) months from the date of service of this Order, shall divest absolutely to an acquiror or acquirors, subject to the prior approval of the Commission, all stock and other share capital of Unitrode Corporation (Unitrode) held by Respondent, so as to establish Unitrode as a company independent of any other company manufacturing and selling diodes.

II

It is further ordered, That prior to sixty (60) days from the date on which Respondent is served with this Order, Respondent shall present to the Commission:

(a) A final executory contract with an acquiror or acquirors, consistent with Article I above, to divest all stock and other share capital of Unitrode held by Respondent, subject to the prior approval of the Commission; or

(b) A plan for a public offering of all stock and other share capital of Unitrode held by Respondent, subject to the prior approval of the Commission, and reasonably assuring that no more than one percent of the outstanding stock or other share capital of Unitrode is acquired by a person not acceptable to the Commission.

III

It is further ordered, That, for a period of ten (10) years from the date on which Respondent is served with this order, Repondent shall not acquire, directly or indirectly, through subsidiaries or otherwise, without prior Commission approval, any assets, stock or other share capital of Unitrode or its

subsidiaries, affiliates, successors and assigns: *Provided however*, That this paragraph shall not apply to products manufactured by the Unitrode in the normal course of its business that are held for sale by Unitrode to its customers and used by Respondent in the manufacture of its products.

IV

It is further ordered, That, prior to the divestiture of Unitrode stock and other share capital required by Paragraph I of this Order, Respondent shall:

(a) In all dealings with Unitrode, treat Unitrode on an arm's length basis as an entity independent of Respondent; and

(b) Not exercise or seek to exercise influence or control over Unitrode.

V

It is further ordered, That, Respondent notify the Commission at least thirty (30) days prior to any proposed change in Respondent which may affect compliance obligations arising out of the Order, such as dissolution, assignment or sale resulting in the emergence of successor corporations or the creation or dissolution of subsidiaries.

Schlumberger Limited

[File No. 791-0108]

Analysis of Proposed Consent Order To Aid Public Comment

The Federal Trade Commission has accepted an agreement to a proposed consent order from Schlumberger Ltd. ("Schlumberger"). The agreement requires Schlumberger to divest all of the stock it owns in Unitrode Corporation ("Unitrode") within six months from the date the order is served.

The proposed consent order is being placed on the public record for sixty (60) days for reception of comments by interested persons. Comments received during this period will become part of the public record. After sixty (60) days, the Commission will again review the agreement and the comments received and will decide whether it should withdraw from the agreement or make final the agreement's proposed order.

Schlumberger is a multinational company whose primary activities are wireline services for oil fields, the drilling and servicing of oil wells and the manufacture and sale of a multitude of electrical and electronic devices.

Since March 1978, Schlumberger has purchased approximately 496,925 shares of the common stock of Unitrode Corporation ("Unitrode") and now has 17.1% of all outstanding Unitrode shares. Unitrode is primarily engaged in the manufacture and sale of diodes and other electronic components.

On May 19, 1979, Schlumberger and Fairchild Camera and Instrument Corporation ("Fairchild") agreed to the purchase by Schlumberger of all outstanding shares of Fairchild for approximately $363 million. As of June 30, 1979, more than 97% of Fairchild shares had been tendered and accepted. Schlumberger has since acquired the remaining outstanding Fairchild shares. Fairchild's primary activities are the manufacture of semiconductors (including diodes), automatic test systems, and surveillance systems.

The complaint alleges that Schlumberger's acquisition of Fairchild violates Section 5 of the Federal Trade Commission Act and Section 7 of the Clayton Act. The compliant asserts that the effect of the acquisition is substantially to lessen competition or tend to create a monopoly in the manufacture and sale of diodes in the United States.

The proposed consent order is designed to restore competition to the United States diode market. Toward that end, Section I of the proposed order requires Schlumberger to divest all its stock in Unitrode, upon receiving the prior approval of the Commission, within six months from the date of service of the order. The divestiture is intended to establish Unitrode as a company independent of any other company manufacturing and selling diodes.

Further, within sixty (60) days from the date of service of the order, Schlumberger must, under Paragraph II, present to the Commission for its prior approval: A final agreement to convey to a designated acquiror or acquirors all stock owned in Unitrode by Schlumberger; or the plan under which the Unitrode stock will be made available in an offering to the public, reasonably assuring that no more than one percent of outstanding Unitrode stock can be acquired by an unacceptable person.

Schlumberger is prohibited under the terms of Paragraph III from acquiring any assets or stock of Unitrode without prior Commission approval. Products manufactured by Unitrode in the normal course of its business that are held for sale by Unitrode to its customers and used by Schlumberger in the manufacture of its products are excepted from the provisions of this section.

Prior to Schlumberger's divestiture of its Unitrode stock, Schlumberger agrees under Paragraph IV of the order to treat Unitrode on an arm's length basis as an independent entity and to refrain from influencing or attempting to influence or control Unitrode.

Finally, in Paragraph V, Schlumberger agrees to notify the Commission at least thirty (30) days prior to any proposed organizational change that would affect compliance obligations.

The divestiture of Unitrode stock required by this proposed order will reestablish Unitrode as a company independent of any competing manufacturer of diodes. The result will be a restoration to the marketplace of substantial competition that had formerly existed among Fairchild, Unitrode, and other firms in the manufacture and sale of diodes.

The purpose of this analysis is to facilitate public comment on the proposed order, and it is not intended to constitute an official interpretation of the agreement and proposed order or to modify in any way their terms.

Carol M. Thomas,

Secretary.

[FR Doc. 80-6867 Filed 3-4-80; 8:45 am]

BILLING CODE 6750-01-M

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16 CFR Part 13

[File No. 792 3122]

Morton-Norwich Products, Inc., et al.; Consent Agreement With Analysis To Aid Public Comment

AGENCY: Federal Trade Commission.

ACTION: Consent Agreement.

SUMMARY: In settlement of alleged violations of federal law prohibiting unfair acts and practices and unfair methods of competition, this consent order, accepted subject to final Commission approval, among other things, would require a Chicago, Ill. manufacturer of pharmaceutical products to cease making any misrepresentations of the efficacy or novel performance characteristics of its vaginal contraceptive suppository products. The order specifically would prohibit any exaggerated efficacy claims for the products such as "highly" or "extremely" effective. Additionally, respondent is prohibited from making claims of efficacy without a reasonable basis consisting of a consistent body of valid and scientific evidence. Respondent would also be required to distribute an information pamphlet discussing the advantages and disadvantages of various over-the-counter contraceptive methods as well as setting forth specifically required affirmative disclosures.

DATE: Comments must be received on or before May 5, 1980.

ADDRESS: Comments should be directed to: Office of the Secretary, Federal Trade Commission, 6th St. and Pennsylvania Ave., NW., Washington, D.C. 20580.

FOR FURTHER INFORMATION CONTACT: Leroy Richie, Director, 8R, New York Regional Office, Federal Trade Commission, 2243–EB Federal Bldg., 26 Federal Plaza, New York, N.Y. 10007 (212) 264–1207.

SUPPLEMENTARY INFORMATION: Pursuant to Section 6(f) of the Federal Trade Commission Act, 38 Stat. 721, 15 U.S.C. 46 and § 2.34 of the Commission's rules of practice (16 CFR 2.34), notice is hereby given that the following consent agreement containing a consent order to cease and desist and an explanation thereof, having been filed with and accepted, subject to final approval, by the Commission, has been placed on public record for a period of sixty (60) days. Public comment is invited. Such comments or views will be considered by the Commission and will be available for inspection and copying at its principal office in accordance with § 4.9(b)(14) of the Commission's rules of practice (16 CFR 4.9(b)(14)).

Morton-Norwich Products, Inc. and Eaton-Merz Laboratories, Inc.; Agreement Containing Consent Order To Cease and Desist

The Federal Trade Commission having initiated an investigation of certain acts and practices of Morton-Norwich Products, Inc. and Eaton-Merz Laboratories, Inc., corporations, (hereinafter "proposed respondents") and it now appearing that proposed respondents are willing to enter into an agreement containing an order to cease and desist from the use of the acts and practices being investigated,

It is hereby agreed by and between Morton-Norwich Products, Inc. and Eaton-Merz Laboratories, Inc., by their duly authorized officers, and their counsel, and counsel for the Federal Trade Commission that:

1. Morton-Norwich Products, Inc. is a Delaware corporation with its principal place of business at 110 N. Wacker Drive, Chicago, Illinois 60606.

Eaton-Merz Laboratories, Inc., is a Delaware corporation with its principal place of business at 17 Eaton Avenue, Norwich, New York. It is a joint venture owned in equal shares by Morton-Norwich Products, Inc. and Merz and Co., Chemische-Fabrik of Frankfurt, Federal Republic of Germany.

2. Proposed respondents admit all the jurisdictional facts set forth in the draft complaint here attached.

3. Proposed respondents waive:

(a) Any further procedural steps;

(b) The requirement that the Commission's decision contain a statement of findings of fact and conclusions of law; and

(c) All rights to seek judicial review or otherwise to challenge or contest the validity of the order entered pursuant to this agreement.

4. This agreement shall not become part of the public record of the proceeding unless and until it is accepted by the Commission. If this agreement is accepted by the Commission it, together with the draft of complaint contemplated thereby and related material pursuant to Rule 2.34, will be placed on the public record for a period of sixty (60) days and information in respect thereto publicly released. The Commission thereafter may either withdraw its acceptance of this agreement and so notify the proposed respondents, in which event it will take such action as it may consider appropriate, or issue and serve its complaint and decision, in disposition of the proceeding.

5. This agreement is for settlement purposes only and does not constitute an admission by proposed respondents that the law has been violated as alleged in the draft of complaint here attached.

6. This agreement contemplates that, if it is accepted by the Commission, and if such acceptance is not subsequently withdrawn by the Commission pursuant to the provisions of § 2.34 of the Commission's rules, the Commission may, without further notice to proposed respondents, (1) issue its complaint corresponding in form and substance with the draft of complaint here attached and its decision containing the following order to cease and desist in disposition of the proceeding and (2) make information public in respect thereto. When so entered, the order to cease and desist shall have the same force and effect and may be altered, modified or set aside in the same manner and within the same time provided by statute for other orders. The order shall become final upon service. Delivery by the U.S. Postal Service of the complaint and decision containing the agreed-to order to proposed respondents' address as stated in this agreement shall constitute service. Proposed respondents waive any right they may have to any other manner of service. The complaint may be used in construing the terms of the order, and no agreement, understanding, representation, or interpretation not contained in the order or the agreement may be used to vary or contradict the terms of the order.

7. Proposed respondents have read the proposed complaint and order contemplated hereby. They understand that once the order has been issued, they will be required to file one or more compliance reports showing that they have fully complied with the order. Proposed respondents further understand that they may be liable for civil penalties in the amount provided by law for each violation of the order after it becomes final.

Order

This Order applies to respondent Morton-Norwich Products, Inc. and respondent Eaton-Merz Laboratories, Inc., their successors, assigns, officers, agents and employees, whether acting directly or through any corporation, subsidiary, division or other device. Except as otherwise provided, order provisions apply to any act taken in connection with either respondent's advertising, offering for sale, sale or distribution of Encare or any OTC (over the counter) contraceptive product in or affecting commerce within the United States, including the Commonwealth of Puerto Rico and any territory or possession of the United States. The reasonable basis standards used in this Order are not intended to set a standard for drug products other than OTC contraceptives.

For purposes of this Order, the following definitions shall apply:

(1) "Use effectiveness" means that level of effectiveness which is obtained when the contraceptive method is used by large numbers of subjects not all of whom follow the instructions accurately or use the contraceptive method each time they have sexual relations.

(2) "Encare" means the viginal contraceptive suppository product marketed under the tradename Encare or Encare Oval, or any vaginal contraceptive suppository product of substantially the same chemical formulation.

(3) "Advertisement" means any written, verbal or audiovisual statement, illustration, depiction or presentation, which is designed to effect the sale of any OTC contraceptive product, or to create interest in the purchasing of such products (except a package of package insert) whether same appears in a brochure, newspaper, magazine, leaflet, circular, mailer, book insert, catalog, billboard, public transit card, point-of-sale display, film strip, video presentation, or in a radio or television broadcast of in any other media, regardless of whether such statement, illustration, depiction or presentation is characterized as promotional, educational or informative: *Provided,*

however, That the term advertisement does not include material which solely refers to the product without making any claims for the product.

(4) "Product or use characteristic" includes but is not limited to efficacy, safety or convenience.

I. *It is ordered,* That each respondent cease and desist from:

A. Making in consumer (lay) advertisements any contraceptive effectiveness claims regarding Encare which use the words "effective" or "reliable" in conjunction with any performance or quality heightening modifiers such as "highly", "extremely" and the like.

B. Misrepresenting, directly or by implication, the effectiveness or any OTC contraceptive product.

C. Representing, directly or by implication, that Encare has novel contraceptive performance characteristics except as to the characteristics associated with its method of delivery.

D. Making any representation, directly or by implication, concerning the effectiveness of any OTC contraceptive product unless respondent has a reasonable basis for such representation consisting of a consistent body of valid and reliable scientific evidence: *Provided, however,* That respondents may represent that Encare is effective or reliable or make other effectiveness claims as permitted by this Order (for example, "Encare provides reliable protection against pregnancy").

II. *It is further ordered,* That each respondent make the following affirmative disclosures in any consumer (lay) print advertisement for Encare:

A. For best protection against pregnancy, it is essential to follow package instructions.

B. If your doctor has told you that you should not become pregnant, you should ask your doctor which contraceptive method, including Encare, is best for you.

C. Some Encare users experience irritation in using the product.

D. It is essential that you insert Encare at least ten minutes before intercourse.

E. Encare is approximately as effective as vaginal foam contraceptives in actual use.

The above affirmative disclosures shall be made clearly and conspicuously. Disclosures C, D and E shall be made in the exact language indicated above: *Provided, however,* That if respondent has a reasonable basis, consisting of valid scientific test(s) or study(ies), respondent may modify the words "ten minutes" in Disclosure D consistent with such reasonable basis. Disclosures D and E shall be made in type at least as large as the type face of the major portion of the text of the ad copy. Disclosures D and E shall be separate and distinguishable from the main body of the advertisement for a period of 24 months following the date of service of this Order or 27 months from the date of signing of this Order, whichever expires earlier.

III. *It is further ordered,* That each respondent make the following affirmative disclosure in any consumer (lay) print advertisement for Encare in which any product or use characteristic of Encare is compared, directly or by implication, to any product or use characteristic of oral contraceptives or intra-uterine devices:

Encare is approximately as effective as vaginal foam contraceptives in actual use, but is not as effective as the pill or IUD.

or

Encare is not as effective as the pill or IUD in actual use, but is approximately as effective as vaginal foam contraceptives.

Either above affirmative disclosure shall be made, where required, in lieu of Disclosure II.E above. The disclosure shall satisfy the requirements regarding exact language, size of type and relation to the main body of the ad specified for Disclosure II.E.

IV. *It is further ordered,* That each respondent make the following disclosures in any consumer (lay) TV advertisements for Encare:

A. Follow directions exactly, including the ten minute waiting period.

B. Encare is approximately as effective as vaginal foam contraceptives in actual use.

The above disclosures shall be made clearly and conspicuously as video supers and in the exact language indicated above: *Provided, however,* That if respondents have a reasonable basis, consisting of valid scientific test(s) or study(ies), repondents may modify the word "ten minutes" in Disclosure IV.A consistent with such reasonable basis.

V. *It is further ordered,* That each respondent make the following disclosure in any consumer (lay) radio advertisements for Encare:

Encare is approximately as effective as vaginal foam contraceptives in actual use.

The above disclosure shall be made clearly and conspicuously and in the exact language indicated above.

VI. *It is further ordered,* That each respondent shall make the following disclosures in ethical (professional) advertisements for Encare:

A. Irritation accompanies use of the product in some instances.

B. Encare must be inserted according to product instructions and at least ten minutes before intercourse.

C. Encare is approximately as effective as vaginal foam contraceptives in actual use, but is not as effective as the pill or IUD.

or

Encare is not as effective as the pill or IUD in actual use, but is approximately as effective as vaginal foam contraceptives.

Affirmative Disclosures A and B shall be made in language the same as or substantially similar to the language set forth above; *Provided, however,* That if respondents have a reasonable basis, consisting of valid scientific test(s) or study(ies), respondents may modify the words "ten minutes" in Disclosure B consistent with such reasonable basis. Disclosure C shall be made in the exact language indicated above, in typeface at least as large as the typeface of the major portion of the text of the ad copy.

If respondent has a reasonable basis, consisting of a consistent body of valid and reliable scientific evidence for any change in disclosures contained in Paragraphs II.A, B, C or E, III, IV.B, V, and VI.A or C above, respondent may petition the Commission for appropriate modification of this Order.

VII. *It is further ordered,* That each respondent cease and desist from:

A. Disseminating or causing the dissemination of any advertisement, by means of the United States mails or by any means in or affecting commerce within the United States, including the Commonwealth of Puerto Rico and any territory or possession of the United States, which contains any of the representations prohibited in Paragraph I. A–C of this Order or fails to include any of the disclosures required by this Order.

B. Disseminating, or causing to be disseminated, by any means for the purpose of inducing, or which is likely to induce, directly or indirectly, the purchase of Encare or any OTC contraceptive product in or affecting commerce within the United States, including the Commonwealth of Puerto Rico and any territory or possession of the United States, any advertisement which contains any of the representations prohibited in Paragraph I. A–C of this Order or fails to include any of the disclosures required by this Order.

VIII. *It is further ordered,* That respondents shall, within six (6) months after the date of service of this Order, run print advertisements for Encare in at least two (2) separate issues of a least nine (9) professional (ethical) publications approved by authorized representatives of the Federal Trade Commission. The advertisements

required by this paragraph shall comply with Paragraphs I. B–D and VI, of this Order. Advertisements run after the date of the signing of this Order, but prior to the date of service of this Order, shall be considered satisfactory compliance with this Order.

IX. *It is further ordered,* That respondents prepare an informational pamphlet, in a form to be approved by authorized representatives of the Federal Trade Commission, which clearly and conspicuously sets forth the affirmative disclosures specified in Paragraphs II and III above, as well as other information regarding the advantages and disadvantages of various OTC contraceptive methods. The pamphlet shall be at least (4) pages in length, oriented toward a lay audience, and based upon current labeling of, and published scientific literature regarding OTC contraceptive products. The form of the pamphlet shall be submitted by the respondents to the Federal Trade Commission within sixty (60) days after the date of service of this Order. Copies of the pamphlet shall be distributed within sixty (60) days after the date on which the representatives of the Federal Trade Commission serve notice on the respondents that they have approved the form of the pamphlet. Copies of the pamphlet shall be initially distributed to all physicians and other health care professionals engaged in obstetric and gynecological practice or family planning activities who previously received any promotional material concerning Encare. A cover letter and postpaid reply card shall be provided with the initial mailing of the pamphlet indicating its availability, at no charge, in reasonable quantities upon request. Copies shall also be distributed to retail pharmacies who purchase Encare directly from respondents with a request that the pamphlet be made available to consumers. Respondents shall thereafter provide, at no charge, additional copies of the pamphlet upon reasonable request for a period of one (1) year.

X. *It is further ordered,* That each respondent maintain complete business records relative to the manner and form of its compliance with this Order. Such records shall include, but not be limited to, copies of and dissemination schedules for all advertisements; documents which substantiate or contradict any claim made in advertising, promoting or selling the product; and an affidavit of compliance with Paragraph IX of this Order. Such records shall be retained for at least three (3) years beyond the last dissemination of any relevant advertisement. Upon thirty (30) days notice each respondent shall make any and all such records available to Commission staff for inspection or photocopying.

XI. *It is further ordered,* That each respondent forthwith deliver a copy of this Order to each operating division and to all employees or agents now or hereafter engaged in the sale or offering for sale of Encare or in any aspect of the preparation, creation or placing of advertising for Encare on behalf of respondent. A statement acknowledging receipt of this Order shall be obtained in each case.

XII. *It is further ordered,* That each respondent notify the Commission at least thirty (30) days prior to any proposed change in a corporate respondent in which the respondent is not a surviving entity, such as dissolution, assignment or sale resulting in the emergence of any successor corporation or corporations, or any other change in said corporations which may affect compliance obligations arising out of this Order.

XIII. *It is further ordered,* That each respondent shall, within sixty (60) days after service upon it of this Order, file with the Commission a report setting forth in detail the manner and form in which it has complied with this Order.

Morton-Norwich Products, Inc.

[File No. 792 3122]

American Home Products Corporation

[File No. 792 3057]

Jordan-Simner, Inc.

[File No. 792 3077]

Analysis of Proposed Consent Order to Aid Public Comment

The Federal Trade Commission has accepted an agreement to a proposed consent order from three manufacturers of vaginal contraceptive suppository products—Morton-Norwich Products, Inc., American Home Products Corporation, and Jordan-Simner, Inc.

The proposed consent orders have been placed on the public record for sixty (60) days for reception of comments by interested persons. Comments received during this period will become part of the public record. After sixty (60) days, the Commission will again review the agreements and the comments received and will decide whether it should withdraw from the agreements or make final the agreements' proposed order.

The complaints in this matter charge the proposed respondents with false, misleading and deceptive advertising of their vaginal contraceptive suppository products. The complaints allege that the advertisements misrepresented the efficacy of the contraceptive suppositories by comparing them to the pill and IUD, when in fact their effectiveness approximates vaginal foam contraceptives in actual use. The products mates vaginal foam contraceptives in actual use. The products were also allegedly represented to have novel performance characteristics even though their sperm killing ingredient nonoxynol 9 has been in use for many years in various contraceptive products. Additionally, proposed respondents are charged with failing to have prior adequate substantiation for these claims.

The complaints also charge proposed respondents with failing to disclose the following facts material to contraceptive suppository use:

1. For best protection against pregnancy, it is essential that one follow instructions.

2. Women for whom pregnancy presents a special health risk should make a contraceptive choice in consultation with their physician.

3. Some product users experience irritation.

4. The product requires a waiting period of fifteen minutes before intercourse to ensure effectiveness.

5. The product is approximately as effective as vaginal foam contraceptives in actual use.

The agreements reached with the three proposed respondents prohibit any misrepresentations of the efficacy or novel performance characteristics of the vaginal contraceptive suppository products. The Orders also specifically prohibit any exaggerated efficacy claims for the products such as "highly" or "extremely" effective. The Orders prohibit efficacy claims without a reasonable basis consisting of a consistent body of valid and reliable scientific evidence. The Orders also require affirmative disclosure of the material facts omitted from advertising as alleged in the complaint.

Because consumers were misled by false comparisons to the pill and IUD, the Orders require specific mention that the vaginal contraceptive suppositories are not as effective as the pill or IUD when comparative advertising claims are made. The Orders further require disclosures in radio, TV and ethical (professional) advertising where appropriate.

Proposed respondents Morton-Norwich and American Home Products will also be required to distribute an informational pamphlet discussing the advantages and disadvantages of various OTC contraceptive methods as

well as providing the affirmative disclosures mandated for the vaginal contraceptive suppository products. The pamphlets are to be made available to consumers through physicians, health care professionals and pharmacies.

The purpose of this analysis is to facilitate public comment on the proposed orders, and it is not intended to constitute an official interpretation of the agreement and proposed order or to modify in any way their terms.

Carol M. Thomas,

Secretary.

[FR Doc. 80-6864 Filed 3-4-80; 8:45 am]

BILLING CODE 6750-01-M

DEPARTMENT OF THE INTERIOR

Office of Surface Mining Reclamation and Enforcement

30 CFR Chapter VII

Notice of Intent and Receipt of Permanent Program Submission From the State of New Mexico

AGENCY: Office of Surface Mining Reclamation and Enforcement (OSM), U.S. Department of the Interior.

ACTION: Notice of intent: receipt of program submission from the State of New Mexico and procedures for public participation in review for determination of completeness of submission.

SUMMARY: On February 28, 1980, the State of New Mexico submitted to OSM its proposed permanent regulatory program under the Surface Mining Control and Reclamation Act of 1977 (SMCRA). OSM is seeking public comments on the completeness of the State program.

DATES: A public review meeting to discuss completeness of the submission will be held on April 15, 1980, from 1:00 p.m. to 5:00 p.m., or until all discussion has been completed. Written comments must be received on or before 5:00 p.m., April 25, 1980.

ADDRESSES: The public review meeting will be held in the conference room of the Energy and Minerals Department, Bureau of Mine Inspection, 2340 Menaul, N.W., Albuquerque, New Mexico. Copies of the full text of the proposed New Mexico program are available for review during regular business hours at the following locations:

Department of the Interior, Office of Surface Mining—Region V, 1020 15th Street, Denver, Colorado 80202

Division of Mining and Minerals, Energy and Minerals Department, 1st Northern Plaza, East, Santa Fe, New Mexico 87501

Written comments should be sent to:

Mr. Donald A. Crane, Regional Director, Office of Surface Mining—Region V, 1020 15th Street, Denver, Colorado 80202

Written comments will be available for public review at the OSM Region V Office above, on Monday through Friday, 8:00 a.m.–4:30 p.m., excluding holidays.

FOR FURTHER INFORMATION CONTACT: Mr. Mel Shilling, Acting Assistant Regional Director, State and Federal Programs, Office of Surface Mining—Region V, 1020 15th Street, Denver, Colorado 80202, Telephone No: (303) 837–5966.

SUPPLEMENTARY INFORMATION: On February 28, 1980, OSM received a proposed permanent regulatory program from the State of New Mexico. The purpose of this submission is to demonstrate both the State's intent and its capability to assume responsibility for administering and enforcing the provisions of SMCRA and the permanent regulatory program (30 CFR Chapter VII), as published in the **Federal Register** on March 13, 1979 (44 FR 15311–15463).

This notice describes the nature of the New Mexico proposed program and sets forth information concerning public participation in the Regional Director's determination of whether or not the submission is complete. The public participation requirements for the consideration of a permanent State program are found in 30 CFR 732.11 and 732.12 (44 FR 15326–15327). Additional information may be found under corresponding sections of the preamble to OSM's permanent program regulations (44 FR 14959–14960).

The receipt of the New Mexico submission is the first step in a process which will result in the establishment of a comprehensive program for the regulation of surface coal mining and reclamation operations and coal exploration in New Mexico.

By submitting a proposed program, New Mexico has indicated that it wishes to be primarily responsible for this permanent program. If the submission, as hereafter modified, is approved by the Secretary of the Interior, the State of New Mexico will have primary jurisdiction for the regulation of coal mining and reclamation and coal exploration on non-Federal lands in New Mexico. If the program is disapproved, a Federal program will be implemented and OSM will have primary jurisdiction for the regulation of those activities.

Before OSM and the Secretary formally begin consideration of the substance of the program, the Regional Director must determine that the submission is complete. If the Regional Director determines the submission to be complete, consideration of the adequacy of the program will begin and the public will be informed of the decision and granted the opportunity to submit comments on the adequacy of the submission. If the submission is determined to be incomplete, the State will be given the opportunity to submit additional material. If the State fails to provide the missing elements, or the submission is otherwise determined to be inadequate, the program will be initially disapproved. After initial disapproval the State may revise the program. If the resubmitted program is also found to be incomplete after opportunity for supplementing it has passed or is otherwise deficient, the State program will be given a final disapproval, and a Federal program will be implemented.

At this time, OSM is primarily concerned with whether the proposed program constitutes a complete submission. The decision on completeness will be made by Donald A. Crane, Regional Director, OSM Region V. To assist in obtaining information on the completeness of the New Mexico submission, the Regional Director is requesting written comments from the public and will hold a public review meeting on the issue of completeness.

The public review meeting on completeness will be conducted by the Regional Director and will be informal. This will provide members of the public, State and OSM the opportunity to openly exchange thoughts concerning program completeness outside the more rigid structure of formal public hearing proceedings. Specific format procedures will be at the discretion of the Regional Director.

Written comments may supplement or be submitted in lieu of oral presentation at the public review meeting. All written comments must be mailed or handcarried to the Regional Director's Office above or may be handcarried to the public review meeting at the address above and submitted as exhibits to the proceeding. The comment period will close at 5:00 p.m., April 25, 1980. Comments received after that time will not be considered in the Regional Director's completeness determination. Representatives of OSM Region V will be available to meet between February 28, 1980, and April 25, 1980, at the request of the public to receive their advice and recommendations concerning the completeness of the proposed program.

Persons wishing to meet with representatives of OSM Region V during this time period may place such a request with Sylvia Sullivan, Public Information Office, Telephone (303) 837–4731, at the Regional Director's Office above.

Meetings may be scheduled between 9:00 a.m.—12:00 noon, and 1:00 p.m.—4:00 p.m., Monday through Friday, excluding holidays at the Regional Director's Office.

No Environmental Impact Statement is being prepared in connection with the process leading to the approval or disapproval of the proposed New Mexico program. Under Section 702(d) of SMCRA (30 U.S.C. Section 1292(d)), approval of State programs does not constitute a major action within the meaning of Section 102(2)(c) of the National Environmental Policy Act of 1969 (42 U.S.C. 4332).

The following constitutes a summary of the contents of the New Mexico submission:

The Division of Mining and Minerals, Energy and Minerals Department has been designated by the Governor of New Mexico to implement and enforce the New Mexico Surface Mining Act in accordance with the Surface Mining and Reclamation Act of 1977 (PL 95–87). The Department has developed State regulations to carry out the State mandate.

Contents of the State Program Submission include:

1. State Laws and Regulations.
2. Other Related State Laws and Regulations.
3. Letter of Legal Authority: State/Federal Law and Regulations Comparison.
4. Regulatory Authority Designation.
5. Structural Organization—Staffing Functions.
6. Supporting Agreements Between Agencies.
7. Narrative Description for:
A. Issuing Exploration and Mining Permits.
B. Assessing Permit Fees.
C. Bonding-Insurance.
D. Inspecting and Monitoring.
E. Enforcing the Administrative, Civil and Criminal Sanctions.
F. Administering and Enforcing Permanent Program Standards.
G. Assessing and Collecting Civil Penalties.
H. Issuing Public Notices and Holding Public Hearings.
I. Coordinating with Other Agencies.
J. Consulting with Other Agencies
K. Designating Lands Unsuitable for Surface Mining.
L. Restricting Financial Interests.
M. Training, Examining and Certifying Blasters.
N. Providing for Public Participation.
O. Providing Administrative and Judicial Review.
P. Providing a Small Operator Assistance Program (SOAP).
8. Statistical Information.
9. Summary of Staff with Titles, Functions, Job Experience and Training.
10. Description of Staffing Adequacy.
11. Projected Use of Other Professional and Technical Personnel.
12. Budget Information.
13. Physical Resources Information.
14. Special environmental protection performance standards and performance bond provisions of New Mexico for regulating anthracite surface coal mining.
15. Other programs administered by the Regulatory Authority.
16. Other information: Status of soils and vegetation data for the major coal producing counties of New Mexico.
17. State of New Mexico Coal Surface Mining Laws 1977 and Surface Mining Control Reclamation Act of 1977 (PL 95–87) Side-by-Side Comparison, March 1980.
18. State of New Mexico Proposed Coal Surface Mining Regulations and Federal Office of Surface Mining Regulations.
19. Other State Laws and Regulations affecting coal mining and exploration in New Mexico.

Dated: February 28, 1980.

Donald A. Crane,

Regional Director.

[FR Doc. 80-6880 Filed 3-4-80; 8:45 am]

BILLING CODE 4310-05-M

ENVIRONMENTAL PROTECTION AGENCY

40 CFR Part 125

[FRL 1428-6]

Ocean Discharge Criteria

AGENCY: Environmental Protection Agency ("EPA").

ACTION: Hearing on proposed rule.

SUMMARY: This document provides details concerning the previously announced public hearing on EPA's proposed ocean discharge criteria under Section 403(c) of the Clean Water Act.

DATE: The public hearing will be held on March 21, 1980, beginning at 9:30 a.m.

ADDRESS: The public hearing will be held at the Environmental Protection Agency, Room 3906–08, 401 M St., S.W., Washington, D.C. 20460.

FOR FURTHER INFORMATION CONTACT: Kenneth Farber, Office of Water Planning and Standards (WH–586), Environmental Protection Agency, 401 M St., S.W., Washington, D.C. 20460, 202–472–5746.

SUPPLEMENTARY INFORMATION: As the result of a lawsuit, EPA is under a court order to deliver to the **Federal Register**, by July 29, 1980, final regulations establishing ocean discharge criteria under Section 403(c) of the Clean Water Act, 33 U.S.C. 1343(c). EPA's proposed ocean discharge criteria were published on February 12, 1980. 45 FR 9548. In that document, the Agency announced that a public hearing on the proposed regulations would be held on March 21, 1980, at EPA Headquarters, 401 M St., S.W., Washington, D.C. 20460. This notice is to supply further details about the hearing.

Within the constraints imposed by the court-ordered schedule, EPA is attempting to provide the fullest possible opportunities for public involvement in this rulemaking. The public comment period has been structured as follows.

Written comments may be submitted by any interested member of the public until March 28, 1980, as announced in the proposed regulations. Persons wishing to make oral presentations at the March 21, 1980, public hearing, which will be limited to fifteen minutes each, should notify EPA by March 17, 1980, by contacting Kenneth Farber, Office of Water Planning and Standards (WH–586), Environmental Protection Agency, 401 M St., S.W., Washington, D.C. 20460, 202–472–5746. Witnesses may submit written statements in lieu of or in addition to oral presentations. A panel of agency personnel will conduct the hearing, receive testimony and ask questions of witnesses. Though no cross-examination will take place at the hearing, written questions directed at witnesses may be submitted to the panel by members of the audience.

Written statements and a verbatim transcript of the hearing, along with other written comments, will be available beginning March 25, 1980 for public inspection and copying between 9:30 a.m. 2:30 p.m., Monday through Friday, at Room 741 East Tower at EPA Headquarters. Comments submitted during the final week of the comment period may supplement or rebut testimony presented at the hearing. As noted above, the comment period closes March 28.

Upon completion of the public comment period, the record will be closed in order to provide sufficient time for the Administrator to carefully weight all evidence submitted and to promulgate final regulations on the basis of the record.

Dated: February 26, 1980.

Echardt C. Beck,

Assistant Administrator for Water and Waste Management.

[FR Doc. 80-6898 Filed 3-4-80; 8:45 am]

BILLING CODE 6560-01-M

40 CFR Part 250

[FRL 1428-4]

Hazardous Waste and Hazardous Waste Management, Availability of Information on Hazardous Waste Testing Procedures

AGENCY: Environmental Protection Agency.

ACTION: Notice of Availability of information on hazardous waste testing procedures.

SUMMARY: The Environmental Protection Agency (EPA) is today making available to the public a report on hazardous waste testing procedures which was completed and published after the close of the comment period on EPA's proposed regulations implementing Section 3001 of the Resource Conservation and Recovery Act of 1976 (RCRA), as amended (43 FR 58949–58968, December 18, 1978).

DATES: Comments on this report are due on or before April 4, 1980.

ADDRESSES: Comments should be addressed to Deborah Villari, Office of Solid Waste (WH-562), U.S. Environmental Protection Agency, 401 M Street, S.W., Washington, D.C. 20460, (202) 755-9173. Comments should be identified as referring to the Section 3001 regulatory docket.

Copies of the report described in this notice are available for reading at the EPA Library-Public Information Reference Unit (Room 2402) and the RCRA Docket Room (Room 2711), both located at 401 M Street, S.W., Washington, D.C. 20460, and at all EPA Regional libraries during the hours of 9:00 a.m. to 4:30 p.m., Monday through Friday. Copies may also be ordered from Ed Cox, Solid Waste Information, U.S. Environmental Protection Agency, 26 West St. Claire Street, Cincinnati, Ohio, 45268, (513) 684-5362 (Order Number SW-844). EPA plans to provide the report noticed today free of charge to all who request copies. However, the Agency may charge $0.20 per page for photocopying if the available copies run out.

FOR FURTHER INFORMATION CONTACT: Deborarh Villari, Office of Solid Waste (WH-562), U.S. Environmental Protection Agency, 401 M Street, S.W., Washington, D.C. 20460 (202) 755-9173.

SUPLEMENTARY INFORMATION: During the development of its proposed Section 3001 regulations, EPA initiated several studies to develop and evaluate test methodology for use in these regulations. In a number of cases, reports of progress on those studies have only recently become available. The purpose of this notice is to announce the availability of one of these progress reports for public comment.

The report which EPA is making available to the public today is:

"Toxicity of Leachates (Order Number SW-844), Oak Ridge National Laboratory, Oak Ridge, TN 37830."

This report represents a multidisciplinary research effort that was undertaken by the Oak Ridge National Laboratory, under an interagency agreement, to assist EPA in developing test procedures for use in its Section 3001 regulations. This progress report covers work performed during the period April 1978 to May 1979, and is a followup on a previous progress report noticed at 44 FR 56725 (October 2, 1979) and 44 FR 76827 (December 28, 1979).

In the course of this study, the Oak Ridge National Laboratory conducted the Extraction Procedures proposed at 43 FR 58956 on several wastes in order to evaluate the procedure from an operational standpoint. These extracts were then chemically and biologically studied in order to determine the potential utility of selected analytical and bioassay procedures as tools for identifying hazardous wastes. This work also includes procedures for preparing organic concentrates from the extracts.

Comments on this report should be submitted to EPA on or before April 4, 1980. The purpose of making this information available to the public is to allow comments on the accuracy of the data contained in the report and the conclusions reached, not to reopen the comment period of the EPA's proposed Section 3001 regulations. Commenters should limit the scope of their written submissions accordingly.

Dated: February 28, 1980.

Eckardt C. Beck,

Assistant Administrator for Water and Waste Management.

[FR Doc. 80-6899 Filed 3-4-80; 8:45 am]

BILLING CODE 6560-01-M

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40 CFR Part 761

[FRL 1428-3; OPTS 62006 (PCB/N-1)]

Polychlorinated Biphenyls (PCBs); Request for Information on PCB Transformers

AGENCY: Environmental Protection Agency (EPA).

ACTION: Request for Information on PCB Transformers and PCB-Contaminated Transformers.

SUMMARY: EPA is requesting information on certain PCB transformer characteristics apparently referred to in the electrical utility industry as "weeping" or "sweating". The Agency has identified below some pertinent questions for response. EPA will evaulate the responses and data submitted to determine if any amendments to the PCB regulation should be proposed.

DATE: Written comments on this notice are requested and should be received no later than April 4, 1980.

ADDRESS: All comments should be sent to: Joni T. Repasch, Document Control Officer (TS-793), Office of Pesticides and Toxic Substances, U.S. Environmental Protection Agency, 401 M Street SW., Washington, D.C. 20460, Attn: Docket Number OPTS/62006.

FOR FURTHER INFORMATION CONTACT: Thomas Barber, Environmental Scientist, Office of Pesticides and Toxic Substances (TS-794), U.S. Environmental Protection Agency, 401 M Street SW., Washington, D.C. 20460, Telephone: (202) 755-0920; or John Ritch, Director, Industry Assistance Office, (TS-799), U.S. Environmental Protection Agency, 401 M Street SW., Washington, D.C. 20460, Telephone toll free: (800) 424-9065, (in Washington, D.C., call 554-1404).

SUPPLEMENTARY INFORMATION: It has come to EPA's attention that an undefined number of PCB transformers and PCB-contaminated transformers [1] may exhibit a phenomenon which is sometimes referred to in the electric utility industry as "weeping" or "sweating". Apparently, when a transformer "weeps" or "sweats," spots of dielectric fluid may appear on the exterior of the transformer, particularly at the gasket seals of the bushing terminals. According to a letter to the Agency dated November 28, 1979 from counsel for the Utility Solid Waste Activity Group, the Edison Electric Institute, and the National Rural Electric Cooperative Association, "these 'sweats' are the result of age, weather conditions and temperature changes which take place within the [transformer] equipment as the demand for electricity increases and decreases over time."

EPA requests information on the phenomenon of "weeping" or "sweating" and has identified below some pertinent questions. Responses to each question for each of the different transformer types (e.g., pole mounted, substation, pad mounted, etc.), would be especially helpful.

1. What percentage of each of the different types of transformers exhibit this "weeping" or "sweating" phenomenon?

[1] The terms "PCB Transformers" and "PCB-Contaminated Transformers" are defined in Section 761.2(y) and (z) of the PCB regulation (44 FR 31514, 31544, May 31, 1979).

2. What is the average rate of fluid loss (as well as the largest rate of loss observed) from a "weeping" transformer?

3. How can this phenomenon be reduced or eliminated?

4. Is this phenomenon associated with all transformer gaskets, or are there particular gaskets that do not "weep" dielectic fluid even under pressure and after years of of use?

5. When or under what conditions does a "weep" become sufficiently large to impair the performance of the transformer? How long does this take after "weeping" begins?

6. When does a transformer begin to "weep"? Does it occur at a particular age, or under severe conditions of operating temperature or electrical load (as a percentage of maximum rated load)?

7. What is the usual industry response to "weeping" transformers when they are identified? (i.e., is the "weeping" ignored, or are the "weeping" transformers scheduled for maintenance)?

Persons are also encouraged to submit any other data or information that is relevant or might be helpful to EPA in understanding the "weeping" problem. EPA will evaluate the responses and data submitted to determine if any amendments to the PCB regulation (44 FR 31514, May 31, 1979) should be proposed.

(Section 6 of the Toxic Substances Control Act (90 Stat. 2020; 15 U.S.C. 2605))

Date: February 25, 1980.

Steven D. Jellinek,

Assistant Administrator for Pesticides and Toxic Substances.

[FR Doc. 80-7040 Filed 3-4-80; 8:45 am]

BILLING CODE 6560-01-M

DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

Office for Civil Rights

45 CFR Part 87

Equal Opportunity in Employment Provisions Applicable to the Public Broadcasting Service, National Public Radio, and Public Telecommunications Entities Receiving Federal Funds from the Corporation for Public Broadcasting.

AGENCY: Office for Civil Rights, U.S. Department of Health, Education, and Welfare.

ACTION: Reopening of Comment Period on Previously Published Notice of Proposed Rulemaking.

SUMMARY: The Office for Civil Rights (OCR), U.S. Department of Health, Education, and Welfare (HEW), is reopening the comment period on the proposed rules for the administration of the equal opportunity in employment provisions under the Public Telecommunications Financing Act of 1978, Pub. L. 95-567, 92 Stat. 2405. 47 U.S.C. 398. The Notice of Proposed Rulemaking (NPRM) was published in the **Federal Register** on December 21, 1979 (44 FR 75676). Comments on the NPRM were to be submitted by February 19, 1980 in order to receive full consideration. Few comments were received by OCR during the original comment period and numerous requests to extend the comment period were received from parties affected by the proposed rules who were unable to prepare comments by February 19, 1980. In order to allow all interested parties to participate in the rulemaking process, the comment period is reopened until April 1, 1980. It should be noted, however, that all of the comments received thus far are still on file and will be reviewed and considered along with any new or amended comments.

DATES: The comment period is reopened and comments should be submitted on or before April 1, 1980. Comments which have already been submitted should not be resubmitted.

ADDRESS: Comments should be filed with: Director Office for Civil Rights, U.S. Department of Health, Education, and Welfare, P.O. Box 8219, Washington, D.C. 20024.

FOR FURTHER INFORMATION CONTACT: Wendy B. Pailen, (202) 472-3216.

Dated: February 22, 1980.

Roma J. Stewart,

Director, Office for Civil Rights, Department of Health, Education, and Welfare.

Dated: February 28, 1980.

Nathan J. Stark,

Acting Secretary, Department of Health, Education, and Welfare.

[FR Doc. 80-6848 Filed 3-4-80; 8:45 am]

BILLING CODE 4110-12-M

FEDERAL COMMUNICATIONS COMMISSION

47 CFR Part 15

[Gen. Docket No. 78-391]

Improvements to UHF Television Reception; Order Extending Time for Filing Comments and Reply Comments

AGENCY: Federal Communications Commission.

ACTION: Order.

SUMMARY: Action taken herein sets date for comments and reply comments for two reports submitted into Docket 78–391, *Notice of Inquiry, Improvements to UHF Television Reception.* The reports are entitled: *New Technical Opportunities for UHF Television Transmitters, and Indoor Television Antenna Performance.*

DATE: Comments must be filed on or before April 28, 1980, and reply comments must be filed on or before May 26, 1980.

ADDRESSES: Federal Communications Commission; Washington, D.C. 20554.

FOR FURTHER INFORMATION CONTACT: Philip Gieseler, Office of Plans and Policy, (202) 653–5940.

SUPPLEMENTARY INFORMATION:

Order Setting Deadline for Filing Comments and Reply Comments

Adopted: February 28, 1980.

Released: February 28, 1980.

In the matter of Improvements to UHF Television Reception, Gen Docket No. 78–391, 44 FR 60112, October 18, 1979.

1. On September 11, 1979, the Commission approved delegated authority to the Office of Plans and Policy to file the staff reports of the UHF Comparability Task Force in Docket 78–391, and to set deadlines for filing comments and reply comments for those reports.

2. Two documents, *New Technical Opportunities for UHF Television Transmitters,* and *Indoor Television Antenna Performance* have been submitted into Docket 78–391, and released to the public.

3. The documents are available for inspection in the FCC's Public Information Division, and copies of *New Technical Opportunities for UHF Television Transmitters* are also available for distribution. Copies of *Indoor Television Antenna Performance* may be obtaied from the Publications Officer, NTIA/NTS, 325 Broadway, Boulder, Colorado 80302 (telephone (303) 499–1000, extension 3572), or from the National Technical Information Service, 5285 Port Royal Road, Springfield, Virginia (accession number PB 80–126598/AS).

4. Accordingly, It is ordered that effective February 28, 1980, the deadline for comments in the above mentioned reports be set for April 28, 1980 and the deadline for reply comments be set for May 26, 1980.

Action is taken pursuant to Section 4(i) of the Communications Act of 1934, as amended.

Federal Communications Commission.

Nina W. Cornell,

Chief, Office of Plans and Policy.

[FR Doc. 6901 Filed 3-4-80; 8:45 am]

BILLING CODE 6712-01-M

INTERSTATE COMMERCE COMMISSION

49 CFR Part 1109

[Ex Parte No. 320 (Sub-1)]

Rail Market Dominance and Related Considerations; Extension of Comment Period

AGENCY: Interstate Commerce Commission.

ACTION: Extension of comment period.

SUMMARY: The previously established due date for comments on the Commission's proposal to modify its market dominance regulations (See 45 FR 3353 (January 17, 1980)) is being extended by 30 days.

DATE: Comments are now due on or before April 2, 1980.

ADDRESS: An original and 15 copies of comments should be sent to: Office of Proceedings, Room 5340, Interstate Commerce Commission, Washington, D.C. 20423.

FOR FURTHER INFORMATION CONTACT: Richard Felder (202) 275–7693.

SUPPLEMENTARY INFORMATION: By petition filed February 12, 1980, the Association of American Railroads (AAR) requests a 30-day extension of time (until April 2, 1980) to file comments in this proceeding. Edison Electric Institute (EEI) seeks a 60 day extension (until May 2, 1980). Several utilities and other shippers support EEI's request.

The AAR states that more time is needed in order to consolidate the comments of its individual members into an industry position on this matter. In particular, the AAR emphasizes the need for additional time for its members to analyze the 1977 (Kearney) revenue contribution study which played a significant role in the Commission's proposed market dominance modifications. That study, according to the AAR, was not made available for inspection by the Commission until February 6, 1980 and is only now being made available to the railroads in a form that can be copied and distributed. Edison Electric also believes that more time is necessary for study and meaningful economic analysis.

Although the need or even desirability of a consolidated railroad industry position on the Commission's proposal

is not apparent, we do recognize the problems that parties have had in obtaining access to the Kearney study. (Copies of the study are available for perusal in Room 5368 of the Commission's office in Washington, D.C. Copies may be obtained through S. Arnold Smith, Room 3387, telephone number (202) 275–7076). In order to ensure that all interested persons have an opportunity to analyze that study, a 30 day extension for the submission of comments is warranted. The utilities and shippers have not shown a specific need for additional time beyond that point.

It is ordered: Comments on the Commission's proposed market dominance regulations shall be due on or before April 2, 1980.

Decided: February 22, 1980.

By the Commission, Darius Gaskins, Chairman.

Agatha L. Mergenovich

Secretary.

[FR Doc. 80-6890 Filed 3-4-80; 8:45 am]

BILLING CODE 7035-01-M

DEPARTMENT OF ENERGY

Economic Regulatory Administration

10 CFR Part 212

[Docket No. ERA-R-79-32E]

Resellers' and Reseller-Retailers' Price Rules for Gasoline; Conference Between the Department of Energy, the Small Business Administration, the Federal Trade Commission, the Council on Wage and Price Stability, and the National Oil Jobbers Council

AGENCY: Economic Regulatory Administration, Department of Energy.

ACTION: Notice of Conference Between the Department of Energy (DOE), the Small Business Administration (SBA), the Federal Trade Commission (FTC), the Council on Wage and Price Stability (COWPS), and the National Oil Jobbers Council (NOJC).

SUMMARY: The Economic Regulatory Administration (ERA) of the Department of Energy hereby gives notice that it will convene a public conference to discuss certain issues raised in connection with a Notice of Proposed Rulemaking and Public Hearing of November 28, 1979. That notice proposed increased margins for resellers and reseller-retailers of gasoline (44 FR 69602, December 3, 1979). Public hearings were held on this proposal, and written comments have been received from interested parties. A draft regulatory analysis of the proposal was issued by DOE January 23, 1980. Pursuant to a request from the Council on Wage and Price Stability, the comment period on the proposed rule was extended through March 23, 1980 to allow a full 60-day comment period on the regulatory analysis.

The purpose of this conference, to be held in Washington, D.C., on March 10, 1980, is to provide the NOJC, a trade association which represents independent gasoline resellers, and the SBA with a further opportunity to respond orally to the comments made by the FTC and the COWPS on DOE's draft regulatory analysis. The SBA will participate since it prepared an analysis, which was included in ERA's regulatory analysis, of the impact of the current pricing regulations on the competitiveness and economic viability of gasoline jobbers.

Only representatives of those organizations listed above will be provided the opportunity to speak at the conference. However, the public is invited to attend and observe.

DATE: Conference date: March 10, 1980, 1:30 p.m.

ADDRESS: Room 4323, 2000 M Street, N.W., Washington, D.C.

FOR FURTHER INFORMATION CONTACT:

William Webb (Office of Public Information), Economic Regulatory Administration, Room B-110, 2000 M Street, N.W., Washington, D.C. 20461, (202) 634-2170

Chuck Boehl or Edwin Mampe (Office of Regulations and Emergency Planning), Economic Regulatory Administration, Room 7302, 2000 M Street, N.W., Washington, D.C. 20461, (202) 254-5147

William Mayo Lee (Office of General Counsel), Department of Energy, Room 6A-127, 1000 Independence Avenue, S.W., Washington, D.C. 20585, (202) 252-6754

Issued in Washington, D.C., March 3, 1980.

Douglas G. Robinson,

Deputy Administrator for Policy, Economic Regulatory Administration.

[FR Doc. 80-7057 Filed 3-4-80; 10:33 am]

BILLING CODE 6450-01-M

Office of Conservation and Solar Energy

10 CFR Part 477

[CAS-RM-79-507]

Standby Federal Emergency Energy Conservation Plan; Additional Public Hearing

AGENCY: Department of Energy.

ACTION: Notice of Additional Public Hearing.

SUMMARY: On February 7, 1980, the Department of Energy (DOE) issued an interim final rulemaking and a notice of

proposed rulemaking and set public hearings to receive comments on its proposed Standby Federal Emergency Energy Conservation Plan (45 FR 8462, February 7, 1980). Public hearings were then scheduled for Atlanta, GA; New York, NY; Chicago, IL; Dallas, TX; San Francisco, CA; and Washington, DC.

The purpose of this notice is to schedule an additional public hearing on the proposed Standby Federal Emergency Energy Conservation Plan in Seattle, WA. The plan contains six (6) measures published as an interim final rule and three (3) measures as proposed rules. The government is desirous of public comment on all the measures, as any may be selected or imposed by a governor or the President in the event of a real or imminent energy supply shortage. They are: (1) Public information measure, (2) minimum automobile fuel purchase measure, (3) odd-even motor fuel purchase measure, (4) employer based commuter travel measure, (5) speed limit measure, (6) compressed work week measure, (7) mandatory building temperature restriction, (8) vehicle use sticker measure, and (9) recreational watercraft measure.

DATES: Additional Hearing: March 20, 1980, beginning at 9:30 a.m., and continuing on March 21, 1980 if necessary. Requests to speak must be received by DOE by 4:30 p.m., on March 18, 1980.

ADDRESS: Hearing location: New Federal Building, 915 2nd Avenue, North Auditorium (4th Floor), Seattle, WA 98174.

Requests to speak and questions regarding the conduct of the hearing should be addressed to: Department of Energy, Region X, Attn: Janet Marcan, 1992 Federal Building, 915 2nd Avenue, Seattle, WA 98174, telephone (206) 442–7285.

FOR FURTHER INFORMATION CONTACT:

Henry G. Bartholomew or W. Lorn Harvey, Office of Emergency Programs, Conservation and Solar Energy, Department of Energy, 1000 Independence Avenue, SW., Room GE–004A, Washington, D.C. 20585, telephone (202) 252–4966.

Lewis W. Shollenberger, Jr., or Christopher T. Smith, Office of General Counsel, Department of Energy, Mail Stop 2221C, 20 Massachusetts Avenue, NW., Washington, D.C. 20585, telephone (202) 376–4730 (Mr. Shollenberger) and (202) 376–4723 (Mr. Smith).

Emergency Conservation Hotline Service, (800) 424–9122 from the Continental U.S.; (800) 424–9088, from Alaska and Hawaii, Puerto Rico, and the Virgin Islands; 252–4950 from metropolitan Washington, D.C.

The procedures for submitting comments and requests to speak at the hearing and for conducting the hearing remain the same as originally published in paragraph VIII of the preamble to the interim final rulemaking and the notice of proposed rulemaking (45 FR 8462).

Issued in Washington, D.C., March 3, 1980.

T. E. Stelson,

Assistant Secretary, Conservation and Solar Energy.

[FR Doc. 80–7085 Filed 3–4–80; 11:21 am]

BILLING CODE 6450–01–M

Notices

Federal Register
Vol. 45, No. 45
Wednesday, March 5, 1980

This section of the FEDERAL REGISTER contains documents other than rules or proposed rules that are applicable to the public. Notices of hearings and investigations, committee meetings, agency decisions and rulings, delegations of authority, filing of petitions and applications and agency statements of organization and functions are examples of documents appearing in this section.

DEPARTMENT OF AGRICULTURE

Forest Service

Rocky Mountain Region Land and Resource Management Plan; Intent To Prepare an Environmental Impact Statement

Pursuant to the National Environmental Policy Act of 1969, the Forest Service, Department of Agriculture, will prepare an environmental impact statement for the Rocky Mountain Region Land and Resource Management Plan. The Rocky Mountain Region includes Colorado, Kansas, Nebraska, Wyoming east of the Continental Divide, and all but the extreme northwestern portion of South Dakota.

The Regional Plan will be developed from an evaluation of alternative resource outputs, funding levels, and management standards and guidelines for Forest Service administered lands and programs in the Region. Alternatives will address: The Region's nationally assigned portion of the selected Resources Planning Act Program, public issues, management concerns, and the capability and efficiency of the Region's forest and rangelands to produce multiple goods and services.

The Regional Plan will contain direction for managing the lands and resources within the National Forest System (NFS), administering Forest Service State and Private Forestry (S&PF) programs, and conducting Forestry Research in support of both NFS and S&PF programs.

Early in the environmental analysis, Federal, state, and local agencies, and other individuals or organizations who may be interested in or affected by the decision will be invited to participate in the scoping process. The scoping process will specifically include: (a) validation of issues and concerns addressed; (b) validation of issues to be analyzed in depth indentified in the preliminary Regional Area Guides developed 1½ years ago; and, (c) review and discussion of those criteria which will be used to evaluate the alternatives and select a plan.

An informational package concerning issues and criteria will be available early in March. Written comments concerning the issues, opportunities, and criteria must be received by June 30, 1980.

The draft environmental impact statement should be available for public review by October, 1980. The final environmental impact statement is scheduled to be completed April, 1981.

The Regional Office will hold public meetings between September 30 and November 1, 1980. Notices will be published at least 30 days prior to any meeting. The purposes of these meetings will be to introduce, explain, and seek comments on the draft environmental impact statement and draft regional plan.

R. Max Peterson, Chief, Forest Service, is the responsible official; Craig W. Rupp, Regional Forester, Rocky Mountain Region, in coordination with David E. Herrick, Station Director, Rocky Mountain Forest and Range Experiment Station, is responsible for preparation of the Regional Plan; and David A. Anderson is the Land Management and Program Planning Director who may be contacted for information and comments at (303) 234–3820.

Written comments and suggestions concerning the Regional Planning effort should be sent to Craig W. Rupp, Regional Forester, USDA Forest Service, P.O. Box 25127, 11177 West 8th Avenue, Lakewood, Colorado 80225.

Craig W. Rupp,

Regional Forester.

February 25, 1980.

[FR Doc. 80-6810 Filed 3-4-80; 8:45 am]

BILLING CODE 3410-11-M

CIVIL AERONAUTICS BOARD

[Docket No. 37565; Order 80-2-157]

Cardinal/Air Virginia; For Advance Compensation for Losses

Adopted by the Civil Aeronautics Board at its office in Washington, D.C., on the 28th day of February 1980.

Order

On December 7, 1979, Cardinal/Air Virginia filed a 30-day notice announcing its intent to suspend air service at Danville, Virginia, effective January 6, 1980. By Order 80–1–22, January 4, 1980, the Board prohibited Air Virginia's suspension for 30 days.[1]

On January 31, 1980, Air Virginia filed a request for compensation for losses at Danville. It alleges that since inception of its replacement service it has incurred substantial losses in each month of its operation;[2] that in the most recent month (November, 1979), this loss was $25,691; and that the projected deficit for the first three months of 1980 is $52,418. Air Virginia requested advance interim compensation of $17,473 plus $1,980 return on investment, or a total of $19,453, per month until the final essential air service level is established and a permanent replacement carrier is selected at Danville.[3]

We have reviewed Air Virginia's request and find that the information contained therein reasonably supports the requests compensation on an interim basis, with but two exceptions. First, Air Virginia claimed a profit element of $1,980 per month. We have disallowed this entirely for the purpose of setting a rate of interim compensation. Since interim rates are subject to adjustment once a carrier is allowed to terminate service, we will treat them as temporary rates and recognize only operating losses and interest expense on long term debt, consistent with § 399.30 of our Policy Statements. A return allowance will be considered once Air Virginia's forced-service requirement is terminated, and we make a final adjustment on the basis of an audit review.

Second, Air Virginia's expenses estimate was calculated on the basis of estimated completion factors of 81.1 percent for Piper operations (its actual December experience) and 95.0 percent for Metro operation.[4] We will instead

[1] By Order 80–2–3 we extended this obligation for an additional 30-day period.

[2] Order 79–9–181 permitted Air Virginia to replace Piedmont at Danville in late September, 1979.

[3] Order 80–1–22 invited persons interested in serving Danville to file applications by February 7, 1980. Air Virginia and Mid South Aviation, Inc. have submitted proposals.

[4] Historical unit rates (*i.e.*, expenses per aircraft revenue block hour) were multipled by estimated completed block hours (scheduled block hours X .811 or .95).

calculate expenses assuming 100 percent completion of scheduled flights, but structure the compensation payment so that a proportionate amount of variable expense will be deducted for each scheduled flight not completed.

Finally, we will not make the payments in advance as requested by Air Virginia. As we stated in the preamble to our interim rule governing compensation for losses sustained in providing forced service (Regulation PR-209, page 4),[5] advance compensation will be made in instances where a carrier shows that without the advance its financial difficulties in continuing service are of a magnitude that it might not survive the 30-day period. While Air Virginia alleges losses for each month since it started operating at Danville, it does not claim, and we have no reason to believe, that its continued operations at Danville will be jeopardized without advance compensation for losses.

Accordingly, pursuant to the Federal Aviation Act of 1958, as amended, particularly sections 102, 204, 419, and 1002(b), and the regulations promulgated in 14 CFR 302 and 324;

1. We set the interim level of compensation for losses sustained by Cardinal-Air Virginia, by virtue of its provision of essential air served to Danville, Virginia, at $20,718.00 for each 30-day period beginning January 6, 1980, less $76.00 for each scheduled flight not completed;

2. This proceeding shall remain open pending entry of an order fixing the final rate of compensation, and the amount of such rate of compensation may be the same as, lower than, or higher than the interim rate of compensation set here; and

3. We shall serve this order upon all parties to this proceeding.

We shall publish this order in the Federal Register.

By the Civil Aeronautics Board.

Phyllis T. Kaylor,[6]

Secretary.

[FR Doc. 80-6684 Filed 3-4-80; 8:45 am]

BILLING CODE 6320-01-M

[Docket No. 37286; Order 80-2-161]

Saudi Arabian Airlines Corp.; Foreign Air Carrier Permit

AGENCY: Civil Aeronautics Board.

ACTION: Notice of Order to Show Cause: Order 80-2-161

SUMMARY: The Board proposes to approve the following application:

Applicant: Saudi Arabian Airlines Corporation.

Application Date: December 18, 1979.

Docket: 37286.

Authority Sought Amendment of foreign air carrier permit to add Houston, Texas and to coterminalize its U.S. points.

OBJECTIONS: All interested persons having objections to the Board's tentative findings and conclusions that this authority should be granted, as described in the order cited above, shall file a statement of such objections no later than March 26, 1980 with the Civil Aeronautics Board (20 copies) and mail copies to the applicant, the Department of Transportation, the Department of State, and the Ambassador of the Kingdom and Saudi Arabia. A statement of objections must cite the docket number and must include a summary of testimony, statistical data, or other such supporting evidence.

If no objections are filed, the Secretary of the Board will enter an order which will, subject to disapproval by the President, make final the Board's tentative findings and conclusions and issue the proposed permit or certificate.

ADDRESSES FOR OBJECTIONS: Docket 37286, Docket Section Civil Aeronautics Board, Washington, D.C. 20428; William A. Nelson, Ballard, Beasley & Nelson, 505 Commerce Building, 1700 K Street, N.W., Washington, D.C. 20006.

TO GET A COPY OF THE COMPLETE ORDER: Request it from the C.A.B. Distribution Section, Room 516, 1825 Connecticut Avenue, N.W., Washington, D.C. 20428. Persons outside the Washington metropolitan area may send a postcard request.

FOR FURTHER INFORMATION, CONTACT: Agnes M. Trainor, Regulatory Affairs Division, Bureau of International Aviation, Civil Aeronautics Board; (202) 673-5134.

By the Civil Aeronautics Board: February 28, 1980.

Phyllis T. Kaylor,

Secretary.

[FR Doc. 80-6685 Filed 3-4-80; 8:45 am]

BILLING CODE 6320-01-M

DEPARTMENT OF COMMERCE

Economic Development Administration

Office of Eligibility and Industry Studies; Notice of Petitions by Producing Firms for Determinations of Eligibility To Apply for Trade Adjustment Assistance

Petitions have been accepted for filing from the following firms: (1) James B. Stiles Meat, Inc., 419 W. Bristol Street, Philadelphia, Pennsylvania 19140, a processor of meat (accepted February 15, 1980); (2) Santa Fe Leather Company, Inc., P.O. Box 217, Santa Fe, New Mexico 87501, a producer of women's leather shirts, jackets, skirts and pants (accepted February 19, 1980); (3) Gold Medal Cedar Products, Inc., 602½ Marlof Loop, Tillamook, Oregon 97141, a producer of cedar shingles and shakes (accepted February 19, 1980); (4) Imperial Knitting Company, 2745 North Third Street, Milwaukee, Wisconsin 53212, a producer of sweaters for men, women and children (accepted February 20, 1980); (5) Black Mountain Cedar Products, Inc., P.O. Box 1237, Bonners Ferry, Idaho 83805, a producer of cedar shakes (accepted February 21, 1980); (6) Technico, Inc., 9051 Red Branch Road, Columbia, Maryland 21045, a producer of electronic components (accepted February 21, 1980); (7) Flame Apparel, Inc., 177 Avenel Street, Avenel, New Jersey 07001, a producer of women's blouses and dresses (accepted February 21, 1980); (8) Fass Brothers, Inc., 48 Water Street, Hampton, Virginia 23663, a processor of fish (accepted February 21, 1980); (9) Richmond Garment Company, Inc., 519 NW 26th Street, Miami, Florida 33127, a producer of women's coats (accepted February 22, 1980); (10) Prairie Cedar Products, Inc., P.O. Box 38, Beaver, Washington 98305, a producer of cedar shakes and shingles (accepted February 22, 1980); (11) Maxim, Inc., 25 Wareham Street, Middleboro, Massachusetts 02346, a producer of fire trucks and golf and industrial cars (accepted February 22, 1980); (12) Lee-Wald Company, 1401 Armour Road, North Kansas City, Missouri 64116, a producer of men's and boys' suits, slacks, coats and jackets (accepted February 22, 1980); (13) Kleinfab Corporation, 295 Fifth Avenue, New York, New York 10016, a producer of printed fabrics (accepted February 22, 1980); (14) R. C. R. Sportswear, 183 Monroe Street, Passaic, New Jersey 07055, a producer of women's coats and jackets (accepted February 25, 1980). (15) Montessori Educational Environments, 8655 South Main Street, Los Angeles, California 90003, a producer of children's learning materials (accepted February 25, 1980), (16) D. H. Thompson, Inc., 11 North Union Street, Elgin, Illinois 60120, a producer of fishing tackle tools (vises and bobbins) (accepted February 25, 1980), (17) Sterling Dyeing and Finishing Company, 3330 North Third Street, Philadelphia, Pennsylvania 19140, a producer of dyed fabrics (accepted February 25, 1980), (18) Mt. Laurel Canning Corporation, 1108 Beaumont Avenue, Temple,

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[5] 44 FR 42171, July 19, 1979.

[6] All Members concurred.

Pennsylvania 19560, a producer of canned mushrooms (accepted February 25, 1980), (19) Oakville Shake Company, Inc., P.O. Box J, Oakville, Washington 98568, a producer of shakes, shingles and lumber (accepted February 26, 1980), (20) Cleveland Street Togs, Inc., 1359 Broadway, New York, New York 10018, a producer of women's pants, jackets, skirts and shorts (accepted February 26, 1980), (21) LaVenta Corporation, P.O. Box 1207, Bloomington, Indiana 47402, a producer of belt buckles and personal leather goods (accepted February 26, 1980), (22) Gunter Shake, Inc., P.O. Box 206, Forks, Washington 98331, a producer of shakes and shingles (accepted February 26, 1980), (23) Falcon Shoe Manufacturing Company, Inc., 2 Cedar Street, Lewistown, Maine 04240, a producer of boys' shoes (accepted February 26, 1980), (24) Levy-Goldklang, Inc., 225 West 37th Street, New York, New York 10018, a producer of women's leather coats (accepted February 26, 1980).

The petitions were submitted pursuant to Section 251 of the Trade Act of 1974 (Pub. L. 93–618) and Section 315.23 of the Adjustment Assistance Regulations for Firms and Communities (13 CFR Part 315).

Consequently, the United States Department of Commerce has initiated separate investigations to determine whether increased imports into the United States of articles like or directly competitive with those produced by each firm contributed importantly to total or partial separation of the firm's workers, or threat thereof, and to a decrease in sales or production of each petitioning firm.

Any party having a substantial interest in the proceedings may request a public hearing on the matter. A request for a hearing must be received by the Chief, Trade Act Certification Division, Economic Development Administration, U.S. Department of Commerce, Washington, D.C. 20230, no later than the close of business on or before March 17, 1980.

Jack W. Osburn, Jr.,

Chief, Trade Act Certification Division, Office of Eligibility and Industry Studies.

[FR Doc. 80-6844 Filed 3-4-80; 8:45 am]

BILLING CODE 3510-24-M

Foreign-Trade Zones Board

[Docket No. 3-80]

Proposed Foreign-Trade Zone, Nogales, Ariz.; Application and Public Hearing

Notice is hereby given that an application has been submitted to the Foreign-Trade Zones Board (the Board) by the Border Industrial Development, Inc. (BID), a non-profit civic corporation of the State of Arizona, requesting authority to establish a general-purpose foreign-trade zone within the Nogales Customs port of entry. The application was submitted pursuant to the provisions of the Foreign-Trade Zones Act of 1934, as amended (19 U.S.C. 81a–81u), and the regulations of the Board (15 CFR Part 400). It was formally filed on February 26, 1980. The applicant is authorized to make this proposal under Title 44, Chapter 18 of the Arizona Revised Statutes, as amended May 1, 1978.

The proposal calls for the establishment of a general-purpose zone on a 28-acre parcel within the City of Nogales and adjacent to the Nogales West Customs Compound, the area's commercial crossing point on the U.S.-Mexico border. The zone's facilities will consist of two 20,000 square foot warehouse structures at the outset, with industrial facilities to be constructed as demand arises. The proposed zone area is currently the subject of an option to purchase agreement in favor of Nogales Foreign Trade Zone, Inc., the proposed operator to be designated by BID.

The application contains economic data and information concerning the need for a zone in the Nogales area. Several firms have indicated their intention to use the zone for storage, assembly, testing, distribution and light manufacturing activities involving such products as electronic devices, motors, apparel, luggage, and foodstuffs.

In accordance with the Board's regulations an examiners committee has been appointed to investigate the application and report thereon to the Board. The committee consists of: Hugh J. Dolan (Chairman), Office of the Secretary, U.S. Department of Commerce, Washington, D.C. 20230; Lee D. Volle, District Director, U.S. Customs Service, P.O. Box 670, International and Terrace Streets, Nogales, Arizona 85621; and Colonel Gwynn A. Teague, District Engineer, U.S. Army Engineer District, Los Angeles, P.O. Box 2711, Los Angeles, California 90053.

As part of its investigation, the Examiners Committee will hold a public hearing on March 26, 1980, beginning at 9:00 a.m., in the City Council Chambers, 1018 Grand Avenue, Nogales, Arizona. The purpose of the hearing is to help inform interested parties about the proposal, to provide an opportunity for their expression of views, and to obtain information useful to the examiners.

Interested parties are invited to present their views at the hearing. They should notify the Board's executive secretary of their desire to be heard in writing at the address below or by phone (202–377–2862) by March 19, 1980. Instead of an oral presentation, written statements may be submitted in accordance with the Board's regulations to the examiners committee, care of the executive secretary, at any time from the date of this notice through April 25, 1980. Evidence submitted during the post-hearing period is not desired unless it is clearly shown that the matter is new and material and that there are good reasons why it could not be presented at the hearing. A copy of the application and accompanying exhibits will be available during this time for public inspection at each of the following locations:

Office of the District Director, U.S. Customs Service, International and Terrace Streets, Room 132, Nogales, Arizona 85621.

Office of the Executive Secretary, Foreign-Trade Zones Board, U.S. Department of Commerce, Room 6886–B, 14th and E Streets, NW., Washington, D.C. 20230.

Dated: February 28, 1980.

John J. Da Ponte, Jr.,

Executive Secretary.

[FR Doc. 80-6846 Filed 3-4-80; 8:45 am]

BILLING CODE 3510-25-M

[Docket No. 4-80]

Massachusetts Port Authority, Boston, Mass.; Application for a Foreign-Trade Subzone at the Sterlingwale Corp. Plant in Fall River, Mass.

Notice is hereby given that an application has been submitted to the Foreign-Trade Zones Board (the Board) by the Massachusetts Port Authority (Massport), a public corporation and grantee of Foreign-Trade Zone No. 27, Boston, requesting a grant of authority for the establishment of a special-purpose subzone for export operations at a textile manufacturing facility in Fall River, Massachusetts, within the Fall River port of entry. The application was submitted pursuant to the provisions of the Foreign-Trade Zones Act of 1934, as amended (19 USC 81a–81u), and the regulations of the Board (15 CFR Part 400). It was formally filed on February 28, 1980.

The proposal calls for the establishment of a special-purpose foreign-trade subzone at the corduroy manufacturing plant of the Sterlingwale Corporation, 168 Stevens Street, Fall River. The plant is on a 10-acre site with several existing buildings being used for the company's cutting, dyeing and finishing operations. During 1978, some 5.4 million yards of material was produced, over 90% of which was exported.

Subzone status is requested so that Sterlingwale can conduct its export operations under foreign-trade zone procedures. This will allow the firm to import greige material used for export production free of quotas and duties, thus increasing its export opportunities and employment. The proposal has been discussed with the U.S. Customs Service and the Commerce Department's Office of Textiles and Apparel.

In accordance with the Board's regulations, an Examiners Committee has been appointed to investigate the application and report to the Board. Comments are invited in writing from interested parties. They should be submitted in accordance with the Board's regulations to the Examiners Committee, care of the Executive Secretary at the address below at any time from the date of this notice through April 4, 1980.

A copy of the application and accompanying exhibits will be available during this time for public inspection at each of the following locations:

Office of the Port Director, U.S. Customs Service, 37 N. 2nd Street, New Bedford, Massachusetts 02740.
Massachusetts Port Authority, 99 High Street, Boston, Massachusetts 02110.
Office of the Executive Secretary, Foreign-Trade Zones Board, U.S. Department of Commerce, 14th and E Streets NW., Washington, D.C. 20230.

Dated: February 29, 1980.

John J. Da Ponte, Jr.,

Executive Secretary, Foreign-Trade Zones Board.

[FR Doc. 80-6845 Filed 3-4-80; 8:45 am]

BILLING CODE 3510-25-M

Industry and Trade Administration

[Docket No. 79-54 (Cameron)]

Cameron Iron Works, Inc.; Order Regarding Administrative Proceedings

The Antiboycott Compliance Staff of the Department's Bureau of Trade Regulation, having determined to initiate administrative proceedings pursuant to section 11(c) of the Export Administration Act of 1979 (Pub. L. 96-72, to be codified at 50 U.S.C. App. 2401 *et seq.*) (the "Act") against Cameron Iron Works, Inc. ("Cameron") based on allegations that Cameron violated Section 4A(a)(1)(D) of the Export Administration Act of 1969, as amended (50 U.S.C. App. 2403-1a(a)(1)(D) (1976 & Supp. I 1977)) and the Export Administration Regulations (15 CFR Part 369 (1979)); and

The Department and Cameron having entered into a Consent Agreement whereby Cameron has agreed to settle this matter by payment of a civil penalty in the amount of $65,500 and to undertake certain corrective measures to ensure compliance with the antiboycott provisions of the Export Administration Regulations; and

The Deputy Assistant Secretary for Trade Regulation having approved the terms of the Consent Agreement in complete settlement of the matter;

It is therefore ordered,

First, that Cameron, within 20 days of the service of this Order, pay to the Department, pursuant to section 11(c)(1) of the Act, the civil penalty in the amount of $65,500;

Second, that Cameron, to the extent that it has not already done so, undertake the following corrective measures to further its future compliance with the antiboycott provisions of the Export Administration Regulations;

a. Cameron shall instruct the Legal Department to communicate Cameron's compliance policy and procedures to the various departments responsible for invoicing Cameron's customers. Such communication shall include education of appropriate Billing Department employees concerning requirements of the Act; establishing procedures for identification of proper recipients of future communications regarding antiboycott compliance measures and establishing direct communication between the Legal Department and the Billing Department for Billing Department questions.

b. Cameron shall verify proper distribution of memoranda and other communications regarding antiboycott legislation compliance measures by identification of appropriate recipients and acknowledgement of receipt by the designated recipients.

c. Cameron shall remove from the data bank of the Billing Department's data processing equipment the negative statement in question.

d. Cameron shall establish a final review procedure for all invoices to Middle East customers. Such review will be performed by Billing Department supervisors who have been instructed by the Legal Department regarding the requirements of the Act and who will be on the distribution list for internal communications regarding compliance procedures.

e. Cameron shall review Sales Order Processing Procedures and instruct the Legal Department to educate the Sales Order Processing and Billing Departments as to the importance of following the designated procedures with respect to taking appropriate exception to requests for negative certificates on transactions in the interstate or foreign commerce of the United States, properly highlighting such requests and exceptions taken and furnishing all documents relating thereto to the Billing Department.

f. Cameron's Legal Department shall conduct or cause to be conducted unannounced inspections of documents in Leeds, England and Houston, Texas relating to randomly selected sales to insure that proper procedures have been implemented and are being followed. Such inspections shall take place at least once a calendar quarter for one year following the entry of this Order.

Third, that the Consent Agreement, the proposed Charging Letter and this Order be made public; and

Fourth, that Cameron submit a report to the Director, Antiboycott Compliance Staff, within six months after the date of entry of this Order specifying in detail the steps it has taken to implement the corrective steps specified in this Order.

Entered this date October 26, 1979.

Stanley J. Marcuss,

Deputy Assistant Secretary for Trade Regulation.

[FR Doc. 80-6836 Filed 3-4-80; 8:45 am]

BILLING CODE 3510-25-M

[Docket No. 78-40 (Finagrain)]

Finagrain Compagnie Commerciale Agricole et Financiere, S.A.; Order Regarding Administrative Proceedings

The Antiboycott Compliance Staff of the Department's Bureau of Trade Regulation, having determined to initiate administrative proceedings pursuant to section 6 of the Export Administration Act of 1969, as amended (50 U.S.C. App. Section 2405) (the "Act") against Finagrain Compagnie Commerciale Agricole et Financiere, S.A. ("Finagrain") based on allegations that Finagrain violated Section 4A(a)(1)(D) of the Act (50 U.S.C. App. Section 2403-1a(a)(1)(D)); and

The Department and Finagrain having entered into a Consent Agreement whereby Finagrain has agreed to settle this matter by payment of a civil penalty in the amount of $20,000 and to undertake certain corrective measures to ensure compliance with the antiboycott provisions of the Export Administration Regulations; and

The Deputy Assistant Secretary for Trade Regulation having approved the terms of the Consent Agreement in complete settlement of the matter;

It is therefore ordered,

First, that Finagrain, within 20 days of the service of this Order, pay to the Department, pursuant to Section 6(c)(1)

of the Act, the civil penalty in the amount of $20,000;

Second, that Finagrain undertake the following corrective measures to ensure its future compliance with the antiboycott provisions of the Export Administration Regulations;

a. Finagrain shall promptly issue to all its employees, agents and representatives, written instructions directing strict compliance with the Regulations, and shall promptly after their issuance provide such persons with notice of all material changes and interpretations which may be issued by the Department with respect to the Regulations;

b. Finagrain shall promptly institute an internal reporting system for the purposes of expeditiously identifying and bringing to the attention of appropriate Finagrain management all boycott-related requests. This system shall provide for prompt reporting to appropriate Finagrain management of:

(1) All Finagrain transactions involving customers in the countries identified on the U.S. Treasury Department list of countries deemed to be cooperating with the Arab boycott of Israel; and

(2) All transactions with customers in a country not included in (1) above as soon as Finagrain determines that its customers in such country are making boycott-related requests.

Third, that the Consent Agreement, the proposed Charging Letter and this Order be made public; and

Fourth, that Finagrain submit a report to the Director, Antiboycott Compliance Staff, within six months after the date of entry of this Order specifying in detail the steps it has taken to implement the corrective steps specified in this Order.

Entered this date: August 23, 1979.

Stanley J. Marcuss,

Deputy Assistant Secretary for Trade Regulation.

[FR Doc. 80-6841 Filed 3-4-80; 8:45 am]

BILLING CODE 3510-25-M

National Oceanic and Atmospheric Administration

Marine Mammals; Issuance of Permit

On January 11, 1980, Notice was published in the **Federal Register** (45 FR 2359), that an application had been filed with the National Marine Fisheries Service by the National Marine Mammal Laboratory, Northwest and Alaska Fisheries Center, National Marine Fisheries Service, 7600 Sand Point Way, N.E., Seattle, Washington 98115, for a scientific research permit to tag Dall's porpoise with spaghetti tags.

Notice is hereby given that on February 27, 1980, the National Marine Fisheries Service issued a Scientific Research Permit, as authorized by the provisions of the Marine Mammal Protection Act of 1972 (16 U.S.C. 1361–1407), to the National Marine Mammal Laboratory subject to certain conditions set forth therein.

The Permit is available for review in the following offices:

Assistant Administrator for Fisheries, National Marine Fisheries Service, 3300 Whitehaven Street, N.W., Washington, D.C.; and

Regional Director, National Marine Fisheries Service, Northwest Region, 1700 Westlake Avenue, North, Seattle, Washington 98109.

Dated: February 27, 1980.

Winfred H. Meibohm,

Executive Director, National Marine Fisheries Service.

[FR Doc. 80-6877 Filed 3-4-80; 8:45 am]

BILLING CODE 3510-22-M

Marine Mammals; Receipt of Application for Permit

Notice is hereby given that an Applicant has applied in due form for a permit to take marine mammals as authorized by the Marine Mammal Protection Act of 1972 (16 U.S.C. 1361–1407), and the Regulations Governing the Taking and Importing of Marine Mammals (50 CFR Part 216).

1. Applicant:

a. Name: Henry Vilas Park Zoo.

b. Address: 7025 Randall Avenue, Madison, Wisconsin 53715 (P233).

2. Type of Permit: Public Display.

3. Name and Number of Animals: harbor seals (*Phoca vitulina*); 4.

4. Type of Take: To capture for permanent maintenance.

5. Location of Activity: Santa Barbara Channel Islands, CA.

6. Period of Activity: 2 years.

The arrangements and facilities for transporting and maintaining the marine mammals requested in the above described application have been inspected by a licensed veterinarian, who has certified that such arrangements and facilities are adequate to provide for the well-being of the marine mammals involved.

Concurrent with the publication of this notice in the **Federal Register** the Secretary of Commerce is forwarding copies of this application to the Marine Mammal Commission and the Committee of Scientific Advisors.

Written data or views, or requests for a public hearing on this application should be submitted to the Assistant Administrator for Fisheries, National Marine Fisheries Service, Department of Commerce, Washington, D.C. 20235, within 30 days of the publication of this notice. Those individuals requesting a hearing should set forth the specific reasons why a hearing on this particular application would be appropriate. The holding of such hearing is at the discretion of the Assistant Administrator for Fisheries.

All statements and opinions contained in this application are summaries of those of the Applicant and do not necessarily reflect the views of the National Marine Fisheries Service.

Documents submitted in connection with the above application are available for review in the following offices:

Assistant Administrator for Fisheries, National Marine Fisheries Service, 3300 Whitehaven Street, N.W., Washington, D.C.;

Regional Director, National Marine Fisheries Service, Northeast Region, 14 Elm Street, Federal Bldg., Gloucester, Massachusetts 01930; and Regional Director, National Marine Fisheries Service, Southwest Region, 300 South Ferry Street, Terminal Island, California 90731.

Dated: February 27, 1980.

William Aron,

Director, Office of Marine Mammals/ Endangered Species, National Marine Fisheries Service.

[FR Doc. 80-6878 Filed 3-4-80; 8:45 am]

BILLING CODE 3510-22-M

Receipt of Application for Permit

Notice is hereby given that an Applicant has applied in due form for a permit to take marine mammals as authorized by the Marine Mammal Protection Act of 1972 (16 U.S.C. 1361–1407), and the Regulations Governing the Taking and Importing of Marine Mammals (50 CFR Part 216).

1. Applicant:

a. Name Ms. Lucinda M. Slater (P232).

b. Address 38 Cielo Vista Drive, Monterey, California 93940.

2. Type of Permit: Scientific Research.

3. Name and Number of Animals: Harbor seal (*Phoca vitulina richardii*); 30/yr.

4. Type of Take: Animals will be passively marked by paint pellets spread on the haul-out, then actively marked with a paint pellet gun used in marking livestock or hollow eggs filled with lanolin sheep marker dye in order to facilitate behavioral observations and stability of the local population.

5. Location of Activity: 18 miles north of Santa Cruz, California near Waddell Creek.

6. Period of Activity: 2 years.

Concurrent with the publication of this notice in the **Federal Register** the Secretary of Commerce is forwarding copies of this application to the Marine Mammal Commission and the Committee of Scientific Advisors.

Written data or views, or requests for a public hearing on this application should be submitted to the Assistant Administrator for Fisheries, National Marine Fisheries Service, Department of Commerce, Washington, D.C. 20235, on or before April 4, 1980. Those individuals requesting a hearing should set forth the specific reasons why a hearing on this particular application would be appropriate. The holding of such hearing is at the discretion of the Assistant Administrator for Fisheries.

All statements and opinions contained in this application are summaries of those of the Applicant and do not necessarily reflect the views of the National Marine Fisheries Service.

Documents submitted in connection with the above application are available for review in the following offices:

Assistant Administrator for Fisheries, National Marine Fisheries Service, 3300 Whitehaven Street, NW., Washington, D.C.; and

Regional Director, National Marine Fisheries Service, Southwest Region, 300 South Ferry Street, Terminal Island, California 90731.

Dated: February 28, 1980.

William Aron,

Director, Office of Marine Mammals and Endangered Species, National Marine Fisheries Service.

[FR Doc. 80-6876 Filed 3-4-80; 8:45 am]

BILLING CODE 3510-22-M

National Climate Program Advisory Committee; Public Meeting

Pursuant to section 10(a)(2) of the Federal Advisory Committee Act 5 U.S.C. App., notice is hereby given of the first meeting of the National Climate Program Advisory Committee.

The National Climate Program Advisory Committee will meet from 8:30 to 5 on March 24, and 8:30 to 5 on March 25 in Room 6802 of the Main Commerce Building, 14th and Constitution Avenue, N.W. Washington, D.C.

The Committee was established in accordance with the National Climate Program Act (Pub. L. 95-367) which requires the Secretary of Commerce to "establish and maintain an advisory committee of users and producers of climate data, information and services to advise the Secretary and the Congress on the conduct of the Program." The Committee, appointed by the Secretary of Commerce, consists of 13 members with a balanced representation from energy, agriculture, consumer and business groups, from several academic disciplines, and from industrial climatology.

The purpose of this first meeting is to organize the Committee and to duscuss procedural matters and also to review the 5-year Plan of the National Climate Program and related Federal agency activites.

The Agenda for the meeting is: Room 6802, Main Commerce Building 14th Street and Constitution Avenue.

Monday, March 24, 1980

8:30 a.m. to 12 noon—Committee Organization and Procedural Matters.

1 p.m. to 5 p.m.—Briefing on the National Climate Program 5-year Plan.

Tuesday, March 25, 1980

8:30 a.m. to 2 p.m.—Briefings on Agency Program Activities.

2 p.m. to 5 p.m.—Discussion of matters relating to Committee business, future meetings and assignments.

The Meeting will be open to the public and a period will be set aside at the discretion of the Chairman for oral comments or questions by the public which do not exceed 10 minutes each. More extensive questions or comments should be submitted in writing before March 18. Other public statements regarding Committee affairs may be submitted at any time before the meeting. Seating will be available for the public on a first-come, first-served basis in Conference Room 6802 of the Main Commerce Building. Copies of the minutes will be available on request 30 days after the meeting.

Inquiries may be addressed to Dr. Edward S. Epstein, Director, National Climate Program Office, National Oceanic and Atmospheric Administration, Rockville, Maryland 20852, Phone 301/443-8646.

Dated: February 27, 1980.

Francis J. Balint,

Acting Director, Office of Management and Computer Systems.

[FR Doc. 80-6981 Filed 3-4-80; 8:45 am]

BILLING CODE 3510-12-M

COMMODITY FUTURES TRADING COMMISSION

Proposed Futures Contract; Availability

The Commodity Futures Trading Commission ("Commission") is making available and requesting public comment on a Eurodollar Domestic Certificate of Deposit futures contract proposed to be traded by the Chicago Board of Trade. Copies of this proposed contract will be available at the Commission's offices in Washington, New York, Chicago, Minneapolis, Kansas City and San Francisco. The Commission will also furnish copies upon request made to the Commission Secretary.

Any person interested in expressing views on the terms and conditions of this proposed contract should send comments by April 4, 1980, to Ms. Jane Stuckey, Secretary, Commoditiy Futures Trading Commission, 2033 K Street, NW, Washington, D.C. 20581. (202) 254-6314. Copies of all comments will be available for inspection at the Commission's Washington office.

Issued in Washington, D.C., on February 28, 1980.

Jane K. Stuckey,

Secretary of the Commission.

[FR Doc. 80-6808 Filed 3-4-80; 8:45 am]

BILLING CODE 6351-01-M

Proposed Futures Contract; Availability

The Commodity Futures Trading Commisison ("Commisison") is making available and requesting public comment on a Three-Month Domestic Cerficate of Deposit Futures contract proposed to be traded by the Chicago Board of Trade. Copies of this proposed contract will be available at the Commisison's offices in Washington, New York, Chicago, Minneapolis, Kansas City and San Francisco. The Commission will also furnish copies upon request made to the Commission Secretary.

Any person interested in expressing views on the terms and conditions of this proposed contract should send comments by April 4, 1980 to Ms. Jane Stuckey, Secretary, Commodity Futures Trading Commission, 2033 K Street, NW, Washington, D.C. 20581. (202) 254-6314. Copies of all comments will be available for inspection at the Commission's Washington office.

Issued in Washington, D.C., on February 28, 1980.

Jane K. Stuckey,

Secretary of the Commission.

[FR Doc. 80-6809 Filed 3-4-80; 8:45 am]

BILLING CODE 6351-01-M

DEPARTMENT OF DEFENSE

Office of the Secretary

Defense Science Board Task Force on Acquisition Policy; Meeting

An aircraft subgroup under the Defense Science Board Task Force on Acquisition Policy will meet in closed session on March 24-25, 1980 in Washington, DC.

The mission of the Defense Science Board is to advise the Secretary of Defense and the Under Secretary of Defense for Research and Engineering

on scientific and technical matters as they affect the perceived needs of the Department of Defense.

The aircraft subgroup will review the management of evolving aircraft technology in the March 24–25, meeting. The Task Force on Acquisition Policy is addressing specific issues in evolving DoD policy concerning aircraft acquisition.

In accordance with 5 U.S.C. App. 1 Sec. 10(d)(1976), it has been determined that this Defense Science Board Task Force meeting concerns matters listed in 5 U.S.C. 552b(c)(1)(1976), and that accordingly this meeting will be closed to the public.

H. E. Lofdahl,

Director, Correspondence and Directives, Washington Headquarters Services, Department of Defense.

February 29, 1980.

[FR Doc. 80-6860 Filed 3-4-80; 8:45 am]

BILLING CODE 3810-70-M

DEPARTMENT OF ENERGY

Subcommittee on Synfuels, Environmental Advisory Committee; Open Meeting

Pursuant to the provisions of the Federal Advisory Committee Act (Pub. L. 92–463, 86 Stat. 770), notice is hereby given of the following advisory committee meeting:

NAME: Subcommittee on Synfuels of the Environmental Advisory Committee.

DATE, TIME, AND PLACE: Wednesday, March 26, 1980—9:00 a.m.–4:30 p.m., Department of Energy, Forrestal Building—Room 4A098, 1000 Independence Avenue, S.W., Washington, D.C. 20585.

CONTACT: Rhoda Schechtel, Department of Energy, Forrestal Building—Room 4G052, 1000 Independence Avenue, S.W., Washington, D.C. 20585, Telephone: 202–252–4616.

PURPOSE OF PARENT COMMITTEE: To advise the Department of Energy on the overall activities which pertain to the goals of restoring, protecting and enhancing environmental quality and assuring public health and safety.

TENTATIVE AGENDA:

- *Air Emissions:* Control Technology.
- *Shale Oil (Surface Retorting)* Air Emissions:

Prevention of Significant Deterioration.

Increments; Visibility Regulations.

- *Coal Surface Mining:* Aquifer Preservation.
- Public Comment (10 minute rule).

PUBLIC PARTICIPATION: The meeting is open to the public. The Chairman of the Subcommittee is empowered to conduct the meeting in a fashion that will, in his judgment, facilitate the orderly conduct of business. Any member of the public who wishes to file a written statement with the Subcommittee may do so, either before or after the meeting. Members of the public who wish to make oral statements pertaining to the meeting should inform the Advisory Committee Management Office, 202–252–5187, at least 5 days prior to the meeting and reasonable provision will be made to include the presentation on the agenda. Members of the public who have not previously requested an opportunity to make an oral presentation, but who wish to speak, will be permitted to do so at a time determined by the Chairman.

TRANSCRIPTS: Available for public review and copying at the Public Reading Room, Room 5B180, Forrestal Building, 1000 Independence Avenue, S.W., Washington, D.C., between 8:00 a.m. and 4:30 p.m., Monday through Friday, except Federal holidays.

Issued at Washington, D.C., on February 28, 1980.

Georgia Hildreth,

Director, Advisory Committee Management.

[FR Doc. 80-6802 Filed 3-4-80; 8:45 am]

BILLING CODE 6450-01-M

Proposed Remedial Order to Gulf Oil Corp.

AGENCY: Department of Energy.

ACTION: Notice of Proposed Remedial Order to Gulf Oil Corporation and Opportunity for Objection.

Pursuant to 10 CFR 205.192(c), the Office of Special Counsel for Compliance of the Economic Regulatory Administration (ERA), Department of Energy, hereby gives notice of a Proposed Remedial Order issued to Gulf Oil Corporation (Gulf) at P.O. Box 20001, Houston, Texas 70001. The Proposed Remedial Order sets forth findings of fact and conclusions of law concerning Gulf's failure, in violation of CFR 212.82(h) and applicable predecessor regulations, to calculate its cost recoveries on the sale of motor gasoline at company-operated stations based upon the highest price passed through to at least one purchaser of Gulf during each month of the alleged violation period.

During the period from March 1975 to the present time, Gulf computed and reported cost recoveries only on that portion of the $.03 per gallon of increased product costs which was actually added to the selling price of motor gasoline at Gulf-operated service stations. Gulf should have computed recoveries at the highest passthrough including the $.03 per gallon retail price equalization factor which was in fact added to the price of motor gasoline charged to at least one purchaser at Gulf-operated service stations during each month of the alleged violation period. For the audited test month of October 1975, this improper calculation by Gulf resulted in an understatement of recoveries by at least $710,919.00 for motor gasoline sold at Gulf's retail operated stations in four marketing regions.

In accordance with 10 CFR 205.192(c), any person may obtain a copy of the Proposed Remedial Order from the ERA, with confidential information, if any, deleted.

Within 15 days after the date of publication of this Notice, any aggrieved person may file a Notice of Objection in accordance with 10 CFR 205.193. Such Notice should be filed with: Office of Hearings and Appeals, Department of Energy, Room 8014, 2000 M Street, NW., Washington, DC 20461.

Copies of the Proposed Remedial Order may be obtained by written request addressed to: Milton Jordan, Director, Division of Freedom of Information and Privacy Act Activities, Forrestal Building, Room GB–145, 1000 Independence Avenue, S.W., Washington, DC 20585, Attention: George W. Young, Jr.

Copies of the Proposed Remedial Order may be obtained in person from: Office of Freedom of Information, Reading Room, Forrestal Building, Room GA–152, 1000 Independence Avenue, SW., Washington, DC 20585.

Issued in Washington, D.C., February 15, 1980.

Paul L. Bloom,

Special Counsel for Compliance.

[FR Doc. 80-6804 Filed 3-4-80; 8:45 am]

BILLING CODE 6450-01-M

Bonneville Power Administration

Acting Administrator; Redelegations of Authority

Redelegations of authority published in the **Federal Register** on July 6, 1968 (33 FR 9784), and last amended on March 26, 1976 (41 FR 12723), are further amended by revising Subsection 10.1a to read as follows:

10.1 *Acting Administrator—Succession and Authority.*

a. The line of succession as Acting Administrator, provides that in the case of death, resignation, or absence of the Administrator the following officers or employees shall act as Administrator in the order indicated.

(1) Deputy Administrator.
(2) Assistant Administrator for Power Management (Power Manager).
(3) Assistant Administrator for Engineering and Construction (Chief Engineer).
(4) Assistant Administrator for Operation and Maintenance (O&M Manager).
(5) Assistant Administrator for Management Services (Administrative Manager).
(6) In the event the above officials are unavailable, the Administrator may designate any one of the following to act as Administrator for a period not to exceed 7 days: Assistant Power Manager, Assistant O&M Manager, General Counsel, Engineering Manager, or Executive Assistant to the Administrator.

* * * * *

Dated: February 12, 1980.

Ray Foleen,

Acting Administrator.

[FR Doc. 80-6801 Filed 3-4-80; 8:45 am]

BILLING CODE 6450-01-M

Economic Regulatory Administration

[ERA Docket No. 79-034-NG]

Consolidated System LNG Co., et al.; Approval of Request for Extension of Time in Which to Use Substitute Vessels for the Importation of Liquefied Natural Gas

AGENCY: Department of Energy, Economic Regulatory Administration.

ACTION: Approval of request for extension of time in which to use substitute vessels for the importation of liquefied natural gas.

SUMMARY: The Economic Regulatory Administration (ERA) of the Department of Energy (DOE) has issued a letter order (appended hereto) to the applicants named therein.

FOR FURTHER INFORMATION CONTACT:
Mr. Finn K. Neilsen, Director, Import/Export Division, Office of Petroleum Operations, Department of Energy, 2000 M Street, N.W., Room 4126, Washington, D.C. 20461, telephone (202) 254-8202.
Mr. Martin S. Kaufman, Deputy Assistant General Counsel for International Trade and Emergency Preparedness, 1000 Independence Avenue, S.W., Forrestal Building, Room 5E064, Washington, D.C. 20585, telephone (202) 252-2900.

SUPPLEMENTARY INFORMATION: The file in this docket is available for public inspection and copying in Room 4126, 2000 M Street, N.W., Washington, D.C., between the hours of 8:00 a.m., and 4:30 p.m., Monday through Friday, except Federal holidays.

Issued in Washington, D.C., on February 27, 1980.

Doris J. Dewton,

Assistant Administrator, Office of Petroleum Operations, Economic Regulatory Administration.

Appendix.

February 27, 1980.

Department of Energy,
Washington, D.C.

Re Consolidated System LNG Company, *et al.* (FERC Docket No. CP71-68, *et al.*; ERA Docket No. 79-034-NG).

Consolidated system LNG Corp.,
445 West Main Street, Clarksburg, W. Va.

Columbia LNG Corp.,
20 Montchanin Road, Wilmington, Del.

Southern Energy Co.,
P.O. Box 2563, Birmingham, Ala.

Gentlemen: On December 13, 1979, Columbia LNG Corporation (Columbia), Consolidated system LNG Company (Consolidated), and Southern Energy Company (Southern)—collectively, "Applicants"—filed with the Economic Regulatory Administration (ERA) of the Department of Energy (DOE) an application for extension of time from December 31, 1979, to June 30, 1980, in which to continue to use three vessels other than those originally contemplated for use with the "captioned" import project.[1] An identical application, filed with the Federal Energy Regulatory Commission (FERC) on November 7, 1979, was approved by the FERC on December 28, 1979, subject to certain conditions.[2]

Among the conditions contained in the FERC Order was the following: "* * * [T]he Commission notes that primary jurisdiction in this instance resides with ERA. This Commission has only residual jurisdiction and our order is . . . conditioned on the necessary approval being obtained from ERA."[3]

ERA has no objection to Applicants' proposal to pay shipping costs incurred through the use of substitute vessels so long as such use in no way alters the maximum authorized ceiling price for transportation (shipping) costs for this project which ERA conditionally approved in its order of May 8, 1979, in ERA Docket No. 78-007-LNG. Any payment for shipping costs above those previously authorized by ERA would require approval by ERA, as would any other changes in the import price of the subject LNG.

Please be advised that primary jurisdiction resides with ERA in this and similar proceedings, and that Applicants should make their filings with ERA in order to assure prompt resolution of any future requests.

Sincerely,

Doris J. Dewton,

Assistant Administrator, Office of Petroleum Operations, Economic Regulatory Administration.

[FR Doc. 6807 Filed 3-4-80; 8:45 am]

BILLING CODE 6450-01-M

[1] Federal Power Commission (FPC) Opinion Nos. 622 and 622-A (1972) and FERC Orders issued December 22, 1978 and February 16, 1979, all in FPC/FERC Docket Nos. CP71-68, *et al.*

[2] Hereinafter referred to as the "FERC Order" (FERC Docket Nos. CP71-68, *et al.*).

[3] At page 3. See also Ordering paragraph A of the FERC Order.

[ERA Docket No. 79-CERT-116]

Mississippi Power & Light Co.; Certification of Eligible Use of Natural Gas To Displace Fuel Oil

Mississippi Power and Light Company (MP&L) filed an application for certification of an eligible use of natural gas to displace fuel oil at its Delta Steam Electric Stations, Unit #1 and Unit #2, located in Cleveland, Mississippi with the Administrator of the Ecomonic Regulatory Administration (ERA) pursuant to 10 CFR Part 595 on December 6, 1979. Notice of that application was published in the Federal **Register** (45 FR 2738, January 14, 1980) and an opportunity for public comment was provided for a period of ten (10) calendar days from the date of publication. No comments were received.

The ERA has carefully reviewed MP&L's application in accordance with 10 CFR Part 595 and the policy considerations expressed in the Final Rulemaking Regarding Procedures for Certification of the Use of Natural Gas to Displace Fuel Oil (44 FR 47920, August 16, 1979). The ERA has determined that MP&L's application satisfies the criteria enumerated in 10 CFR Part 595, and, therefore, has granted the certification and transmitted that certification to the Federal Energy Regulatory Commission. A copy of the transmittal letter and the actual certification are appended to this notice.

Issued in Washington, D.C., on February 19, 1980.

Doris J. Dewton,

Assistant Administrator, Office of Petroleum Operations, Economic Regulatory Administration.

Appendix.

Department of Energy, Economic Regulatory Administration Certification by the Economic Regulatory Administration to the Federal Energy Regulatory Commission of the Use of Natural Gas for Fuel Oil Displacement by the Mississippi Power & Light Co.

[ERA Docket No. 79-CERT-116]

Application for Certification

Pursuant to 10 CFR Part 595, Mississippi Power and Light Company (MP&L) filed an application for certification of an eligible use of up to 40,000 Mcf of natural gas per day for its Delta Steam Electric Stations, Unit #1 and Unit #2 (DSES #1 and DSES #2), located in

Cleveland, Mississippi, with the Administrator of the Economic Regulatory Administration (ERA) on December 6, 1979. The application states that the eligible seller of the gas and transporter is the Michigan-Wisconsin Pipeline Company (Michigan-Wisconsin). The application indicates that the use of this natural gas is estimated to displace up to 6,200 barrels of No. 6 residual fuel oil (2.5 percent sulfur) per day. The application also indicates that neither the gas nor the displaced fuel oil will be used to displace coal in the application's facilities.

Certification

Based upon a review of the information contained in the application, as well as other information available to ERA, the ERA hereby certifies, pursuant to 10 CFR Part 595, that the use of up to 40,000 Mcf of natural gas per day at DSES #1 and DSES #2 purchased from Michigan-Wisconsin is an eligible use of gas within the meaning of 10 CFR Part 595.

Effective Date

This certification is effective upon the date of issuance, and expires one year from that date, unless a shorter period of time is required by 18 CFR Part 284, Subpart F. It is effective during this period of time for the use of up to the same certified volume of natural gas at the same facilities purchased from the same eligible seller.

Issued in Washington, D.C. on February 19, 1980.

Doris J. Dewton,

Assistant Administrator, Office of Petroleum Operations, Economic Regulatory Administration.

February 26, 1980.

Department of Energy,
Washington, D.C.

Mr. Kenneth F. Plumb,
Secretary, Federal Energy Regulatory Commission, 825 North Capitol Street NE., Washington, D.C.

Re ERA Certification of Eligible Use, ERA Docket No. 79–CERT–116, Mississippi Power & Light Co.

Dear Mr. Plumb: Pursuant to the provisions of 10 CFR Part 595, I am hereby transmitting to the Commission the enclosed certification of an eligible use of natural gas to displace fuel oil. This certification is required by the Commission as a precondition to interstate transportation of fuel oil displacement gas in accordance with the authorizing procedures in 18 CFR Part 284, Subpart F. As noted in the certificate, it is effective for one year from the date of issuance, unless a shorter period of time is required by 18 CFR Part 284, Subpart F. A copy of the enclosed certification is also being published in the **Federal Register** and provided to the applicant.

Should the Commission have any further questions, please contact Mr. Finn K. Neilsen, Director, Import/Export Division, Ecomonic Regulatory Administration, 2000 M Street, N.W., Room 4126, Washington D.C. 20461, telephone (202) 254–8202. All correspondence and inquiries regarding this certification should reference ERA Docket No. 79–CERT–116.

Sincerely,

Doris J. Dewton,

Assistant Administrator, Office of Petroleum Operations, Economic Regulatory Administration.

Enclosure.

[FR Doc. 80–6805 Filed 3–4–80; 8:45 am]

BILLING CODE 6450–01–M

[ERA Docket No. 79–CERT–121]

Wellsville, Fire Brick Co.; Certification of Eligible Use of Natural Gas To Displace Fuel Oil

Wellsville Fire Brick Company (Wellsville) filed an application for certification of an eligible use of natural gas to displace fuel oil at its refractory plant in Wellsville, Missouri, with the Administrator of the Economic Regulatory Administration (ERA) pursuant to 10 CFR Part 595 on December 28, 1979. Notice of that application was published in the **Federal Register** (45 FR 4372, January 22, 1980) and an opportunity for public comment was provided for a period of ten (10) calendar days from the date of publication. No comments were received.

The ERA has carefully reviewed Wellsville's application in accordance with 10 CFR Part 595 and the policy considerations expressed in the Final Rulemaking Regarding Procedures for Certification of the Use of Natural Gas to Displace Fuel Oil (44 FR 47920, August 16, 1979). The ERA has determined that Wellsville's application satisfies the criteria enumerated in 10 CFR Part 595, and, therefore, has granted the certification and transmitted that certification to the Federal Energy Regulatory Commission. A copy of the transmittal letter and the actual certification are appended to this notice.

Issued in Washington, D.C., on February 26, 1980.

Doris J. Dewton,

Assistant Administrator, Office of Petroleum Operations, Economic Regulatory Administration.

Appendix.

Department of Energy, Economic Regulatory Administration Certification by the Economic Regulatory Administration to the Federal Energy Regulatory Commission of the Use of Natural Gas for Fuel Oil Displacement by the Wellsville Fire Brick Co.

[ERA Docket No. 79–CERT–121]

Application for Certification

Pursuant to 10 CFR Part 595, Wellsville Fire Brick Company (Wellsville) filed an application for certification of an eligible use of 30,000 Mcf of natural gas at its refractory plant in Wellsville, Missouri, 67784, with the Administrator of the Economic Regulatory Administration (ERA) on December 28, 1979. The application states that the eligible seller of the gas is Michigan Consolidated Gas Company (Michigan) and that the gas will be transported by the Panhandle Eastern Pipeline Company, and the Michigan-Wisconsin Pipeline Company. The application indicates that the use of this natural gas is estimated to displace up to 6,000 barrels of No. 2 fuel oil (0.5 percent maximum sulfur; 0.28 percent typical sulfur). The application also indicates that neither the gas nor the displaced fuel oil will be used to displace coal in the applicant's facilities.

Certification

Based upon a review of the information contained in the application, as well as other information available to ERA, the ERA hereby certifies, pursuant to 10 CFR Part 595, that the use of 30,000 Mcf of natural gas at Wellsville's refractory plant purchased from Michigan is an eligible use of gas within the meaning of 10 CFR Part 595.

Effective Date

This certification is effective upon the date of issuance, and expires one year from that date, unless a shorter period of time is required by 18 CFR Part 284, Subpart F. It is effective during this period of time for the use of up to the same certified volume of natural gas at the same facility purchased from the same eligible seller.

Issued in Washington, D.C. on February 26, 1980.

Doris J. Dewton,

Assistant Administrator, Office of Petroleum Operations, Economic Regulatory Administration.

February 26, 1980.

Department of Energy
Washington, D.C.

Mr. Kenneth F. Plumb,
Secretary, Federal Energy Regulatory Commission, 825 North Capitol Street NE., Washington, D.C.

Re ERA Certification of Eligible Use, ERA Docket No. 79–CERT–121, Wellsville Fire Brick Co.

Dear Mr. Plumb: Pursuant to the provisions of 10 CFR Part 595, I am hereby transmitting to the Commission the enclosed certification of an eligible use of natural gas to displace fuel oil. This certification is required by the Commission as a precondition to interstate transportation of fuel oil displacement gas in accordance with the authorizing procedures in 18 CFR Part 284, Subpart F. As noted in the certificate, it is effective for one year from the date of issuance, unless a shorter period of time is required by 18 CFR Part 284, Subpart F. A copy of the enclosed certification is also being published in the **Federal Register** and provided to the applicant.

Should the Commission have any further questions, please contact Mr. Finn K. Neilsen, Director, Import/Export Division, Economic Regulatory Administration, 2000 M Street, N.W., Room 4126, Washington, D.C. 20461, telephone (202) 254–8202. All correspondence and inquiries regarding this certification

should reference ERA Docket No. 79–CERT–121

Sincerely,

Doris J. Dewton,

Assistant Administrator, Office of Petroleum Operations, Economic Regulatory Administration.

Enclosure.

[FR Doc. 80–6806 Filed 3–4–80; 8:45 am]

BILLING CODE 6450–01–M

Arizona Chemical Co.; Application for Designation as Producer of Petroleum Substitute In Domestic Crude Oil Allocation Program

Request of: Arizona Chemical Company, Wayne, New Jersey 07470.

Regarding: Application for Designation as a Producer of a Petroleum Substitute in the Domestic Crude Oil Allocation Program under 10 CFR 211.67(a)(5) for the plants at Panama City, Florida and Springhill, Louisiana.

Docket Number: ERA–APS–78–5.

Decision and Order

I. Introduction

On August 25, 1978, Arizona Chemical Company submitted to the Economic Regulatory Administration (ERA) of the Department of Energy (DOE) an application for designation as a producer of a petroleum substitute pursuant to 10 CFR 211.67(a)(5). The application was received by the ERA on September 11, 1978.

The ERA is issuing this Decision and Order pursuant to 10 CFR Part 205, Subpart G of DOE's Administrative Procedures and Sanctions and 10 CFR 211.67(a)(5) of the Mandatory Petroleum Allocation Regulations.

II. Regulatory Authorities

Section 211.62 of the Mandatory Petroleum Allocation Regulations provides that upon application, the ERA may designate liquid synthetic fuels as petroleum substitutes if it is found that the liquid synthetic fuels are derived from domestic sources and used as a feedstock to a refinery, a blending feedstock or as a boiler fuel in a refinery or elsewhere. The ERA may deny the petroleum substitute designation if it finds that the process by which the liquid synthetic fuel is produced does not result in a net energy gain and does not result in a higher-valued fuel when the quality and type of fuels consumed in the process are considered, especially if a substantial amount of a relatively scarce fuel is consumed.

The ERA may designate the producer, marketer, or consumer as the party to receive the benefits of the Entitlements Program. The producer will in many cases be the designated recipient.

III. Analysis of Arizona Chemical Company's Petroleum Substitute Application

Arizona Chemical Company submitted an application for designation as a producer of a petroleum substitute on August 25, 1978. Arizona Chemical Company has two facilities in operation, one in Panama City, Florida and the other in Springhill, Louisiana. Arizona Chemical purchases from the International Paper Company the crude sulfate turpentine and black liquor soap which are by-products of the kraft pulping process by which paper is made from raw wood chips.

Arizona Chemical takes the crude sulfate turpentine and fractionates it into products such as terpenes, anethole, and pine oil. The bottoms and a light distillate fraction are also reclaimed which are usable as a boiler fuel. The black liquor soap is converted by acidulation into rosin, fatty acids, pitch, and heads. The pitch and heads are recovered and sold as boiler fuel.

The Panama City facility processes both crude sulfate turpentine and black liquor soap and sells the boiler fuel to Southwest Forest Industries. The Springhill facility processes only the black liquor soap and sells the boiler fuel to International Paper Company.

The energy requirements of the two facilities and their processes are as follows: (A) Panama City, Florida: (1) Volume of petroleum substitute produced:

73.3 Tons/Day at 34.352 MMBTU/Ton=2,518.0 MMBTU/Day

(2) Volume of direct fuel usage (Natural Gas):

11,799 Therms/Day at 100,000 BTU/Therm=1,179.9 MMBTU/Day

(3) The net energy gained is:

Produced (1)—Used (2)=2,518.0—1,179.9 MMBTU/Day=1,338.1 MMBTU/Day

(B) Springhill, La. (1) Volume of petroleum substitute produced:

(a) Pitch: 26.6 Tons/Day at 33.744 MMBTU/Ton=897.59 MMBTU/Day
(b) Heads: 10.3 Tons/Day at 34.402 MMBTU/Ton=354.34 MMBTU/Day
(c) Total: 897.59+354.34=1251.93 MMBTU/Day

(2) Volume of direct fuel usage (Natural Gas):

507,867 Cubic Feet/Day at 1,050 BTU/Cubic Feet=531.16 MMBTU/Day

(3) The net energy gained is:

Produced (1)—Used (2)=1251.93−531.16 MMBTU/Day=720.77 MMBTU/Day

Arizona Chemical has applied for the benefits of the entitlements program as the producer and marketer of the boiler fuel. It is the ERA's determination that due to the fact that Arizona Chemical sells directly to the consumers (thus making Arizona Chemical both the producer and the marketer), it is in the best interest of both the producer/marketer and consumers that the producer/marketer (Arizona Chemical) receive the entitlement benefits.

The level of benefits to be received by Arizona Chemical is based upon a gross heating value range of 14,992 BTU/lb to 18,262 BTU/lb or 29.984 MMBTU/Ton to 36.524 MMBTU/Ton, as compared to a 42 gallon 5.7 million BTU barrel or crude. The resulting benefit is computed as follows:

(1) Average BTU's per ton (AVBTU)

$$AVBTU = \frac{29.984 + 36.524}{2} = 33.252 \text{ Mill. BTU/Ton}$$

(2) Per ton benefit (PTB)

$$PTB = \frac{33.252 \text{ MMBTU/Ton}}{5.7 \text{ MMBTU/Bbl}}$$

$$PTB = 5.8337 \text{ Bbls/Ton}$$

In summary, Arizona Chemical is operating two facilities which:

(a) Produce a liquid petroleum substitute (Tall Oil Heads, Pitch, Skim Oil, and Turpene Heads);

(b) Produce it from domestic sources of solid waste (crude sulfate turpentine and black liquor soap) which is from biomass (wood chips);

(c) Markets a boiler fuel;

(d) Result in a net energy gain; and

(e) Will be the recipient of entitlement benefits.

IV. Order

In consideration of the foregoing, the ERA hereby approves the application of Arizona Chemical Company for designation as a producer of a petroleum substitute, under 10 CFR 211.67(a)(5). Arizona Chemical is designated to receive 5.8337 barrels per ton of entitlement benefits for each ton of liquid synthetic fuel it produces and sells as boiler fuel.

The effective date of this decision is October 1, 1978, and all volumes of liquid synthetic fuel produced since that date will be granted entitlement benefits through the standard entitlements correction process. The October 1, 1978 effective date is to provide Arizona Chemical with any entitlement benefits due them beginning with the first full month after their application was filed.

In order to receive the entitlement benefits, Arizona Chemical Company will report for each month it is eligible the volume in tons, the average BTU's per ton, and the number of 42 gallons per barrel equivalency.

In accordance with the provisions of 10 CFR, Part 205, any aggrieved party

may file an appeal from this Decision and Order with the Office of Hearings and Appeals of the Department of Energy. The provisions of 10 CFR Part 205, Subpart H, set forth procedures and criteria which govern the filing and determination of any such appeal.

This decision is based upon the presumed validity of statements, allegations, and documentary material submitted by the applicant. It may be revoked or modified at any time upon a determination that the factual basis underlying the application is incorrect.

Issued in Washington, D.C., on February 27, 1980.

Doris J. Dewton,

Assistant Administrator, Office of Petroleum Operations, Economic Regulatory Administration.

[FR Doc. 80-6886 Filed 3-4-80; 8:45 am]

BILLING CODE 6450-01-M

Office of Energy Research

High Energy Physics Advisory Panel, Subpanel on Accelerator R. & D.; Open Meeting

Notice is hereby given of the following meeting:

Name: Subpanel on Accelerator R&D of the High Energy Physics Advisory Panel (HEPAP). The HEPAP is a committee constituted under the Federal Advisory Committee Act (Pub. L. 92-463, 86 Stat. 770).

Date and time: Friday, March 21, 1980—9:00 a.m. to 5:00 p.m. Saturday, March 22, 1980—9:00 a.m. to 5:00 p.m.

Place: Committium, Central Laboratory Building, Fermi National Laboratory, Batavia, Illinois.

Contact: Dr. David F. Sutter, Secretary, HEPAP Subpanel on Accelerator R&D, Department of Energy—J-309, Washington, D.C. 20545, Telephone: 301-353-3367.

Purpose of committee: To provide advice and guidance on a continuing basis with respect to the high energy physics research program.

Tentative agenda: Discuss, prepare, and edit the Subpanel draft report to HEPAP on long range accelerator R&D for the U.S. High Energy Physics Program.

Public participation: The meeting is open to the public. The Chairperson of the the Subpanel is empowered to conduct the meeting in a fashion that will, in his judgment, facilitate the orderly conduct of business. Any member of the public who wishes to file a written statement with the Subpanel will be permitted to do so, either before or after the meeting. Members of the public who wish to make oral statements pertaining to agenda items should contact Dr. Sutter at the address or telephone number above. Requests must be received at least 5 days prior to the meeting and reasonable provision will be made to include the presentation on the agenda.

Minutes: Available for public review and copying at the Public Reading Room, Room 5B180, Forrestal Building, 1000 Independence Avenue, S.W., Washington, D.C., between 8:00 a.m. and 4:30 p.m., Monday through Friday, except Federal holidays.

Issued at Washington, D.C. on February 28, 1980.

Georgia Hildreth,

Director, Advisory Committee Management.

[FR Doc. 80-6803 Filed 3-4-80; 8:45 am]

BILLING CODE 6450-01-M

Office of Conservation and Solar Energy

Grant Programs for Schools and Hospitals and Buildings Owned by Units of Local Government and Public Care Institutions

AGENCY: Department of Energy.

ACTION: Public notice.

The Department of Energy announces the dates for grant program cycle II for the grant programs for schools and hospitals, and buildings owned by units of local government and public care institutions. Applicable regulations concerning these programs are found at 10 CFR Part 455.

The second grant program cycle for preliminary energy audits and energy audits will begin on April 1, 1980 and end May 30, 1980. Table 1 provides the amounts allocated to each State.

For technical assistance and energy conservation measures, the second grant program cycle will begin on June 2, 1980 and end on August 29, 1980. State allocations for this phase of the programs will be published in a separate notice.

FOR FURTHER INFORMATION CONTACT: Michael Willingham, Ronald Milner, or Harry Lane, Institutional Buildings Grants Programs Division, Office of Conservation and Solar Energy, Room 2H-043, 1000 Independence Avenue, SW., Washington, D.C. 20585. Telephone Number (202) 252-2330.

Issued in Washington, D.C. February 28, 1980.

T.E. Stelson,

Assistant Secretary, Conservation and Solar Energy.

DOE region, State	Allocation factor	Schools and hospitals	Local government, public care
Region I:			
Connecticut	.01565	78,263	109,568
Maine	.00998	49,935	69,908
Massachusetts	.02433	121,697	170,375
New Hampshire	.00896	44,822	62,751
Rhode Island	.00846	42,302	59,223
Vermont	.00804	40,223	56,313
Region II:			
New Jersey	.02904	145,221	203,309
New York	.06371	318,582	446,014
Puerto Rico	.01412	70,620	98,868
Virgin Islands	.00520	26,032	36,444
Region III:			
Delaware	.00702	35,125	49,175
District of Columbia	.00762	38,100	53,340
Maryland	.01846	92,349	129,289
Pennsylvania	.04366	218,323	305,652
Virginia	02109	105,473	147,662
West Virginia	.01109	55,482	77,675
Region IV:			
Alabama	.01629	81,480	114,072
Florida	.03122	156,112	218,557
Georgia	.02040	102,015	142,821
Kentucky	.01609	80,473	112,662
Mississippi	.01204	60,242	84,339
North Carolina	.02218	110,905	155,267
South Carolina	.01360	68,030	95,243
Tenessee	.01838	91,927	128,697
Region V:			
Illinois	.04193	209,676	293,546
Indiana	.02269	113,452	158,833
Michigan	.03529	176,462	247,047
Minnesota	.01985	99,265	138,971
Ohio	.03995	199,772	279,681
Wisconsin	.02127	106,363	148,909
Region VI:			
Arkansas	.01153	57,663	80,728
Louisiana	.01665	83,282	116,594
New Mexico	.00887	44,360	62,104
Oklahoma	.01387	69,384	97,138
Texas	.04464	223,206	312,489
Region VII:			
Iowa	.01547	77,379	108,331
Kansas	.01294	64,738	90,633
Missouri	.02082	104,144	145,801
Nebraska	.01109	55,458	77,642
Region VIII:			
Colorado	.01434	71,704	100,385
Montana	.00914	45,724	64,013
North Dakota	.00958	47,908	67,071
South Dakota	.00890	44,506	62,309
Utah	.00991	49,557	69,380
Wyoming	.00779	39,000	54,599
Region IX:			
Arizona	.01194	59,721	83,609
California	.07293	364,650	510,510
Hawaii	.00869	33,489	46,885
Nevada	.00715	35,774	50,083
American Samoa	.00497	24,854	34,796
Guam	.00502	25,108	35,152
Region X:			
Alaska	.00995	49,796	69,715
Idaho	.00870	43,529	60,941
Oregon	.01243	62,179	87,050
Washington	.01683	84,163	117,828
Grand total	1.00000	4,999,999	6,999,997

[FR Doc. 80-6821 Filed 3-4-80; 8:45 am]

BILLING CODE 6450-01-M

ENVIRONMENTAL PROTECTION AGENCY

[FRL 1428-2; OPTS-066001-066002]

Polychlorinated Biphenyls (PCB's); Statement of Policy on All Future Exemption Petitions

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice

SUMMARY: This notice announces EPA policy on all future PCB manufacturing, processing, and distribution in commerce exemption petitions filed after the December 1, 1978 and July 1, 1979 deadlines.

FOR FURTHER INFORMATION CONTACT:

Pamela A. Moore, Office of Pesticides and Toxic Substances (TS–794), Environmental Protection Agency, 401 M St. SW., Washington, D.C. 20460 (202–755–1188), or Industry Assistance (800–424–9065).

Joni T. Repasch is the Record Clerk for PCB exemptions. The official records for PCB exemptions are located in Room 447 WSME, Environmental Protection Agency, 401 M St. SW., Washington, D.C. 20460 (202–755–8050). The record is available for viewing and copying from 8:00 a.m.–4:30 p.m. Monday through Friday, excluding holidays.

SUPPLEMENTARY INFORMATION: In light of the continuing receipt of late manufacturing, processing, and distribution in commerce exemption petitions, EPA wants to clarify its previously announced policy for acceptance of late PCB exemption petitions published in the **Federal Register** of January 2, 1979 (44 FR 108) and May 31, 1979 (44 FR 31514).

EPA will decide on a case-by-case basis whether or not to accept for consideration manufacturing exemption petitions submitted after the manufacturing exemption filing deadline. This same policy is being extended to all processing and distribution in commerce exemption petitions filed after the July 1, 1979 filing deadline. No late petition for manufacturing, processing, or distribution in commerce will be accepted by EPA for consideration unless the petitioner makes a showing of good cause as to why the petition is being submitted after the filing deadline. With respect to those late petitions accepted for consideration, only those activities which EPA determines were underway prior to the effective dates of January 1, 1979 (for manufacturing) and July 1, 1979 (for processing and distribution in commerce) will be allowed to continue until EPA rules on the pending exemption petitions. This policy for existing activities, however, does not apply to manufacturing activities initiated after January 1, 1979, or processing and distribution in commerce activities initiated after July 1, 1979. Persons submitting late exemption petitions must obtain a determination from EPA whether the activity was "underway". Therefore, persons who wish to begin a PCB manufacturing, or processing, or distribution in commerce activity which was not underway at the time the section 6(e)(3)(A) bans went into effect may not initiate the activity until EPA rules on their exemption requests. Intermittent manufacturing activities which had occurred on a regular basis prior to January 1, 1979, or processing, and distribution in commerce activities which occurred on a regular basis before July 1, 1979, will be considered to be underway for the purpose of this notice.

This action is based on section 6(e) of the Toxic Substances Control Act (sec. 6(e), 90 Stat. 2025, (15 U.S.C. 2605)) and the preamble to the Manufacturing, Processing, Distribution in Commerce, and Use Prohibition Rule published in the **Federal Register** of May 31, 1979 (44 FR 31514), which delegates authority to amend or modify this rule to the Assistant Administrator for Pesticides and Toxic Substances.

Dated: February 25, 1980.

Steven D. Jellinek,

Assistant Administrator for Pesticides and Toxic Substances.

[FR Doc. 80-6887 Filed 3-4-80; 8:45 am]

BILLING CODE 6560-01-M

FEDERAL COMMUNICATIONS COMMISSION

[BC Docket No. 80–76, File No. BPH–10736; BC Docket No. 80–77, File No. BPH–11010]

Garrett, Andrews & Letizia, Inc., and Ferraro & Ferraro; Designating Applications for Consolidated Hearing on Stated Issues

In re applications of Garrett, Andrews & Letizia, Inc., Boulder City, Nevada, Req: 105.5 MHz, Channel 288, 0.12 kW (H&V), 1470' HAAT (BC Docket No. 80–76, File No. BPH–10736); and Arthur Ferraro and Jodi Crowfoot Ferraro d.b.a. Ferraro and Ferraro, Boulder City, Nevada, Req: 105.5 MHz, Channel 288, 0.12 kW (H&V), 1490' HAAT (BC Docket No. 80–77, File No. BPH–11010); applications for construction permit for a new FM station.

Adopted: February 12, 1980.

Released: February 27, 1980.

1. The Commission, by the Chief, Broadcast Bureau, acting pursuant to delegated authority, has under consideration the above-captioned mutually exclusive applications of Garrett, Andrews & Letizia, Inc. (GAL) and Arthur Ferraro and Jodi Crowfoot Ferraro d.b.a. Ferraro and Ferraro (Ferraro) for a new FM station.

2. Data submitted by the applicants indicate that there would be a significant difference in the size of the areas and populations which would receive service from the proposals. However, the area and population figures supplied by GAL appear to be in error. Since the coverage proposed by the two applicants is virtually identical, comparison of the service areas is not warranted.

3. Both applicants are qualified to construct and operate as proposed. However, since the proposals are mutually exclusive, they must be designated for hearing in a consolidated proceeding.

4. Accordingly, it is ordered, That, pursuant to Section 309(e) of the Communications Act of 1934, as amended, the applications are designated for hearing in a consolidated proceeding, at a time and place to be specified in a subsequent order, upon the following issues:

(1) To determine which of the proposals would, on a comparative basis, better serve the public interest.

(2) To determine, in the light of the evidence adduced pursuant to the foregoing issues, which of the applications should be granted.

5. It is further ordered, That Garrett, Andrews & Letizia, Inc. submit an amendment within 30 days of the release of this order correcting the apparent error in its computation of the area and population included within its proposed service area.

6. It is further ordered, That, to avail themselves of the opportunity to be heard, the applicants herein shall, pursuant to § 1.221(c) of the Commission's Rules, in person or by attorney, within 20 days of the mailing of this order, file with the Commission in triplicate a written appearance stating an intention to appear on the date fixed for the hearing and to present evidence on the issues specified in this order.

7. It is further ordered, That the applicants herein shall, pursuant to Section 311(a)(2) of the Communications Act of 1934, as amended, and § 73.3594 of the Commission's Rules, give notice of the hearing (either individually or, if feasible, jointly) within the time and in the manner prescribed in such Rule, and shall advise the Commission of the publication of such notice as required by § 73.3594(g) of the Rules.

Federal Communications Commission.

Richard J. Shiben,

Chief, Broadcast Bureau.

[FR Doc. 80-6862 Filed 3-4-80; 8:45 am]

BILLING CODE 6712-01-M

[FCC 80–92]

Interim Procedures for One-Way Signaling Service Applications at Frequencies 43.22 and 43.58 MHz

February 29, 1980.

On February 28, 1980, the Commission adopted an order concerning the acceptance and grant by the Mobile Services Division of applications requesting fequencies 43.22 and 43.58

MHz. That order sets forth that during the past several years, the Mobile Services Division has received a substantial number of complaints from the public because of interference to TV reception from base stations of communications common carriers operating on frequencies 43.22 and 43.58 MHz, and providing one-way signaling service to mobile receivers, pursuant to Section 22.501(d) of the Rules. This interference problem can occur even when the equipment is operating properly.

Attempts to alleviate the interference generally have been unsuccessful. In many cases, a band-stop filter at frequencies 43.22 and 43.58 MHz installed between the TV antenna lead and the TV set has not alleviated the problem. The physical mechanism by which the interference occurs is not understood completely. However, it is known that most TV sets effect intermediate frequencey (IF) amplification in a range including these two frequencies, and it appears that radiation from a one-way signaling station may penetrate the TV set cabinet, bypassing the antenna system to enter the IF amplifier directly. There it undergoes amplification, and eventually is observed as both audio and video interference. Thus no universal easy solution is known to exist.

Because of this interference, the Commission directed the Staff to prepare a *Notice of Proposed Rule Making* to consider whether to eliminate these frequency allocations until the interference problem is resolved. In addition, the Commission ordered that new applications for authorization of these frequencies will not be accepted from applicants not already licensed at these frequencies in the same general area. The Commission also ordered that applications by present licensees for additional transmitter locations at these frequencies will be granted only on a developmental basis, and that applications which have been on public notice as "accepted for filing" as of the date of the Bureau's order will be considered for a developmental grant, subject to the same standards that will govern the processing of applications for existing licensees.

The Commission stated that the terms of the developmental grant, pursuant to Section 22.404(a) of the Rules, will be for one year or less, and the grant shall be subject to cancellation without hearing by the Commission at any time, upon notice to the licensee. Developmental reports will be required under Section 22.406(a)(1), including, but not necessarily limited to, surveys of the TV viewing public within a few miles of the base station to ascertain whether their viewing is being impaired substantially by the 43 MHz one-way signal. Finally, the Commission stated that in the event of a developmental grant, the applicant for an additional 43.22 or 43.58 MHz channel will be required to agree to inform its potential customers of the possibility of cessation of its service if TV interference occurs.

Action by the Commission February 28, 1980. Commissioners Ferris (Chairman), Quello, Washburn, Fogarty, Brown and Jones.

Federal Communications Commission.

William J. Tricarico,

Secretary.

[FR Doc. 80-6861 Filed 3-5-80; 8:45 am]

BILLING CODE 6712-01-M

DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

Health Care Financing Administration

Medicare Program; Schedule of Target Reimbursement Rates for Institutions Furnishing Home Dialysis Supplies, Equipment, and Support Services

AGENCY: Health Care Financing Administration (HCFA), HEW.

ACTION: Final notice.

SUMMARY: This notice sets forth a schedule of rates for Medicare program reimbursement to approved providers and renal dialysis facilities for the cost of home dialysis supplies, equipment and support services furnished to self-care home dialysis patients under the direct supervision of the provider or facility. Regionally adjusted target reimbursement rates per treatment are established in this schedule for home hemodialysis and home peritoneal dialysis. This notice is necessary to implement section 1881(b)(6) of the Social Security Act, established by the End-Stage Renal Disease Program Amendments of 1978 (Pub. L. 95-292).

EFFECTIVE DATE: The schedule of rates is applicable to home dialysis services furnished on or after January 1, 1980, through December 31, 1980.

FOR FURTHER INFORMATION CONTACT: Robert Niemann, (301) 594-6635.

SUPPLEMNTARY INFORMATION:

Background

Section 1881(b)(6) of the Social Security Act, established by the End-Stage Renal Disease Program Amendments of 1978 (Pub. L. 95-292), requires HCFA to establish for each calendar year commencing with 1979, a target reimbursement rate, adjusted for regional variations, for the payment of the cost of dialysis services of patients dialyzing at home under the direct supervision of a provider or renal dialysis facility. It is an optional reimbursement method for providers and renal dialysis facilities that execute an agreement with HCFA to furnish all home dialysis medical supplies, equipment, and supportive services (including the service of qualified home dialysis aides) that are medically necessary to enable patients to dialyze in the home setting.

Section 1881(b)(6) further requires that the maximum target rate not exceed 70 percent of the national average payment, adjusted for regional variations and before application of the coinsurance requirement, for maintenance dialysis services furnished in approved providers and facilities during the preceding fiscal year. Also, any rate established under this section shall be used without recomputation throughout the calendar year for which it is established. Accordingly, there is no appeal available to a provider or renal dialysis facility if the actual costs for covered services exceed the target reimbursement rate payments. (See regulations at 42 CFR 405.440.)

Because of insufficient information regarding new services required under this optional method (e.g., the cost of providing home dialysis aides) the target reimbursement rate per treatment established for calendar year 1980 is the maximum rate permitted under the statute.

Calculation of Target Rates—1980

1. *Development of average maintenance dialysis payment data.* As indicated above, the 1980 target rates equal 70 percent of the national average payment before application of the coinsurance requirement, adjusted for regional variations, for maintenance dialysis services furnished in approved providers and facilities during the preceding fiscal year.

Output from the Renal Disease Program Cost Analysis System maintained by the Office of End-Stage Renal Disease, Office of Special Programs, HCFA is the basis for determining the target rates. Average maintenance dialysis payments for providers and nonprovider facilities for hemodialysis were developed from Facility Cost Report Profiles maintained by the Office of ESRD for each HEW regional area for the accounting periods ending in the calendar year 1978.

The Facility Cost Report Profile is a computerized summary of the average maintenance dialysis cost per treatment, broken down into the various

components of cost per treatment (i.e., supplies, salaries, etc.) for providers and nonprovider facilities on a regional and national basis. The costs and other statistical information (e.g., number of treatments) are derived from the renal dialysis facility cost and statistical questionnaire (form SSA–9734) which is submitted annually based on cost data from a provider's or facility's most recently completed fiscal year.

While reported costs are the basis for the program reimbursement received by providers, nonprovider facilities are reimbursed on a reasonable charge basis. Information developed by the Office of ESRD established that the average reasonable charge payment per dialysis was equivalent to the screen amount; therefore, in developing the average payments for nonprovider facilities, the Medicare payment screen of $150 per treatment (including routine lab services) less $12 for the physician's supervisory services during dialysis, or $138, was used as the average maintenance dialysis payment for nonprovider facilities in all regions.

In developing the average payments, we excluded the portion of the payment applicable to physicians' professional services and any other cost components not covered for home dialysis services under this method of reimbursement.

One of the requirements for providers or facilities electing this method of reimbursement is the provision of medically necessary dialysis equipment, including equipment maintenance and repair services. In fulfilling this requirement, the equipment could be provided in several ways.

For example, the provider or facility could own the equipment and arrange to furnish it to patients whose self-care home dialysis it is supervising. Or, the provider or facility could arrange for the purchase of the equipment for its home dialysis patients under the provision for 100 percent reimbursement for installation and maintenance of home dialysis equipment established under the End-State Renal Disease Program Amendments of 1978 and implemented under 42 CFR 405.438.

Accordingly, we computed two average payment amounts for hemodialysis. One amount includes an amount for equipment depreciation and equipment maintenance and repair services and is applicable only when the dialysis equipment furnished to the home patient is owned by the provider or facility. The other amount exludes such costs, and applies when dialysis equipment either already owned (or leased) by the home patient or being purchased new for the home patient is being procured under the provision for 100 percent reimbursement for installation and maintenance of equipment (42 CFR 405.438).

The average payment data developed by the Office of ESRD were used by the Office of Finacial and Actuarial Analysis, HCFA, for calculating the fiscal year 1979 average maintenance dialysis payments for providers and nonprovider facilities.

Since the ESDR reporting system could be used only to develop data for accounting periods ending in calendar year 1978, it was difficult to ascertain the precise base period involved. Therefore, in the absence of any other data, a calendar year 1978 base period was assumed.

A. *Providers.* The fiscal year 1979 average maintenance dialysis payments for providers were derived by increasing the average dialysis payments for the 1978 base period by a weighted increase factor adjusted for regional variations. These factors were derived as follows:

i. We calculated the full year national increase (1979 over 1978) for each of the three major components of the average payment (i.e., salaries, supplies, and overhead). Data were used as appropriate from the Bureau of Labor Statistics' "Employment and Earnings Series" as well as data from the Bureau of Labor Statistics' "Consumer Price Index-Urban Wage Earners and Clerical Workers-Revised."

ii. We multiplied the component increase factors by the corresponding national weights to produce a weighted full year national increase (1979 over 1978).

iii. We adjusted the weighted full year national increase for three fourths of the increase (compounded) to obtain the final adjusted weighted national increase factor.

iv. We multiplied this final national factor by regional adjustment factors to obtain the regional increase factors. The regional adjustment factors were derived from the ratios of regional "per capita" ESRD reimbursement to the national "per capita" ESRD reimbursement for the most recent years where data were available.

These regional increase factors were then multiplied by the appropriate 1978 base period values for providers to obtain the fiscal year 1979 average maintenance dialysis payment for providers by region.

B. Nonprovider facilities. In determining the fiscal year 1979 average dialysis payments for nonprovider facilities, we used the procedures described above for providers, except it was not necessary to apply the regional increase factors since the average payment rate to nonprovider facilities (i.e., Medicare payment screen) remained the same over the period in question for each region.

2. *Establishing target reimbursement rates for home hemodialysis.* The following procedure was used to establish the target reimbursement rates per treatment for each region for home hemodialysis for 1980:

A. We multiplied each regional fiscal year 1979 average dialysis payment for providers calculated in 1A above, by the corresponding number of treatments provided in the 1978 base period by providers only for each region.

B. We added to each value calculated in 2A above the appropriate fiscal year 1979 average dialysis payment rate for nonprovider facilities times the number of treatments provided in the 1978 base period for nonprovider facilities only for each region.

C. We divided each resulting value from 2B above by the total number of treatments provided in the 1978 base period by both providers and nonprovider facilities. The resulting values are the fiscal year 1979 average maintenance dialysis payments weighted between providers and nonprovider facilities by region.

D. The region average payments calculated in 2C above were then multiplied by 70 percent to derive the target reimbursement rates per treatment for 1980, which equal the maximum rates permitted under the statute.

3. *Schedule of target reimbursement rates for home hemodialysis.* Shown below is the schedule of regionally adjusted target reimbursement rates per treatment for home hemodialysis established for the calendar year 1980. Two sets of rates are shown. One set of rates includes an adjustment for costs of equipment depreciation and equipment maintenance and repair services and applies to patients using dialysis equipment owned by the provider or renal dialysis facility (but not under the provision for 100 percent reimbursement for installation and maintenance of equipment). The other set excludes such costs and applies to patients using dialysis equipment that is not owned by their supervising provider or renal dialysis facility or which is being procured under the provision for 100 percent reimbursement for installation and maintenance of equipment.

Schedule of Target Reimbursement Rates Per Treatment for Home Hemodialysis.—Calendar Year 1980

[Effective for Services Furnished on or after January 1, 1980 through December 31, 1980]

HEW Region	Including equip. costs*	Excluding equip. costs*
Boston—Connecticut, Maine, Massachusetts, New Hampshire, Rhode Island, Vermont	$105	$103
New York—New Jersey, New York, Puerto Rico, Virgin Islands	105	103
Philadelphia—Delaware, District of Columbia, Maryland, Pennsylvania, Virginia, West Virginia	97	95
Atlanta—Alabama, North Carolina, South Carolina, Florida, Georgia, Kentucky, Mississippi, Tennessee	96	94
Chicago—Illinois, Indiana, Michigan, Minnesota, Ohio, Wisconsin	112	110
Dallas—Arkansas, Louisiana, New Mexico, Oklahoma, Texas	98	96
Kansas City—Iowa, Kansas, Missouri, Nebraska	107	105
Denver—Colorado, Montana, North Dakota, South Dakota, Utah, Wyoming	100	98
San Francisco—American Samoa, Arizona, California, Guam, Hawaii, Nevada	118	115
Seattle—Alaska, Idaho, Oregon, Washington	108	106

*Costs for equipment depreciation and equipment maintenance and repair services.

4. *Establishing target reimbursement rates for home peritoneal dialysis.* In view of the limited data available on the cost of peritoneal dialysis, a separate target rate has not been computed for that mode of home dialysis. Rather, the hemodialysis rates above will also be used for reimbursing those providers and facilities whose home patients are on peritoneal dialysis. As more complete cost data for peritoneal dialysis become available, specific peritoneal target rates will be developed.

While home peritoneal dialysis is usually done in sessions of 10–12 hours duration, three times per week, it is sometimes done in fewer sessions of longer duration. Accordingly, reimbursement to the provider or facility for home patients on peritoneal dialysis will depend on the length of the dialysis session and the number of sessions furnished per week as described below.

A. *Peritoneal dialysis sessions of less than 20 hours duration.* If a home peritoneal patient dialyzes for under 20 hours a session, the provider or facility will be reimbursed routinely an amount per session, equal to the reimbursement for one home dialysis treatments, for up to three sessions per week.

B. *Peritoneal dialysis sessions of less than 30 hours, but 20 hours or more duration.* If a home peritoneal patient dialyzes for 20–29 hours a session, the provider or facility will be reimbursed routinely an amount per session, equal to the reimbursement for one and a half home dialysis treatment, for up to two sessions per week.

C. *Peritoneal dialysis sessions of 30 hours or more duration.* If a home peritoneal patient dialyzes for 30 hours or more per session, the provider or facility will be reimbursed routinely an amount per session, equal to the reimbursement for three home dialysis treatments, for one session per week.

5. *Reimbursement for dialysis exceeding usual weekly maintenance levels.* If dialysis beyond the usual weekly maintenance dialysis (i.e., generally not more than three times per week) is required because of special circumstances, the provider's or facility's claim for these extra services must be accompanied by a medical justification. Under these circumstances reimbursement for the additional home dialysis treatments may be made.

(Secs. 1102, 1814(b), 1833, 1861(v)(1), 1871 and 1881 of the Social Security Act 42 U.S.C. 1302, 1395(f), 1395, 1395(v)(1), 1395hh and 1395rr)

(Catalog of Federal Domestic Assistance Program No. 13.773 Medicare—Hospital Insurance and No. 13.774. Medicare—Supplementary Medical Insurance)

Approved: February 21, 1980.

Earl M. Collier, Jr.,

Acting Administrator.

[FR Doc. 80-6839 Filed 3-4-80; 8:45 am]

BILLING CODE 4110-35-M

Health Services Administration

National Advisory Council on Migrant Health; Meeting

In accordance with section 10(a)(2) of the Federal Advisory Committee Act (Pub. L. 92–463), announcement is made of the following National Advisory body scheduled to meet during the month of April 1980:

Name: National Advisory Council on Migrant Health.
Date and Time: April 14–17, 1980, 9:00 a.m.
Place: Conference Room G, Parklawn Building, 5600 Fishers Lane, Rockville, Maryland 20857.
Open for entire meeting.

Purpose. The Committee is charged with advising, consulting with, and making recommendations to the Secretary and the Administrator, Health Services Administration, concerning the organization, operation, selection, and funding of Migrant Health Centers and other entities under grants and contracts under section 329 of the Public Health Service Act.

Agenda. Agenda items include: (1) Review of the Council's program and interagency recommendations made from the October 1979 meeting; (2) Report on the trends of agriculture and agricultural employment; (3) Presentations from Migrant Health and General Health Group Panels relating their program responsibilities toward migrants; and (4) Presentations from other Agency programs on topics relative to housing-sanitation and environment, transportation, and education and training.

The meeting is open to the public for observation and participation. Anyone wishing to participate, obtain a roster of members, or other relevant information, should write to or contact MR. JAIME L. MANZANO, Bureau of Community Health Services, Health Services Administration, Room 7A–55, Parklawn Building, 5600 Fishers Lane, Rockville, Maryland 20857, telephone (301) 443–1153.

Agenda items are subject to change as priorities dictate.

Dated: February 27, 1980.

William H. Aspden, Jr.,

Associate Administrator for Management.

[FR Doc. 80—6837 Filed 3-4-80; 8:45 am]

BILLING CODE 4110-84-M

Office of the Secretary

Secretary's Advisory Committee on the Rights and Responsibilities of Women; Meeting

The Secretary's Advisory Committee on the Rights and Responsibilities of Women, which is established to provide advice to the Secretary of Health, Education, and Welfare on the impact of the policies, programs, and activities of the Department on the status of women, will hold its Health Task Force meeting on Friday, March 21, 1980, from 9:30 a.m. to 5:00 p.m. The meeting will be held in Room 423–425A Humphrey Building, 200 Independence Avenue, S.W., Washington, D.C. 20201. The agenda will include a discussion of issues including reproductive technology, national health insurance, and adolescent pregnancy.

Further information on the Committee may be obtained from: Cheryl Yamamoto, Executive Secretary, telephone 202/245–8454. This meeting is open to the public.

Dated: February 28, 1980.

Cheryl Yamamoto,

Executive Secretary, Secretary's Advisory Committee on the Rights and Responsibilities of Women.

[FR Doc. 80-6843 Filed 3-4-80; 8:45 am]

BILLING CODE OS 4110-12-M

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

[INT-DEIS 80-7]

Environmental Impact Statement and Wilderness Hearing for Proposed Great Rift Wilderness Area, Big Desert and Monument Planning Units, Idaho

AGENCY: Bureau of Land Management, Interior.

ACTION: Notice of availability of draft environmental impact statement and notice of wilderness public hearing.

SUMMARY: Pursuant to section 102(2)(C) of the National Environmental Policy Act of 1969, the Bureau of Land Management (BLM) has prepared a draft environmental impact statement for the proposed Great Rift Wilderness Area located within the Big Desert and Monument Planning Units of the Idaho Falls District in southeastern Idaho. Written comments are invited and should be received by April 14, 1980, at the Idaho Falls District Office, Bureau of Land Management, 940 Lincoln Road, Idaho Falls, Idaho 83401.

Notice is also given that public hearings will be held at:

Minidoka County High School Auditorium, Route #2, Rupert, Idaho, March 25, 1980, at 7 p.m., MST, and

Council Chambers, City Electrical Building, 140 South Capital, Idaho Falls, Idaho, March 26, 1980, at 7 p.m., MST.

Dates: March 25, 1980—Public hearing; March 26, 1980—Public hearing; April 14, 1980—EIS comments.

Address: Copies of the draft environmental impact statement are available for inspection at the following locations:

Idaho Falls District Officer, Bureau of Land Management, 940 Lincoln Road, Idaho Falls, Idaho 83401, Telephone: (208) 529–1020.

Idaho State Office, Bureau of Land Management, Federal Building, 500 W. Fort Street, Boise, Idaho 83724, Telephone: (208) 384–1770.

Public Affairs, Bureau of Land Management, Interior Building, 18th and C Streets, NW., Washington, D.C. 20240.

Written statements regarding the proposal should be mailed to:

Idaho Falls District Office, Bureau of Land Management, 940 Lincoln Road, Idaho Falls, Idaho 83401.

FOR FURTHER INFORMATION CONTACT:
O'Dell A. Frandsen, Idaho Falls District Manager, (208) 522–7460.

SUPPLEMENTARY INFORMATION: The BLM recommends that the Proposed Great Rift Wilderness Area be designated as part of the National Wilderness Preservation System. The proposed boundary includes 341,000 acres; 18,550 acres of which are State land. Alternatives to the proposed action include:

—Wilderness Study Area Alternative—designate an additional 33,400 acres of public lands as wilderness.

—No Action Alternative—continue the administration of the Grassland Kipuka as a natural area and continue managing the Craters of the Moon and Wapi lava flows for multiple use.

A limited number of single copies may be obtained from the Idaho State Director, and the Idaho Falls District Manager, Bureau of Land Management, at the above addresses.

The public hearings will be conducted by an Administrative Law Judge. Individuals wishing to testify may do so by appearing at a hearing place as previously specified. Persons wishing to give testimony will be limited to 10 minutes, with written submissions invited. Prior to giving testimony at public hearings, individuals or spokesmen are requested to complete a hearing registration form. Registration forms may be obtained by contacting the Idaho Falls District Manager at the above address.

Dated: February 29, 1980.

Arnold E. Petty,

Acting Director, Bureau of Land Management.

[FR Doc. 80-6842 Filed 3-4-80; 8:45 am]

BILLING CODE 4310-84-M

[NM 40115]

New Mexico; Application

February 25, 1980.

Notice is hereby given that, pursuant to Section 28 of the Mineral Leasing Act of 1920 (30 U.S.C. 185), as amended by the Act of November 16, 1973 (87 Stat. 576), Northwest Pipeline Corporation has applied for one 20-inch pipeline right-of-way across the following lands:

New Mexico Principal Meridian, New Mexico

T. 27 N., R. 4 W.,
sec. 6, lot 6, E½SW¼ and SW¼SE¼;
sec. 7, N½NE¼;
sec. 8, S½NE¼, N½NW¼ and SE¼NW¼;
sec. 9, SW¼NW¼ and N½S½;
sec. 10, W½SW¼ and SE¼SW¼;
sec. 14, W½SW¼;
sec. 15, W½NE¼, SE¼NE¼ and NE¼SE¼;
sec. 23, SW¼NE¼, N½NW¼, SE¼NW¼, W½SE¼ and SE¼SE¼;
sec. 25, SW¼NW¼, W½SW¼ and SE¼SW¼;
sec. 26, E½NE¼;
sec. 36, W½NE¼, SE¼NE¼, NE¼NW¼, E½SE¼ and NW¼SE¼.
T. 27 N., R. 5 W.,
sec. 1, lots 3, 4, S½NE¼, SE¼NW¼ and NE¼SE¼.
T. 28 N., R. 5 W.,
sec. 8, lots 1, 2, S½SE¼;
sec. 17, NE¼NE¼;
sec. 21, N½NE¼, SE¼NE¼ and NE¼SE¼;
sec. 22, W½SW¼;
sec. 27, W½SE¼ and SE¼SE¼;
sec. 34, NE¼NE¼;
sec. 35, lots 1 and 2.
T. 29 N., R. 5 W.,
sec. 30, SW¼NW¼.
T. 29 N., R. 6 W.,
sec. 11, E½SW¼ and SW¼SE¼;
sec. 14, NW¼NE¼ and NE¼SE¼;
sec. 24, lot 4, SW¼NE¼, E½NW¼ and W½SE¼;
sec. 25, lot 1.
T. 30 N., R. 6 W.,
sec. 17, N½NW¼, SE¼NW¼ and E½SW¼;
sec. 20, NE¼NW¼;
sec. 29, SE¼NE¼.

This pipeline will convey natural gas across 16.458 miles of public lands in Rio Arriba County, New Mexico.

The purpose of this notice is to inform the public that the Bureau will be proceeding with consideration of whether the application should be approved, and if so, under what terms and conditions.

Interested persons desiring to express their views should promptly send their name and address to the District Manager, Bureau of Land Management, P.O. Box 6770, Albuquerque, New Mexico 87107.

Stella V. Gonzales,

Chief, Lands Section.

[FR Doc. 80-6827 Filed 3-4-80; 8:45 am]

BILLING CODE 4310-84-M

[Colorado 27444-g]

Northwest Pipeline Corp.; Pipeline Application

February 25, 1980.

Notice is hereby given that, pursuant to Section 28 to the Mineral Leasing Act of 1920 (41 Stat. 449), as amended (30 U.S.C. 185), Northwest Pipeline Corporation, P.O. Box 1526, Salt Lake City, Utah 84110, has applied for a right-of-way for a 4½ inch o.d. natural gas pipeline, approximately 0.755 miles long, across the following public lands in Garfield County:

Sixth Principal Meridan, Colorado

T. 7 S., R. 105 W.,
Sec. 25: Lot 4, S½SE¼
Sec. 36: NE¼NE¼

The proposed lateral pipeline will enable the applicant to convey natural gas from the Palmer Oil Federal wells #25–15 and #36–1 to their main gathering lines.

The purposes of this notice are: to inform the public that the Bureau of Land Management will be proceeding with the preparation of environmental and other analyses necessary for determining whether the application should be approved and, if so, under what terms and conditions; to allow interested parties to comment on the application, and to allow any persons asserting a claim to the lands or having bona fide objections to the proposed natural gas pipeline right-of-way to file their objections in this office. Any person asseting a claim to the lands or having bona fide objections must include evidence that a copy thereof has been served on the applicant.

Any comment, claim, or objection must be filed with the Team Leader, Canon City-Grand Junction, Branch of Adjudication, Bureau of Land Management, Colorado State Office, Room 700, Colorado State Bank Building, 1600 Broadway, Denver, CO 80202, as promptly as possible after publication of this notice.

Rodney A. Roberts,

Leader, Canon City-Grand Junction Team, Branch of Adjudication.

[FR Doc. 80-6811 Filed 3-4-80; 8:45 am]

BILLING CODE 4310-84-M

INTERNATIONAL CONVENTION ADVISORY COMMISSION

Meeting

Notice is hereby given in accordance with section 10(a)(2) of the Federal Advisory Committee Act, 5 U.S.C. Appendix I, that a meeting of the International Convention Advisory Commission will be held on Wednesday, March 19, 1980, at 9:00 a.m. at the Council on Environmental Quality, 722 Jackson Place, N.W., Washington, D.C. 20006.

The Commission will consider goals and objectives that it should undertake, procedures for interaction with the Department of the Interior, applications for international trade in species protected by the Convention on International Trade in Endangered Species of Wild Fauna and Flora, and other business.

For further information contact Dr. William Y. Brown, Acting Executive Secretary, International Convention Advisory Commission, Room 3348, 18th & C Streets, N.W., Washington, D.C. 20240, telephone 202-343-7407. Opportunity will be given for oral or written presentations provided that appointments are made with Dr. Brown by 5:00 p.m., March 14, 1980.

Dated: February 28, 1980.

Jane Yarn,

Chairman, International Convention Advisory Commission.

[FR Doc. 80-6796 Filed 3-4-80; 8:45 am]

BILLING CODE 4310-55-M

INTERSTATE COMMERCE COMMISSION

[Ex Parte No. 311]

Expedited Procedures for Recovery of Fuel Costs

Decided: February 26, 1980.

In our decisions of February 12 and 20, 1980, a 12.5 percent surcharge was authorized on all owner-operator traffic, and on all truckload traffic whether or not owner-operators were employed. We ordered that all owner-operators were to receive compensation at this level.

The weekly figures set forth in the appendix for transportation performed by owner-operators and for truckload traffic is 13.0 percent. Accordingly, we are authorizing a 13.0-percent surcharge for this traffic. All owner-operators are to receive compensation at the 13.0-percent level. No change will be made in the existing authorization of a 2.2-percent surcharge on less-than-truckload (LTL) traffic performed by carriers not utilizing owner-operators, nor the 4.8-percent surcharge for the bus carriers.

By petition filed January 28, 1980, United Parcel Service, Inc. (UPS) seeks to have the provisions of Special Permission No. 79-2800 amended to the extent necessary to include UPS in the one day notice procedures.

In our decision of June 26, 1979, the Commission determined that UPS was not entitled to use the special one-day notice procedures of Special Permission No. 79-2800. The Commission stated in that decision that a review of UPS' annual report for 1978 indicated that UPS' percentage of fuel costs to revenue when moving LTL traffic was almost half the 7.5 percent figure originally used to develop the surcharge for ITL traffic in the weekly fuel survey. Accordingly, the Commission concluded that granting UPS the original 2.7 percent LTL surcharge given to motor carriers and bus carriers generally would have resulted in an unjustified windfall. UPS was instructed to use the 10-day notice procedure of Special Permission No. 79-2620, if it wished to file for an X-311 increase.

UPS has shown that the fuel surcharge procedure authorized in Special Permission No. 79-2620 requires almost 60 days between the time the fuel expense increase is experienced and the time that revenue relief is obtained through an increase in the fuel surcharge. UPS requests that it now be given the same one-day procedural relief as all other motor carriers, so that it may quickly recoup its rising fuel expenses. The National Small Shipments Traffic Conference, Inc., and the Drug and Toilet Preparation Conference, Inc. filed a joint reply in objection to UPS' request on February 12, 1980. However, in a supplemental reply filed February 19, 1980, replicants withdrew their earlier objection to including UPS in the weekly surcharge procedure.

We find that UPS should now be permitted to file for fuel surcharges on package and poundage rates and charges under the one-day notice procedures of Special Permission No. 79-2800. Our review indicates that UPS has provided data which adequately supports its 3.3-percent relationship of fuel expense to total revenue. UPS has also submitted data which indicates that its aggregate percent increase in fuel expense per gallon from January 1, 1979, through December 1979 amounts to approximately 81 percent of the increase in the Commission's fuel price index.

Accordingly, we amend Special Permission No. 79-2800 to authorize for no greater than the surcharge amount indicated in the new column 4 of the attached appendix. As shown in the appendix, the surcharge developed is derived by multiplying the percentage increase in fuel cost by 81 percent, and then multiplying that figure by 3.3 percent. The developed surcharge is then reduced by 0.8 percent to reflect fuel-related increases already included in UPS' rates. Based on this week's index the applicable surcharge would be 1.3 percent.

Notice shall be given to the general public by mailing a copy of this decision to the Governor of each State and the Public Utilities Commissions or Boards of each State having jurisdiction over transportation, by depositing a copy in the Office of the Secretary, Interstate Commerce Commission, Washington, D.C., for public inspection, and by delivering a copy to the Director, Office of the **Federal Register** for publication therein.

It is ordered: Special Permission No. 79-2800 is amended as follows:

Add new paragraph 2c which states:

"The relief in paragraph 1 is also applicable to United Parcel Service for package and poundage rates and charges. For purposes of this Special Permission, UPS must use a figure no greater than the percentage surcharge figure as stated in the appropriate column in the Commission's weekly fuel index or as otherwise ordered."

This decision shall become effective Friday, 12.01 a.m., February 29, 1980.

By the Commission, Chairman Gaskins, Vice Chairman Gresham, Commissioners Stafford, Clapp, Trantum, and Alexis. Commissioner Stafford absent and not participating.

Agatha L. Mergenovich,

Secretary.

Appendix.—*Fuel Surcharge*

Base Date and Price per Gallon (Including Tax)	
Jan. 1,1979	63.5¢
Date of Current Price Measurement and Price per Gallon (Including Tax)	
Feb. 25, 1980	112.3

Appendix.—*Fuel Surcharge*—Continued

Average Percent: Fuel Expenses (Including Taxes) of Total Revenue			
(1)	(2)	(3)	(4)
From transportation performed by owner-operators. (Apply to All Truckload Rated Traffic).	Other.	Bus carriers... (Including Less-Than-Truckload Traffic)	UPS
16.9%	2.9%	6.3%	3.3%
Percent Surcharge Developed			
13.0%	2.2%	4.8%	2.1% [1]
Percent Surcharge Allowed			
13.0%	2.2%	4.8%	1.9% [2]

[1] The percentage surcharge developed for UPS is calculated by applying 61 percent of the percentage increase in the current price per gallon over the base price per gallon to the UPS average percent of fuel expense to revenue figure as of January 1, 1979 (3.3 percent).

[2] The developed surcharge figure is reduced 0.8 percent to reflect fuel-related increases already included in UPS rates.

[FR Doc 80-6791 Filed 3-4-80; 8:45 am]

BILLING CODE 7035-01-M

[Volume No. 2]

Petitions, Applications, Finance Matters (Including Temporary Authorities), Alternate Route Deviations, Intrastate Applications, Gateways, and Pack and Crate

Dated: February 22, 1980.

Petitions for Modification, Interpretation or Reinstatement of Motor Carrier Operating Rights Authority

The following petitions seek modification or interpretation of existing motor carrier operating rights authority, or reinstatement of terminated motor carrier operating rights authority.

All pleadings and documents must clearly specify the suffix numbers (e.g., M1 F, M2 F) where the docket is so identified in this notice.

The following petitions, filed on or after March 1, 1979, are governed by Special Rule 247 of the Commission's General Rules of Practice (49 CFR 1100.247). These rules provide, among other things, that a *petition to intervene either with or without leave* must be filed with the Commission within 30 days after the date of publication in the **Federal Register** with a copy being furnished the applicant. Protests to these applications will be *rejected.*

A petition for intervention without leave must comply with Rule 247(k) which requires petitioner to demonstrate that if (1) holds operating authority permitting performance of any of the service which the applicant seeks authority to perform, (2) has the necessary equipment and facilities for performing that service, and (3) has performed service within the scope of the application either (a) for those supporting the application, or, (b) where the service is not limited to the facilities of particular shippers, from and to, or between, any of the involved points.

Persons unable to intervene under Rule 247(k) may file a petition for leave to intervene under Rule 247(l). In deciding whether to grant leave to intervene, the Commission considers, among other things, whether petitioner has (a) solicited the traffic or business of those persons supporting the application, or, (b) where the identity of those supporting the application is not included in the published application notice, has solicited traffic or business identical to any part of that sought by applicant within the affected marketplace. Another factor considered is the effects of any decision on peititioner's interests.

Samples of petitions and the text and explanation of the intervention rules can be found at 43 FR 50908, as modified at 43 FR 60277.

Petitions not in reasonable compliance with these rules may be rejected. Note that Rule 247(e), where not inconsistent with the intervention rules, still applies. Especially refer to Rule 247(e) for requirements as to supplying a copy of conflicting authority, serving the petition on applicant's representative, and oral hearing requests.

MC 25798 (Sub-M1F), (Notice of filing of petition to remove restriction), filed December 13, 1979. Petitioner: CLAY HYDER TRUCKING LINES, INC., 502 Bridgers Ave., E, P.O. Box 1186, Auburndale, FL 33823. Representative: Edward E. Fessenden, Jr., P.O. Drawer J, Lakeland, FL 33802. Petitioner holds a motor *common carrier* Certificate in MC 25798 Sub 174 issued January 28, 1969, authorizing transportation, as pertinent, over irregular routes, of *canned goods* in mixed loads with frozen foods or agricultural commodities as defined in section 203(b)(6) of the Act, as amended; and *frozen foods* in mixed loads with canned goods or agricultural commodities as defined in Section 203(b)(6) of the Act, as amended, from points in CA, to points in AL, AR, FL, GA, IA, KS, KY, LA, MN, MS, MO, NE, ND, OK, SD, TN, and WI. By the instant petition, petitioner seeks to remove the mixed load restriction from the above commodity description so that it reads *"canned goods and frozen foods,* and *agricultural commodities* as defined in section 203(b)(6) of the Act, as amended, when transported in the same vehicle with canned goods or frozen foods".

MC 113678 (Sub-175 M1F), and E-14 (M1F), (Notice of filing of petition to modify certificate and gateway elimination permission), filed September 7, 1979. Petitioner: CURTIS, INC., 4810 Pontiac St., Commerce City, CO 80022. Representative: Roger M. Shaner (same address as applicant). Petitioner holds (1) a motor *common carrier* Certificate in MC-113678 Sub 175 issued October 5, 1966, authorizing transportation over irregular routes, of *frozen meats,* from the storage facilities utilized by Armour and Company at or near Worthington and Mankato, MN, to points in CO, NE, and WY, restricted to shipments originating at said storage facilities at or near Worthington and Mankato, MN; and (2) a gateway elimination permission in MC-113678 (Sub E-14) published in the **Federal Register** issue of October 8, 1974, as corrected, which authorized transportation as a *common carrier* over irregular routes, of *frozen meats,* from the storage facilities utilized by Armour and Company, at or near Worthington and Mankato, MN, (a) to points in AZ, CA, NV, and NM. The purpose of this filing is to eliminate the gateway of Denver, CO; (b) to El Paso, TX. The purpose of this filing is to eliminate the gateway of Greeley, CO; and (c) to points in WA, OR, and ID. The purpose of this filing is to eliminate the gateway of Hall County, NE. Restriction: The service authorized in (2) above is restricted to shipments originating at said storage facilities at or near Worthington and Mankato, MN. By the instant petition, petitioner seeks (A) to modify the commodity description in (1) and (2) above to read "meats"; and (B) to delete the word "storage" from the origin facilities in (1) and (2) above.

MC 116092 (Sub-5 M1F), (notice of filing of petition to modify certificate), filed August 16, 1979. Petitioner: E. J. PERSONS TRANSPORT LTD., Cowansville, Province of Quebec, Canada. Representative: Robert B. Pepper, Forrest Building, 168 Woodbridge Ave., Highland Park, NJ 08904. Petitioner holds a motor *common carrier* Certificate in MC-116092 Sub 5 issued April 20, 1976, to transport in interstate or foreign commerce, over irregular routes, *lumber,* between ports of entry on the International Boundary line between the United States and Canada, located at or near Champlain and Ogdensburg, NY and Norton Mills, Derby Line, and Richford and Highgate Springs, VT, on the one hand, and, on the other, points in ME, NH, VT, MA, RI, CT, NY, NJ, and PA. Restriction: The service authorized herein is restricted against transportation of shipments originating at points in ME. By the intstant petition, petitioner seeks to modify the authority as follows: Addition of North Troy, VT as a port of entry, and adding *building materials* to the commodity description.

MC 133288 (M1F) and (Sub-4 M1F), (notice of filing of petition to modify

certificates), filed September 4, 1979. Petitioner: HARTLEY TRUCKING COMPANY, INC., Box 398, Ravenswood, WV 26164. Representative: John M. Friedman, 2930 Putnam Ave., Hurrican, WV 25526. Petitioner holds motor *common carrier* Certificates in (1) No. MC–133288 issued September 9, 1969, authorizing transportation over irregular routes, of *general commodities* except commodities of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment, from the plant site of the Kaiser Aluminum & Chemical Corporation at or near Ravenswood, WV to the Wood County Airport, at or near Parkersburg, WV, and the Kanawha County Airport, at or near Charleston, WV, restricted (a) to the transportation of shipments having an immediately subsequent movement by air, (b) such operation shall be conducted separately from carrier's other business activities, and (c) separate accounts and records shall be maintained; and in (2) No. MC–133288 Sub 4 issued January 25, 1978, authorizing transportation over irregular routes, of *general commodities* (except those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment), (a) from the warehouse facilities of Hartley Oil Company, Inc., located at Ravenswood, WV, to points in KY, OH, and WV, and restriction: the authority granted in the route description next-above is restricted to the transportation of traffic having a prior movement by rail or motor carrier, and (b) from points in KY, OH, and WV, to the warehouse facilities of Hartley Oil Company, Inc., located at Ravenswood, WV, restricted in (b) above to the transportation of traffic having a subsequent movement by rail or motor carrier. By the instant petition petitioner seeks to modify the territorial description on part (1) above to read as a non-radial movement in lieu of a one-way movement, and to modify part (2) above by deleting the plant site restriction from the origin in (a), and from the destination in (b).

MC 135732 (Sub-1 M1F), (notice of filing of petition to modify certificate), filed July 9, 1979. Petitioner: AUBREY FREIGHT LINES, INC., P.O. Box 503, Elizabeth, NJ 07207. Representative: George A. Olsen, P.O. Box 357, Gladstone, NJ 07934. Petitioner holds a motor *common carrier* Certificate in MC–135732 Sub 1, issued November 19, 1976, to transport in interstate or foreign commerce, over irregular routes *meat, meat products and meat byproducts and articles distributed by meat-packing houses,* as described in sections A and C of Appendix I to the report in *Descriptions in Motor Carrier Certificates,* 61 M.C.C. 209 and 766, and *equipment, materials and supplies* used in the conduct of such business (except hides, and commodities in bulk), from the facilities of Patrick Cudahy, Incorporated, at Milwaukee, WI, to points in PA, NY, NJ, ME, MA, VT, NH, CT, RI, DE, MD, VA, WV, and DC, with no transportation for compensation on return except as otherwise authorized. By the instant petition, petitioner seeks to modify the authority above by adding Dubuque Packing Co. as an additional shipper at Milwaukee, WI.

MC 138427 (M1F), (notice of filing of petition to modify a certificate), filed August 31, 1979. Petitioner: JACK WHITLOCK'S, INC., 1301 Little Ave., Columbus, OH 43215. Representative: Jack D. Whitlock (Same address as applicant). Petitioner holds a motor *common carrier* certificate in MC–138427, issued May 1, 1974, authorizing transportation, by motor vehicle, in interstate or foreign commerce, over irregular routes, of *disabled motor vehicles and replacement vehicles,* by use of wrecker equipment only, between Columbus, OH, on the one hand, and, on the other, points in AL, CT, DE, FL, GA, IL, IN, KY, ME, MD, MA, MI, MS, MO, NH, NJ, NY, NC, OH, PA, RI, SC, TN, VT, VA, WV, WI, and DC. By the instant petition, petitioner seeks to modify the certificate by deleting the following restriction: "by use of wrecker equipment only".

MC 141033 (Sub-4 M1F), (notice of filing of petition to modify certificate), filed July 26, 1979. Petitioner: CONTINENTAL CONTRACT CARRIER CORPORATION, 15045 E. Salt Lake Avenue, P.O. Box 1257, City of Industry, CA 91749. Representative: Richard A. Peterson, 521 South 14th Street, Suite 500, P.O. Box 81849, Lincoln, NE 68501. Petitioner holds a motor *common carrier* Certificate in MC 141033 Sub-4 issued August 20, 1979, to transport in interstate or foreign commerce, over irregular routes, in (IV)(A)(1) *buffing, polishing, cleaning, scouring and washing compounds, solvents, starch, bleach, lubricating oil, carbon, gum, and sludge removing compounds, disinfectants, softeners and sizing, janitorial supplies and equipment, and advertising materials and displays* moving with the foregoing commodities, from the facilities of Texize Chemicals Division of Morton-Norwich Products, Inc., at Greenville and Mauldin, Palestine, TX, Piscataway, NJ, and Kankakee, IL, to points in the United States (except AK and HI), and (2) Returned shipments of the commodities in (1) above and materials, supplies, and equipment used in the manufacture or distribution of the commodities in (1) above, from points in the United States (except AK and HI), to the facilities of Texize Chemicals Division of Morton-Norwich Products, Inc., at Greenville and Mauldin, SC, Palestine, TX, Piscataway, NJ, and Kankakee, IL. By this instant petition, petitioner seeks to modify the authority by adding *insecticides and pesticides* to commodity description and to have the origin territory modified by authorizing service from the facilities of Diamond Shamrock Corp. at Clarskville, NJ.

MC 141033 (Sub-4 M2F), (notice of filing of petition to modify certificate), filed August 7, 1979. Petitioner: CONTINENTAL CONTRACT CARRIER CORPORATION, 15045 E. Salt Lake Avenue, P.O. Box 1257, City of Industry, CA 91749. Representative: Richard A. Peterson, 521 South 14th Street, Suite 500, P.O. Box 81849, Lincoln, NE 68501. Petitioner holds a motor *common carrier* Certificate in MC 141033 Sub-4 reissued August 20, 1979, to transport in interstate or foreign commerce, over irregular routes, (I)(G) *furnaces,* from Blackville, SC to the facilities of Carrier Air Conditioning Group, Carrier Corporation at Collierville, TN and City of Industry, CA. By this instant petition, petitioner seeks to add the distination city of Memphis, TN, authorizing service to the facilities of Carrier Air Conditioning Group, Carrier Corporation at Memphis, TN.

MC 141532 (M1), (notice of filing of petition to modify certificate), filed August 1, 1979. Petitioner: PACIFIC STATES TRANSPORT, INC., 3328 East Valley Road, Renton, WA 98055. Petitioner: Henry C. Winters, 525 Evergreen Building, Renton, WA 98055. Petitioner holds a motor *common carrier* certificate in MC-14132, issued October 3, 1977, to transport in interstate or foreign commerce, over irregular routes, *iron and steel articles and aluminum and aluminum products, lumber and lumber mill products, paneling, particleboard, and composition board,* used in the manufacture of mobile homes, motor homes and campers, between points in CA, on the one hand, and, on the other, points in OR and WA. By the instant petition, petitioner seeks to modify the authority as follows: remove the restriction "used in the manufacture of mobile homes, motor homes and campers".

MC 144122 (Sub-8F M1F) (Notice of filing of petition to modify certificate), filed August 10, 1979. Petitioner: CARRETTA TRUCKING, INC., 160 South, Route 17, Paramus, NJ 07652. Representative: Charles J. Williams, 1815 Front Street, Scotch Plains, NJ 07076. Petition holds a motor *common carrier* Certificate in MC–144122 Sub 8F issued July 11, 1979, to transport in interstate or foreign commerce, over irregular routes *scrap plastic, plastic flakes, plastic powder, plastic granules, and plastic pellets* (except commodities in bulk), (1) between Allentown, PA, on the one hand, and, on the other, points in LA and TX, and (2) from points in LA and TX to points in IL, IN, MI, OH, PA (except Allentown), NY, NJ, VA, DE, CT, RI, and MA, restricted in (1) above to the transportation of shipments originating at or destined to the facilities of George Woloch, Inc., at Allentown, PA, and restricted in (2) above against the transportation of shipments from Baton Rouge, LA, and Houston, TX, and points in their commercial zones to points in IL, IN, and OH. By the instant petition, petitioner seeks to modify the authority as follows: addition of *chemicals* to the commodity description.

Republications of Grants of Operating Rights Authority Prior to Certification

The following grants of operating rights authorities are republished by order of the Commission to indicate a broadened grant of authority over that previously noticed in the **Federal Register.** An original and one copy of a petition for leave to intervene in the proceeding must be filed with the Commission on or before April 4, 1980. Such pleading shall comply with Special Rule 247(e) of the Commission's *General Rules of Practice* (49 CFR 1100.247) addressing specifically the issue(s) indicated as the purpose for republication, and including copies of intervenor's conflicting authorities and a concise statement of intervenor's interest in the proceeding setting forth in detail the precise manner in which it has been prejudiced by lack of notice of the authority granted. A copy of the pleading shall be served concurrently upon the carrier's representative, or carrier if no representative is named.

MC 138553 (Sub-No. 4F) (republication), filed January 29, 1979, published in the FR issue of April 17, 1979, and republished, this issue. Applicant: M & N GRAIN COMPANY, a Missouri corporation, Box P, Business 71 South, Nevada, MO 64772. Representative: Donald J. Quinn, Suite 900, 1012 Baltimore, Kansas City, MO 64105. A Decision of the Commission, *Review Board No. 3,* decided January 22, 1980, and served February 13, 1980, finds that the present and future public convenience and necessity require operations by applicant in interstate or foreign commerce, over irregular routes, as a *common carrier,* by motor vehicle, transporting *hides,* (1) from Los Angeles, CA, Macon, GA, Hampshire, IL, Springfield, MO, Newark, NJ, Philadelphia, PA, Bellingham and Seattle, WA, and Milwaukee and Muskego, WI, to Laredo, TX, (2) from Springfield, MO, North Platte and Omaha, NE, Lubbock, TX, and Muskego, WI, to Los Angeles, CA, and (3) from North Platte, NE, to Oakland and San Francisco, CA; that applicant is fit, willing, and able properly to perform the granted service and to conform to the requirements of Title 49, Subtitle IV, U.S. Code, and the Commission's regulations. The purpose of this republication is to include "Muskego, WI," incorrectly deleted as an origin point in part (1) and "Omaha, NE," incorrectly deleted as an origin point in part (2).

Office of Proceedings Permanent Authority Decisions; Decision-Notice

Decided: February 14, 1980.

The following broker, freight forwarder or water carrier applications are governed by Special Rule 247 of the Commission's *Rules of Practice* (49 CFR 1100.247). These rules provide, among other things, that a protest to the granting of an application must be filed with the Commission within 30 days after the date notice of the application is published in the **Federal Register.** Failure to file a protest within 30 days will be considered as a waiver of opposition to the application. A protest under these rules shall comply with Rule 247(e)(3) of the Rules of Practice which requires that it set forth specifically the grounds upon which it is made, contain a detailed statement of protestant's interest in the proceeding, as specifically noted below), and specify with particularity the facts, matters, and things relied upon. The protest shall not include issues or allegations phased generally. A protestant shall include a copy of the specific portion of its authority which it believes to be in conflict with that sought in the application, and describe in detail the method—whether by joinder, interline, or other means—by which protestant would use this authority to provide all or part of the service proposed. Protests not in reasonable compliance with the requirements of the rules may be rejected. The original and one copy of the protest shall be filed with the Commission. A copy shall be served concurrently upon applicant's representative, or upon applicant if no representative is named. If the protest includes a request for oral hearing, the request shall meet the requirements of section 247(e)(4) of the special rules and shall include the certification required in that section. Section 247(f) provides, in part, that an applicant which does not intend timely to prosecute its application shall promptly request that it be dismissed, and that failure to prosecute an application under the procedures of the Commission will result in its dismissal.

Further processing steps will be by Commission notice, decision, or letter which will be served on each party of record. *Broadening amendments will not be accepted after the date of this publication.* Any authority granted may reflect administratively acceptable restrictive amendments to the service proposed below. Some of the applications may have been modified to conform to the Commission's policy of simplifying grants of operating authority.

Findings: With the exceptions of those applications involving duly noted problems (e.g., unresolved common control, unresolved fitness questions, and jurisdictional problems) we find, preliminarily, that each applicant has demonstrated that its proposed service is either (a) required by the public convenience and necessity, or (b) will be consistent with the public interest and the transportation policy of 49 U.S.C. 10101. Each applicant is fit, willing, and able properly to perform the service proposed and to conform to the requirements of Title 49, Subtitle IV, United States Code, and the Commission's regulations. Except where specifically noted, this decision is neither a major Federal action significantly affecting the quality of the human environment nor a major regulatory action under the Energy Policy and Conservation Act of 1975. In the absence of legally sufficient protests, filed within 30 days of publication of this decision-notice (or, if the application later becomes unopposed), appropriate authority will be issued to each applicant (except those with duly noted problems) upon compliance with certain requirements which will be set forth in a notification of effectiveness of this decision-notice. To the extent that the authority sought below may duplicate an applicant's existing authority, such duplication shall not be construed as conferring more than a single operating right. Applicants must comply with all specific conditions set forth in the grant or grants of authority within 90 days after the service of the

notification of the effectiveness of this decision-notice, or the application of a non-complying applicant shall stand denied. By the Commission, Review Board Number 2, Members Eaton, Liberman, and Jensen. Member Jensen not participating.

Brokers

MC 130581F, filed June 27, 1979. Applicant: WALTER M. BRAUER, II, d.b.a. FREIGHT WATCHERS, 6611 Clayton Road, Suite 200, St. Louis, MO 63117. Representative: B. W. LaTourette, Jr., 11 S. Meramec, Suite 1400, St. Louis, MO 63105. To engage in operations, in interstate or foreign commerce, as a *broker*, at St. Louis, MO, in arranging for the transportation, by motor vehicle, of *general commodities*, (except household goods), beginning and ending at points in St. Louis, MO, and extending to points in the United States (including AK and HI). (Hearing site: St. Louis or Jefferson City, MO.)

MC 130755F, filed January 3, 1980. Applicant: JOHN J. McQUADE, d.b.a. SPRUCEWOOD LODGE, Boothbay Harbor, ME 04538. Representative: Keith G. O'Brien, 1729 H St., NW., Washington, DC 20006. To engage in operations, in interstate or foreign commerce, as a *broker*, at Boothbay Harbor, ME, in arranging for the transportation by motor vehicle, of *passengers and their baggage*, in special or charter operations, beginning and ending at points in FL, and extending to points in PA, NY, CT, RI, MA, NH, VT, and ME. NOTE: Applicant is cautioned that arrangements for charter parties or groups should be made in conformity with the requirements set forth in *Tauck Tours, Inc., Extension—New York, N.Y.*, 54 M.C.C. 291 (1952). (Hearing site: Washington, DC, or Miami, FL.)

Water Carrier

W 390 (Sub-10F), filed May 16, 1979. Applicant: WARRIOR & GULF NAVIGATION CO., a Corporation, P.O. Box 11397, Chickasaw, AL 36611. Representative: Henry M. Wick, Jr., 2310 Grant Building, Pittsburgh, PA 15219. To engage in operation, in interstate or foreign commerce, as a *contract carrier*, by water, in the transportation by non-self propelled vessels with the use of separate towing vessels of *wood pulp*, (a) between ports and points on the Alabama and Coosa Rivers and their tributaries to the projected head of navigation at Rome, GA, and (b) between ports and points on the Alabama and Coosa Rivers and their tributaries to the projected head of navigation in Rome, GA, on the one hand, and, on the other, (a) points on the Gulf Intracoastal Waterway System, the Gulf of Mexico coast between Brownsville, TX, and Fort Pierce, FL, the lower Mississippi River between Memphis, TN, and its mouth, Lake Pontchartrain and its tributaries, the Warrior and Tombigbee Rivers between Port Birmingham and Mobile, AL, all inclusive, and the Port Allen section of the Gulf Intracoastal Waterway; (b) ports and points on the Vedigris and Arkansas Rivers and their tributaries from Catoosa, OK, to the confluence with the Arkansas Post Canal, the Arkansas Post Canal, and the White River and its tributaries from its confluence with the Arkansas Post Canal to its confluence with the Mississippi River, (c) ports and points specified in (b) above, on the one hand, and, on the other, ports and points which carrier is authorized to serve pursuant to (a) above; (d) from Mobile, to Port Birmingham, AL, by way of the Warrior and Tombigbee Rivers, (e) between ports and points on the Verdigris and Arkansas Rivers and their tributaries from Catoosa, OK, to the confluence with the Arkansas Post Canal, the Arkansas Post Canal, and the White River and its tributaries from its confluence with the Arkansas Post Canal to its confluence with the Mississippi River, (f) between ports and points specified in (e) above, on the one, hand, and, on the other, ports and points which carrier is authorized to serve pursuant to (a) above; (g) ports and points along the Atlantic coast from Fort Pierce, FL, to Cape Kennedy, FL, both inclusive. (Hearing site: Washington, DC, or Birmingham, AL.)

Office of Proceedings; Permanent Property Broker Authority Decisions

Decided: February 14, 1980.

The following applications are governed by 49 CFR 1045A. Applicants seek to obtain authority to operate as brokers of motor carrier transportation of general commodities (except household goods) between all points in the United States. The full text and explanation of the rules are contained at 44 F.R. 53513.

The sole issue upon which these applications can be protested is the fitness of applicant (or business associates) to pereform the service. Protests (an original and one copy) must be filed with the Commission within 30 days of the **Federal Register** publication. The protest must contain the *specific facts* being relied upon to challenge fitness, and must contain a certification that it has been served concurrently upon applicant's representative, or, if none is listed, upon the applicant. Applicant may file a reply statement to any protest. The filing of these statements will complete the record, unless it is later determined that more evidence must be supplied.

Further processing steps will be by Commission notice, decision, or latter which will be served on each party of record.

Findings:

With the exception of those applications involving duly noted problems (e.g., unresolved fitness questions), we find, preliminarily, that each applicant has demonstrated that its proposed service is consistent with the public interest and the transportation policy of 49 U.S.C. 10101, and that each applicant is fit, willing, and able properly to perform the service proposed and to conform to the requirements of Title 49, Subtitle IV, United States Code, and the Commission's regulations. Except where specifically noted, this action will not significantly affect the quality of the human environment or conservation of energy resources.

In the absence of legally sufficient protests, filed on or before April 4, 1980 (or, if the application later becomes unopposed), appropriate authority will be issued to each applicant (except those with duly noted problems) upon compliance with certain requirements which will be set forth in a notification of effectiveness of the decision-notice. To the extent that the authority sought below may duplicate an applicant's other authority, such duplication shall be construed as conferring only a single operating right.

Applicants must comply with all specific conditions set forth in the grant or grants of authority within 90 days after the service of the notification of the effectiveness of this decision-notice, or the application of a non-complying applicant shall stand denied.

By the Commission, Review Board Number 2, Members Eaton, Liberman, and Jensen. Member Jensen not participating.

MC 130619F, filed October 19, 1979. Applicant's name and address are: DONALD L. PROFFIT, 2905 Tighlman St., Allentown, PA 18104. The name under which operations will be performed is: DONALD L. PROFFIT. Applicant is represented by: Francis W. Doyle, 323 Maple Ave., Southampton, PA 18966. Following are the names and business addresses for all persons who are officers and directors, partners (including limited or "silent" partners) and first five principal shareholders, with their appropriate titles: Donald L. Proffit, and individual and sole owner (same address as applicant). The daily

operations will be managed by: Donald L. Proffit (same address as applicant). Applicant is affiliated with the following shipper or warehouse.

MC 130648F, filed November 6, 1979. Applicant's name and address are: LANDALE, INC., 1313 SW Third, Rm 4 OK City, OK 73108. The name under which operations will be performed is LANDALE, INC. Applicant is represented by C. L. Phillips, Licensed Practitioner, in this proceeding, whose address is Room 248—Classen Terrace Bldg., 1411 N. Classen, OK City, OK 73106. Following are the names and business address for *all* persons who are officers and directors, partners (including limited or "silent" partners), and first five principal shareholders, with their respective titles: Alvin Dale Ballard, President, 1313 SW Third, OK City, OK 73108 and Loretta J. Ballard, Secretary-Treasurer, 1313 SW Third, OK City, OK 73108. (Only two officers and directors of the Corp.) The daily operations will be managed by Alvin Dale Ballard, whose business is 1313 SW Third, OK City OK 73108. Applicant is affiliated with the following shipper or warehouse: N/A None.

MC 130649F, filed November 7, 1979. Applicant's name and address are: CHARLES MC ALPIN, 1420 Danville Road, S.W., Decatur, AL 35601. The name under which operations will be performed is: CHARLES MC ALPIN. Applicant is represented by Robert J. Gallagher, in this proceeding whose address is: Suite 1200, 1000 Connecticut Avenue, N.W., Washington, DC 20036. Following is the name and business address for the person who is the Officer and his appropriate title: Charles Mc Alpin (same address as applicant). The daily operations will be managed by Charles Mc Alpin, whose business address is 1420 Danville Road, S. W., Decatur AL 35601. Applicant is affiliated with the following shipper or warehouse: None.

MC 130659F, filed November 9, 1979. Applicant's name and address are: KATHLEEN CURTIN, 116 Mount Vernon Street, Lawrence, MA 01843. The name under which operations will be performed is BEST WAY BROKERS CO. Applicant is represented by Kathleen A. Curtin, in this proceeding whose address is same as applicant's. Following are the names and business addresses for all persons who are officer and directors, partners (including limited or "silent" partners), and first five principal shareholders, with their appropriated titles: Kathleen A. Curtin, President and Secretary Treasurer, (same address as applicant). The daily operation will be managed by Kathleen A. Curtin, whose business address is same as applicant's. Applicant is affiliated with the following shippper or warehouse: None.

MC 130668F, filed November 28, 1979. Applicant's name and address are: JOHN VAN ZEE AND DENISE VAN ZEE, 4725 West Quincy—#901, Denver, CO 80236. The name under which operations will be performed is CONTINENTAL SHIPPERS SERVICE. Applicant is represented by James E. Mitchem in this proceeding, whose address is 3131 Security Life Bldg., Denver, CO 80202. Following are the names and business addresses for all persons who are officers and directors, partners (including limited or "silent" partners), and first five principal shareholders with their appropriate titles: John Van Zee, Partner, 3106 Brighton Blvd., Denver CO 80216, and Denise Van Zee, Partner, 3106 Brighton Blvd., Denver, CO 80216. The daily operations will be managed by Denise Van Zee, whose business address is 3106 Brighton Blvd., Denver, CO 80216. Applicant is affiliated with the following shipper or warehouses: None.

MC 130670F, filed November 27, 1979. Applicant's name and address are: ALLIED BONDED WAREHOUSE, INC., 4301 Allied Drive, Columbus, GA 31906. The name under which operations will be performed is ALLIED BONDED WAREHOUSE, INC. Applicant is represented by C. Jack Pearce in this proceeding whose address is 1000 Connecticut Avenue, N.W., Suite 1200, Washington, DC 20036. Following are the names and business addresses for all persons who are officer and directors, partners (including limited or "silent" partners), and first five principal shareholders, with their appropriate titles: Cliff O. Livingston, President, Director, and shareholder, Cliff O. Livingston, Jr., First Vice President, Treasurer, and Director, Thomas G. Livingston, Second Vice President, Secretary and Director, Eunice M. Livingston, Third Vice President, Assistant Secretary, Assistant Treasurer, Director, and shareholder, (same address as applicant). The daily operations will be managed by Thomas G. Livingston whose business address is the same as applicant. Applicant is affiliated with the following shipper or warehouse: Livingston Storage and Transfer Co., Inc.

MC 130678F, filed November 16, 1979. Applicant's name and address are: TRANSPORTATION BUREAU OF BALTIMORE, INC., Executive Plaza #One, Suite 305, Hunt Valley, MD 21031. The name under which operations will be performed is TRANSPORTATION BUREAU OF BALTIMORE, INC. Applicant is represented by Jay M. Polakoff in this proceeding, whose address is (same as applicant). Following are the names and business addresses for all persons who are officers and directors, partners (including limited or "silent" partners), and first five principal shareholders, with their appropriate titles: Jay M. Polakoff, President—(address same as applicant). Mrs. Maria Smith Catlett, Vice President—(address same as applicant). Mrs. Edith Polakoff, Secretary-Treasurer—3307 Essex Road, Baltimore, MD 21207. Directors are: Jay M. Polakoff—(address same as applicant). Mrs. Edith Polakoff—3307 Essex Road, Baltimore, MD 21207. Bob Berliner—3635 Old Court Road, Suite 403 Baltimore, MD 21208. The principal shareholder is Jay M. Polakoff, President, who owns 100% of the stock of the corporation. Mrs. Edith Polakoff, maintains a life tenancy only on 50% of the stock. The daily operations will be managed by Jay M. Polakoff, whose business address is the same as applicant's. Applicant is affiliated with the following shipper or warehouse: None.

MC 130669F, filed November 28, 1979. Applicant's name and address are: DONALD J. SWENNEY, New Road, RFD #2, Goffstown, NH 03045. The name under which operations will be performed is D. J. S. ENTERPRISES, INC. Applicant is represented by Elliott Bunce. Suite 1301, 1600 Wilson Boulevard, Arlington, VA 22209. Following are the names and business addresses for all persons who are officers and directors, partners (including limited or "silent" partners), and first five principal shareholders, with their appropriate titles: Director Donald J. Sweeney, New Road, RFD #2, Goffstown, N.H. 03045. President Donald J. Sweeney, New Road, RFD #2, Goffstown, N.H. 03045. Treasurer Donald J. Sweeney, New Road, RFD #2, Goffstown, N.H. 030405. Asst. Treas. Valetta M. Sweeney, New Road, RFD #2 Goffstown, N.H. 03045. Clerk Robert E. Dastin, 1000 Elm Street, Manchester, N.H. 03101. Principal shareholder, Donald J. Sweeney, President-Treasurer. The daily operations will be managed by Donald J. Sweeney, whose business address is New Road, RFD #2, Goffstown, N.H. 03045. Applicant is affiliated with the following shipper or warehouse—None.

MC 130679F, filed November 23, 1979. Applicant's name and address are: METRO PARK WAREHOUSES, INC., 301 South 5th St., Kansas City, KS 66110. The name under which operations will

be performed is METRO PARK WAREHOUSES, INC. Applicant is represented by Frank W. Taylor, Jr. in this proceeding whose address is 1221 Baltimore Avenue, Suite 600, Kansas City, MO 64105. Following are the names and business addresses for all persons who are officers and directors, partners, and first five principal shareholders with their appropriate titles: Hanan D. Wedlan, President, Treasurer, Director and Sole Shareholder, 301 South 5th St., Kansas City, KS; Don R. Patterson, Executive Vice President, Secretary and Director, 301 South 5th St., Kansas City, KS.; and Dolores Wedlan, Director, 301 South 5th St., Kansas City, KS. The daily operations will be managed by Bryan L. Neal, whose business address is 301 South 5th St., Kansas City, KS. Applicant is affiliated with the following shipper or warehouse: Applicant is a public warehouse.

MC 130689F, filed November 13, 1979. Applicant's name and address are: MOVERS PORT SERVICE, INC., 7035 Convoy Court, P.O. Box 80731, San Diego, CA 92138. The name under which operations will be performed is: MOVERS PORT SERVICE, INC. Applicant is represented by Robert J. Gallagher, in this proceeding whose address is Suite 1200, 1000 Connecticut Avenue, NW., Washington, DC 20036. Following are the names and business address for all persons who are officers and directors, partners (including limited or "silent" partners), and principal shareholders, with their appropriate titles. Richard W. Arendsee, President, P.O.B. 80771, San Diego, CA 92130. F. W. Kircher, Exec. VP., P.O.B. 80771, San Diego, CA 92130. Han Helders, Vice President, P.O.B. 80771, San Diego, CA 92130. Charles H. Purviance, Vice Pres., P.O.B. 80771, San Diego, CA 92130. Hugh Crumpler, Vice Pres., P.O.B. 80771, San Diego, CA 92130. Paul D. Smith, Vice Pres., P.O.B. 80771, San Diego, CA 92130. C. N. Sirpis, Secretary, P.O.B. 80771, San Diego, CA 92130. Four Winds Van Lines, Inc., owns 100% of the stock of Movers Port Service, Inc. The daily operations will be managed by Han Helders, 7035 Convoy Court, P. O. Box 80771, San Diego, CA 92138. Applicant has warehouses in Baltimore, Houston, and Signal Hill, CA.

MC 130698F, filed December 3, 1979. Applicant's name and address are: OCEAN-AIR INTERNATIONAL, INC., R.D. No. 1, Burgettstown, PA 15021. The name under which operations will be performed is OCEAN-AIR INTERNATIONAL, INC. Applicant is represented by Alan F. Wohlstetter, in this proceeding, whose address is 1700 K St. NW., Washington, DC. 20006. Following are the names and business addresses for all persons who are officers and directors, partners (including limited or "silent" partners), and first five principal shareholders, with their appropriate titles: Richard E. Starck, President, Director, and Stockholder, 4022 Palisades Drive, Weirton, WV 26062. James J. Starck, Vice President, Director, and Stockholder, 8950 Park Boulevard, Apartment 407, Seminole, FL 33542. Marguerite J. Starck, Secretary/Treasurer and Director, 9002 St. Andrews Drive, Seminole, FL 33543. Robert J. Starck, Assistant Secretary/Treasurer, Director, and Stockholder, 116 Crest Street, Weirton, WV 26062. The daily operations will be managed by Richard E. Starck whose business address is R. D. No. 1, Burgettstown, PA 15021. Applicant is affiliated with the following shipper or warehouse: None.

MC 130699F, filed December 5, 1979. Applicant's name and address are: ASTRON FORWARDING COMPANY, 1660 Factor Avenue, San Leandro, CA 94577. The name under which operations will be performed is ASTRON FORWARDING COMPANY. Applicant is represented by Alan F. Wohlstetter, Law Offices of Denning & Wohlstetter in this proceeding, whose address is 1700 K Street, NW., Washington, D.C. 20006. Following are the names and business addresses for all persons who are officers and directors, partners (including limited or "silent" partners), and first five principal shareholders, with their appropriate titles: Lester A. Dent, President, Director and owner of 50% of Astron stock, 7775 Duke Court, El Cerrito, CA 94530. Frank A. Consul, Secretary/Treasurer, Director and Owner of 50% of Astron Stock, 369 Castle Crest Road, Walnut Creek, CA 95495. James W. Dent, Director, 1249 Grove Way, Concord, CA 94520. Anthony Consul, Director, 545 Marble Head Road, Walnut Creek, CA 95495. The daily operations will be managed by Lester A. Dent whose business address is 1660 Factor Avenue, San Leandro, CA 94577. Applicant is affiliated with the following shipper or warehouse: None.

MC 130709F, filed December 7, 1979. Applicant's name and address are: ARTHUR R. CLARK, JR., d.b.a. DONARC FOREIGN FREIGHT FORWARDING, 18409 Cedar Drive, Triangle, VA 22172. The name under which operations will be performed is DONARC FOREIGN FREIGHT FORWARDING. Applicant is represented by Alan F. Wohlstetter in this proceeding, whose address is 1700 K Street, NW., Washington, DC. 20006. Applicant is a sole proprietorship consisting of Arthur R. Clark, Jr., an individual. The daily operations will be managed by Arthur R. Clark, Jr., whose business is 18409 Cedar Drive, Triangle, VA 22172. Applicant is affiliated with the following shipper or warehouse: None.

MC 130710F, filed December 6, 1979. Applicant's name and address are: CAN-AM-SERVICES DIVISION OF FRONTIER INTERMODAL SYSTEMS, INC., 1 Eva Road, Etobicoke, Ontario, M9C 4V5, Canada. The name under which operations will be performed is CAN-AM FREIGHT SERVICES. Applicant is represented by Steven J. Kalish in this proceeding whose address is 1750 Pennsylvania Ave., NW., Suite 1105, Washington, DC 20006. Following are the names and business addresses for all persons who are officer and directors, partners (including limited or "silent" partners), and first five principal shareholders, with their appropriate titles: E. A. Karall, President, Director, and Shareholder, P. J. Sullivan, Vice President, Director, and Shareholder, J. C. Plante, Secretary-Treasurer, Director, and Shareholder (all have the same address as applicant). The daily operations will be managed by N. P. Smith whose business address is the same as applicant. Applicant is affiliated with the following shipper or warehouse: None

MC 130718F, filed December 10, 1979. Applicant's name and address are: SPUD HAULERS, INC., 555 Main Street, Presque Isle, ME 04769. The name under which operations will be performed is SPUD HAULERS, INC. Applicant is represented by Stephen A. Canders, of Flora & Canders, P.A. in this proceeding, whose address is 520 Main Street, Presque Isle, ME 04769. Following are the names and business addresses for all persons who are officers and directors, partners (including limited or "silent" partners), and first five principal shareholders, with their appropriate titles: Ronald F. Grass—President, one of the three shareholders and one of the three Directors, Business address: (same address as applicant). Eugene B. Brown, Sr.—Vice President, Secretary, Clerk, one of the three shareholders and one of the three Directors Business address: 275 Main Street, Washburn, ME 04786. Donald Umphrey—Treasurer, one of the three shareholders and one of the three Directors, Business address: 275 Main Street, Washburn, ME 04786. The daily operations will be managed by Ronald F. Grass, whose business address is the same as applicant. Applicant is

affiliated with the following shipper or warehouse: None.

MC 130719F, filed December 10, 1979. Applicant's name and address are: HUB WEST, INC., P.O. Box 356, Silver Springs, NV 89429. The name under which operations will be performed is HUB WEST, INC. Applicant is represented by Timothy G. Abbott in this proceeding whose address is P.O. Box 356, Silver Springs, NV 89429. Following are the names and business addresses for all persons who are officers and directors, partners (including limited or "silent" partners), and first five principal shareholders, with their appropriate titles: Timothy G. Abbott, Stockholder, Director and Officer, Box 356, Silver Springs, NV 89429. Parla Abbott, Stockholder, Director and Officer, Box 356, Silver Springs, NV 89429. The daily operations will be managed by Timothy G. Abbott, whose business address is LONGSHOT (Silver Springs) NV. Applicant is affiliated with the following shipper or warehouse: None.

MC 130729F, filed December 11, 1979. Applicant's name and address are: ALLIED TRUCKING SERVICE, INC., 11650 Courthouse Blvd., Inver Grove Heights, MN 55075. The name under which operations will be performed is ALLIED TRUCKING SERVICE, INC. Applicant is represented by Robert C. Schlieske in this proceeding whose address is 11650 Courthouse Blvd., Inver Grove Heights, MN 55075. Following are the names and business addresses for all persons who are officers and directors, partners (including limited or "silent" partners), and first five principal shareholders, with their appropriate titles: Robert C. Schlieske (same address as applicant), President, Sole Owner and Officer. The daily operations will be managed by Robert C. Schlieske whose business address is the same as applicant's. Applicant is affiliated with the following shipper or warehouse: None.

MC 130730F, filed December 13, 1979. Applicant's name and address are: ABS, INC., 100 Western Avenue, Allston, MA 02134. The name under which operations will be performed is ABS, INC. Applicant is represented by Robert L. Cope in this proceeding whose address is 1730 M Street, NW, Suite 501, Washington, DC 20036. Following are the names and business addresses for all persons who are officer and directors, partners (including limited or "silent" partners), and first five principal shareholders, with their appropriate titles: Joseph Keefe, President, Treasurer, and shareholder, Kathleen Keefe, Vice President, Kevin Keefe, Secretary (all have the same address as applicant). The daily operations will be managed by Joseph Keefe whose business address is the same as applicant's. Applicant is affiliated with the following shipper or warehouse: None.

MC 130731F, filed December 12, 1979. Applicant's name and address are: TRANSCONEX, INC., P.O. Box 524037, 3000 N.W. 74th Street, Miami, FL 33152. The name under which operations will be performed is TRANSCONEX, INC. Applicant is represented by Alan F. Wohlstetter, in this proceeding, whose address is 1700 K Street, NW, Washington, DC 20006. Following are the names and business addresses for all persons who are officer and directors, partners (including limited or "silent" partners), and first five principal shareholders, with their appropriate titles: Manuel Sola, Jr., President, Director and Stockholder, Manual Sola, Sr., Secretary, Manual Sola, III, Vice President (all have the same address as applicant), Rodolpho Catinchi, Director and Stockholder, G.P.O. Box 2080, San Juan, Puerto Rico 00936. The daily operations will be managed by Manuel Soal, Jr., whose business address is the same as applicant's. Applicant is affiliated with the following shipper or warehouse: None.

MC 130738F, filed December 5, 1979. Applicant's name and address are DOUGLAS B. BOSTRUM, 5257 Lynwood Center Road, NE, Bainbridge Island, WA 98110. The name under which operations will be performed is BOSTRUM-WARREN, INC. Applicant is represented by D. B. Bostrum in this proceeding whose address is Suite 409, 920 Second Ave., Seattle, WA 98104. Following are the names and business addresses for all persons who are officers and directors, partners (including limited or "silent" partners) and first five principal shareholders, with their appropriate titles: Robert A. Warren, President, Director, and shareholder (50%), Suite 409, 920 Second Ave., Seattle, WA 98104; Dan Moser, Vice President, Suite 512, 110 W. Ocean Blvd., Long Beach, CA 90802; Douglas B. Bostrum, Secretary-Treasurer, Director, and shareholder (50%); Suite 409, 920 Second Ave., Seattle, WA 98104; Julie A. Warren, 22004 92nd Ave., S, Kent, WA 98031; and Agnes L. Bostrum, 5257 Lynwood Center Rd., NE, Bainbridge Island, WA 98110. The daily operations will be managed by Mr. D. B. Bostrum and Mr. Ray Dean, both of whose business address is Suite 409, 920 Second Ave., Seattle, WA 98104. Applicant is affiliated with the following shipper or warehouse: Sea-Tac International Warehouse, Inc.

MC 130739F, filed December 17, 1979. (1) Applicants name and address and name under which operations will be performed: DATA DISTRIBUTION CENTER CO., INC., 3015 Bandini Boulevard, Los Angeles, CA 90023. (2) Applicant's Representative in this matter is as follows: Ernest E. Gallego, 777 Flower Street, Glendale, CA 91201. (3) Applicant is a wholly owned subsidiary of the Bekins Company, a California corporation, domiciled at 777 Flower Street, Glendale, CA 91201. The directors and officers of applicant are as follows: *Directors:* Milo W. Bekins, Jr., John D. Gill, Albert L. Labinger, Roger Lee, Lee Waters, One Vacancy. *Officers:* President: Lee Waters; Vice Presidents: John D. Gill, William F. Kruse; Vice President-Finance: Roger Lee; Vice President-Legal: Ronald L. Hartman; Secretary: Ronald L. Hartman; Assistant Secretaries: Alfred Dusebout, Ernest E. Gallego, Donald H. Wolff; and Treasurer: Phillip S. Scott. (4) The daily operations will be managed by Sam Henry, terminal manager, 4328 N. United Parkway, Schiller Park, IL 60176. (5) Applicant is not presently affiliated with any special shipper.

MC 130741F, filed December 17, 1979. Applicant's name and address are DISTRIBUTION CENTERS, INC., 1310 Dublin Road, Columbus, OH 43215. The name under which operations will be performed is DISTRIBUTION CENTERS, INC. Applicant is represented by itself in this proceeding whose address is the same as stated above. Following are the names and business addresses for all persons who are officer and directors, partners (including limited or "silent" partners), and first five principal shareholders, with their appropriate titles: Kenneth B. Ackerman, Chairman and shareholder, R. William Gardner, President and shareholder, Jeffrey A. Coopersmith, Vice-president Finance and shareholder, Robert L. Prior, Vice-president Operations, (same address as applicant) William S. Ammons, Vice-president Real Estate, and shareholder, 1118 Harbor Ln., Gulf Breeze, FL 32561. The daily operations will be managed by Robert L. Prior whose business address is the same as applicant's. Applicant is affiliated with the following shipper or warehouse: Distribution Centers, Inc.

MC 130748F, filed December 21, 1979. Applicant's name and address are L. B. TRANSPORT SERVICES, INC., 19114 Pioneer Boulevard, Cerritos, CA 90701. The name under which operations will be performed is L. B. TRANSPORT SERVICES, INC. Applicant is

represented by Miles L. Kavaller in this proceeding whose address is 315 South Beverly Drive, Suite 315, Beverly Hills, CA 90212. Following are the names and business addresses for all persons who are officers and directors, partners (including limited or "silent" partners), and the first five principal shareholders, with their appropriate titles: Leo Batista, President and Secretary; Karen Batista, Vice-President and Floyd M. Rice, Assistant Secretary, who are all directors of applicant. Leo Batista is the sole shareholder of the corporation. The business address for all the above-named individuals is 19114 Pioneer Boulevard, Cerritos, CA 90701. The daily operations will be managed by Leo Batista whose business address is 19114 Pioneer Boulevard, Cerritos. Applicant is affiliated with the following shipper or warehouse: N/A.

MC 130759F, filed January 8, 1980. Applicant's name and address are L. H. KAISER, 203 South Ninth, Blair, NE 68008. The name under which operations will be performed is L. H. KAISER. Applicant is represented by Arlyn L. Westergren in this proceeding, whose address is Suite 106, 7101 Mercy Road, Omaha, NE 68106. Following are the names and business addresses for all persons who are officers and directors, and the first five principal shareholders with their appropriate titles: Not Applicable. The daily operations will be managed by L. H. Kaiser whose business address is 203 South Ninth, Blair, Nebraska 68008. Applicant is affiliated with the following shipper or warehouse: None.

Office of Proceedings—Permanent Ex-Water Authority Decisions Volume; Decision-Notice

Decided: February 14, 1980.

The following applications are governed by 49 CFR 1062.3. Applicants seek to obtain motor common carrier authority to perform service within the commercial zone of port cities where the shipment has a prior or subsequent movement by maritime carrier. The full text and explanation of the rules are contained at 44 FR 7965, as corrected at 44 FR 37230.

The sole issue upon which these applications can be protested is the applicant's fitness to perform the service. Protests (an original and one copy) must be filed with the Commission within 30 days of the Federal Register publication. The protest must contain the *specific facts* being relied upon to challenge fitness, and must contain a certification that it has been served concurrently upon applicant's representative, or, if none is listed, upon the applicant. Applicant may file a reply statement to any protest. The filing of these statements will complete the record, unless it is later determined that more evidence must be supplied.

Further processing steps will be by Commission notice, decision, or letter which will be served on each party of record. *Broadening amendments will not be accepted after the date of this publication.*

Any authority granted may reflect administratively acceptable restrictive amendments to the service proposed below. Some of the applications may have been modified to conform to the Commission's policy of simplifying grants of operating authority.

FINDINGS. With the exception of those applications involving duly noted problems (e.g., unresolved common control, unresolved fitness questions, and jurisdictional problems) we find, preliminarily, that each common carrier applicant has demonstrated that its proposed service is required by the present and future public convenience and necessity.

Each applicant is fit, willing, and able to properly perform the service proposed and to conform to the requirements of Title 49, Subtitle IV, United States Code, and the Commission's regulations. Except where specifically noted, this decision is neither a major Federal action significantly affecting the quality of the human environment nor a major regulatory action under the Energy Policy and Conservation Act of 1975.

In those proceedings containing a statement or note that dual operations are or may be involved we find, preliminarily and in the absence of the issue being raised by a protestant, that the proposed dual operations are consistent with the public interest and the transportation policy of 49 U.S.C. 10101 subject to the right of the Commission, which is expressly reserved, to impose such terms, conditions or limitations as it finds necessary to insure that applicant's operations shall conform to the provisions of 49 U.S.C. 10930(a) (formerly section 210 of the Interstate Commerce Act).

In the absence of legally sufficient protests, filed within 30 days of publication of this decision-notice (or, if the application later becomes unopposed), appropriate authority will be issued to each applicant (except those with duly noted problems) upon compliance with certain requirements which will be set forth in a notification of effectiveness of the decision-notice. To the extent that the authority sought below may duplicate an applicant's other authority, such duplication shall be construed as conferring only a single operating right.

Applicants must comply with all specific conditions set forth in the grant or grants of authority within 90 days after the service of the notification of the effectiveness of this decision-notice, or the application of a non-complying applicant shall stand denied.

By the Commission, Review Board Number 2, Members Eaton, Liberman, and Jensen. Member Jensen not participating.

MC 550 (Sub-12F), filed July 9, 1979. Applicant: RUDIE WILHELM WAREHOUSE CO., a corporation, d.b.a., WILHELM TRUCKING CO., 3250 N.W. St. Helens Rd., Portland, OR 97210. Representative: Robert J. Wilhelm, Jr. (same address as applicant). To operate as a *common carrier*, by motor vehicle, in interstate or foreign commerce, over irregular routes, transporting *general commodities* (except classes A and B explosives), between points in the commercial zones of (a) Los Angeles, CA, (b) Sacramento, CA, (c) San Francisco, CA, (d) Astoria, OR, (e) Portland, OR, (f) Everett, WA, (g) Longview, WA, (h) Olympia, WA, (i) Seattle, WA, and (j) Tacoma, WA, restricted to traffic having a prior or subsequent movement by water. (Hearing site: Portland, OR.)

MC 60158 (Sub-5F), filed August 17, 1979. Applicant: ACME SAFEWAY VAN & STORAGE CO., a corporation, 4711 Gasmer, Houston, TX 77035. Representative: John W. Carlisle, 6746 De Moss Suite 194, Houston, TX 77074. To operate as a *common carrier*, by motor vehicle, in interstate or foreign commerce, over irregular routes, transporting *general commodities* (except classes A and B explosives), between points in the commercial zones of (a) Houston, TX, (b) Galveston, TX, (c) Texas City, TX, (d) Baytown, TX, (e) Beaumont, TX, (f) Port Arthur, TX, (g) Orange, TX, (h) La Porte, TX, (i) Port Lavaca, TX, (j) Corpus Christi, TX, (k) Bay City, TX, (l) Port O'Connor, TX, (m) Brownsville, TX, and (n) Port of Brownsville, TX, and (o) New Orleans, LA, (p) Baton Rouge, LA and (q) Lake Charles, LA, restricted to traffic having a prior or subsequent movement by water. (Hearing site: New Orleans, LA.)

MC 120316 (Sub-4F), filed October 1, 1979. Applicant: WALTON TRANSPORTATION COMPANY, a corporation, 13020 Sarah Lane, Houston, TX 77015. Representative: Joe G. Fender, 711 Louisiana, Suite 1150, Houston, TX 77002. To operate as a *common carrier*, by motor vehicle, in interstate or foreign commerce, over irregular routes, transporting *general commodities* (except classes A and B explosives),

between points in the commercial zone of Houston, TX, restricted to traffic having a prior or subsequent movement by water. (Hearing site: Houston, TX.)

MC 125551 (Sub-16F), filed July 2, 1979. Applicant: K & W TRUCKING CO., INC., 101 Cooper Ave. North, P.O. Box 1415, St. Cloud, MN 56301. Representative: Robert D. Gisvold, 1000 First National Bank Bldg., Minneapolis, MN 55042. To operate as a *common carrier,* by motor vehicle, in interstate or foreign commerce, over irregular routes, transporting *general commodities* (except classes A and B explosives), between points in the commercial zone of Seattle, WA, restricted to traffic having a prior or subsequent movement by water. (Hearing site: Seattle, WA)

MC 142401 (Sub-5F), filed July 6, 1979. Applicant: OCEAN TERMINALS, INC., 410 Park Place Bldg., Seattle, WA 98101. Representative: J. G. Dail, Jr., P.O. Box LL, McLean, VA 22101. To operate as a *common carrier,* by motor vehicle, in interstate or foreign commerce, over irregular routes, transporting *general commodities* (classes A and B explosives), between points in the commercial zone of Tacoma, WA, restricted to traffic having a prior or subsequent movement by water. (Hearing site: Seattle or Tacoma, WA.)

MC 146348 (Sub-3F), filed August 13, 1979. Applicant: M. T. SERVICES, INC., d.b.a. MURRAY TRANSPORTATION SERVICES, P.O. Box 18402, Baltimore, MD 21237. Representative: James W. Lawson, 1511 K St. NW., Washington, DC 20005. To operate as a *common carrier,* by motor vehicle, in interstate or foreign commerce, over irregular routes, transporting *general commodities* (except classes A and B explosives), between points in the commercial zone of Baltimore, MD, restricted to traffic having a prior or subsequent movement by water. (Hearing site: Baltimore, MD, or Washington, DC.)

MC 147731F, filed July 2, 1979. Applicant: GALVESTON CONTAINER SERVICE, INC. d.b.a. UNEEDA TRANSFER CO., 5323 Winnie St. Galveston, TX 77550. Representative: Joe G. Fender, 711 Louisiana, Suite 1150, Houston, TX 77002. To operate as a *common carrier,* by motor vehicle, in interstate or foreign commerce, over irregular routes, transporting *general commodities* (except classes A and B explosives), between points in the commercial zone of Houston, TX, restricted to traffic having a prior or subsequent movement by water. (Hearing site: Houston, TX.)

MC 147870F, filed July 20, 1979. Applicant: MEMPHIS LEASING COMPANY, INC.; P.O. Box 1682, Memphis, TN 38101. Representative: Doyle T. Stevens, Jr., 3676 Shady Hollow Lane, Memphis, TN 38116. To operate as a *common carrier,* by motor vehicle, in interstate or foreign commerce, over irregular routes, transporting *general commodities* (except classes A and B explosives), between points in the commercial zone of Memphis, TN, restricted to traffic having a prior or subsequent movement by water. (Hearing site: Memphis, TN, or New Orleans, LA.)

MC 147910F, filed July 5, 1979. Applicant: SHAIN TRUCKING CO., a corporation, 8130 Up River Rd., Corpus Christi, TX 78410. Representative: John W. Carlisle, 6746 De Moss, Suite 194, Houston, TX 77094. To operate as a *common carrier,* by motor vehicle, in interstate or foreign commerce, over irregular routes transporting *general commodities* (except classes A and B explosives), between points in the commercial zones of (a) Houston, TX, (b) Galveston, TX, (c) Texas City, TX, (d) Baytown, TX, (e) Beaumont, TX, (f) Port Arthur, TX, (g) Orange, TX, (h) La Porte, TX, (i) Port Lavaca, TX, (j) Corpus Christi, TX, (k) Bay City, TX, (l) Port O'Connor, TX, (m) Brownsville, TX, (n) New Orleans, LA, (o) Baton Rouge, LA, and (p) Lake Charles, LA, restricted to traffic having a prior or subsequent movement by water. (Hearing site: Houston, TX.)

MC 148100F, filed July 2, 1979. Applicant: AAA DELIVERY SERVICE, INC., 1208 Cortlandt, Houston, TX 77008. Representative: John W. Carlisle, 6746 De Moss, Suite 194, Houston, TX 77074. To operate as a *common carrier,* by motor vehicle, in interstate or foreign commerce, over irregular routes, transporting *general commodities* (except classes A and B explosives), between points in the commercial zones of (a) Houston, TX, (b) Galveston, TX, (c) Texas City, TX, (d) Baytown, TX, (e) Beaumont, TX, (f) Port Arthur, TX, (g) Orange, TX, (h) La Porte, TX, (i) Port Lavaca, (j) Corpus Christi, TX, (k) Bay City, TX, (l) Port O'Connor, TX, (m) Brownsville, TX, (n) New Orleans, LA, (o) Baton Rouge, LA, and (p) Lake Charles, LA, restricted to traffic having a prior or subsequent movement by water. (Hearing site: Houston, TX.)

MC 148101F, filed July 2, 1979. Applicant: GALENA PARK TRUCKING COMPANY, a corporation, 12744 Market St., Houston, TX 77015. Representative: John W. Carlisle, 6746 De Moss, Suite 194, Houston, TX 77074. To operate as a *common carrier,* by motor vehicle, in interstate or foreign commerce, over irregular routes, transporting *general commodities* (except classes A and B explosives), between points in the commercial zones of (a) Houston, TX, (b) Galveston, TX, (c) Texas City, TX, (d) Baytown, TX, (e) Beaumont, TX, (f) Port Arthur, TX, (g) Orange, TX, (h) La Porte, TX, (i) Port Lavaca, (j) Corpus Christi, TX, (k) Bay City, TX, (l) Port O'Connor, TX, (m) Brownsville, TX, (n) New Orleans, LA, and (p) Lake Charles, LA, restricted to traffic having a prior or subsequent movement by water. (Hearing site: Houston, TX.)

MC 148138F, filed August 23, 1979. Applicant: F & F TRANSFER, INC., 3316 Plaza Drive, Chalmette, LA 70043. Representative: Donald A. Larousse, 3818 Lake Trail Drive, Kenner, LA 70062. To operate as a *common carrier,* by motor vehicle, in interstate or foreign commerce, over irregular routes, transporting general commodities (except Classes A and B explosives), between points in the commercial zone of New Orleans, LA, restricted to traffic having a prior or subsequent movement by water. (Hearing site: New Orleans, LA.)

MC 148550F, filed September 28, 1979. Applicant: JESSE C. DAHL, d.b.a. CONTAINER TRANSPORT SERVICE, 1224 212 S.W., Lynnwood, WA 98036. Representative: Jesse C. Dahl (same address as applicant). To operate as a *common carrier,* by motor vehicle, in interstate or foreign commerce, over irregular routes, transporting *general commodities* (except classes A and B explosives) between points in the commercial zones of (a) Seattle, WA, and (b) Tacoma, WA, restricted to traffic having a prior or subsequent movement by water. (Hearing site: Seattle, WA.)

Motor Carrier Alternate Route Deviations

The following letter-notices to operate over deviation routes for operating convenience only have been filed with the Commission under the Deviation Rules—Motor Carrier of Property (49 CFR 1042.4(c)(11)).

Protests against the use of any proposed deviation route herein described may be filed with the Commission in the manner and form provided in such rules at any time, but will not operate to stay commencement of the proposed operations unless filed on or before April 4, 1980.

Each applicant states that there will be no significant effect on either the quality of the human environment or energy policy and conservation.

Motor Carriers of Property

MC 2202 (Deviation 169), ROADWAY EXPRESS, INC., P.O. Box 471, 1077 Gorge Blvd., Akron, OH 44309, filed February 21, 1980. Carrier proposes to operate as a *common carrier*, by motor vehicle, of *general commodities* with certain exceptions, over a deviation route as follows: From Kansas City, MO over Interstate Hwy 35 to junction U.S. Hwy 34, then over U.S. Hwy 34 to junction U.S. Hwy 63, then over U.S. Hwy 63 to junction IA Hwy 149, then over IA Hwy 149 to junction Interstate Hwy 78, then over Interstate Hwy 78 to junction IA Hwy 1, then over IA Hwy 1 to junction IA Hwy 92, then over IA Hwy 92 to junction IL Hwy 92, then over IL Hwy 92 to Rock Island, IL and return over the same route for operating convenience only. The notice indicates that the carrier is presently authorized to transport the same commodities over a pertinent service route as follows: From Kansas City, MO over U.S. Hwy 40 to St. Louis, MO, then over U.S. Hwy 67 to Rock Island, IL and return over the same route.

MC 69116 (Deviation 48), SPECTOR INDUSTRIES, INC., d.b.a. SPECTOR FREIGHT SYSTEM, 1050 Kingery Highway, Bensenville, IL 60106, filed February 11, 1980. Carrier's representative: Edward G. Bazelon, 39 S. La Salle St., Chicago, IL 60603. Carrier proposes to operate as a *common carrier*, by motor vehicle, of *general commodities*, with certain exceptions, over deviation routes as follows: (1) From junction U.S. Hwy 12 and Interstate Hwy 35, over Interstate Hwy 35 to junction U.S. Hwy 69 and (2) From junction U.S. Hwys 71 and 24 over U.S. Hwy 71 to junction U.S. Hwy 66 and return over the same routes for operating convenience only. The notice indicates that the carrier is presently authorized to transport the same commodities over pertinent service routes as follows: (1) From junction U.S. Hwy 12 and Interstate Hwy 35 over U.S. Hwy 12 to junction WI Hwy 172, then over WI Hwy 172 to junction U.S. Hwy 53, then over U.S. Hwy 53 to junction U.S. Hwy 12, then over U.S. Hwy 12 to junction WI Hwy 89, then over WI Hwy 89 to junction U.S. Hwy 14, then over U.S. Hwy 14 to junction U.S. Hwy 12, then over U.S. Hwy 12 to junction U.S. Hwy 34, then over U.S. Hwy 34 to junction IL Hwy 92, then over IL Hwy 92 to Moline, IL, then across the MS River to Davenport, IA, then over U.S. Hwy 61 to junction IA Hwy 2, then over IA Hwy 2 to junction U.S. Hwy 69, then over U.S. Hwy 69 to junction Interstate Hwy 35 and (2) From junction U.S. Hwys 71 and 24 over U.S. Hwy 24 to junction U.S. Hwy 36, then over U.S. Hwy 36 to junction U.S. Hwy 67, then over U.S. Hwy 67 to junction U.S. Hwy 67A, then over U.S. Hwy 67A to junction U.S. Hwy 66, then over U.S. Hwy 66 to junction U.S. Hwy 71 and return over the same routes.

Motor Carrier Alternate Route Deviations

The following letter-notices to operate over deviation routes for operating convenience only have been filed with the Commission under the Deviation Rules—Motor Carrier of Passengers (49 CFR 1042.2(c)(9)).

Protests against the use of any proposed deviation route herein described may be filed with the Commission in the manner and form provided in such rules at any time, but will not operate to stay commencement of the proposed operations unless filed on or before April 4, 1980.

Each applicant states that there will be no significant effect on either the quality of the human environment or energy policy and conservation.

Motor Carriers of Passengers

MC 1515 (Deviation 752), GREYHOUNDS LINES, INC., Greyhound Tower, Phoenix, AZ 85077, filed February 11, 1980. Carrier proposes to operate as a *common carrier*, by motor vehicle, of *passengers and their baggage*, and *express* and *newspapers* in the same vehicle with passengers, over a deviation route as follows: From Albany, NY over Interstate Hwy 90 (New York State Thruway) to junction New York Hwy 8 at Interchange 31, then over New York Hwy 8 to Utica, NY with the following access route: From Amsterdam, NY over New York Hwy 30 to junction Interstate Hwy 90 at Interchange 27, and return over the same routes, for operating convenience only. The notice indicates that the carrier is presently authorized to transport passengers and the same property, over a pertinent service route as follows: From Albany, NY over New York Hwy 5 to Herkimer, NY, then over New York Hwy 28 to Mohawk, NY, then over New York Hwy 5s to Utica, NY and return over the same route.

MC 109780 (Deviation 49), TRAILWAYS, INC., 315 Continental Ave., Dallas, TX 75207, filed February 13, 1980. Carrier proposes to operate as a *common carrier*, by motor vehicle, of *passengers and their baggage*, and *express* and *newspapers* in the same vehicle with passengers, over a deviation route as follows: From junction IL Hwys 47 and 48 near Cisco, IL over IL Hwy 47 to junction Interstate Hwy 72, then over Interstate Hwy 72 to junction IL Hwy 48 near Decatur, IL, then over IL Hwy 48 to Decatur, IL, then over U.S. Hwy 36 to junction Interstate Hwy 72, then over Interstate Hwy 72 to junction Interstate Hwy 55, then over Interstate Hwy 55 to St. Louis, MO and return over the same route for operating convenience only. The notice indicates that the carrier is presently authorized to transport passengers and the same property over a pertinent service route as follows: From junction IL Hwys 47 and 48 over IL Hwy 48 to junction U.S. Hwy 66, the over U.S. Hwy 66 via Litchfield, IL to junction unnumbered hwy near Mt. Olive, IL, then over unnumbered hwy via Mt. Olive to junction U.S. Hwy 66, then over U.S. Hwy 66 to junction unnumbered hwy southwest of Mt. Olive, IL, then over unnumbered hwy to Staunton, IL, then over IL Hwy 4 to junction U.S. Hwy 66, then over U.S. Hwy 66 to junction By-Pass U.S. Hwy 66, then over By-Pass U.S. Hwy 66 to Hamel, IL, then over IL Hwy 140 to Alton, IL, then over the Lewis and Clark Bridge and U.S. Hwy 67 to St. Louis, MO and return over the same route.

Irregular-Route Motor Common Carriers of Property—Elimination of Gateway Letter Notices

The following letter-notices of proposals to eliminate gateways for the purpose of reducing highway congestion, alleviating air and noise pollution, minimizing safety hazards, and conserving fuel have been filed with the Interstate Commerce Commission under the Commission's *Gateway Elimination Rules* (49 CFR 1065), and notice thereof to all interested persons is hereby given as provided in such rules.

An original and two copies of protests against the proposed elimination of any gateway herein described may be filed with the Interstate Commerce Commission on or before March 15, 1980. A copy must also be served upon applicant or its representative. Protests against the elimination of a gateway will *not* operate to stay commencement of the proposed operation.

Successively filed letter-notices of the same carrier under these rules will be numbered consecutively for convenience in identification. Protests, if any, must refer to such letter-notices by number.

The following applicants seek to operate as a *common carrier*, by motor vehicles, over irregular routes.

MC 107012 (Sub-E259), filed July 7, 1977. Applicant: NORTH AMERICAN VAN LINES, INC., P.O. Box 988, Fort Wayne, Indiana 46801. Representative: David D. Bishop and Gary M. Crist, P.O.

Box 988, Fort Wayne, Indiana 46801. *New Household Applicances, Crated,* (1) From points in NV, to points in NC, SC, and VA. (2) From points in Clark, Lincoln Counties, NV, to points in Anderson, Blount, Campbell, Carter, Claiborne, Cocke, Grainger, Greene, Hamblen, Hancock, Hawkins, Jefferson, Johnson, Knox, Scott, Sevier, Sullivan, Unicoi, Union, Washington Counties, TN. (3) From points in Esmeralda, Eureka, Lander, Nye Counties, NV, to points in Autauga, Bibb, Blount, Calhoun, Chambers, Cherokee, Chilton, Clay, Cleburne, Coosa, Cullman, Elmore, Etowah, Jefferson, Lee, Randolph, St. Clair, Shelby, Talladega, Tallapoosa, De Kalb, Jackson, Limestone, Madison, Marshall, Morgan Counties, AL; Charlotte, De Soto, Glades, Hardee, Hendry, Highlands, Lee, Manatee, Okeechobee, Sarasota, Alachua, Baker, Bradford, Clay, Duval, Flagler, Levy, Marion, Nassau, Putnam, Saint Johns, Union, Broward, Collier, Dade, Martin, Monroe, Palm Beach, Saint Lucie, Brevard, Citrus, Hernando, Hillsborough, Indian River, Lake, Orange, Osceola, Pasco, Pinellas, Polk, Seminole, Sumter, Volusia Counties, FL; points in GA; Anderson, Blount, Campbell, Carter, Claiborne, Cocke, Grainger, Greene, Hamblen, Hancock, Hawkins, Jefferson, Johnson, Knox, Scott, Sevier, Sullivan, Unicoi, Union, Washington, Bedford, Bledsoe, Bradley, Coffee, Cumberland, Fentress, Franklin, Grundy, Hamilton, Lincoln, Loudon, McMinn, Marion, Marshall, Meigs, Monroe, Moore, Morgan, Polk, Rhea, Roane, Sequatchie, Van Buren, Warren, White, Cannon, Cheatham, Clay, Davidson, De Kalb, Dickson, Jackson, Macon, Montgomery, Overton, Pickett, Putnam, Robertson Rutherford, Smith, Sumner, Trousdale, Williamson, Wilson, Benton, Carroll, Decatur, Giles, Hardin, Henderson, Henry, Hickman, Houston, Humphreys, Lawrence, Lewis, Maury, Perry, Stewart, Wayne, Weakley Counties, TN. (4) From points in Elko, Whitepine Counties, NV, to points in Autauga, Bibb, Blount, Calhoun, Chambers, Cherokee, Chilton, Clay, Cleburne, Coosa, Cullman, Elmore, Etowah, Jefferson, Lee, Randolph, St. Clair, Shelby, Talladega,Tallapoosa, Barbour, Bullock, Coffee, Covington, Crenshaw, Dale, Geneva, Henry, Houston, Macon, Montgomery, Pike, Russell, Colbert, Fayette, Franklin, Lamar, Lauderdale, Lawrence, Marion, Pickens, Tuscaloosa, Walker, Winston, De Kalb, Jackson, Limestone, Madison, Marshall, Morgan Counties, AL; points in FL; GA; Alcorn, Benton, Calhoun, Chickasaw, Choctaw, Clay, Desoto, Itawamba, Lafayette, Lee, Lowndes, Marshall, Monroe, Oktibbeha, Panola, Pontotoc, Prentiss, Tate, Tippah, Tishomingo, Tunila, Union, Webster, Yalobusha Counties, MS; Anderson, Blount, Campbell, Carter, Claiborne, Cocke, Grainger, Greene, Hamblen, Hancock, Hawkins, Jefferson, Johnson, Knox, Scott, Sevier, Sullivan, Unicoi, Union, Washington, Bedford, Bledsoe, Bradley, Coffee, Cumberland, Fentress, Franklin, Grundy, Hamilton, Lincoln, Loudon, McMinn, Marion, Marshall, Meigs, Monroe, Moore, Morgan, Polk, Rhea, Roane, Sequatchie, Van Buren, Warren, White, Cannon, Cheatham, Clay, Davidson, De Kalb, Dickson, Jackson, Macon, Montgomery, Overton, Pickett, Putnam, Robertson, Rutherford, Smith, Sumner, Trousdale, Williamson, Wilson, Benton, Carroll, Decatur, Giles, Hardin, Henderson, Henry, Hickman, Houston, Humphreys, Lawrence, Lewis, Maury, Perry, Stewart, Wayne, Weakley Counties, TN. (5) From points in Churchill, Douglas, Humboldt, Lyon, Mineral, Ormsby, Pershing, Storey, Washoe Counties, NV, to points in AL; FL; GA; Alcorn, Benton, Calhoun, Chickasaw, Choctaw, Clay, Desoto, Itawamba, Lafayette, Lee, Lowndes, Marshall, Monroe, Oktibbeha, Panola, Pontotoc, Prentiss, Tate, Tippah, Tishomingo, Tunila, Union, Webster, Yalobusha Counties, MS; Anderson, Blount, Campbell, Carter, Claiborne, Cocke, Grainger, Greene, Hamblen, Hancock, Hawkins, Jefferson, Johnson, Knox, Scott, Sevier, Sullivan, Unicoi, Union, Washington, Bedford, Bledsoe, Bradley, Coffee, Cumberland, Fentress, Franklin, Grundy, Hamilton, Lincoln, Loudon, McMinn, Marion, Marshall, Meigs, Monroe, Moore, Morgan, Polk, Rhea, Roane, Sequatchie, Van Buren, Warren, White, Cannon, Cheatham, Clay, Davidson, De Kalb, Dickson, Jackson, Macon, Montgomery, Overton, Pickett, Putnam, Robertson, Rutherford, Smith, Sumner, Trousdale, Williamson, Wilson, Benton, Carroll, Decatur, Giles, Hardin, Henderson, Henry, Hickman, Houston, Humphreys, Lawrence, Lewis, Maury, Perry, Stewart, Wayne, Weakley Counties, TN. (Gateway eliminated: Chicago, IL.)

MC 107012 (Sub-E263), filed July 7, 1977. Applicant: NORTH AMERICAN VAN LINES, INC., P.O. Box 988, Fort Wayne, IN 46801. Representatives: David D. Bishop and Gary M. Crist (same as above). *Draperies, crated,* From Reidsville and Stokesdale, NC, to points in Ballard, Caldwell, Calloway, Carlisle, Crittenden, Daviess, Fulton, Graves, Hancock, Henderson, Hickman, Hopkins, Livingston, Lyon, Marshall, McCracken, McLean, Trigg, Union, Webster Counties, KY; (*Evansville, IN); Bay, Clinton, Genesee, Gratiot, Hilldale, Huron, Ingham, Jackson, Lapeer, Lenawee, Livingston, Macomb, Midland, Monroe, Oakland, Saginaw, Saint Clair, Sanilac, Shiawassee, Tuscola, Washtenaw, Wayne, Alcona, Alpena, Antrim, Arenac, Benzie, Charlevoix, Cheboygan, Clare, Crawford, Emmet, Gladwin, Grand Traurse, Iosco, Isabella, Kalkaska, Lake, Leelanau, Manistee, Mason, Mecosta, Missaukee, Montmorency, Newaygo, Oceana, Ogemaw, Osceola, Oscoda, Otsego, Presque Isle, Roscommon, Wexford, Allegan, Barry, Berrien, Branch, Calhoun, Cass, Eaton, Ionia, Kalamazoo, Kent, Montcalm, Muskegon, Ottawa, Saint Joseph, Van Buren, Chippewa, Luce, Mackinac Counties, MI (*Bryan, OH); Bollinger, Butler, Cape Girardeau, Carter, Dunklin, Iron, Madison, Mississippi, New Madrid, Oregon, Pemiscot, Perry, Reynolds, Ripley, St. Francois, Ste. Genevieve, Scott, Shannon, Stoddard, Wayne, Adair, Audrain, Clarke, Knox, Lewis, Linn, Macon, Marion, Monroe, Pike, Putnam, Ralls, Randolph, Schuyler, Scotland, Shelby, Sullivan, Boone, Callaway, Cole, Crawford, Dent, Franklin, Gasconade, Jefferson, Lincoln, Maries, Miller, Moniteau, Montgomery, Osage, Phelps, Pulaski, Saint Charles, Saint Louis, St. Louis City, Warren, Washington, Barry, Barton, Camden, Cedar, Christian, Dade, Dallas, Douglas, Greene, Hickory, Howell, Jasper, Laclede, Lawrence, McDonald, Newton, Ozark, Polk, Stone, Taney, Texas, Vernon, Webster Counties, MO. (*Evansville, IN.) (Gateways eliminated: asterisked.)

MC 107012 (Sub-E265), filed July 7, 1977. Applicant: NORTH AMERICAN VAN LINES, INC., P.O. Box 988, Fort Wayne, IN 46801. Representatives: David D. Bishop and Gary M. Crist (same as above). *New Household Furnishings, crated,* (1) From points in NC, to points in MN. (2) From points in Buncombe, Cherokee, Clay, Graham, Haywood, Henderson, Jackson, McDowell, Macon, Madison, Mitchell, Polk, Rutherford, Swain, Transylvania, Yancey Counties, NC, to points in Benton, Carroll, Cass, Fountain, Fulton, Howard, Jasper, Lake, La Porte, Marshall, Miami, Montgomery, Newton, Porter, Pulaski, Saint Joseph, Starke, Trippecanoe, Warren, White Counties, IN; Allamakee, Black Hawk, Bremer, Buchanan, Butler, Cerro Gordo, Chickasaw, Clayton, Delaware, Fayette, Floyd, Franklin, Hancock, Howard, Mitchell, Winnebago, Winneshiek, Worth, Wright, Appanoose, Boone, Clarke, Dallas, Decatur, Greene, Grundy, Hamilton, Hardin, Jasper, Lucas, Madison, Mahaska, Marion,

Marhsall, Monroe, Polk, Poweshiek, Story, Tama, Warren, Wayne, Webster, Adair, Adams, Audubon, Cass, Fremont, Guthrie, Harrison, Mills, Montgomery, Page, Pottawattamie, Ringgold, Shelby, Taylor, Union, Buena Visita, Calhoun, Carroll, Cherokee, Clay, Crawford, Dickinson, Emmet, Humboldt, Ida, Kossuth, Lyon, Monona, O'Brien, Osceola, Palo Atlo, Plymouth, Pocahontas, Sac, Sioux, Woodbury Counties, IA; Baraga, Gogebic, Houghton, Iron, Keweenaw, Ontonagan, Alcona, Alpena, Antrim, Arenac, Benzie, Charlevoix, Cheboygan, Clare, Crawford, Emmet, Gladwin, Grand Traurse, Iosco, Isabella, Kalkaska, Lake, Leelanau, Manistee, Mason, Mecosta, Missaukee, Montmorency, Newaygo, Oceana, Ogemaw, Osceola, Oscoda, Otsego, Presque Isle, Roscommon, Wexford, Alger, Delta, Dickinson, Marquette, Menominee, Schoolcraft, Allegan, Barry, Berrien, Branch, Calhoun, Cass, Eaton, Ionia, Kalamazoo, Kent, Montcalm, Muskegon, Ottawa, Saint Joseph, Van Buren, Chippewa, Luce, Mackinac Counties, MI. (3) From Beaufort, Bertie, Camden, Chowan, Currituck, Dare, Edgecombe, Gates, Halifax, Hertford, Hyde, Martin, Nash, Northampton, Pamlico, Pasquotank, Perquimans, Pitt, Tyrrell, Washington, Wilson Counties, NC, to points in IA; Baraga, Gogebic, Houghton, Iron, Keweenaw, Ontonagon, Alger, Delta, Dickinson, Marquette, Menominee, Schoolcraft, Allegan, Barry, Berrien, Branch, Calhoun, Cass, Eaton, Ionia, Kalamazoo, Kent, Montcalm, Muskegon, Ottawa, Saint Joseph, Van Buren Counties, MI; Adair, Audrain, Clarke, Knox, Lewis, Linn, Macon, Marion, Monroe, Pike, Putnam, Ralls, Randolph, Schuyler, Scotland, Shelby, Sullivan, Boone, Callaway, Cole, Crawford, Dent, Franklin, Gasconade, Jefferson, Lincoln, Maries, Miller, Moniteau, Montgomery, Osage, Phelps, Pulaski, Saint Charles, Saint Louis, St. Louis City, Warren, Washington, Andrew, Atchinson, Bates, Benton, Buchanan, Caldwell, Carroll, Cass, Chariton, Clay, Clinton, Cooper, Daviess, De Kalb, Gentry, Grundy, Harrison, Henry, Holt, Howard, Jackson, Johnson, Lafayette, Livingston, Mercer, Morgan, Nodaway, Pettis, Platte, Ray, Saint Claire, Saline, Worth Counties, MO. (4) From Alexander, Alleghany, Ashe, Avery, Burke, Caldwell, Catawba, Cleveland, Gaston, Iredell, Lincoln, Mecklenburg, Surry, Watauga, Wilkes, Yadkin Counties, NC, to points in Benton, Carroll, Cass, Fountain, Fulton, Howard, Jasper, Lake, La Porte, Marshall, Miami, Montgomery, Newton, Porter, Pulaski, Saint Joseph, Starke, Tippecanoe, Warren, White Counties, IN, points in IA; Baraga, Gogebic, Houghton, Iron, Keweenaw, Ontonagon, Alger, Delta, Dickinson, Marquette, Menominee, Schoolcraft, Allegan, Barry, Berrien, Branch, Calhoun, Cass, Eaton, Ionia, Kalamazoo, Kent, Montcalm, Muskegon, Ottawa, Saint Joseph, Van Buren Counties, MI. (5) From Bladen, Brunswick, Carteret, Columbus, Craven, Cumberland, Duplin, Greene, Harnett, Hoke, Johnston, Jones, Lenoir, New Hanover, Onslow, Pender, Robeson, Sampson, Scotland, Wayne Counties, NC, to points in Benton, Carroll, Cass, Fountain, Fulton, Howard, Jasper, Lake, La Porte, Marshall, Miami, Montgomery, Newton, Porter, Pulaski, Saint Joseph, Starke, Tippecanoe, Warren, White Counties, IN; points in Iowa; Baraga, Gogebic, Houghton, Iron, Keweenaw, Ontonagon, Alger, Delta, Dickinson, Marquette, Menominee, Schoolcraft, Allegan, Barry, Berrien, Branch, Calhoun, Cass, Eaton, Ionia, Kalamazoo, Kent, Montcalm, Muskegon, Ottawa, Saint Joseph, Van Buren, Chippewa, Luce, Mackinac Counties, MI; Adair, Audrain, Clarke, Knox, Lewis, Linn, Macon, Marion, Monroe, Pike, Putnam, Ralls, Randolph, Schuyler, Scotland, Shelby, Sullivan, Andrew, Atchison, Bates, Benton, Buchanan, Caldwell, Carroll, Cass, Chariton, Clay, Clinton, Cooper, Daviess, De Kalb, Gentry, Grundy, Harrison, Henry, Holt, Howard, Jackson, Johnson, Lafayette, Livingston, Mercer, Morgan, Nodaway, Pettis, Platte, Ray, Saint Claire, Saline, Worth Counties, MO. (6) From points in Allamance, Anson, Cabarrus, Caswell, Chatham, Davidson, Davie, Durham, Forsyth, Franklin, Granville, Guilford, Lee, Montgomery, Moore, Orange, Person, Randolph, Richmond, Rockingham, Rowan, Stanly, Stokes, Union, Vance, Wake, Warren Counties, NC, to points in Benton, Carroll, Cass, Fountain, Fulton, Howard, Jasper, Lake, La Porte, Marshall, Miami, Montgomery, Newton, Porter, Pulaski, Saint Joseph, Starke, Tippecanoe, Warren, White Counties, IN; points in IA; Baraga, Gogebic, Houghton, Iron, Keweenaw, Ontonagon, Alger, Delta, Dickinson, Marquette, Menominee, Schoolcraft Counties, MI; Andrew, Atchison, Bates, Benton, Buchanan, Caldwell, Carroll, Cass, Chariton, Clay, Clinton, Cooper, Daviess, De Kalb, Gentry, Grundy, Harrison, Henry, Holt, Howard, Jackson, Johnson, Lafayette, Livingston, Mercer, Morgan, Nodaway, Pettis, Platte, Ray, Saint Claire, Saline, Worth Counties, MO. (Gateway eliminated; Chicago, IL.)

MC 107012 (Sub-E269), filed July 7, 1977. Applicant: NORTH AMERICAN VAN LINES, INC., P.O. Box 988, Fort Wayne, IN 46801. Representatives: David D. Bishop and Gary M. Crist (same as above). *New Household Furnishings, Crated,* (1) From points in OK, to points in CT; DE; MD; MA; MI; NJ; NY; PA; and R.I. (2) From points in Alfalfa, Beckham, Blaine, Caddo, Comanche, Cotton, Custer, Dewery, Ellis, Greer, Harmon, Harper, Jackson, Kiowa, Major, Roger Mills, Tillman, Washita, Woods, Woodward Counties, OK, to points in Washington D.C.; Adams, Allen, Blackford, De Kalb, Delaware, Elkhart, Grant, Huntington, Jay, Kosciusko, Lagrange, Noble, Randolph, Steuben, Wabash, Wells, Whitley, Benton, Carroll, Cass, Fountain, Fulton, Howard, Jasper, Lake, La Porte, Marshall, Miami, Montgomery, Newton, Porter, Pulaski, Saint Joseph, Starke, Tippecanoe, Warren, White Counties, IN; Ashland, Ashtabula, Carroll, Columbiana, Cuyahoga, Erie, Geauga, Harrison, Holmes, Huron, Jefferson, Lake, Lorain, Mahoning, Medina, Portage, Stark, Summit, Trumbull, Tuscarawas, Wayne, Coshocton, Crawford, Delaware, Fairfield, Fayette, Franklin, Knox, Licking, Logan, Madison, Marion, Marrow, Pickaway, Richland, Union, Athens, Belmont, Gallia, Guernsey, Hocking, Jackson, Lawrence, Meigs, Monroe, Morgan, Muskingum, Noble, Perry, Pike, Ross, Scioto, Vinton, Washington, Allen, Auglaize, Defiance, Fulton, Hancock, Hardin, Henry, Lucas, Mercer, Ottawa, Paulding, Putnam, Sandusky, Seneca, Van Wert, Williams, Wood, Wyandot Counties, OH; Barbour, Berkeley, Doddridge, Grant, Hampshire, Hardy, Harrison, Jefferson, Lewis, Marion, Mineral, Monongalia, Morgan, Pendleton, Preston, Randolph, Taylor, Tucker, Tyler, Upshur, Wetzel, Calhoun, Gilmer, Jackson, Mason, Pleasants, Ritchie, Roane, Wirt, Wood, Brooke, Hancock, Marshall, Ohio Counties, WV. (3) From points in Adair, Cherokee, Craig, Delaware, McIntosh, Mayes, Muskogee, Nowata, Okmulgee, Osage, Ottawa, Rogers, Sequoyah, Tulsa, Wagoner, Washington Counties, OK; to points in Washington, D.C.; Adams, Allen, Blackford, De Kalb, Delaware, Elkhart, Grant, Huntington, Jay, Kosciusko, Lagrange, Noble, Randolph, Steuben, Wabash, Wells, Whitley, Benton, Carroll, Cass, Fountain, Fulton, Howard, Jasper, Lake, La Porte, Marshall, Miami, Montgomery, Newton, Porter, Pulaski, Saint Joseph, Starke, Tippecanoe, Warren, White Counties, IN; Ashland, Ashtabula, Carroll, Columbiana, Cuyahoga, Erie, Geauga, Harrison, Holmes, Huron, Jefferson, Lake, Lorain, Mahoning, Medina, Portage, Stark, Summit, Trumbull, Tuscarawas, Wayne, Allen, Auglaize,

Defiance, Fulton, Hancock, Hardin, Henry, Lucas, Mercer, Ottawa, Paulding, Putnam, Sandusky, Seneca, Van Wert, Williams, Wood, Wyandot, Counites, OH; Braxton, Clay, Fayette, Kanawha, Nicholas, Webster, Barbour, Berkeley, Doddridge, Grant, Hampshire, Hardy, Harrison, Jefferson, Lewis, Marion, Mineral, Monongalia, Morgan, Pendleton, Preston, Randolph, Taylor, Tucker, Tyler, Upshur, Wetzel, Brooke, Hancock, Marshall, Ohio Counties, WV. (4) From points in Beaver, Cimarron, Texas Counties, OK, to points in Washington, D.C.; Adams, Allen, Blackford, De Kalb, Delaware, Elkhart, Grant, Huntington, Jay, Kosciusko, Lagrange, Noble, Randolph, Steuben, Wabash, Wells, Whitley, Benton, Carroll, Cass, Fountain, Fulton, Howard, Jasper, Lake, La Porte, Marshall, Miami, Montgomery, Newton, Porter, Pulaski, Saint Joseph, Starke, Tippecanoe, Warren, White Counites, IN; Bath, Boone, Bourbon, Boyd, Bracken, Campbell, Carroll, Carter, Clark, Elliott, Fleming, Franklin, Gallatin, Grant, Greenup, Harrison, Johnson, Kenton, Lawrence, Lewis, Magoffin, Martin, Mason, Menifee, Montgomery, Morgan, Nicholas, Owen, Pendleton, Powell, Robertson, Rowan, Scott, Wolfe Counties, KY; points in OH; Greenbrier, McDowell, Mercer, Monroe, Pocahontas, Raleigh, Summers, Wyoming, Braxton, Clay, Fayette, Kanawha, Nicholas, Webster, Barbour, Berkeley, Doddridge, Grant, Hampshire, Hardy, Harrison, Jefferson, Lewis, Marion, Mineral, Monongalia, Morgan, Pendleton, Preston, Randolph, Taylor, Tucker, Tyler, Upshur, Wetzel, Calhoun, Gilmer, Jackson, Mason, Pleasants, Ritchie, Roane, Wirt, Wood, Brooke, Hancock, Marshall, Ohio Counties, WV. (5) From points in Canadian, Carter, Cleveland, Creek, Garfield, Grady, Grant, Hughes, Jefferson, Johnston, Kay, Kingfisher, Lincoln, Logan, Love, McClain, Marshall, Murray, Noble, Okfuskee, Oklahoma, Osage, Pawnee, Payne, Pontotoc, Pottawatomie, Seminole, Stephes Counties, OK; to points in Washington, D.C.; Adams, Allen, Blackford, De Kalb, Delaware, Elkhart, Grant, Huntington, Jay, Kosciusko, Lagrange, Noble, Randolph, Steuben, Wabash, Wells, Whitley, Benton, Carroll, Cass, Fountain, Fulton, Howard, Jasper, Lake, La Porte, Marshall, Miami, Montgomery, Newton, Porter, Pulaski, Saint Joseph, Starke, Tippecanoe, Warren, White Counties, IN; Ashland, Ashtabula, Carroll, Columbiana, Cuyahoga, Erie, Geauga, Harrison, Holmes, Huron, Jefferson, Lake, Lorain, Mahoning, Medina, Portage, Stark, Summit, Trumbull, Tuscarawas, Wayne, Allen, Auglaize, Defiance, Fulton, Hancock, Hardin, Henry, Lucas, Mercer, Ottawa, Paulding, Putnam, Sandusky, Seneca, Van Wert, Williams, Wood, Wyandot Counties, OH; Barbour, Berkeley, Doddridge, Grant, Hampshire, Hardy, Harrison, Jefferson, Lewis, Marion, Mineral, Monongalia, Morgan, Pendleton, Preston, Randolph, Taylor, Tucker, Tyler, Upshur, Wetzel, Calhoun, Gilmer, Jackson, Mason, Pleasants, Ritchie, Roane, Wirt, Wood, Brooke, Hancock, Marshall, Ohio Counties, WV. (6) From points in Atoka, Bryan, Choctaw, Coal, Haskell, Latimer, Le Flore, McCurtain, Pittsburg, Pushmataha, Counties, OK; to points in Adams, Allen, Blackford, De Kalb, Delaware, Elkhart, Grant, Huntington, Jay, Kosciusko, Lagrange, Noble, Randolph, Steuben, Wabash, Wells, Whitley, Benton, Carroll, Cass, Fountain, Fulton, Howard, Jasper, Lake, La Porte, Marshall, Miami, Montgomery, Newton, Porter, Pulaski, Saint Joseph, Starke, Tippecanoe, Warren, White, Counties, IN; Ashland, Ashtabula, Carroll, Columbiana, Cuyahoga, Erie, Geauga, Harrison, Holmes, Huron, Jefferson, Lake, Lorain, Mahoning, Medina, Portage, Stark, Summit, Trumbull, Tuscarawas, Wayne, Allen, Auglaize, Defiance, Fulton, Hancock, Hardin, Henry, Lucas, Mercer, Ottawa, Paulding, Putnam, Sandusky, Seneca, Van Wert, Williams, Wood, Wyandot Counties, OH; Barbour, Berkeley, Doddridge, Grant, Hampshire, Hardy, Harrison, Jefferson, Lewis, Marion, Mineral, Monongalia, Morgan, Pendleton, Preston, Randolph, Taylor, Tucker, Tyler, Upshur, Wetzel, Brooke, Hancock, Marshall, Ohio, Counties, WV. (Gateway eliminated: Chicago, IL.)

MC 107012 (Sub-E271), filed July 7, 1977. Applicant: NORTH AMERICAN VAN LINES, INC., P.O. Box 988, Fort Wayne, IN 46801. Representatives: David D. Bishop and Gary M. Crist (same as above). *New Household Furnishings, Crated,* (1) From points in OR, to points in CT; DE; DC; IN; KY; MD; MA; NJ; NY; OH; PA; PA; RI.; WV. (2) From points in Benton, Clackamas, Clatsop, Columbia, Lane, Lincoln, Linn, Marion, Multnomah, Polk, Tillamook, Washington, Yamhill Counties, OR; to points in Benton, Cedar, Clinton, Davis, Des Moines, Dubuque, Henry, Iowa, Jackson, Jefferson, Johnson, Jones, Keokuk, Lee, Linn, Louisa, Muscatine, Scott, Van Buren, Wapello, Washington Counties, IA; Bay, Clinton, Genesee, Gratiot, Hillsdale, Huron, Ingham, Jackson, Lapeer, Lenawee, Livingston, Macomb, Midland, Monroe, Oakland, Saginaw, Saint Clair, Sanilac, Shiawassee, Tuscola, Washtenaw, Wayne, Alcona, Alpena, Antrim, Arenac, Benzie, Charlevoix, Cheboygan, Clare, Crawford, Emmet, Gladwin, Grand Traurse, Iosco, Isabella, Kalkaska, Lake Leelanau, Manistee, Mason, Mecosta, Missaukee, Montmorency, Newaygo, Oceana, Ogemaw, Osceola, Oscoda, Otsego, Presque Isle, Roscommon, Wexford, Allegan, Barry, Berrien, Branch, Calhoun, Cass, Eaton, Ionia, Kalamazoo, Kent, Montcalm, Muskegon, Ottawa, Saint Joseph, Van Buren, Chippewa, Luce, Mackinac Counties, MI; Bollinger, Butler, Cape Girardeau, Carter, Dunklin, Iron, Madison, Mississippi, New Madrid, Oregon, Pemiscot, Perry, Reynolds, Ripley, St. Francois, Ste. Genevieve, Scott, Shannon, Stoddard, Wayne, Adair, Audrain, Clarke, Knox, Lewis, Linn, Macon, Marion, Monroe, Pike, Putnam, Ralls, Randolph, Schuyler, Scotland, Shelby, Sullivan Counties, MD. (3) From points in Crook, De Schutes, Gilliam, Hood River, Jefferson, Sherman, Wasco, Wheeler, Harney, Klamath, Lake, Malheur Couties, OR; to points in Bay, Clinton, Genesee, Gratiot, Hillsdale, Huron, Ingham, Jackson, Lapeer, Lenawee, Livingston, Macomb, Midland, Monroe, Oakland, Saginaw, Saint Clair, Sanilac, Shiawassee, Tuscola, Washtenaw, Wayne, Alcona, Alpena, Antrim, Arenac, Benzie, Charlevox, Cheboygan, Clare, Crawford, Emmet, Gladwin, Grand Traverse, Iosco, Isabella, Kalkaska, Lake, Leelanau, Manistee, Mason, Mecosta, Missaukee, Montmorency, Newaygo, Oceana, Ogemaw, Osceola, Oscoda, Otsego, Presque Isle, Roscommon, Wexford, Alger, Delta, Dickinson, Marquette, Menominee, Schoolcraft, Allegan, Barry, Berrien, Branch, Calhoun, Cass, Eaton, Ionia, Kalamazoo, Kent, Montcalm Muskegon, Ottawa, Saint Joseph, Van Buren, Chippewa, Luce, Mackinac Counties, MI; Bollinger, Butler, Cape Girardeau, Carter, Dunklin, Iron, Madison, Mississippi, New Madrid, Oregon, Pemiscot, Perry, Reynolds, Ripley, St. Francois, Ste. Genevieve, Scott, Shannon, Stoddard, Wayne Counties, MD. (4) From points in Coos, Curry, Douglas, Jackson, Josephine Counties, OR, to points in MI; Bollinger, Butler, Cape Girardeus, Carter, Dunklin, Iron, Madison, MS; New Madrid, Oregon, Pemiscot, Perry, Reynolds, Ripley, St. Francois, Ste. Genevieve, Scott, Shannon, Stoddard, Wayne Counties, MO. (5) From Points in Baker, Grant, Morrow, Umatilla, Union, Wallowa Counties, OR, to points in Bay, Clinton, Genesee, Gratiot, Hillsdale, Huron, Ingham, Jackson, Lapeer, Lenawee, Livingston, Macomb, Midland, Monroe, Oakland, Saginaw, Saint Clair,

Sanilac, Shiawassee, Tuscola, Washtenaw, Wayne, Alcona, Alpena, Antrim, Arenac, Benzie, Charlevoix, Cheboygan, Clare, Crawford, Emmet, Gladwin, Grand Traurse, Iosco, Isabella, Kalkaska, Lake, Leelanau, Manistee, Mason, Mecosta, Missaukee, Montmorency, Newaygo, Oceana, Ogemaw, Osceola, Oscoda, Otsego, Presque Isle, Roscommon, Wexford, Allegan, Barry, Berrien, Branch, Calhoun, Cass, Eaton, Ionia, Kalamazoo, Kent, Montcalm, Muskegon, Ottawa, Saint Joseph, Van Buren Counties, MI; Bollinger, Butler, Cape Girardeau, Carter, Iron, Madison, Mississippi, New Madrid, Oregon, Pemiscot, Perry, Reynolds, Ripley, St. Francois, Ste. Genevieve, Scott, Shannon, Stoddard, Wayne, Dunklin Counties, MO. (Gateway eliminated: Chicago, IL.)

MC 107012 (Sub-E272), filed July 7, 1977. Applicant: NORTH AMERICAN VAN LINES, INC., P.O. Box 988, Fort Wayne, IN 46801. Representatives: David D. Bishop and Gary M. Crist (same as above). *Electric organs and accessories, crated.* From Greer, SC, to points in Ballard, Caldwell, Calloway, Carlisle Crittenden, Daviess, Fulton, Graves, Hancock, Henderson, Hickman, Hopkins, Livingston, Lyon, Marshall, McCracken, McLean, Trigg, Union, Webster Counties, KY, (*Evansville, IN); Bay, Clinton, Genesee, Gratiot, Hillsdale, Huron, Ingham, Jackson, Lapeer, Lenawee, Livingston, Macomb, Midland, Monroe, Oakland, Saginaw, Saint Clair, Sanilac, Shiawassee, Tuscola, Washtenaw, Wayne, Allegan, Barry, Berrier, Branch, Calhoun, Cass, Eaton, Ionia, Kalamazoo, Kent, Montcalm, Muskegon, Ottawa, Saint Joseph, Van Buren Counties, MI; (*Bryan, OH and points in MO *Evansville, IN). (Gateway eliminated: asterisked.)

MC 107012 (Sub-E430), filed May 13, 1974. Applicant: NORTH AMERICAN VAN LINES, INC., P.O. Box 988, Fort Wayne, IN 46801. Representatives: David D. Bishop and Gary M. Crist (same as above). *New furniture, crated.* (1) From points in SD, to points in AL, FL, GA, KY, NC, SC, TN, and VA (*Burlington, IA). (2) From points in SD, to points in LA and MS (*Greene County, AR) (3) From points in Bennett, Butte, Custer, Fall River, Haakon, Jackson, Lawrence, Meade, Pennington, Shannon, Washabaugh, Ziebach, Brule, Buffalo, Hand, Hughes, Hyde, Jones, Lyman, Mellette, Stanley, Sully, Todd, Tripp, Aurora, Bon Homme, Charles Mix, Clay, Davison, Douglas, Gregory, Hanson, Hutchinson, Jerauld, Lake, Lincoln, McCook, Miner, Minnehaha, Moody, Sanborn, Turner, Union and Yankton Counties, SD, to points in Ashley, Bradley, Calhoun, Chicot, Cleveland, Columbia, Dallas, Desha, Drew, Lincoln, Quachita, Union, Arkansas, Cleburne, Conway, Faulkner, Garland, Grant, Hot Springs, Jefferson, Lee, Lonoke, Monroe, Perry, Phillips, Prairie, Pulaski, Saline and White Counties, AR (*Greene County, AR) Baxter, Clay, Craighead, Greene, Crittendon, Cross, Fulton, Independence, Izard, Jackson, Lawrence, Mississippi, Poinsett, Randolph, Saint Francis, Sharp, Stone and Woodruff Counties, AR (*Burlington, IA) Benton, Cedar, Clinton, Davis, Des Moines, Dubuque, Henry, Iowa, Jackson, Jefferson, Johnson, Jones, Keokuk, Lee, Linn, Louisa, Muscatine, Scott, Van Buren, Wapello and Washington Counties, IA (*Burlington, IA) (4) From points in Campbell, Corson, Dewey, Edmunda, Faulk, Harding, McPherson, Perkins, Potter, Walworth, Beadle, Brookings, Brown, Clark, Codington, Day, Deuel, Grant, Hamlin, Kingsbury, Marshall, Roberts and Spink Counties, SD, to points in Ashley, Bradley, Calhoun, Chicot, Cleveland, Columbia, Dallas, Desha, Drew, Lincoln, Quachita, Union, Arkansas, Cleburne, Conway, Faulkner, Garland, Grant, Hot Springs, Jefferson, Lee, Lonoke, Monroe, Perry, Phillips, Prairie, Pulaski, Saline and White Counties, AR (*Greene County, AR); Baxter, Clay, Craighead, Greene, Crittendon, Cross, Fulton, Independence, Izard, Jackson, Lawrence, Mississippi, Poinsett, Randolph, Saint Francis, Sharp, Stone and Woodruff Counties, AR (*Burlington, IA); Benton, Cedar, Clinton, Davis, Des Moines, Dubuque, Henry, Iowa, Jackson, Jefferson, Johnson, Jones, Keokuk, Lee, Linn, Louisa, Muscatine, Scott, Van Buren, Wapello, and Washington Counties, IA (*Burlington, IA); Anderson, Angelina, Bowie, Camp, Cass, Cherokee, Collin, Dallas, Delta, Ellis, Fannin, Franklin, Freestone, Grayson, Gregg, Harrison, Henderson, Hopkins, Hunt, Kaufman, Lamar, Marion, Morris, Nacogdoches, Navarro, Panola, Rains, Red River, Rockwall, Rusk, Sabine, San Augustine, Shelby, Smith, Titus, Upshur, Van Zandt and Wood Counties, TX (*Greene County, AR). (Gateway eliminated: asterisked.)

MC 107012 (Sub-N. E431), filed May 13, 1974. Applicant: NORTH AMERICAN VAN LINES, INC., P.O. Box 988, Fort Wayne, IN 46801. Representatives: David D. Bishop and Gary M. Crist (same as above). *New Furniture, Crated.* (1) From points in TX, to points in GA, SC and TN (*Camden, AR) (2) From points in TX, to points in KY, NC and VA (*Greene County, AR) (3) From points in Andrews, Archer, Baylor, Blanco, Borden, Bosque, Brown, Burnet, Callahan, Clay, Coke, Coleman, Comanche, Concho, Cooke, Coryell, Crane, Crockett, Crosby, Dawson, Denton, Dickens, Eastland, Ector, Edwards, Erath, Fisher, Gaines, Garza, Gillespie, Glasscock, Hamilton, Haskell, Hill, Hood, Howard, Irion, Jack, Johnson, Jones, Kendall, Kent, Kerr, Kimble, King, Knox, Lampasas, Llamo, Lubbock, Lynn, McCulloch, McLennan, Martin, Mason, Menard, Midland, Mills, Mitchell, Montague, Nolan, Palo Pinto, Parker, Reagan, Runnels, San Saba, Schleicher, Scurry, Shackelford, Somervell, Stephens, Sterling, Stonewall, Sutton, Tarrant, Taylor, Terry, Throckmorton, Tom Green, Upton, Val Verde, Wise, Yoakum and Young Counties, TX, to points in AL (*Camden, AR); points in FL (*Camden, AR) Allamakee, Black Hawk, Bremer, Buchanan, Butler, Cerro Gordo, Chickasaw, Clayton, Delaware, Fayette, Floyd, Franklin, Hancock, Howard, Mitchell, Winnebago, Winneshiek, Worth, Wright, Appanoose, Boone, Clarke, Dallas, Decatur, Greene, Grundy, Hamilton, Hardin, Jasper, Lucas, Madison, Mahaska, Marion, Marshall, Monroe, Polk, Poweshiek, Story, Tama, Warren, Wayne, Webster, Benton, Cedar, Clinton, Davis, Des Moines, Dubuque, Henry, Iowa, Jackson, Jefferson, Johnson, Jones, Keokuk, Lee, Linn, Louisa, Muscatine, Scott, Van Buren, Wapello, Washington, Adair, Adams, Audubon, Cass, Fremont, Guthrie, Harrison, Mills, Montgomery, Page, Pottawattamie, Ringgold, Shelby, Taylor and Union Counties, IA (*Fort Smith, AR) Allen, Anderson, Bourbon, Butler, Chautauqua, Cherokee, Coffey, Cowley, Crawford, Elk, Greenwood, Labette, Linn, Lyon, Montgomery, Neosho, Wilson and Woodson Counties, KS (*Fort Smith, AR) Caldwell, East Carroll, Franklin, Jackson, Lincoln, Madison, Morehouse, Ouachita, Richland, Tensas, Union, West Carroll, Winn, Ascension, Assumption, East Baton Rouge, East Feliciana, Iberia, Iberville, Jefferson., Lafourche, Livingston, Orleans, Plaquemines, Pointe Coupee, Saint Bernard, Saint Charles, Saint Helena, Saint James, Saint John the Baptist, Saint Martin, Saint Mary, Saint Tammany, Tangipahoa, Terrebonne, Washington, West Baton Rouge and West Feliciana Parishes, LA (*Camden, AR); points in MN (*Fort Smith, AR); points in MS (*Camden, AR) Barnes, Cass, Dickey, Kidder, LaMoure, Logan, McIntosh, Ransom, Richland, Sargent, Stutsman, Eddy, Foster, Grand Forks, Griggs, Nelson, Steele, Traill, Benson, Cavalier, Pembina, Pierce, Ramsey, Rolette, Sheridan, Towner, Walsh and Wells Counties, ND (*Fort

Smith, AR) (4) From points in Armstrong, Bailey, Briscoe, Carson, Castro, Childress, Cochran, Collingsworth, Cottle, Dallam, Deaf Smith, Donley, Floyd, Foard, Gray, Hale, Hall, Hansfor, Hardeman, Hartley, Hemphill, Hockley, Hutchinson, Lamb, Lipscomb, Moore, Motley, Ochiltree, Oldham, Parmer, Potter, Randall, Roberts, Sherman, Swisher, Wheeler, Wichita and Wilbarger Counties, TX, to points in AL (*Camden, AR); points in FL (*Camden, AR) Allamakee, Black Hawk, Bremer, Buchanan, Butler, Cerro Gordo, Chicksaw, Clayton, Delaware, Sayette, Floyd, Franklin, Hancock, Howard, Mitchell, Winnebago, Winneshiek, Worth, Wright, Benton, Cedar, Clinton, Davis, Des Moines, Dubuque, Henry, Iowa, Jackson, Jefferson, Johnson, Jones, Keokuk, Lee, Linn, Louisa, Muscatine, Scott, Van Buren, Wapello and Washington Counties, IA (*Fort Smith, AR) Avoyelles, Catahoula, Concordia, Evangeline, Grant, LaSalle, Rapids, Saint Landry, Vernon, Caldwell, East Carroll, Franklin, Jackson, Lincoln, Madison, Morehouse, Quachita, Richland, Tensas, Union, West Carroll, Winn, Ascension, Assumption, East Baton Rouge, East Feliciana, Iberia, Iberville, Jefferson, Lafourche, Livingston, Orleans, Plaquemines, Pointe Coupee, Saint Bernard, Saint Charles, Saint Helena, Saint James, Saint John the Baptist, Saint Martin, Saint Mary, Saint Tammany, Tangipahoa, Terrebonne, Washington, West Baton Rouge and West Feliciana Parishes, LA (*Camden, AR); Aitkin, Carlton, Cook, Lake, Saint Louis, Tasca, Beltrami, Clearwater, Kittson, Koochiching, Lake of the Woods, Mahnomen, Marshall, Norman, Pennington, Polk, Red Lake, Roseau, Anoka, Blue Earth, Carver, Chisago, Dakota, Dodge, Faribault, Fillmore, Freeborn, Good Hue, Hennepin, Houston, Isanti, Kanabec, LeSueur, McLeod, Mille Lacs, Mower, Nicollet, Olmstead, Pine, Ramsey, Rice, Scott, Sherburne, Sibley, Steele, Wabasha, Wasela, Washington, Winona and Wright Counties, MN (*Fort Smith, AR); points in MS (*Camden, AR). (5) From points in Aransas, Atascosa, Bandera, Bee, Bexar, Brooks, Cameron, Dimmit, Duval, Frio, Goliad, Hidalgo, Jim Hogg, Jim Wells, Kaines, Kenedy, Kinney, Kleberg, LaSalle, Live Oak, McMullen, Maverick, Medina, Nueces, Real, Refugio, San Patricio, Starr, Uvalde, Webb, Willacy, Wilson, Zapata and Zavala Counties, TX, to points in Autauga, Bibb, Blount, Calhoun, Chambers, Cherokee, Chilton, Clay, Cleburne, Coosa, Cullman, Elmore, Etowah, Jefferson, Lee, Randolph, St. Clair, Shelby, Talladega, Tallapoosa, Barbour, Bullock, Coffee, Covington, Crenshaw, Dale, Geneva, Henry, Houston, Macon, Montgomery, Pike, Russell, Colbert, Fayette, Franklin, Lamar, Lauderdale, Lawrence, Marion, Pickens, Tuscaloosa, Walker, Winston, De Kalb, Jackson, Limestone, Madison, Marshall and Morgan Counties, AL (*Camden, AR) Charlotte, De Soto, Glades, Hardee, Hendry, Highlands, Lee, Manatee, Okeechobee, Sarasota, Alachua, Baker, Bradford, Clay, Duval, Flagler, Levy, Marion, Nassau, Putnam, Saint Johns, Union, Broward, Collier, Dade, Martin, Monroe, Palm Beach, Saint Lucie, Brevard, Citrus, Hernando, Hillsborough, Indian River, Lake, Orange, Osceola, Pasco, Pinellas, Polk, Seminole, Sumter, Volusia, Columbia, Dixie, Franklin, Gadsen, Gilchrist, Hamilton, Jefferson, Lafayette, Leon, Liberty, Madison, Suwannee, Taylor and Wakulla Counties, FL (*Camden, AR); Benewah, Bonner, Bounder, Clearwater, Idaho, Kootenai, Latah, Lewis, Nez Perce and Shoshone Counties, ID (*Camden, AR); points in IA (*Fort Smith, AR; Atchison, Brown, Doniphan, Douglas, Franklin, Jackson, Jefferson, Johnson, Leavenworth, Marshall, Miami, Nemaha, Osage, Pottawatomie, Shawnee, Wabaunsee, Wyandotte, Allen, Anderson, Bourbon, Butler, Chautauqua, Cherokee, Coffey, Cowley, Crawford, Elk, Greenwood, Labette, Linn, Lyon, Montgomery, Neosho, Wilson and Woodson Counties, KS. (*Forth Smith AR); Caldwell, East Carroll, Franklin, Jackson, Lincoln, Madison, Morehouse, Ouachita, Richland, Tensas, Union, West Carroll and Winn Parishes, LA (*Camden, AR); points in MN (*Fort Smith, AR); Bolivar, Carrol, Coahoma, Grenada, Holmes, Humphreys, Issaquena, Leflore, Montgomery, Quitman, Sharkey, Sunflower, Tallahatchie, Warren, Washington, Yazoo, Attala, Clairborne, Clarke, Copiah, Hinds, Jasper, Kemper, Lauderdale, Leake, Madison, Neshoba, Newton, Noxubee, Rankin, Scott, Simpson, Smith, Winston, Alcorn, Benton, Calhoun, Chickasaw, Choctaw, Clay, Desoto, Itawamba, Lafayette, Lee, Lowndes, Marshall, Monroe, Oktibbeha, Panola, Pontotoc, Prentiss, Tate, Tippah, Tishomingo, Tunila, Union, Webster and Yalobusha Counties, MS (*Camden, AR); points in MT (*Forth Smith, AR); points in ND (*Fort Smith); Adair, Cherokee, Craig, Delaware McIntosh, Mayes, Muskogee, Nowata, Okmulgee, Osage, Ottawa, Rogers, Sequoyah, Tulsa, Wagoner and Washington Counties, OK (*Fort Smith, AR); Beadle, Brookings, Brown, Clark, Codington, Day, Deuel, Grant, Hamlin, Kingsbury, Marshall, Roberts and Spink Counties, SD (*Camden, AR).

(6) From points in Brewster, Culberson, El Paso, Hudspeth, Jeff Davis, Loving, Pecos, Presidio, Reeves, Terrell, Ward and Winkler Counties, TX, to points in AL (*Camden, AR); points in FL (*Camden, AR); Allamakee, Black Hawk, Bremer, Buchanan, Butler, Cerro Gordo, Chickasaw, Clayton, Delaware, Fayette, Floyd, Franklin, Hancock, Howard, Mitchell, Winnebago, Winneshiek, Worth, Wright, Appanoose, Boone, Clarke, Dallas, Decatur, Greene, Grundy, Hamilton, Hardin, Jasper, Lucas, Madison, Mahaska, Marion, Marshall, Monroe, Polk, Poweshiek, Story, Tama, Warren, Wayne, Webster, Benton, Cedar, Clinton, Davis, Des Moines, Dubuque, Henry, Iowa, Jackson, Jefferson, Johnson, Jones, Keokuk, Lee, Linn, Louisa, Muscatine, Scott, Van Buren, Wapello and Washington Counties, IA (*Fort Smith, AR); Allen, Anderson, Bourbon, Butler, Chautauqua, Cherokee, Coffey, Cowley, Crawford, Elk, Greenwood, Labette, Linn, Lyon, Montgomery, Neosho, Wilson and Woodson Counties, KS (*Fort Smith, AR); Avoyelles, Catahoula, Concordia, Evangeline, Grant, LaSalle, Rapids, Saint Landry, Vernon, Caldwell, East Carroll, Franklin, Jackson, Lincoln, Madison, Morehouse, Ouachita, Richland, Tensas, Union, West Carroll, Winn, Ascension, Assumption, East Baton Rouge, East Feliciana, Iberia, Iberville, Jefferson, Lafourche, Livingston, Orleans, Plaquemines, Pointe Coupee, Saint Bernard, Saint Charles, Saint Helena, Saint James, Saint John the Baptist, Saint Martin, Saint Mary, Saint Tammany, Tangipahoa, Terrebonne, Washington, West Baton Rouge and West Feliciana Counties, LA (*Camden, AR); Aitkin, Carlton, Cook, Lake, Saint Louis, Tasca, Beltrami, Clearwater, Kittson, Koochiching, Lake of the Woods, Mahnomen, Marshall, Norman, Pennington, Polk, Red Lake, Roseau, Anoka, Blue Earth, Carver, Chisago, Dakota, Dodge, Faribault, Fillmore, Freeborn, Good Hue, Hennepin, Houston, Isanti, Kanabec, LeSueur, McLeod, Mille Lacs, Mower, Nicollet, Olmstead, Pine, Ramsey, Rice, Scott, Sherburne, Sibley, Steele, Wabasha, Wasela, Washington, Winona and Wright Counties, MN (*Fort Smith, AR); points in MS (*Camden, AR). (7) From points in Austin, Bastrop, Bell, Brazoria, Brazos, Burleson, Caldwell, Calhoun, Chambers, Colorado, Comal, DeWitt, Falls, Fayette, Fort Bend, Galveston, Gonzales, Grimes, Guadalupe, Hardin, Harris, Hays, Houston, Jackson, Jasper, Jefferson, Lavaca, Lee, Leon, Liberty, Limestone,

Madison, Matagorda, Milam, Montgomery, Newton, Orange, Polk, Robertson, San Jacinto, Travis, Trinity, Tyler, Victoria, Walker, Waller, Washington, Wharton and Williamson Counties, TX, to points in Autauga, Bibb, Blount, Calhoun, Chambers, Cherokee, Chilton, Clay, Cleburne, Coosa, Cullman, Elmore, Etowah, Jefferson, Lee, Randolph, St. Clair, Shelby, Talladega, Tallapoosa, Colbert, Fayette, Franklin, Lamar, Lauderdale, Lawrence, Marion, Pickens, Tuscaloosa, Walker, Winston, De Kalb, Jackson, Limestone, Madison, Marshall and Morgan Counties, AL (*Camden, AR); Butte, Lassen, Modoc, Nevada, Plumas, Shasta, Sierra, Siskiyou, Yuba, Glenn, Humboldt, Lake, Mendicino, Tehama, Trinity, Alameda, Alpine, Amador, Calaveras, Colusa, Contra Costa, Eldorado, Madera, Marin, Mariposa, Merced, Mono, Monterey, Napa, Placer, San Benito, Sacramento, San Francisco, San Joaquin, San Mateo, Santa Clara, Santa Cruz, Solano, Sonoma, Stanislaus, Sutter, Tuolumne and Yolo Counties, CA (*Camden, AR); Kit Carson, Logan, Morgan, Phillips, Sedgwick, Washington, Weld and Yuma Counties, CO (*Fort Smith, AR); Charlotte, De Soto, Glades, Hardee, Hendry, Highlands, Lee, Manatee, Okeechobee, Sarasota, Broward, Collier, Dade, Martin, Monroe, Palm Beach and Saint Lucie Counties, FL (*Camden, AR); Benewah, Bonner, Boundry, Clearwater, Idaho, Kootenai, Latah, Lewis, Nez Perce and Shoshone Counties, ID (*Camden, AR); points in IA (*Fort Smith, AR); Atchison, Brown, Doniphan, Douglas, Franklin, Jackson, Jefferson, Johnson, Leavenworth, Marshall, Miami, Nemaha, Osage, Pottawatomie, Shawnee, Wabaunsee, Wyandotte, Allen, Anderson, Bourbon, Butler, Chautauqua, Cherokee, Coffey, Cowley, Crawford, Elk, Greenwood, Labette, Linn, Lyon, Montgomery, Neosho, Wilson and Woodson Counties, KS (*Fort Smith, AR); points in MN (*Fort Smith, AR); Bolivar, Carrol, Coahoma, Grenada, Holmes, Humphreys, Issaquena, Leflore, Montgomery, Quitman, Sharkey, Sunflower, Tallahatchie, Warren, Washington, Yazoo, Alcorn, Benton, Calhoun, Chickasaw, Choctaw, Clay, Desoto, Itawamba, Lafayette, Lee, Lowndes, Marshall, Monroe, Oktibbeha, Panola, Pontotoc, Prentiss, Tate, Tippah, Tishomingo, Tunila, Union, Webster and Yalobusha Counties, MS (*Camden, AR); points in MT (*Fort Smith, AR); points in ND (*Fort Smith, AR); Adair, Cherokee, Craig, Delaware, McIntosh, Mayes, Muskogee, Nowata, Okmulgee, Osage, Ottawa, Rogers, Sequoyah, Tulsa, Wagoner and Washington Counties, OK (*Fort Smith, AR); points in OR (*Camden, AR); Campbell, Corson, Dewey, Edmunda, Faulk, Harding, McPherson, Perkins, Potter, Walworth, Beadle, Brookings, Brown, Clark, Codington, Day, Deuel, Grant, Hamlin, Kingsbury, Marshall, Roberts, Spink, Aurora, Bon Homme, Charles Mix, Clay, Davison, Douglas, Gregory, Hanson, Hutchinson, Jerauld, Lake, Lincoln, McCook, Miner, Minnehaha, Moody, Sanborn, Turner, Union and Yankton Counties, SD (*Camden, AR); Park, Teton, Yellowstone National Park, Lincoln, Sublette, Sweetwater, Uinta, Fremont, Hot Springs, Natrona, Big Horn, Campbell, Crook, Johnson, Sheridan, Washakie and Weston Counties, WY (*Fort Smith, AR). (8) From points in Anderson, Angelina, Bowie, Camp, Cass, Cherokee, Collin, Dallas, Delta, Ellis, Fannin, Franklin, Freestone, Grayson, Gregg, Harrison, Henderson, Hopkins, Hunt, Kaufman, Lamar, Marion, Morris, Nacogdoches, Navarro, Panola, Rains, Red River, Rockwall, Rusk, Sabine, San Augustine, Shelby, Smith, Titus, Upshur, Van Zandt and Wood Counties, TX, to points in AL (*Camden, AR); points in AZ (*Camden, AR); points in CA (*Camden, AR); points in CO (*Fort Smith, AR); points in FL (*Camden, AR); points in ID (*Camden, AR); points in IA (*Fort Smith, AR); points in KS (*Fort Smith, AR); Caldwell, East Carroll, Franklin, Jackson, Lincoln, Madison, Morehouse, Ouachita, Richland, Tensas, Union, West Carroll, Winn, Ascension, Assumption, East Baton Rouge, East Feliciana, Iberia, Iberville, Jefferson, Lafourche, Livington, Orleans, Plaquemines, Pointe Coupee, Saint Bernard, Saint Charles, Saint Helena, Saint James, Saint John the Baptist, Saint Martin, Saint Mary, Saint Tammany, Tangipahoa, Terrebonne, Washington, West Baton Rouge and West Feliciana Parishes, LA (*Camden, AR); points in MN (*Fort Smith, AR); points in MS (*Camden, AR); points in MT (*Fort Smith, AR); points in NV (*Camden, AR); Bernalillo, Guadalupe, Los Alamos, Sandoval, San Miguel, Santa Fe, Torrance, Valencia, McKinley, Rio Arriba, San Juan, Colfax, Harding, Mora, Taos and Union Counties, NM (*Fort Smith, AR); Catron, Dona Ana, Grant, Hidalgo, Luna, Otero, Sierra and Socorro Counties, NM (*Camden, AR); points in ND (*Fort Smith, AR); Adair, Cherokee, Craig, Delaware, McIntosh, Mayes, Muskogee, Nowata, Okmulgee, Osage, Ottawa, Rogers, Sequoyah, Tulsa, Wagoner, Washington, Beaver, Cimarron and Texas Counties, OK (*Fort Smith, AR); points in OR (*Camden, AR); points in SD (*Camden, AR); points in UT (*Camden, AR); points in WY (*Fort Smith, AR). (Gateways eliminated: asterisked.)

MC 107012 (Sub-E 432), May 13, 1974. Applicant: NORTH AMERICAN VAN LINES, INC., P.O. Box 988, Fort Wayne, IN 46801. Representatives: David D. Bishop and Gary M. Crist (same as above). *New Furniture, Crated* (1) From points in UT, to points in AL, FL, GA, KY, MS, NC, SC, TN and VA (*Greene County, AR). (2) From points in Beaver, Iron and Washington Counties, UT, to points in Arkansas, Cleburne, Conway, Faulkner, Garland, Grant, Hot Springs, Jefferson, Lee, Lonoke, Monroe, Perry, Phillips, Prairie, Pulaski, Saline and White Counties, AR (*Greene County, AR); Allamakee, Black Hawk, Bremer, Buchanan, Butler, Cerro Gordo, Chickasaw, Clayton, Delaware, Fayette, Floyd, Franklin, Hancock, Howard, Mitchell, Winnebago, Winneshiek, Worth, Wright, Benton, Cedar, Clinton, Davis, Des Moines, Dubuque, Henry, Iowa, Jackson, Jefferson, Johnson, Jones, Keokuk, Lee, Linn, Louisa, Muscatine, Scott, Van Buren, Wapello and Washington Counties, IA (*Burlington, IA); Ascension, Assumption, East Baton Rouge, East Feliciana, Iberia, Iberville, Jefferson, Lafourche, Livingston, Orleans, Plaquemines, Pointe Coupee, Saint Bernard, Saint Charles, Saint Helena, Saint James, Saint John the Baptist, Saint Martin, Saint Mary, Saint Tammany, Tangipahoa, Terrebonne, Washington, West Baton Rouge and West Feliciana Parishes, LA (*Greene County, AR); Anoka, Blue Earth, Carver, Chisago, Dakota, Dodge, Faribault, Fillmore, Freeborn, Good Hue, Hennepin, Houston, Isanti, Kanabec, LeSueur, McLeod, Mille Lacs, Mower, Nicollet, Olmstead, Pine, Ramsey, Rice, Scott, Sherburne, Sibley, Steele, Wabasha, Wasela, Washington, Winona and Wright Couties, MN (*Burlington, IA). (3) From points in Box Elder, Cache, Davis, Morgan, Rich, Salt Lake, Summit, Tooele, Utah Wasatch and Weber Counties, UT, to points in Ashley, Bradley, Calhoun, Chicot, Cleveland, Columbia, Dallas, Desha, Drew, Lincoln, Quachita, Union, Arkansas, Cleburne, Conway, Falkner, Garland, Grant, Hot Springs, Jefferson, Lee, Lonoke, Monroe, Perry, Phillips, Prairie, Pulaski, Saline and White Counties, AR (*Green County, AR); Allamakee, Black Hawk, Bremer, Buchanan, Butler, Cerro Gordo, Chickasaw, Clayton, Delaware, Fayette, Floyd, Franklin, Hancock, Howard, Mitchell, Winnebago, Winneshiek, Worth, Wright, Benton, Cedar, Clinton, Davis, Des Moines, Dubuque, Henry, Iowa, Jackson, Jefferson, Johnson, Jones, Keokuk, Lee, Linn, Louisa, Muscatine,

Scott, Van Buren, Wapello and Washington Counties, IA (*Burlington, IA); Avoyelles, Catahoula, Concordia, Evangeline, Grant, LaSalle, Rapids, Saint Landry, Vernon, Caldwell, East Carroll, Franklin, Jackson, Lincoln, Madison, Morehouse, Ouachita, Richland, Tensas, Union, West Carroll, Winn, Ascension, Assumption, East Baton Rouge, East Feliciana, Iberia, Iberville, Jefferson, Lafourche, Livingston, Orleans, Plaquemines, Pointe Coupee, Saint Bernard, Saint Charles, Saint Helena, Saint James, Saint John the Baptist, Saint Martin, Saint Mary, Saint Tammany, Tangipahoa, Terrebonne, Washington, West Baton Rouge, West Feliciana, Bienville, Bossier, Caddo, Claiborne, DeSoto, Natchitoches, Reo River, Sabine and Webster Parishes, LA (*Greene County, AR). (4) From points in Carbon, Daggett, Duchesme, Emery, Grand, San Juan and Uimtah Counties, UT to points in Ashley, Bradley, Calhoun, Chicot, Cleveland, Columbia, Dallas, Desha, Drew, Lincoln, Quachita, Union, Arkansas, Cleburne, Conway, Falkner, Garland, Grant, Hot Springs, Jefferson, Lee, Lonoke, Monroe, Perry, Phillips, Prairie, Pulaski, Saline and White Counties, AR (*Greene County, AR); Allamakee, Black Hawk, Bremer, Buchanan, Butler, Cerro Gordo, Chickasaw, Clayton, Delaware, Fayette, Floyd, Franklin, Hancock, Howard, Mitchell, Winnebago, Winneshiek, Worth, Wright, Benton, Cedar, Clinton, Davis, Des Moines, Dubuque, Henry, Iowa, Jackson, Jefferson, Johnson, Jones, Keokuk, Lee, Linn, Louisa, Muscatine, Scott, Van Buren, Wapello and Washington Counties, IA (*Burlington, IA); Caldwell, East Carroll, Franklin, Jackson, Lincoln, Madison, Morehouse, Ouachita, Richland, Tensas, Union, West Carroll, Winn, Ascension, Assumption, East Baton Rouge, East Feliciana, Iberia, Iberville, Jefferson, Lafourche, Livingston, Orleans, Plaquemines, Pointe Coupee, Saint Bernard, Saint Charles, Saint Helena, Saint James, Saint John the Baptitst, Saint Martin, Saint Mary, Saint Tammany, Tangipahoa, Terrebonne, Washington, West Baton Rouge and West Feliciana Parishes, LA (*Greene County, AR). (5) From points in Garfield, Juab, Kane, Millard, Piute, Sanpete, Sevier and Wayne Counties, UT, to points in Ashley, Bradley, Calhoun, Chicot, Cleveland, Columbia, Dallas, Desha, Drew, Lincoln, Quachita, Union, Arkansas, Cleburne, Conway, Faulkner, Garland, Grant, Hot Springs, Jefferson, Lee, Lonoke, Monroe, Perry, Phillips, Prairie, Pulaski, Saline and White Counties, AR (*Greene County, AR); Allamakee, Black Hawk, Bremer, Buchanan, Butler, Cerro Gordo, Chickasaw, Clayton, Delaware, Fayette, Floyd, Franklin, Hancock, Howard, Mitchell, Winnebago, Winneshiek, Worth, Wright, Benton, Cedar, Clinton, Davis, Des Moines, Dubuque, Henry, Iowa, Jackson, Jefferson, Johnson, Jones, Keokuk, Lee, Linn, Louisa, Muscatine, Scott, Van Buren, Wapello and Washington Counties, IA (*Burlington, IA); Avoyelles, Catahoula, Concordia, Evangeline, Grant, LaSalle, Rapids, Saint Landry, Vernon, Caldwell, East Carroll, Franklin, Jackson, Lincoln, Madison, Morehouse, Ouachita, Richland, Tensas, Union, West Carroll, Winn, Ascension, Assumption, East Baton Rouge, East Feliciana, Iberia, Iberville, Jefferson, Lafourche, Livingston, Orleans, Plaquemines, Pointe Coupee, Saint Bernard, Saint Charles, Saint Helena, Saint James, Saint John the Baptist, Saint Martin, Saint Mary, Saint Tammany, Tangipahoa, Terrebonne, Washington, West Baton Rouge and West Feliciana Parishes, LA (*Greene County, AR); Anoka, Blue Earth, Carver, Chisago, Dakota, Dodge, Faribault, Fillmore, Freeborn, Good Hue, Hennepin, Houston, Isanti, Kanabec, LeSueur, McLeod, Mille Lacs, Mower, Nicollet, Olmstead, Pine, Ramsey, Rice, Scott, Sherburne, Sibley, Steele, Wabasha, Wasela, Washington, Winona and Wright Counties, MN (Burlington, IA)). Gateways eliminated: asterisked.)

By the Commission.

Agatha L. Mergenovich,

Secretary.

[FR Doc. 80-6792 Filed 3-4-80; 8:45 am]

BILLING CODE 7035-01-M

Permanent Authority Decisions; Decision-Notice

The following applications, filed on or after March 1, 1979, are governed by Special Rule 247 of the Commission's *Rules of Practice* (49 CFR § 1100.247). These rules provide, among other things, that a petition for intervention, either in support of or in opposition to the granting of an application, must be filed with the Commission within 30 days after the date notice of the application is published in the **Federal Register.** Protests (such as were allowed to filings prior to March 1, 1979) *will be rejected.* A petition for intervention without leave must comply with Rule 247(k) which requires petitioner to demonstrate that it (1) holds operating authority permitting performance of any of the service which the applicant seeks authority to perform, (2) has the necessary equipment and facilities for performing that service, and (3) has performed service within the scope of the application either (a) for those supporting the application, or, (b) where the service is not limited to the facilities of particular shippers, from and to, or between, any of the involved points.

Persons unable to intervene under Rule 247(k) may file a petition for leave to intervene under Rule 247(1) setting forth the specific grounds upon which it is made, including a detailed statement of petitioner's interest, the particular facts, matters, and things relied upon, including the extent, if any, to which petitioner (a) has solicited the traffic or business of those supporting the application, or, (b) where the identity of those supporting the application is not included in the published application notice, has solicited traffic or business indentical to any part of that sought by applicant within the affected marketplace. The Commission will also consider (a) the nature and extent of the property, financial, or other interest of the petitioner, (b), the effect of the decision which may be rendered upon petitioner's interest, (c) the availability of other means by which the petitioner's interest might be protected, (d) the extent to which petitioner's interest will be represented by other parties, (e) the extent to which petitioner's participation may reasonably be expected to assist in the development of a sound record, and (f) the extent to which participation by the petitioner would broaden the issues or delay the proceeding.

Petitions not in reasonable compliance with the requirements of the rule may be rejected. An original and one copy of the petition to intervene shall be filed with the Commission indicating the specific rule under which the petition to intervene is being filed, and a copy shall be served concurrently upon applicant's representative, or upon applicant if no representative is named.

Section 247(f) provides, in part, that an applicant which does not intend to timely prosecute its application shall promptly request that it be dismissed, and that failure to prosecute an application under the procedures of the Commission will result in dismissal.

If an applicant has introduced rates as an issue it is noted. Upon request, an applicant must provide a copy of the tentative rate schedule to any protestant.

Further processing steps will be by Commission notice, decision, or letter which will be served on each party of record. *Broadening amendments will not be accepted after the date of this publication.*

Any authority granted may reflect administrative acceptable restrictive amendments to the service proposed

below. Some of the applications may have been modified to conform to the Commission's policy of simplifying grants of operating authority.

Findings

With the exception of those applications involving duly noted problems (e.gs., unresolved common control, unresolved fitness questions, and jurisdictional problems) we find, preliminarily, that each common carrier applicant has demonstrated that its proposed service is required by the present and future public convenience and necessity, and that each contract carrier applicant qualifies as a contract carrier and its proposed contract carrier service will be consistent with the public interest and the transportation policy of 49 U.S.C. 10101. Each applicant is fit, willing, and able properly to perform the service proposed and to conform to the requirements of Title 49, Subtitle IV, United States Code, and the Commission's regulation. Except where specifically noted, this decision is neither a major Federal action significantly affecting the quality of the human environment nor a major regulatory action under the Energy Policy and Conservation Act of 1975.

In those proceedings containing a statement or note that dual operations are or may be involved we find, preliminarily and in the absence of the issue being raised by a petitioner, that the proposed dual operations are consistent with the public interest and the transportation policy of 49 U.S.C. 10101 subject to the right of the Commission, which is expressly reserved, to impose such terms, conditions or limitations as it finds necessary to insure that applicant's operations shall conform to the provisions of 49 U.S.C. 10930(a) [formerly section 210 of the Interstate Commerce Act.]

In the absence of legally sufficient petitions for intervention, filed within 30 days of publication of this decision-notice, April 4, 1980, (or, if the application later becomes unopposed), appropriate authority will be issued to each applicant (except those with duly noted problems) upon compliance with certain requirements which will be set forth in a notification of effectiveness of the decision-notice. To the extent that the authority sought below may duplicate an applicant's other authority, such duplication shall be construed as conferring only a single operating right.

Applicants must comply with all specific conditions set forth in the following decision-notices within 30 days after publication, or the application shall stand denied.

Note.—All applications are for authority to operate as a common carrier, by motor vehicle, in interstate or foreign commerce, over irregular routes, except as otherwise noted.

Volume No. 3

Decided: February 8, 1980.

By the Commission, Review Board Number 3, Members Parker, Fortier and Hill.

MC 7698 (Sub-15F), filed October 31, 1979. Applicant: FOWLER & WILLIAMS, INC., 1300 Meylert Ave., Scranton, PA 18501. Representative: Michael R. Werner, 167 Fairfield Rd., P.O. Box 1409, Fairfield, NJ 07006. Transporting *general commodities* (except those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment), (1) between Scranton, PA and Baltimore, MD, from Scranton over Interstate Hwy 81 to junction Interstate Hwy 83, then over Interstate Hwy 83 to junction Interstate Hwy 695, then over Interstate Hwy 695, to Baltimore, and return over the same route, serving all points in DE as off-route points, and Philadelphia, PA as an intermediate point, (2) between Scranton, PA, and Washington, DC, (a) from Scranton to junction Interstate Hwy 695 as in (1) above, then over Interstate Hwy 695 to junction Interstate Hwy 95, then over Interstate Hwy 95 to junction Interstate Hwy 495 to Washington, DC, and return over the same route, and (b) from Scranton to junction Interstate Hwy 695 as in (1) above, then over Interstate Hwy 695 to junction Baltimore Washington Expressway, then over the Baltimore Washington Expressway to Washington, DC, and return over the same route, serving in (a) and (b) above, all points in DE as off-route points, and Philadelphia, PA as an intermediate points, (3) between Scranton, PA and Richmond, VA, from Scranton to junction Interstate Hwy 95 as in (2)(a) above, then over Interstate Hwy 95 to Richmond, and return over the same route serving all points in DE as off-route points, and Philadelphia, PA as an intermediate points, and (4) between Scranton, PA and Portsmouth, VA, from Scranton to junction Interstate Hwy 95 as in (2)(a) above, then over Interstate Hwy 95 to junction Interstate Hwy 64, then over Interstate Hwy 64 to Portsmouth, and return over the same route, serving all points in DE, and Newport News and Norfolk, VA as off-route points, and Philadelphia, PA and intermediate points. (Hearing site: Scranton, PA.)

MC 29079 (Sub-141F), filed September 21, 1979. Applicant: BRADA MILLER FREIGHT SYSTEM, INC., P.O. Box 935, Kokomo, IN 46901. Representative: Chandler L. Van Orman, 1729 H St. NW., Washington, DC 20006. Transporting *metal or metal alloys, hardware, plastic laminates, and electrical appliances or instruments* between the facilities of General Motors Corporation, at or near Kokomo, IN, on the one hand, and, on the other, Milwaukee, WI. (Hearing site: Washington, DC.)

MC 29079 (Sub-142F), filed September 21, 1979. Applicant: BRADA MILLER FREIGHT SYSTEM, INC., P.O. Box 935, Kokomo, IN 46901. Representative: Chandler L. Van Orman, 1729 H St. NW., Washington, DC 20006. Transporting (1) *refractory products and* (2) *materials and supplies* used in the manufacture, distribution and installation of refractory products between the facilities of Harbison Walker Refractories, Division of Dresser Industries, Inc., at Baltimore, Leslie and Jennings, MD, Clearfield, Mt. Union and Templeton, PA, Vandalia and Fulton, MI, Brunswick and Calhoun, GA, Bessemer, Eufaula and Fairfield, AL, Cape May, NJ, Portsmouth and Windham, OH, and Hammond, IN, on the one hand, and, on the other, points in the United States in and east of WI, IL, MO, MS, and LA. (Hearing site: Washington, DC.)

MC 29079 (Sub-143F), filed September 21, 1979. Applicant: BRADA MILLER FREIGHT SYSTEM, INC., P.O. Box 935, Kokomo, IN 46901. Representative: Chandler L. Van Orman, 1729 H. St. NW.; Washington, DC 20006. Transporting *metal and metal alloys and products* of metal and metal alloys between the facilities of the Cabot Corp., at or near Kokomo, IN, on the one hand, and, on the other, Huntington, WV. (Hearing site: Washington, DC.)

MC 30378 (Sub-64F), filed September 17, 1979. Applicant: ASSOCIATED TRANSPORTS, INC., 9050 Pershall Rd., Hazelwood, MO 63041. Representative: Arnold L. Burke, 180 North LaSalle St., Chicago, IL 60601. Transporting *motor vehicles and chassis* in driveaway and truckaway service, between points in Cook County, IL, on the one hand, and, on the other, points in IL, IN, IA, KS, KY, MI, MN, MO, NE, OH, OK, and WI, restricted to the transportation of traffic which originates at or is destined to facilities of the Ford Motor Company. (Hearing site: Detroit, MI.)

MC 31389 (Sub-286F), filed October 24, 1979. Applicant: McLEAN TRUCKING COMPANY, 1920 West First Street, Winston-Salem, NC 27104. Representative: David F. Eshelman, P.O. Box 213, Winston-Salem, NC 27102. Transporting: *general commodities* (except those of unusual value, Classes A and B explosives, household goods as

defined by the Commission, commodities in bulk, and those requiring special equipment), serving points in Adams, Allen, DeKalb, Huntington, Noble, Wells and Whitley Counties, IN, as intermediate and off-route points in conjunction with applicant's presently authorized operations.

MC 35628 (Sub-426F), filed October 31, 1979. Applicant: INTERSTATE MOTOR FREIGHT SYSTEM, P.O. Box 175, 110 Ionia Avenue NW., Grand Rapids, MI 49501. Representative: Michael P. Zell, P.O. Box 175, 110 Ionia Avenue NW., Grand Rapids, MI 49501. Transporting *frozen foods* from Kansas City, MO, to points in IN, MI, and OH.

MC 40088 (Sub-3F), filed September 21, 1979. Applicant: L. L. BUCHANAN AND CO., INC., d.b.a. BUCHANAN AUTO FREIGHT, 115 West "D" St., Yakima, WA 98902. Representative: Lawrence V. Smart, Jr., 419 NW. 23rd Avenue, Portland, OR 97210. Transporting *general commodities* (except those of unusual value, Classes A and B explosives, household goods as defined in *Practices of Motor Common Carriers of Household Goods*, 17 M.C.C. 467, commodities in bulk, and commodities requiring special equipment), from Yakima, WA, to points in Yakima, Kittitas, Benton and Franklin Counties, WA, restricted to the transportation of traffic moving on freight forwarder bills of lading. (Hearing site: Portland, OR or Yakima, WA.)

MC 48958 (Sub-198F), filed September 12, 1979. Applicant: ILLINOIS-CALIFORNIA EXPRESS, INC., 510 East 51st Avenue, P.O. Box 16404, Denver, CO 80216. Representative: Lee E. Lucero (same address as applicant). Transporting *Meats, meat products, and meat byproducts, and articles distributed by meat-packing houses*, as described in Sections A and C of Appendix I to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766 (except hides and commodities in bulk), from the facilities of Dubuque Packing Company, at or near Denison, IA, to points in AZ, CA, CO, NV, NM, and UT. (Hearing site: Omaha, NE.)

MC 56679 (Sub-141F), filed September 17, 1979. Applicant: BROWN TRANSPORT CORP., 352 University Ave. SW., Atlanta, GA 30310. Representative: Leonard S. Cassell (same as applicant). Transporting *foodstuffs, canned, preserved, or frozen, prepared food ingredients, meats, meat products and meat byproducts, and articles distributed by meat-packing houses, as described in Sections A and C of Appendix I to the report in Descriptions In Motor Carrier Certificates, 61 M.C.C. 209 and 766, and frozen citrus concentrate (except commodities in bulk)*, from points in FL to points in the United States in and east of MN, IA, MO, AR, and LA. (Hearing site: Orlando, FL.)

MC 78118 (Sub-48F), filed September 14, 1979. Applicant: W. H. JOHNS, INC., 35 Witmer Road, Lancaster, PA 17602. Representative: Christian V. Graf, 407 North Front St., Harrisburg, PA 17101. Transporting *general commodities* (except household goods as defined by the Commission, Classes A and B explosives, commodities in bulk, commodities which because of size or weight require the use of special equipment, and commodities of unusual value), between Greenville, SC, on the one hand, and, on the other, Parkesburg and East Butler, PA, restricted to the transportation of traffic originating at points on one hand and destined to points on the other hand. (Hearing site: Washington, DC or Harrisburg, PA.)

MC 78228 (Sub-141F), filed September 13, 1979. Applicant: J MILLER EXPRESS, INC., 962 Greentree Road, Pittsburgh, Pa. 15220. Representative: Henry M. Wick, Jr., 2310 Grant Building, Pittsburgh, Pa. 15219. Transporting *roofing and roofing material*, from the facilities of Koppers Company, Inc. at Youngstown, Wickliffe, and Heath, OH to points in MI, IN, KY, WV, VA, NY, NJ, DE, RI, MA, CT, NH, VT, PA, MD, ME and DC. (Hearing site: Washington, DC or Pittsburgh, PA.)

MC 82808 (Sub-20F), filed October 23, 1979. Applicant: C. L. HUNT d.b.a. HUNT & SONS, Box 433, Warrensburg, MO 64093. Representative: Frank W. Taylor, Jr., Suite 600, 1221 Baltimore Avenue, Kansas City, MO 64105. Transporting (1) *plastic articles, styrocups, food containers*, and (2) *materials and supplies used in the manufacture of commodities named in (1) above* between Higginsville, MO, and points in the United States (except AK and HI). (Hearing site: Kanssa City, MO.)

MC 104149 (Sub-212F), filed October 1, 1979. Applicant: OSBORNE TRUCK LINE, INC., 516 North 31st St., Birmingham, AL 35202. Representative: William P. Jackson, Jr., 3426 N. Washington Boulevard, Post Office Box 1240, Arlington, VA 22210. Transporting *Scrap aluminum*, from the facilities of Revere Copper and Brass, Inc., at or near Newport, AR, to Meridian, MS. (Hearing site: Little Rock, AR.)

MC 106398 (Sub-991F), filed October 22, 1979. Applicant: NATIONAL TRAILER, CONVOY, INC., 705 South Elgin, Tulsa, OK 74120. Representative: Fred Rahal, Jr., 525 South Main, Tulsa, OK 74103. Transporting *Metal buildings*, complete, knocked down or in sections, and parts, from the facilities of American Steel Buildings at Aurora, CO to points in the United States (except AK and HI). (Hearing site: Denver, CO, or Colorado Springs, CO.)

MC 106398 (Sub-1005F), filed October 30, 1979. Applicant: NATIONAL TRAILER CONVOY, INC., 705 South Elgin, Tulsa, OK 74120. Representative: Fred Rahal, 525 South Main, Tulsa, OK 74103. Transporting *iron and steel articles*, from the facilities of Wheeling Corrugating Company at Lenexa, KS, to points in CO, NM, ND and SD. (Hearing site: Kansas City, KS.)

MC 107478 (Sub-56F), filed October 23, 1979. Applicant: OLD DOMINION FREIGHT LINE, INC., P.O. Box 2006, High Point, NC 27261. Representative: Kim D. Mann, Suite 1010, 7101 Wisconsin Ave., Washington, D.C. 20014. Transporting *paper and paper products* (except in bulk) from the facilities of International Paper Company at or near Ticonderoga, NY, to points in DE, DC, MD, NJ, NC, PA, SC, and VA. (Hearing site: New York, NY or Washington, DC.)

MC 107818 (Sub-100F), filed October 1, 1979. Applicant: GREENSTEIN TRUCKING COMPANY, 280 N.W. 12th Ave., Pompano Beach, FL 33061. Representative: Martin Sack, Jr., 1754 Gulf Life Tower, Jacksonville, FL 32207. Transporting *pesticides, fertilizer, and vermiculite* (except in bulk), from the facilities of Koos, Inc., at or near Kenosha and Union Grove, WI, to points in FL, GA, NC, SC, and TN, restricted to the transportation of traffic originating at the named origins. (Hearing site: Milwaukee, WI.)

MC 109818 (Sub-65F), filed September 17, 1979. Applicant: WENGER TRUCK LINE, INC., P.O. Box 3427, Davenport, IA 52808. Representative: Larry D. Knox, 600 Hubbell Bldg., Des Moines, IA 50309. Transporting *iron and steel articles*, from Chicago, IL, to points in IN, IA, KS, CO, and MN, restricted to the transportation of traffic originating at the named origin and destined to the named points. (Hearing site: Chicago, IL.)

MC 110988 (Sub-402F), filed September 17, 1979. Applicant: SCHNEIDER TANK LINES, INC., 4321 W. College Avenue, Appleton, WI 54911. Representative: Neil A. DuJardin, P.O. Box 2298, Green Bay, WI 54306. Transporting (1) *Latex* from Midland, MI to points in MN and WI; and (2) *vinyl toluene* from Midland, MI to Chicago, IL. (Hearing site: Chicago, IL.)

MC 111548 (Sub-24F), filed October 23, 1979. Applicant: SHARPE MOTOR LINES, INC., P.O. Box 517, Hildebran, NC 28637. Representative: Edward G. Villalon, 1032 Pennsylvania Bldg., Pennsylvania Ave. and 13th St., N.W., Washington, DC 20004. Transporting *parts, materials and supplies used in the manufacture of power transmission chains, chains, belting and sprockets* between Indianapolis, IN, and Morganton, NC. (Hearing site: Indianapolis, IN, or Washington, DC.)

MC 113678 (Sub-853F), filed October 31, 1979. Applicant: CURTIS, INC., 4810 Pontiac Street, Commerce City, CO 80022. Representative: Roger M. Shaner (same as applicant). Transporting *such commodities as* are manufactured, processed or dealt in by manufacturers of glass and glass products (except commodities in bulk) between the facilities of Libbey Glass at or near (1) Shreveport, LA, on the one hand, and, on the other, Toledo, OH, and Mira Lomca, CA. (Hearing site: Toledo, OH.)

MC 113908 (Sub-483F), filed October 30, 1979. Applicant: ERICKSON TRANSPORT CORP., 2255 N. Packer Rd., P.O. Box 10068 G.S., Springfield, MO 55804. Representative: B. B. Whitehead (same address as applicant). Transporting (1) *alcohol, neutral sprits, distilled spirits,* and (2) *denatured and industrial alcohol,* from Jacksonville, FL, and Williamsburg, VA to points in the United States, (except points in AK, HI, OR, ID, MT, WY, NV, UT, AZ, and NM). (Hearing site: Kansas City, MO, or Washington, DC.)

MC 114028 (Sub-36F), filed September 30, 1979. Applicant: ROWLEY INTERSTATE TRANSPORTATION COMPANY, INC., 2010 Kerper Boulevard, Dubuque, IA 52001. Representative: Carl L. Steiner, 39 South La Salle St., Chicago, IL 60603. Transporting *Paper and paper products,* from the facilities of St. Regis Paper Company at Bucksport, ME, to points in IL, IN, IA, KS, MN, MO, NE, NY, OH, PA and WI. (Hearing site: Chicago IL or New York, NY.)

MC 114569 (Sub-346F), filed October 24, 1979. Applicant: SHAFFER TRUCKING, INC., P.O. Box 418, New Kingstown, PA 17072. Representative: N. L. Cummins (same address as applicant). Transporting *meat, meat products and meat by-products,* and *articles distributed by meat-packing houses* as described in Sections A and C of Appendix I to the report in *Descriptions in Motor Carrier Certificates,* 61 M.C.C. 209 and 766 (except hides and commodities in bulk) from the facilities of Hygrade Food Products Corp. at or near Storm Lake, Postville and Cherokee, IA to points in TN, NC, SC, AL, FL, and GA. (Hearing site: Detroit, MI or Washington, DC.)

MC 116519 (Sub-74F), filed October 30, 1979. Applicant: FREDERICK TRANSPORT, LIMITED, R.R. 6, Chatham, Ontario, Canada. Representative: Jeremy Kahn, Suite 733 Investment Bldg., 1511 K Street, NW., Washington, DC 20005. Transporting in foreign commerce only, (1) *lift trucks,* (2) *warehouse platform trucks,* and (3) *parts, materials, and supplies* used in the manufacture and repair of the commodities described in (1) and (2), from the facilities of Eaton Corporation, at or near Philadelphia, PA and Greenville, NC to ports of entry on the United States-Canada international boundary line in MI and NY. (Hearing site: Washington, DC.)

MC 118159 (Sub-366F), filed October 30, 1979. Applicant: NATIONAL REFRIGERATED TRANSPORT, INC., P.O. Box 51366, Dawson Station, Tulsa, OK 74151. Representative: Warren Troupe, 2480 E. Commercial Blvd., Fort Lauderdale, FL 33308. Transporting: *such commodities* as are dealt in or used by wholesale and retail distributors of chemicals (except commodities in bulk) from points in the United States in and east of ND, SD, NE, KS, OK, and TX to points in AL, FL, GA, NC, SC, and VA. (Hearing site: Chicago IL.)

MC 119349, (Sub-30F), filed September 14, 1979. Applicant: STARLING TRANSPORT LINES, INC., P.O. Box 1733, Fort Pierce, FL 33450. Representative: Dwight L. Koerber, Jr., 805 McLachlen Bank Building, 666 Eleventh Street, NW., Washington, DC 20001. Transporting *bananas and agricultural commodities,* otherwise exempt from economic regulation pursuant to 49 USC Section 10526(a)(6)(B), in mixed loads with bananas, from Mobile, AL, to points in MS, AL, GA, TN, KY, MO, IL, IN, OH, MI, WI, MN, ND, and SD. (Hearing site: Washington, DC.)

MC 119789, (Sub-627F), filed September 13, 1979. Applicant: CARAVAN REFRIGERATED CARGO, INC., P.O. Box 226188, Dallas, TX 75266. Representative: James K. Newbold, Jr. (same address as applicant). Transporting *meat, meat products, meat byproducts and articles distributed by meat-packinghouses,* as described in Sections A and C of Appendix I to the Report in *Descriptions in Motor Carriers Certificates,* 61 M.C.C. 209 and 766 (except hides and commodities in bulk) from Chino, CA to points in AL, FL, GA, IL, IN, KY, LA, MD, MA, MI, MN, MS, NJ, NY, NC, OH, PA, SC, TN, VA, and WI. Applicant states that the sole purpose of its application is to substitute a single-line service for its existing joint-line operations. (Hearing site: Chicago, IL.)

Note.—This application is not being published under Ex Parte MC109.

MC 119789, (Sub-628F), filed September 17, 1979. Applicant: CARAVAN REFRIGERATED CARGO, INC., P.O. Box 226188, Dallas, TX 75266. Representative: James K. Newbold, Jr. (same address as applicant). Transporting *meats, meat products, meat byproducts, and articles distributed by meat-packing houses,* as described in sections A and C of Appendix I to the report in *Descriptions in Motor Carrier Certificates,* 61 M.C.C. 209 and 766 (except hides and commodities in bulk) from the facilities of Thies Packing Company at Great Bend, Topeka, and Wichita, KS to points in KY, OH, NJ, NY, PA, MD, VA, and WV. (Hearing site: Topeka, KS.)

MC 119789, (Sub-630F), filed September 20, 1979. Applicant: CARAVAN REFRIGERATED CARGO, INC., P.O. Box 226188, Dallas, TX 75266. Representative: James K. Newbold, Jr. (same address as applicant). Transporting *electrical appliances, equipment and parts* from Greenwood, SC to points in AZ, AR, CA, CO, ID, KS, LA, MO, NV, NM, OK, OR, TX, UT, and WA. (Hearing site: Pittsburgh, PA.)

MC 119789, (Sub-633F), filed October 9, 1979. Applicant: CARAVAN REFRIGERATED CARGO, INC., P.O. Box 226188, Dallas, TX 75266. Representative: James K. Newbold, Jr., P.O. Box 226188, Dallas, TX 75226. Transporting (1) *steel buildings,* knocked down, from Dallas, TX, to points in AZ, CA, CO, NJ, NM, UT, WA, and WY, and (2) *materials and supplies* used in the manufacture and distribution of steel buildings, from AL, IL, and MO, to Dallas, TX. (Hearing site: Dallas, TX.)

MC 119789 (Sub-639F), filed October 30, 1979. Applicant: CARAVAN REFRIGERATED CARGO, INC., P.O. Box 226188, Dallas, TX 75266. Representative: James K. Newbold, Jr., P.O. Box 226188, Dallas, TX 75266. Transporting (1) *such merchandise as is dealt in* by wholesale, retail, and chain grocery and food business houses, and (2) *materials and supplies* used in the conduct of those businesses in (1) above (a) From Chicago and Decatur, IL to points in AL, AR, CA, CO, FL, GA, KS, MO, OK, OR, TX, and UT and (b) From Arlington, TX to points in AR, CO, LA, MO, MS, and TN. (Hearing site: Chicago, IL.)

MC 121598 (Sub-7F), filed October 22, 1979. Applicant: SHELBYVILLE

EXPRESS, INC., Deery St., P.O. Box 187, Shelbyville, TN 37160. Representative: Walter Harwood, P.O. Box 15214, Nashville, TN 37215. Transporting *general commodities* (except household goods, commodities in bulk, and articles requiring special equipment), (1) between Nashville and Shelbyville, TN, over US Hwy 41–A, serving all intermediate points, and points within 5 miles of Shelbyville as off-route points, (2) between Shelbyville and Memphis, TN, (a) from Shelbyville over US Hwy 231 to Fayetteville, then over US Hwy 64 to Memphis, and return over the same route, serving no intermediate points, and (b) from Shelbyville over US Hwy 231 to its junction with Interstate Hwy 24, then over Interstate Hwy 24 to Nashville, then over Interstate Hwy 40 to Memphis, and return over the same route, serving Nashville as an intermediate point, restricted in (1) and (2) above against the handling of traffic which originates at or is destined to points in Davidson County, on the one hand, and, on the other, that which originates at or is destined to Memphis, TN, and points in its commercial zone, (3) between Memphis, TN, and junction AR Hwy 160 with the AR–TX State Line, from Memphis over US Hwy 79 to junction US Hwy 82 at or near Magnolia, AR, then over US Hwy 82 to junction US Hwy 29, then over US Hwy 29 to junction with AR Hwy 160, then over AR Hwy 160 to the AR–TX State Line, and return over the same route, serving all intermediate points in AR, and serving all points in AR south and east of said route as off-route points, (4) between Memphis, TN and Helena, AR, from Memphis over US Hwy 61 to junction US Hwy 49, then over US Hwy 49 to Helena, AR, and return over the same route, serving all intermediate points. (Hearing site: Memphis, TN, or Pine Bluff, AR.)

Note.—Applicant proposes to tack the four routes set out above with each other and with future grants of authority. To the extent the authority embraces explosives, it is limited to 5 years from effective date.

MC 124078 (Sub-997F), filed October 22, 1979. Applicant: SCHWERMAN TRUCKING CO., 611 South 28th St., Milwaukee, WI 53215. Representative: Richard H. Prevette, P.O. Box 1601, Milwaukee, WI 53201. Transporting *printing ink and printing ink materials,* in bulk, in tank vehicles, from New Albany, IN to the facilities of Flint Ink Corporation, in the County of Spartanburg, SC., near Spartanburg, SC. (Hearing site: Indianapolis, IN.)

MC 124078 (Sub-998F), filed October 22, 1979. Applicant: SCHWERMAN TRUCKING CO., 611 South 28th St., Milwaukee, WI 53215. Representative: Richard H. Prevette, P.O. Box 1601, Milwaukee, WI 53201. Transporting: *Fly ash,* from points in Texas, to points in AR, CO, KS, MS, NM, OK, and LA. (Hearing site: Dallas, TX.)

MC 124679 (Sub-105F), filed September 11, 1979. Applicant: C. R. ENGLAND & SONS, INC., 975 West 21st. South, Salt Lake City, UT 84119. Representative: Daniel E. England (same address as applicant). Transporting *foodstuffs* (except in bulk) from points in UT, to points in CT, DE, IA, IL, IN, KY, ME, MD, MA, MI, NH, NJ, NY, OH, PA, RI, VT, VA, WV, and DC. (Hearing site: Salt Lake City, UT.)

Note.—Dual operations may be involved.

MC 125368 (Sub-94F), filed October 30, 1979. Applicant: CONTINENTAL COAST TRUCKING COMPANY, INC., P.O. Box 26, Holly Ridge, NC 28445. Representative: Roland Lowell, Sixth Floor, United American Bank Bldg., Nashville, TN 37219. Transporting *plastic bottles* from the facilities of Carolina Canners, Inc., at Cheraw, SC to the facilities of Pepsi Cola Company at Abilene, TX. (Hearing site: Washington, D.C. Chicago, IL.)

MC 126118 (Sub-No. 188F), filed September 17, 1979. Applicant: CRETE CARRIER CORPORATION, P.O. Box 81228, Lincoln, NE 68501. Representative: David R. Parker (same address as applicant). Transporting *agricultural chemicals* (except in bulk in tank vehicles), from Omaha, NE to points in CO, IL, IN, IA, KS, KY, MI, MN, MO, NE, ND, OH, SD and WI. (Hearing site: Hartford, CT or Washington, DC.)

MC 126118 (Sub-No. 193F), filed September 28, 1979. Applicant: CRETE CARRIER CORPORATION, P.O. Box 81228, Lincoln, NE 68501. Representative: David R. Parker (same address as applicant). Transporting *non-frozen foodstuffs,* from points in CA to points in the United States (except AK, CA, and HI) restricted to the transportation of traffic originating at the facilities of United Institutional Distributors Corporation and destined to the facilities of the member affiliates of United Institutional Distributors Corporation. (Hearing site: San Francisco, CA or Lincoln, NE.)

MC 126118 (Sub-No. 194F), filed October 1, 1979. Applicant: CRETE CARRIER CORPORATION, P.O. Box 81228, Lincoln, NE 68501. Representative: David R. Parker (same address as applicant). Transporting *Cigarettes and tobacco products* (except in bulk), from Durham, NC to points in FL, OH, PA, TN and TX. (Hearing site: Durham, NC or Raleigh, NC.)

MC 127579 (Sub-30F), filed October 22, 1979. Applicant: HAULMARK TRANSFER, INC., 1100 N. Macon St., Baltimore, MD 21205. Representative: Glenn M. Heagerty (Same address as applicant). Transporting (1) *containers,* and (2) *materials, equipment and supplies* used in the manufacture, sale and distribution of containers (except commodities in bulk), between points in the United States (except AK and HI), restricted to the transportation of shipments originating at or destined to the facilities of Midland Glass Co. (Hearing site: Washington, DC.)

MC 129569 (Sub-3F), filed October 9, 1979. Applicant: J. B. MOORE AIR FREIGHT, INC., Rt. 2, Box 496 Airport Rd., Lynchburg, VA 24502. Representative: Carlyle C. Ring, Jr., 710 Ring Building, Washington, DC 20036. Transporting *general commodities* (except those of unusual value, Classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment) between (1) Roanoke, Lynchburg, Salem, Buena Vista, Farmville, Radford, Martinsville, Danville, Bedford, Covington, Staunton, Waynesboro, Charlottesville and South Boston, and points in Alleghany, Augusta, Albemarle, Prince Edward, Nottoway, Charlotte, Lunenburg, Mecklenburg, Roanoke, Montgomery, Floyd, Franklin, Rockbridge, Bedford, Botetourt, Craig, Campbell, Appomattox, Amherst, Henry, Pittsylvania, Halifax, Nelson, Wythe, Carroll, Patrick and Pulaski Counties VA; and Person, Granville, Orange, Wake, Vance, Durham, Alamance, Stokes, Rockingham, Caswell, Forsyth and Guilford Counties NC, on the one hand, and, on the other, New River Valley Airport at or near Dublin, Va; Lynchburg Municipal Airport at or near Lynchburg, VA; Woodrum Airport at or near Roanoke, VA; Greensboro-High Point-Winston-Salem Regional Airport at or near Greensboro, NC; Douglas Municipal Airport at or near Charlotte, NC; Raleigh-Durham Airport at or near Raleigh, NC; Philadelphia International Airport at or near Philadelphia, PA; and John F. Kennedy International Airport at or near Queens, New York City, NY; (2) Covington, Staunton, Waynesboro and Charlottesville, and points in Alleghany, Augusta, Albemarle, Prince Edward, Nottoway, Charlotte, Lunenburg, Mecklenburg, Wythe, Carroll and Patrick Counties VA; and Person, Granville, Orange, Wake, Vance, Durham, Alamance, Stokes, Rockingham, Caswell, Forsyth and Guilford Counties NC, on the one hand, and, on the other, Byrd Airport at or

near Sandston, VA; Baltimore-Washington International Airport at or near Glen Burnie, MD; Dulles International Airport at or near Chantilly, VA; and National Airport located at or near Arlington, VA. (Hearing site: Roanoke or Lynchburg, VA.)

MC 129908 (Sub-10F), filed September 18, 1979. Applicant: AMERICAN FARM LINES, INC., 8125 S. W. 15th St., Okla. City, OK 73107. Representative: T. J. Blaylock, 8125 S. W. 15th St., Okla. City, OK 73107. Transporting *canned goods,* from the facilities of Musco Olive Products, Orland, CA to points in CO, IL, IN, MI, NY, OH, PA, TX and WI. (Hearing site: Oklahoma City, OK.)

MC 129908 (Sub-11F), filed September 18, 1979. Applicant: AMERICAN FARM LINES, INC., 8125 S. W. 15th St., Okla. City, OK 73107. Representative: T. J. Blaylock, 8125 S. W. 15th St., Okla. City, OK 73107. Transporting *wooden furniture,* in packages, from points in VA to Oklahoma City, OK. (Hearing site: Oklahoma City, OK.)

MC 129908 (Sub-19F), filed October 23, 1979. Applicant: AMERICAN FARM LINES, INC., 8125 SW. 15th Street, Oklahoma City, OK 73107. Representative: T. J. Blaylock, 8125 SW. 15th St., Oklahoma City, OK 73107. Transporting *vacuum cleaners, floor polishers, and parts and vacuum cleaner bags,* from the facilities of Electrolux Corporation, Bristol, VA to Des Moines, IA, Hammond, IN, Louisville, KY, Toledo, OH, Columbus, OH, Salt Lake City, UT and Reno, NV. (Hearing site: Oklahoma City, OK.)

MC 133018 (Sub-2F), filed October 1, 1979. Applicant: RICHARDSON TRUCK LINE, INC., 709 10th St., P.O. Box 753, Macon, GA 31202. Representative: Wm. Addams, P.O. Box 720434, Atlanta, GA 30328. Transporting *clay, clay products, brick and tile,* from Macon, GA, to points in AL, FL, KY, LA, MS, NC, SC, and TN. (Hearing site: Atlanta, GA.)

MC 133689 (Sub-308F), filed September 10, 1979. Applicant: OVERLAND EXPRESS, INC., 719 First Street SW., New Brighton, MN 55112. Representative: Robert P. Sack, P.O. Box 6010, West St. Paul, MN. Transporting *chemicals and cleaning, scouring, and washing compounds* (except commodities in bulk) between the facilities of Time Chemical, Incorporated, at Chicago, IL, and Atlanta, GA, on the one hand, and, on the other, points in the United States in and east of ND, SD, NE, KS, OK, and TX. (Hearing site: St. Paul, MN.)

MC 133689 (Sub-314F), filed October 24, 1979. Applicant: OVERLAND EXPRESS, INC., 8651 Naples St. NE., Blaine, MN 55434. Representative: Robert P. Sack, P.O. Box 6010, West St. Paul, MN 55118. Transporting (1) *flour, animal and poultry feed, feed ingredients and animal health products* (except commodities in bulk), and (2) *equipment, materials and supplies* used in the manufacture and distribution of commodities described in (1) above (except commodities in bulk), between the facilities of Hubbard Milling Company at Cedar Rapids, and Sioux City, IA, Marion and Shipshewanda, IN, Springfield, IL, Louisville, KY, Alexandria, Mankato, Minnetonka, Montevideo, and Springfield, MN, Fremont, NE, Rapid City and Watertown, SD, Amery and Burlington, WI, on the one hand, and, on the other, points in the United States in and east of ND, SD, NE, KS, OK, and TX. (Hearing site: St. Paul, MN.)

MC 133689 (Sub-315F), filed October 24, 1979. Applicant: OVERLAND EXPRESS, INC., 8651 Naples St. NE., Blaine, MN 55434. Representative: Robert P. Sack, P.O. Box 6010, West St. Paul, MN. Transporting (1) *tools, jacks* and (2) *materials and supplies* (except in bulk) used in the manufacturing and distribution of commodities in as above, between Searcy, AR, and Owatonna, MN, on the one hand, and, on the other, points in the United States in and east of ND, SD, NE, KS, OK, and TX. (Hearing site: St. Paul, MN.)

MC 134838, (Sub-26F), filed September 17, 1979. Applicant: SOUTHEASTERN TRANSFER & STORAGE CO., INC., P.O. Box 39235 Bolton Station, Atlanta, GA 30318. Representative: John P. Tucker, Jr., Suite 202, 2200 Century Parkway, Atlanta, GA 30345. Transporting *building materials and materials, equipment and supplies* used in or incidental to the manufacture, installation and distribution of building materials between the facilities of Georgia Pacific Corporation at or near Hampton, Henry County, GA, on the one hand, and, on the other, points in AL, AR, FL, GA, IL, IN, KY, LA, MI, MS, MO, NC, OH, SC, TN, TX, and WI. (Hearing site: Atlanta, GA.)

MC 135518, (Sub-20F), filed September 13, 1979. Applicant: WESTERN CARRIERS, INC., 53 S. Dawson, Seattle, WA 98124. Representative: George R. LaBissoniere, 1100 Norton Building, Seattle, WA 98104. Transporting *foodstuffs,* in vehicles equipped with mechanical refrigeration (1) from points in WA and OR to points in OR, CA, and WA and (2) between points in ID, on the one hand, and on the other hand, points in WA, CA, and OR. (Hearing site: Seattle, WA.)

MC 136818, (Sub-93F), filed September 17, 1979. Applicant: SWIFT TRANSPORTATION COMPANY, INC., 335 West Elwood Road, P.O. Box 3902, Phoenix, AZ 85030. Representative: Donald E. Fernaays, 4040 East McDowell Road, Suite 320, Phoenix, AZ 85008. Transporting *sugar,* (except in bulk), from Reserve, LA to points in AL, AR, FL, GA, IL, IA, KY, MS, MO, NC, OH, OK, SC, TN, VA, WV, WI, IN, KS, MI, NE, TM, TX, AZ. *NOTE:* Dual operations are involved. (Hearing site: Phoenix, AZ.)

MC 136818, (Sub-95F), filed October 9, 1979. Applicant: SWIFT TRANSPORTATION COMPANY, INC., 335 West Elwood Road, P.O. Box 3902, Phoenix, AZ 85030. Representative: Donald E. Fernaays, 4040 East McDowell Road, Suite 320, Phoenix, AZ 85008. Transporting: *bastnasite ore,* from the facilities of Molycorp at or near Mountain Pass, CA, to Beverly, Philo, Circleville, OH, and York, PA. Dual operations may be involved. (Hearing site: Phoenix, AZ.)

MC 136818, (Sub-96F), filed October 31, 1979. Applicant: SWIFT TRANSPORTATION COMPANY, INC., 335 West Elwood Road, P.O. Box 3902, Phoenix, AZ 85030. Representative: Donald E. Fernaays, 4040 East McDowell Road, Suite 320, Phoenix, AZ 85008. Transporting: *foodstuffs,* (except in bulk), from Kansas City, MO, to points in AR, LA, OK, TX, NM and AZ. (Hearing site: Phoenix, AZ.)

Note.—Dual operations may be involved.

MC 136899 (Sub-49F), filed October 9, 1979. Applicant: HIGGINS TRANSPORTATION LTD., P.O. Box 192, Richland Center, WI 53581. Representative: Wayne W. Wilson, 150 East Gilman, Madison, WI 53703. Transporting (1) *fireplaces, space heaters, chimneys, and (2) materials, equipment, supplies, and accessories* used in the manufacture, sale, distribution, or erection of fireplaces and space heaters between Stevens Point and Wisconsin Rapids, WI, on the one hand, and, on the other, points in IL, IA, KS, MN, MO, NE, ND, and SD. (Hearing sites: Madison, or Wisconsin Rapids, WI.)

MC 138308 (Sub-93F), filed October 24, 1979. Applicant: KLM, INC., Old Hwy. 49 South, P.O. Box 6098, Jackson, MS 39208. Representative: Donald B. Morrison, 1500 Deposit Guaranty Plaza, P.O. Box 22628, Jackson, MS 39205. Transporting *foodstuffs* and *materials and supplies* used in the production and distribution of foodstuffs, (except in bulk), between Athens, AL, and Gonzales, TX, on the one hand, and, on the other, points in AL, CA, CO, DC, FL, IA, IL, IN, KS, KY,

LA, MD, MI, MN, MO, MS, NC, NJ, NV, OH, OK, PA, SC, TX, VA and WI, restricted to traffic originating at or destined to the facilities of Sweet Sue Kitchens, Inc. at or near Athens, AL and Gonzales, TX.

Note:—Dual operations may be involved. (Hearing site: Athens, AL, or Jackson, MS.)

MC 138308 (Sub-94F), filed October 24, 1979. Applicant: KLM, INC., Old Hwy. 49 South (P.O. Box 6098), Jackson, MS 39208. Representative: Donald B. Morrison, 1500 Deposit Guaranty Plaza, P.O. Box 22628, Jackson, MS 39205. Transporting *plastic film,* in vehicles equipped with mechanical refrigeration, from Huntsville, AL, to points in the United States (except AK and HI). (Hearing site: Aurora, OH or Jackson, MS.)

Note:—Dual operations may be involved.

MC 139378 (Sub-4F), filed October 1, 1979. Applicant: LLOYD C. BUSBEE, P.O. Box 6344, Mobile, AL 36606. Representative: Jack H. Blanshan, Suite 200, 205 West Touhy Avenue, Park Ridge, IL 60068. Transporting *foodstuffs, drugs, plastic articles and rubber articles* (except commodities in bulk), from the facilities of Ross Laboratories, Inc. at or near Sturgis, MI and Columbus, OH, to points in AL, AR, LA and MS, restricted to the transportation of shipments originating at the named origins and destined to the named destinations. (Hearing site: Columbus, OH.)

MC 140028 (Sub-7F), filed October 24, 1979. Applicant: MOULDEN & SONS, INC., P.O. Box 18, 200 Second Street, Enumclaw, WA 98022. Representative: James T. Johnson, 1610 IBM Building, Seattle, WA 98101. Transporting *sand and gravel* from points in WA, to points in Multnomah, Washington and Clackamas Counties, OR. (Hearing site: Seattle, WA or Portland, OR.)

MC 140709 (Sub-10F), filed September 11, 1979. Applicant: FANKHAUSER BROS. INC., 139 Hillside, El Dorado, KS 67042. Representative: Clyde N. Christey, Kansas Credit Union Bldg., 1010 Tyler, Suite 110L, Topeka, KS 66612. Transporting *liquid feed,* from the facilities of Ralston-Purina Co. at Kansas City, MO to points in KS, OK, and NE.

MC 140829 (Sub-330F), filed October 30, 1979. Applicant: CARGO, INC., P.O. Box 206, U.S. Hwy 20, Sioux City, IA 51102. Representative: David L. King, P.O. Box 206, U.S. Hwy 20, Sioux City, IA 51102. Transporting *paper and pulpboard cores* and *tubes* and *such materials and supplies* as are used in the manufacture of paper cores and tubes, between Boone, IA, on the one hand, and, on the other, points in IL, KS, MN, MO, NE, ND, SD, and WI, restricted to shipments originating at or destined to the facilities of Sonoco Products Co. at or near Boone, IA. (Hearing site: Washington, DC.)

Note.—Dual operations may be involved.

MC 141459 (Sub-10F), filed September 18, 1979. Applicant: A. G. S. ENTERPRISES, INC., 809 Columbia Boulevard, Litchfield, IL 62056. Representative: Allan C. Zuckerman, 39 South LaSalle St., Chicago, IL 60603. Transporting (1) *business forms,* from Mt. Olive, IL, to points in the United States (except AK and HI); and (2) *carbon rolls and paper rolls,* from Courtland, AL, Indianapolis, IN, Kalamazoo, MI, St. Helens, OR, Pasadena, TX, Franklin, VA, and Vancouver, WA, to Mt. Olive, IL. (Hearing site: Chicago, IL.)

MC 142059 (Sub-94F), filed September 18, 1979. Applicant: CARDINAL TRANSPORT, INC., 1830 Mound Road, Joliet, IL 60436. Representative: Jack Riley (same address as applicant). Transporting *Pollution control devices* from Joliet, IL to points in the United States (except AK and HI). (Hearing site: Chicago, IL or Washington, DC.)

MC 142059 (Sub-95F), filed September 17, 1979. Applicant: CARDINAL TRANSPORT, INC., 1830 Mound Road, Joliet, IL 60436. Representative: Jack Riley (same address as applicant). Transporting *pipe, fittings, valves, hydrants and accessories* for pipe from Donora, PA to points in MD, OH, WV and PA, restricted to the transportation of traffic having a prior movement by water. (Hearing site: Pittsburgh, PA, or Washington, DC.)

MC 142059 (Sub-96F), filed September 17, 1979. Applicant: CARDINAL TRANSPORT, INC., 1830 Mound Road, Joliet, Illinois 60436. Representative: Jack Riley (same address as applicant). Transporting *ovens, furnaces, washers, conveyors and parts* from Franklin, WI to points in the United States (except AK and HI). (Hearing site: Milwaukee, WI or Washington, DC.)

MC 142059 (Sub-101F), filed October 23, 1979. Applicant: CARDINAL TRANSPORT, INC., 1830 Mound Rd., Joliet, IL 60436. Representative: Jack Riley, 1830 Mound Road, Joliet, IL 60436. Transporting: *Iron and steel and iron and steel articles* (except commodities in bulk in tank vehicles), from the facilities of Wheeling-Pittsburgh Steel Corporation at Canfield, Martins Ferry, Mingo Junction, Steubenville and Yorkville, OH; Allenport and Monessen, PA; Beech Bottom, Benwood, Follansbee and Wheeling, WV to points in IL, IN, KY, MD, MI, OH, PA and WV. (Hearing site: Pittsburgh, PA or Washington, DC.)

MC 142258 (Sub-6F), filed September 30, 1979. Applicant: DALE BLAND TRUCKING, INC., R.R. 1, Switz City, IN 47465. Representative: Donald W. Smith P.O. Box 40248, Indianapolis, IN 46240. Transporting (1) *aluminum scrap, dross, and dross salt cake,* from points in OH, IL, OK, KY, and MI, to the facilities of Apex International Alloys, Inc. at Bicknell, IN, and (2) *aluminum oxide dust, aluminum dross filter cake, and aluminum ingot,* in the reverse direction. (Hearing site: Indianapolis, IN.)

MC 142308 (Sub-1F), filed May 29, 1979, previously noticed in **Federal Register** issue of December 11, 1979. Applicant: BOB FORMAN ASSOCIATES, INC., 1401 Cedar Springs, Dallas, TX 75202. Representative: Jack L. Coke, Jr., 4555 First National Bank Building, Dallas, TX 75202. Transporting *new furniture* between points in TX, on the one hand, and, on the other, points in OK and NM. (Hearing site: Dallas, TX, or Oklahoma City, OK.)

Note.—This republication shows NM in place of MN in the territory description.

MC 142368 (Sub-28F), filed September 17, 1979. Applicant: DANNY HERMAN TRUCKING, INC., 1415 East Ninth Avenue, Pomona, CA 91766. Representative: William J. Monheim, P.O. Box 1756, Whittier, CA 90609. Transporting *Animal feed and feed ingredients,* from the facilities used by Kal Kan Foods, Inc., at or near Los Angeles and Cerritos, CA to points in AZ, NM, and TX. (Hearing site: Los Angeles, CA.)

MC 142848 (Sub-12F), filed September 20, 1979. Applicant: JAMES R. POSHARD AND SON, INC., P.O. Box 69, Mt. Vernon, IN 47620. Representative: Norman R. Garvin, 1301 Merchants Plaza, Indianapolis, IN 46204. Transporting *iron and steel articles,* between Southwind Maritime Centre, at or near Mt. Vernon, IN, on the one hand, and, on the other, Dale, Evansville, Indianapolis, Lafayette, Plymouth, Tell City, Terre Haute, Vincennes, and Warrick, IN, Carbondale, Harrisburg, Marion, and Wayne City, IL, and Henderson, Mayfield, and Uniontown, KY, restricted to the transportation of traffic having (1) a prior or subsequent movement by water or rail, or (2) originating at or destined to the indicated points. (Hearing site: Indianapolis, IN or Chicago, IL.)

MC 142998 (Sub-6F), filed October 24, 1979. Applicant: LAUGHLIN LINES, INC., P.O. Box 11886, Reno, NV 89510. Representative: Harley E. Laughlin, Suite 264, Airport Plaza, 1755 E. Plumb Lane, Reno, NV 89502. Transporting

general commodities, (except those of unusual value, classes A and B explosives, household goods as defined by the commission, commodities in bulk and those requiring special equipment), between the facilities of Hub West, Inc., at or near Lowell, IN on the one hand, and on the other points in the United States (including AK but excluding HI), (restricted to traffic originating at or destined to the facilities of Hub West, Inc. at or near Lowell, IN.) (Hearing site: Reno, NV.)

MC 143059 (Sub-108F), filed October 23, 1979. Applicant: MERCER TRANSPORTATION CO., 12th and Main St., P.O. Box 35610, Louisville, KY 40232. Representative: J. L. Stone (same as applicant). Transporting *iron and steel articles* from Marengo and Chicago, IL, Detroit and Grand Rapids, MI, and Cleveland, OH, to points in AL, AR, KS, KY, FL, GA, MS, MO, LA, OK, TN and TX. (Hearing site: Louisville, KY or Washington, DC.)

MC 143328 (Sub-24F), filed September 21, 1979. Applicant: EUGENE TRIPP TRUCKING, a corporation, P.O. Box 2730, Missoula, MT 59806. Representative: David A. Sutherlund, 1150 Connecticut Ave., NW., Suite 400, Washington, DC 20036. Transporting *nonalcoholic beverages, beverage mixes, malt beverages, wine and brandy,* from points in CA, IL, OR and WA, to points in MT. (Hearing site: Missoula, MT.)

MC 143328 (Sub-28F), filed October 22, 1979. Applicant: EUGENE TRIPP TRUCKING, P.O. Box 282, Frenchtown, MT 59834. Representative: David A. Sutherlund, 1150 Connecticut Ave., NW., Suite 400, Washington, DC 20036. Transporting *beverages,* from points in MT to ports of entry on the international boundary line between the United States and Canada in MT. (Hearing site: San Francisco, CA.)

MC 143739 (Sub-30F), filed September 10, 1979. Applicant: SHURSON TRUCKING CO., INC., P.O. Box 147, New Richland, MN 56072. Representative: Michael L. Carter (same address as applicant). Transporting *canned foods and animal foods in packages,* from the facilities of Campbell Soup (Texas), Inc. at or near Paris, TX, to Chicago, IL, and Napoleon, OH. (Hearing site: Dallas, TX, or Minneapolis, MN.)

MC 143739 (Sub-33F), filed September 21, 1979. Applicant: SHURSON TRUCKING CO., INC., P.O. Box 147, New Richland, MN 56072. Representative: Michael L. Carter (same address as applicant). Transporting *foodstuffs* (except in bulk) from Kansas City, MO, to points in IL, IN, IA, KY, MI, MN, NE, ND, OK, OH, PA, SD, TN, TX, WV, and WI. (Hearing site: Kansas City, MO, or Minneapolis, MN.)

MC 143739 (Sub-40F), filed September 28, 1979. Applicant: SHURSON TRUCKING CO., INC., P.O. Box 147, New Richland, MN 56072. Representative: Michael L. Carter (same address as applicant). Transporting *foodstuffs,* (except in bulk) from the facilities of Great American Basic Commodities, Inc. at or near Plover, WI to points in AZ, AR, FL, GA, IL, IN, IA, KS, KY, LA, MI, MN, MO, NE, NV, ND, OH, OK, SD, TN, TX, and UT. (Hearing site: Minneapolis, MN, or Milwaukee, WI.)

MC 143739 (Sub-41F), filed September 30, 1979. Applicant: SHURSON TRUCKING CO., INC., P.O. Box 147, New Richland, MN 56072. Representative: Michael L. Carter (same address as applicant). Transporting *Frozen potato products,* (except in bulk), from Grand Forks, ND, to points in IL, IN, IA, KS, KY, MI, MN, MO, NE, SD, TN, and WI. (Hearing site: Grand Forks, ND, or Minneapolis, MN.)

MC 144108 (Sub-2F), filed September 20, 1979. Applicant: PAUL J. HOREHLED d.b.a., RELIABLE CARTAGE COMPANY, 511 North Redwood Rd., Salt Lake City, UT 84116. Representative: D. Michael Jorgensen, P.O. Box 2465, Salt Lake City, UT 84110. Transporting (1) *liquid plastic resin* from Portland, MI, to Salt Lake City, UT and (2) *electric appliances and instruments* from West Jordan, UT to points in MI. (Hearing site: Salt Lake City, UT.)

MC 144188 (Sub-12F), filed September 21, 1979. Applicant: P. L. LAWTON, INC., P.O. Box 325, Berwick, PA 18603. Representative: J. Bruce Walter, 410 North Third St., P.O. Box 1146, Harrisburg, PA 17108. Transporting *fiberboard, paper, paperboard, plastic containers, and plastic wax,* from the facilities of Bercon Packaging, Inc., at Berwick, PA to points in IL. (Hearing site: Harrisburg, PA or Washington, DC.)

MC 144449 (Sub-5F), filed September 14, 1979. Applicant: A & A MOVING & STORAGE COMPANY, INC., 414 Blue Smoke Court, West, Fort Worth, TX 76105. Representative: Robert J. Gallagher, 1000 Connecticut Ave., NW., Suite 1200, Washington, DC 20036. Transporting household goods, as defined by the Commission, between points in TX, on the one hand, and, on the other, points in TX, NM, OK, KS, MO, AR, and LA. (Hearing site: Fort Worth, TX.)

MC 144678 (Sub-10F), filed September 28, 1979. Applicant: AMERICAN FREIGHT SYSTEM, INC., 9393 West 110th Street, Suite 500, Overland Park, Kansas 66210. Representative: Harold H. Clokey (same address as applicant). To operate as a *common carrier,* by motor vehicle, in interstate or foreign commerce, over regular routes, transporting *General Commodities* (except those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodites in bulk and those requiring special equipment), serving the facility of Tridon, Inc., at or near Smyrna, TN as an off-route point in conncetion with carrier's otherwise authorized regular-route service.

MC 144688 (Sub-37F), filed September 24, 1979. Applicant: READY TRUCKING, INC., 4722 Lake Mirror Place, Forest Park, Georgia 30050. Representative: Lavern R. Holdeman, 521 South 14th St., Suite 500, P.O. Box 81849, Lincoln, Nebraska 68501. Transporting *(1) Household cleaning products, water purifying compounds, and dry acids;* and (2) *Materials, equipment and supplies used in the manufacture and distribution of the commodities in (1) above,* between the facilities of Purex Corporation at or near Atlanta, GA, on the on hand, and, one the other, points in AL, FL and TN, restricted to the transportation of shipments originating at or destined to the named facilities. (Hearing site: Atlanta, GA).

MC 145559 (Sub-3F), filed September 28, 1979. Applicant: NORTH ALABAMA TRANSPORTATION, INC., Post Office Box 38, Ider, AL 35981. Representative: William P. Jackson, Jr., 3426 N. Washington Boulevard, Post Office Box 1240, Arlington, VA 22210. Transporting *Yarn,* from the facilities of Standard-Coosa-Thatcher, Inc., at or near Boaz and Guntersville, AL, to points in CA. (Hearing site: Birmingham, AL.)

MC 146078 (Sub-11F), filed October 30, 1979. Applicant: CAL-ARK INC., 854 Moline St., P.O. Box 394, Malvern, AR 72104. Representative: John C. Everett, P.O. Box A, 140 E. Buchanan, Prairie Grove, AR 72753. Transporting: *alcoholic beverages* from the facilities of American Distilling Co., Inc., in Union City, CA, to points in the United States (except AK and HI). (Hearing site: Union City, CA or Sacramento, CA.)

MC 146079 (Sub-7F), filed October 24, 1979. Applicant: JACKSON TRANSPORTATION, INC., R.R. 1, Box 410A, Clayton, IN 46118. Representative: Donald W. Smith, P.O. Box 40248, Indianapolis, IN 46240. Transporting *Insulation, and materials and supplies used in the manufacture of insulation,* between the facilities of L.C. Cassidy & Sons, Inc. at Indianapolis, Fort Wayne, Lafayette, Muncie, Martinsville, and

Wabash, IN on the one hand, and, on the other, points in OH, KY, FL, AR, MA, MO, NY, and GA. (Hearing site: Indianapolis, IN.)

MC 146148 (Sub-7F), filed September 25, 1979. Applicant: B–RIGHT TRUCKING CO., 492 Old State Route 7, Pottery Addition, Steubenville, Ohio 43952. Representative: A. Charles Tell, 100 East Broad St., Columbus, Ohio 43215. Transporting *Lime and limestone products,* in bulk, in dump vehicles, from Oranda, Clearbrook, and Strasburg, VA to the facilities of Wheeling-Pittsburgh Steel Corp. at Mingo Junction and Steubenville, OH and Monessen, PA. (Hearing site: Washington, DC.)

MC 146299 (Sub-4F), filed September 10, 1979. Applicant: D. Q. SERVICE, INC. 802 East Irving Park Road, Bensenville, IL 60106. Representative: Donald B. Levine, 39 South LaSalle St., Chicago, IL 60603. Transporting (1) *industrial paint finishing equipment and* (2) *materials, equipment, and supplies* (except commodities in bulk) used in the installation of the commodities in (1) from Plymouth, MI to points in the United States (except AK and HI). (Hearing site: Chicago, IL.)

MC 146448 (Sub-7F), filed October 30, 1979. Applicant: C & L TRUCKING, INC., P.O. Box 409, Judsonia, AR 72081. Representative: Theodore Polydoroff, Suite 301, 1307 Dolley Madison Blvd., McLean, Virginia 22101. Transporting: (1) *chemicals, plastics, plastic articles and materials, naval stores, mats, synthetic fabrics, roving, paint, lead compounds and latex* (except commodities in bulk) from Bay Minette and Tuscaloosa, AL; Malvern, AR; Azusa, Compton, Huntington Beach, Irwindale, San Diego, San Francisco and Visalia, CA; Cheswold, DE; Jacksonville, Pensacola and Telogia, FL Austell and Kensington, GA; Morris, IL; Kansas City, KS; Jeffersontown, KY; Oakdale, LA; Andover and Mansfield, MA; Detroit, MI; Gulfport, MS; Kalispell, MT; Carteret, Elizabeth and Hackettstown, NJ; Brooklyn and Niagara Falls, NY; Charlotte, Concord and Moncure, NC; Bremen and Cuyahoga Falls, OH; St. Helens and White City, OR; Sewickley, PA; Hampton, SC; Grand Junction and Nashville, TN; Austin and Houston, TX and Tacoma, WA, to points in the United States (except AK and HI) and (2) *such commodities, materials, supplies and equipment as are used in the manufacture and sale of the commodities named in (1) above* (except commodities in bulk), from points in the United States (except AK and HI) to the named points in (1), above. (Hearing site: Washington, DC.)

MC 146708 (Sub-1F), filed October 21, 1979. Applicant: MAPLE LEAF EXPRESS, LTD., 3600 South Western Ave., Chicago, IL 60609. Representative: H. Barney Firestone, 10 South LaSalle Street, Suite 1600, Chicago, IL 60603. Transporting *general commodities* (except articles of unusual value, Class A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment) between points in IL and MN, on the one hand, and, on the other ports of entry on the international boundary line between the United States and Canada in MN, ND, MT, ID, and WA, restricted to the transportation of traffic when moving on the bills of lading of freight forwarders, as defined in 49 U.S.C., Section 10102(8).

MC 146709 (Sub-1F), filed October 9, 1979. Applicant: Billy M. Edmondson, d.b.a. Edmondson Swift Meat Transport, Rt. 1, Georgetown, GA 31754. Representative: Theodore Polydoroff, Suite 301, 1307 Dolley Madison Blvd., McLean, VA 22101. Transporting (1) *electrical lighting fixtures and equipment,* and (2) *parts and accessories for the commodities in* (1) above, from the facilities of Gibson-Metalux Corporation at or near Eufaula, AL, and Americus, GA, to points in the United States in and west of MN, IA, MO, AR and LA. (Hearing site: Atlanta, GA or Washington, DC.)

Note.—Dual operations may be involved.

MC 147489F (Sub-1f), filed September 14, 1979. Applicant: Slaw Trucking Inc., 5117 Varna Ave., Sherman Oaks, CA 91423. Representative: Leona Laverty (same address as applicant). Transporting *such merchandise* as is dealt in by discount stores (except commodities in bulk and those which because of weight or size requires the use of special equipment) between the facilities of Gibson's Inc. at or near Dallas and Seagoville, TX, on the one hand, and, on the other, points in the United States (except AK and HI). (Hearing Site: Los Angeles, CA).

MC 148208 (Sub-1F), filed September 10, 1979. Applicant: FUR BREEDERS AGRICULTURAL COOPERATIVE, P.O. Box 295, Midvale, UT 84074. Representative: Irene Warr, 430 Judge Bldg., Salt Lake City, UT 84111. Transporting *cheese and cheese products* from the facilities of Mountain Farms Incorporated at or near Hyde Park, UT to points in CA, OR, WA, AZ, and CO. (Hearing site: Salt Lake City, UT.)

MC 148279, F, filed September 21, 1979. Applicant: PALLETIZED TRUCKING INC., 4523 Irvington Blvd., Houston, TX 77009. Transporting *general commodities* (except classes A and B explosives) between points in the commercial zone of Houston, TX, restricted to the transportation of traffic having a prior or subsequent movement by water. (Hearing site: Houston, TX.)

MC 148428 (Sub-1F), filed October 22, 1979. Applicant: BEST LINE, INC., P.O. Box 765, Hopkins MN 55343. Representative: Andrew R. Clark, 1000 First National Bank Bldg., Minneapolis, MN 55402. Transporting *floatation and protective clothing, and materials and supplies used in the manufacture of floatation and protective clothing* between St. Cloud and Sauk Rapids, MN, on the one hand, and, on the other, points in the United States (except AK and HI), restricted to traffic originating at or destined to the facilities of Stearns Manufacturing at St. Cloud and Sauk Rapids, MN. (Hearing site: Minneapolis, MN.)

MC 148438 (Sub-1F), filed October 22, 1979. Applicant: MARCHAND CONSTRUCTION, INC., P.O. Box 48, Port Allen, LA 70767. Representative: Lawrence A. Winkle, P.O. Box 45538, Dallas, TX 75245. Transporting *such heavy machinery and equipment as used in connection with the construction industry* between points in TX, MS, LA, AL, GA, SC, NC, TN, and FL. (Hearing site: Dallas, TX or New Orleans, LA.)

MC 148598F, filed October 22, 1979. Applicant: BATROCK, INC., U.S. Highway 127 North, P.O. Box 220, Lawrenceburg, KY 40342. Representative: Robert H. Kinker, 314 West Main Street, P.O. Box 464, Frankfort, KY 40602. Transporting: (1) *power transmission machinery, electric motors, electric gear motors, generators, controls, industrial components, telecommunications equipment, scales,* and (2) *materials, equipment, and supplies used in the manufacture of commodities* named in (1) above, between points in GA, IL, IN, KY, NC, OH, SC, and TN, restricted to the transportation of shipments originating at or destined to facilities used by Reliance Electric Company. (Hearing site: Louisville, KY.)

MC 148598 (Sub-1F), filed October 22, 1979. Applicant: BATROCK, INC., U.S. HIghway 127 North, P.O. Box 220, Lawrenceburg, KY 40342. Representative: Robert H. Kinker, 314 West Main Street, P.O. Box 464, Frankfort, KY 40602. Transporting: (1) *plastic and rubber articles and materials,* and (2) *film or sheeting,* between the facilities of Deerfield Plastics Corporation, Danville, KY, on the one hand, and, on the other, points in GA, IL, IN, NC, OH, SC, TN and WI. (Hearing site: Louisville, KY.)

MC 148639F, filed October 24, 1979. Applicant: JOE D. O'BANION d.b.a. O'BANION TRUCKING, 3787 Broadway, Vallejo, CA 94590. Representative: Thomas M. Loughran, 100 Bush St., 21st Floor, San Francisco, CA 94104. Transporting *iron and steel articles,* as described in Appendix V to the report in *Descriptions in Motor Carrier Certificates,* 61 M.C.C. 209, from Santa Clara, CA, to points in AZ, NM, NV, and TX; and, from Sherman, TX, to Santa Clara, CA, restricted to traffic originating at or destined to facilities of Keystone Consolidated Industries, Inc. (Hearing site: San Francisco, CA.)

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Decided: February 4, 1980.

By the Commission, Review Board Number 2, Members Eaton, Liberman and Jensen. Member Jensen not participating.

MC 200 (Sub-395F), filed September 17, 1979. Applicant: RISS INTERNATIONAL CORPORATION, 903 Grand Avenue, Kansas City, MO 64106. Representative: H. Lynn Davis (same address as applicant). To operate as a *common carrier,* by motor vehicle in interstate or foreign commerce, over regular routes, transporting *general commodities* (except those of unusual value, classes A and B explosives, household goods as defined by the commission, commodities in bulk, and those requiring special equipment), serving Longview, TX and Siloam Springs, AR as off-route points in connection with applicant's otherwise authorized regular route operations. (Hearing site: Kansas City, MO.)

MC 200 (Sub-396F), filed September 17, 1979. Applicant: RISS INTERNATIONAL CORPORATION, 903 Grand Avenue, Kansas City, MO 64106. Representative: H. Lynn Davis (same address as applicant). To operate as a *common carrier,* by motor vehicle in interstate or foreign commerce, over regular routes. Transporting General Commodities, (except those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment), serving Houston, TX as an off-route point in connection with applicant's otherwise authorized regular route operations. (Hearing site: Kansas City, MO.)

MC 200 (Sub-399F), filed September 4, 1979. Applicant: RISS INTERNATIONAL CORPORATION, 903 Grand Avenue, Kansas City, MO 64106. Representative: H. Lynn Davis (same address as applicant). To operate as a *common carrier,* by motor vehicle in interstate or foreign commerce, over regular routes, transporting *general commodities* (except those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment), serving Kokomo, IN as an off-route point in connection with applicant's otherwise authorized regular-route operations. (Hearing site: Kansas City, MO.)

MC 531 (Sub-426F), filed September 17, 1979. Applicant: YOUNGER BROTHERS, INC., 4904 Griggs Road (P.O. Box 14048), Houston, TX 77021. Representative: Wray E. Hughes (same address as applicant). Transporting (A) *acids* and *chemicals,* in bulk, in tank vehicles, from the facilities of Union Carbide Corporation, at or near Brownsville, TX, to points in the United States (except AK and HI); and (B) *acids, chemicals* and *petroleum products,* in bulk, in tank vehicles, in the reverse direction. (Hearing site: Houston, TX.)

MC 531 (Sub-427F), filed September 17, 1979. Applicant: YOUNGER BROTHERS, INC., 4904 Griggs Road (P.O. Box 14048), Houston, TX 77021. Representative: Wray E. Hughes (same address as applicant). Transporting (A) *chemicals,* in bulk, in tank vehicles, from the facilities of Union Carbide Corporation, at or near North Seadrift, TX, to points in the United States (except AK and HI); and (B) *acids, chemicals* and *petroleum products,* in bulk, in tank vehicles, in the reverse direction. (Hearing site: Houston, TX.)

MC 531 (Sub-428F), filed September 18, 1979. Applicant: YOUNGER BROTHERS, INC., 4904 Griggs Road (P.O. Box 14048), Houston, TX 77021. Representative: Wray E. Hughes (same address as applicant). Transporting *liquid chemicals,* in bulk, in tank vehicles, from Newark, NJ to points in Texas. (Hearing site: Houston, TX.)

MC 730 (Sub-471F), filed September 17, 1979. Applicant: PACIFIC INTERMOUNTAIN EXPRESS CO., a corporation, 25 North Via Monte, Walnut Creek, CA 94598. Representative: R. N. Coolege (same address as applicant). Transporting *blended gasoline, distillate fuel oil, jet fuels,* and *lubricating oils,* in bulk, in tank vehicles from points in AZ, to points in Clark County, NV and those points in CA in and south of Ventura, Los Angeles, and San Bernardino Counties. (Hearing site: Los Angeles or San Francisco, CA.)

MC 730 (Sub-472F), filed September 11, 1979. Applicant: PACIFIC INTERMOUNTAIN EXPRESS CO., a corporation, 25 No. Via Monte, Walnut Creek, CA 94596. Representative: E. E. Reddick (same address as applicant). To operate as a *common carrier,* by motor vehicle, in interstate or foreign commerce, over *regular routes,* transporting *general commodities* (except those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment), serving the facilities of Ohio Rubber Company, at Conneautville, PA as an off-route point in connection with carrier's otherwise authorized regular route operations. (Hearing site: Pittsburgh, PA or San Francisco, CA.)

MC 2421 (Sub-9F), filed September 14, 1979. Applicant: NEWTON TRANSPORTATION COMPANY, INC., P.O. Box 678, 510 Greer Circle, Lenoir, NC 28645. Representative: Edward G. Villalon, 1032 Pennsylvania Building, Pennsylvania Ave. and 13th St. NW., Washington, DC 20004. Transporting *flat glass,* from Nashville, TN, to the facilities of Lenoir Mirror Company, at Lenoir, NC. (Hearing site: Charlotte, NC.)

MC 2900 (Sub-391F), filed September 7, 1979. Applicant: RYDER TRUCK LINES, INC., Ranger Division, 2050 Kings Road, P.O. Box 2408–R, Jacksonville, FL 32203. Representative: Paul Dixon (same address as applicant). Transporting *steel wire* from the facilities of the Laclede Steel Company, at Alton, IL, to points in IN and MI. (Hearing site: St. Louis, MO, or Atlanta, GA.)

MC 2900 (Sub-392F), filed September 17, 1979. Applicant: RYDER TRUCK LINES, INC., 2050 Kings Road, Post Office Box 2408, Jacksonville, FL 32203. Representative: S. E. Somers, Jr. (same address as applicant). Transporting *general commodities,* (except those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment), between the facilities of Laribee Wire Manufacturing Co., Inc. Division of Kenrich Corporation, at Camden, NY, on the one hand, and, on the other, points in the United States (except AK and HI). (Hearing site: Rome, NY or Washington, DC.)

MC 2900 (Sub-393F), filed September 20, 1979. Applicant: RYDER TRUCK LINES, INC., 2050 Kings Road, P.O. Box 2408, Jacksonville, FL 32203. Representative: S. E. Somers, Jr. (same address as applicant). Transporting *general commodities,* (except those of unusual value, classes A and B explosives, household goods as defined by the Commission, and commodities in bulk), between the facilities of John

Deere Co., at or near (a) Syracuse, NY and (b) Timonium, MD, on the one hand, and, on the other, points in VT. (Hearing site: Syracuse, NY or Washington, DC.)

MC 2900 (Sub-395F), filed September 20, 1979. Applicant: RYDER TRUCK LINES, INC., 2050 Kings Road, P.O. Box 2408, Jacksonville, FL 32203. Representative: S. E. Somers, Jr. (same address as applicant). Transporting (1) *railroad car and locomotive wheels* and (2) *materials* used in the manufacture of the commodities in (1) above, between points in Quemahoning Township, PA, on the one hand, and, on the other, points in WV, OH, KY, IN, IL, and MO. (Hearing site: Washington, DC.)

MC 4941 (Sub-71F), filed September 21, 1979. Applicant: QUINN FREIGHT LINES, INC., 1093 North Montello St., Brockton, MA 02403. Representative: Russell S. Callahan (same address as applicant). Transporting *acids and chemicals (except commodities in bulk)*, from the facilities of Sobin Chemicals, Inc., at Newark, NJ, to points in IL, IN, MI, NY and OH. (Hearing site: Boston, MA or Washington, DC.)

MC 5470 (Sub-201F), filed September 11, 1979. Applicant: TAJON, INC., R.D. 5, Mercer, PA 16137. Representative: Brian L. Troiano 918 16th St., NW., Washington, DC 20006. Transporting (1) *alloys*, in dump vehicles, from Philo and Powhatan, OH to points in AL, FL, GA, IA, KS, KY, MN, NC, and SC, and (2) *materials and supplies* used in the manufacture of alloys, in dump vehicles, in the reverse direction. (Hearing site: Washington, DC or Pittsburgh, PA.)

MC 5470 (Sub-202F), filed September 11, 1979. Applicant: TAJON, INC., R.D. 5, Mercer, PA 16137. Representative: Brian L. Troiano, 918 16th St., N.W., Washington, DC 20006. Transporting (1) *coal tar pitch*, in dump vehicles, from Cleveland, OH to Pell City, AL; and (2) *sand and clay mixtures*, in dump vehicles, from Pell City, AL to points in IL, IN, MI, PA, and WV. (Hearing site: Birmingham, AL or Washington, DC.)

MC 5470 (Sub-203F), filed September 11, 1979. Applicant: TAJON, INC., R.D. 5, Mercer, PA 16137. Representative: Brian L. Troiano, 918 16th St., N.W., Washington, DC 20006. Transporting *coke*, in dump vehicles, from Camden, NJ to Niagara Falls, NY and St. Marys, PA (Hearing site: Buffalo, NY or Washington, DC.)

MC 7680 (Sub-4E), Filed September 18, 1979. Applicant: BOWMAN BROS. TRUCKING CO., INC., P.O. Box 624, West Paterson, NJ 07424. Representative: George A. Olsen, P.O. Box 357, Gladstone, NJ 07934. Transporting *gun cradles* and gun *parts* between Schenectady, NY, Letonia and Columbiana, OH, and Rock Island, IL. (Hearing site: New York, NY or Washington, DC.)

MC 7840 (Sub-18F), filed September 12, 1979. Applicant: ST. LAWRENCE FREIGHTWAYS, INC., 650 Cooper St. Watertown, NY 13601. Representative: E. Stephen Heisley, 805 McLachlen Bank Bldg., 666 Eleventh St., NW., Washington, DC 20001. Transporting *aluminum and steel roofing, and aluminum and steel siding* from Lancaster, PA, to points in NJ, NY, CT, MA, RI and VT. (Hearing site: Columbus, OH.)

MC 16831 (Sub-30F), filed September 10, 1979. Applicant: MID SEVEN TRANSPORTATION COMPANY, 2323 Delaware Avenue, Des Moines, IA 50317. Representative: William L. Fairbank, 1980 Financial Center, Des Moines, IA 50309. Transporting (1)(a) *Wheels, wheel tire assemblies, braking systems, parts for braking systems, couplers, hubs, axles, spindles, tires and jacks*, and (b) *materials used in the manufacture of the commodities named in (1)(a)*, between Des Moines, IA, on the one hand, and, on the other, points in IL, IN, KY, MI, MN, MO, OH and WI: (2) *iron and steel articles and materials and supplies* used in the manufacture of iron and steel articles, between Des Moines and Atlantic, IA, on the one hand, and, on the other, points in IL, IN, KS, KY, MI, MN, MO, NE, OH, SD, and WI; (3) *iron and steel articles*, between Des Moines, IA, on the one hand, and, on the other, points in IN, KY, MO, and MI; and (4) *contractors and construction equipment and supplies*, between the facilities of Pittsburgh-Des Moines Steel Company, at Des Moines, IA, on the one hand, and, on the other, points in IN, KY, MN, MO and MI. (Hearing site: Des Moines, IA.)

MC 29910 (Sub-232F), filed September 13, 1979. Applicant: ARKANSAS-BEST FREIGHT SYTEM, INC., 301 South 11th St., Fort Smith, AR 72901. Representative: Don A. Smith, P.O. Box 43, 510 North Greenwood Ave., Fort Smith, AR 72902. To operate as a *common carrier*, by motor vehicle, in interstate or foreign commerce, over regular routes, transporting *general commodities* (except those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment), serving the facilities of Galion Amco, Inc., at or near Galion, OH, as an off-route point in connection with carrier's otherwise authorized regular-route operations. (Hearing site: Columbus, OH or Washington, DC.)

Note.—Applicant intents to tack this authority.

MC 35831 (Sub-20F), September 13, 1979. Applicant: E. A. HOLDER, INC., P.O. Box 69, Fort Worth, TX 76060. Representative: Billy R. Reid, 1721 Carl St., Fort Worth, TX 76103. Transporting (1) *iron and steel articles* from the facilities of Chaparral Steel Company at or near Midlothian, TX, to points in the United States (except AK, AR, CO, HI, KS, LA, MS, NM, OK, TN and TX), and (2) *materials, supplies and equipment* used in manufacture of iron and steel articles, (except commodities in bulk), in the reverse direction, restricted to the transportation of traffic originating at or destined to the named facilities. (Hearing site: Dallas or Fort Worth, TX.)

MC 41240 (Sub-22F), filed September 20, 1979. Applicant: NELSON TRUCKING SERVICE, INC., Mediapolis, IA 52637. Representative: Kenneth F. Dudley, 1501 East Main, P.O. Box 279, Ottumwa, IA 15501. Transporting *iron and steel articles*, from Chicago, IL, to Fort Madison, IA. (Hearing site: Chicago, IL.)

MC 47171 (Sub-142F), filed: September 17, 1979. Applicant: COOPER MOTOR LINES, INC., P.O. Box 2820, Greenville, SC 29602. Representative: Harris G. Andrews (same address as applicant). Transporting *electric storage batteries*, and *spent batteries*, and (2) *materials* and *supplies* used in the manufacture and distribution of electric storage batteries (except commodities in bulk) (1) between Hamburg, PA and Selma, AL; (2) from Reading and Hamburg, PA, to Framingham, MA; (3) from Greer, SC, to Opa Locka, FL; (4) from Opa Locka, FL, to Reading, PA and Heflin, LA; (5) between Greer, SC, Dallas, TX, and Heflin, LA. (Hearing site: Washington, DC).

MC 47171 (Sub-143F), filed September 20, 1979. Applicant: COOPER MOTOR LINES, INC., P.O. Box 2820, Greenville, SC 29602. Representative: Harris G. Andrews (Same address as applicant). Transporting *chemicals* (except in bulk), from Syracuse, NY, to points in GA, NC, and SC. (Hearing site: Washington, DC.)

MC 48441 (Sub-51F), filed September 7, 1979. Applicant: R.M.E. INC., P.O. Box 418, Streator, IL 61364. Representative: E. Stephen Heisley, 805 McLachlen Bank Building, 666 Eleventh Street, NW., Washington, DC 20001. Transporting (1) *chemicals, plastics, and plastic products* (except commodities in bulk) and (2) *materials, equipment, and supplies* used in the manufacture or distribution of the commodities in (1) above (except commodities in bulk), between the facilities of Northern Petrochemical Company at or near (a) Mankato, MN;

(b) Newark, OH; (c) Clinton, MA, and (d) Chicago, Morris, and Mapleton, IL, on the one hand, and, on the other, points in the United States (except AK and HI). (Hearing site: Chicago, IL or Washington, DC.)

MC 52460 (Sub-258F), filed September 17, 1979. Applicant: ELLEX TRANSPORTATION, INC., P.O. Box 9637, 1420 W. 35th St. Tulsa, OK 74107. Representative: Wilburn L. Williamson, Suite 615-East, The Oil Center, 2601 Northwest Expressway, Oklahoma City, OK 73112. Transporting *canned goods,* from points in Benton, Crawford and Washington Counties, AR and Adair and Haskell Counties, OK, to points in CO, IA and LA, restricted to the transportation of traffic originating at the facilities of Allen Canning Company. (Hearing site: Tulsa or Oklahoma City, OK.)

MC 52460 (Sub-260F), filed September 13, 1979. Applicant: ELLEX TRANSPORTATION, INC., P.O. Box 9637, 1420 W. 35th St. Tulsa, OK 74107. Representative: Wilburn L. Williamson, Suite 615-East, The Oil Center, 2601 Northwest Expressway, Oklahoma City, OK 73112. Transporting *frozen foods,* from the facilities of New Orleans Cold Storage and Warehouse Co., Ltd., at or near New Orleans, LA, to points in AL, AR, CO, FL, GA, IL, IA, KS, MS, MO, NC, OK, SC, TN, and TX. (Hearing site: New Orleans, LA.)

MC 52460 (Sub-261F), filed September 21, 1979. Applicant: ELLEX TRANSPORTATION, INC., P.O. Box 9637, 1420 W. 35th St. Tulsa, OK 74107. Representative: Wilburn L. Williamson, Suite 615-East, The Oil Center, 2601 Northwest Expressway, Oklahoma City, OK 73112. Transporting *canned goods,* from the facilities of Allen Canning Company, at or near (a) Oak Grove, LA and (b) Moorhead, MS, to points in AL, AR, FL, GA, KY, LA, MS, MO, NC, SC, TN and TX. (Hearing site: Tulsa OK or Oklahoma City, OK.)

MC 52861 (Sub-79F), filed September 18, 1979. Applicant: WILLS TRUCKING INC., 3185 Columbia Road, Richfield, OH 44286. Representative: Paul F. Beery, 275 East State St., Columbus, OH 43215. Transporting *iron* and *steel articles,* from (1) the facilities of Jones & Laughlin Steel Corporation, at Aliquippa and Pittsburgh, PA, to points in MI, IN, IL, OH and WI, (2) the facilities of Jones & Laughlin Steel Corporation, at Youngstown, OH, to points in MI, IL, IN and WI. (Hearing site: Columbus, OH.)

MC 56270 (Sub-34F), filed September 21, 1979. Applicant: LEICHT TRANSFER & STORAGE CO, a corporation, 1401–55 State St., P.O. Box 2385, Green Bay, WI 54306. Representative: Dennis L. Sedlacek (same address as applicant). Transporting *such commodities* as are used by manufacturers of foundry and glass products (except commodities in bulk), from points in LaSalle County, IL, to points in IA, IN, KY, MI, MN, MO, and WI. (Hearing site: Chicago, IL or Milwaukee WI.)

MC 59241 (Sub-9F), filed September 13, 1979. Applicant: John Gibbons, Inc., 650 Eddystone Avenue, Eddystone, PA 19013. Representative: Maxwell A. Howell, 1100 Investment Building, 1511 K Street, N.W., Washington, D.C. 20005. Transporting (1) *reels, skids* and *pallets,* and (2) *materials and supplies* used in the manufacture of the commodities in (1) above, between Baltimore, MD, on the one hand, and, on the other, points in NJ. (Hearing site: Philadelphia, PA, or Washington, DC.)

MC 61620 (Sub-17F), filed September 13, 1979. Applicant: M & G TRANSPORTATION CO., INC., Route 3, Box 234, Gloucester, VA 23061. Representative: Terrell C. Clark, P.O. Box 25, Stanleytown, VA 24168. Transporting *non-alcoholic beverages* from Elizabeth, NJ to Norfolk and Richmond, VA. (Hearing site: Norfolk or Richmond, VA.)

MC 65941 (Sub-60F), filed September 13, 1979. Applicant: Tower Lines, Inc., P.O. Box 6010, Wheeling, WV 26003. Representative: Paul M. Daniell, P.O. Box 56387, Atlanta, GA 30343. Transporting (1) *building and insulating materials,* and (2) *materials,* used in the manufacture and distribution of building and insulating materials (except commodities in bulk) between the facilities of the CertainTeed Corporation in Granville County, NC, on the one hand, and on the other, points in KY, OH, VA, WV, SC, PA, and TN. (Hearing site: Washington, DC or Atlanta, GA.)

MC 68100 (Sub-36F), filed September 20, 1979. Applicant: D. P. BONHAM TRANSFER, INC., P.O. Drawer G, Bartlesville, OK 74003. Representative: Larry E. Gregg, 641 Harrison St., Topeka, KS 66603. Transporting (1) tractors (except truck tractors), (2) attachments, parts, and equipment designed for use with tractors, and (3) materials, equipment and supplies (except commodities in bulk) used in the assembly and distribution of the commodities described in (1) and (2) above, between the facilities used by International Harvestor Company, in Harrison County, MS, on the one hand, and on the other, points in AZ, AR, CA, CO, ID, IL, IN, IA, KS, LA, MO, MT, NE, NV, NM, ND, OK, SD, TX, UT and WY. (Hearing site: Chicago, IL; New Orleans, LA.)

MC 77061 (Sub-24F), filed September 10, 1979. Applicant: Sherman Bros., Inc., 29534 Airport Rd., Eugene, OR 97402. Representative: Russell M. Allen, 1200 Jackson Tower, Portland, OR 97205. Transporting (1) *iron and steel articles,* between Portland, OR and points in Lane County, OR, on the one hand, and, on the other, points in Alameda County, CA, restricted to the transportation of traffic originating at or destined to the facilities of Gilmore Steel Corporation, and (2) *Roofing materials,* from points in Contra Costa and Santa Clara Counties, CA, to points in Douglas, Lane, Benton, Marion and Linn Counties, OR. (Hearing site: Portland, or Eugene, OR.)

MC 82841 (Sub-269F), filed September 7, 1979. Applicant: HUNT TRANSPORTATION, INC., 10770 "I" Street, Omaha, NE 68127. Representative: Donald L. Stern, 610 Xerox Bldg., 7171 Mercy Road, Omaha, NE 68106. Transporting (1) *building materials,* and (2) *materials, equipment* and *supplies* used in the manufacture, installation, and distribution of and building materials, between the facilities of Georgia-Pacific Corporation, Gypsum Division, at or near Hampton, GA, on the one hand, and, on the other, points in CO, IL, IN, IA, KS, MO, NE, OH, PA, ND, and SD. (Hearing site: Pittsburgh, PA.)

MC 82841 (Sub-270F), filed September 11, 1979. Applicant: HUNT TRANSPORTATION, INC., 10770 "I" Street, Omaha, NE 68127. Representative: Donald L. Stern, 610 Xerox Bldg., 7171 Mercy Road, Omaha, NE 68106. Transporting *such commodities* as are dealt in by agricultural equipment, industrial equipment, and lawn care and leisure product dealers (except commodities in bulk), from the facilities of Deere and Company, in Scott and Dubuque Counties, Iowa, to points in AZ, CA, KS, NV, and UT, restricted, except for movements in foreign commerce, to the transportation of traffic originating at the named facilities and destined to the named destination points. (Hearing site: Chicago, IL or Omaha, NE.)

MC 85970 (Sub-26F), filed September 17, 1979. Applicant: SARTAIN TRUCK LINE, INC., 1354 N. Second St., Memphis, TN 38307. Representative: Warren A. Goff, 2008 Clark Tower, 5100 Poplar Avenue, Memphis, TN 38137. To operate as a *common carrier* by motor vehicle, in interstate and foreign commerce, over *regular routes* transporting, *general commodities,* (except those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those which

require special equipment) (1) between Tiptonville, TN and Dyersburg, TN, over TN Hwy. 78 serving all intermediate points, (2) between Dyersburg, TN and Trenton, TN (a) over TN Hwy 104, serving all intermediate points, and (b) from Dyersburg, over U.S. Hwy 51 to Newbern, TN, then over TN Hwy 77 to Dyer, TN, then over U.S. Hwy 45W to Trenton, and return over the same route, serving all intermediate points, (3) between Kenton, TN and Trenton, TN over U.S. Hwy 45W, serving all intermediate points, and (4) between Dyersburg, TN and Nashville, TN (a) from Dyersburg over TN Hwy 104 to Milan, TN, then over U.S. Alternate Highway 70 to Nashville, and return over the same route serving no intermediate points and (b) from Dyersburg, over U.S. Highway 51 to junction TN Hwy 20, then over TN Hwy 20 to Jackson, TN, then over Interstate Hwy 40 to Nashivlle and return over the same route, serving no intermediate points, as an alternate route for operating convenience only in connection with applicant's otherwise authorized regular-route operations. (Hearing site: Memphis, TN.)

MC 87511 (Sub-27F), filed September 4, 1979. Applicant: SAIA MOTOR FREIGHT LINE, INC., P.O. Box 10157, Station 1, Houma, LA 70360. Representative: Phillip Robinson, P.O. Box 2207, 1806 Rio Grande, Austin, TX 78768. Transporting *wood pulp* from the facilities of East Texas Pulp and Paper Co., at or near Evadale, TX, to the facilities of Valentine Pulp and Paper Co., at or near Lockport, LA. (Hearing site: Houston, TX or New Orleans, LA.)

MC 94430 (Sub-47F), filed September 17, 1979. Applicant: WEISS TRUCKING COMPANY, INC., P.O. Box 7, Mongo, IN 46771. Representative: James R. Stiverson, 1396 West Fifth Ave., Columbus, OH 43212. Transporting *sand*, in bulk, from the facilities of Manlev Bros., at or near (a) Bridgman, MI, and (b) Troy Grove, IL, to those points in the United States in and east of ND, SD, NE, KS, OK and TX. (Hearing site: Chicago, IL or Washington, DC.)

MC 105461 (Sub-112F), filed September 7, 1979. Applicant: HERR'S MOTOR EXPRESS, INC., P.O. Box 8, Quarryville, PA 17566. Representative: Robert R. Herr (same address as applicant). Transporting (1) *sheet metal products* and (2) *equipment, materials and supplies* used in the manufacture and distribution of sheet metal products, between the facilities of Acme Manufacturing Company, at Medina, NY, and points in PA, NJ, NY, OH, MD, DE, VA, WV, CT, MA, RI, ME, NH, VT and DC. (Hearing site: Washington, DC, or Philadelphia, PA.)

MC 105501 (Sub-38F), filed September 20, 1979. Applicant: TERMINAL WAREHOUSE COMPANY, a corporation, 1851 Radisson Road N.E., Blaine, MN 55434. Representative: Samuel Rubenstein, 301 North Fifth St., Minneapolis, MN 55403. Transporting (1) *carbonated beverages*, in containers, from the facilities of Shasta Beverages, Inc., at or near Omaha, NE, to points in ND, SD, MN and WI, and (2) *Materials and supplies* used in the manufacture and distribution of carbonated beverages, from Minneapolis, MN to the origin facilities in (1) above. (Hearing site: Minneapolis or St. Paul, MN.)

MC 105501 (Sub-39F), filed September 7, 1979. Applicant: TERMINAL WAREHOUSE COMPANY, a corporation, 1851 Radisson Road N.E., Blaine, MN 55434. Representative: Samuel Rubenstein, 301 North Fifth St., Minneapolis, MN 55403. Transporting *fumaric acid*, in containers, from Minneapolis, MN to Grand Island, NE. (Hearing site: Minneapolis or St. Paul, MN.)

MC 106401 (Sub-70F), filed July 3, 1979. Applicant: JOHNSON MOTOR LINES, INC., 2426 North Graham Street, P.O. Box 31577, Charlotte, NC 28231. Representative: Roger W. Rash, P.O. Box 31577, Charlotte, NC 28231. Over *regular routes*, transporting *general commodities*, (except those of unusual value, Classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment), (1) between Raleigh, NC and Greenville, NC, from Raleigh over U.S. Hwy 64 to junction U.S. Hwy 264, then over U.S. Hwy 264 to Greenville, and return over the same route, serving all intermediate points, (2) between Raleigh, NC and Wilmington, NC, from Raleigh over U.S. Hwy 70 to junction Interstate Hwy. 95, then over Interstate Hwy. 95 to junction U.S. Hwy. 701, then over U.S. Hwy. 701 to junction U.S. Hwy 421, then over U.S. Hwy. 421 to Wilmington, and return over the same route, serving all intermediate points, (3) between Raleigh, NC and Rockingham, NC, over U.S. Hwy. 1, serving all intermediate points, and (4) serving points in North Carolina as off-route points, in connection with carrier's otherwise authorized regular-route operations. (Hearing site: Charlotte, Raleigh, or Asheville, NC.)

MC 108340 (Sub-36F), filed September 17, 1979. Applicant: HANEY TRUCK LINE, Number 1 Haney Lane, P.O. Box 485, Cornelius, OR 97113. Representative: Lawrence V. Smart, Jr., 419 N. W. 23rd Ave., Portland, OR 97210. Transporting *expanded vermiculite, wall plaster* and *plant bed* or *plant potting materials*, from the facilities of W. R. Grace & Co., at Portland, OR to points in WA and ID. (Hearing site: Portland, OR.)

MC 108341 (Sub-170F), filed September 13, 1979. Applicant: MOSS TRUCKING COMPANY, INC., 3027 North Tryon St., P.O. Box 26125, Charlotte, NC 28213. Representative: Mr. Jack F. Counts, P.O. Box 26125, Charlotte, NC 28213. Transporting (1) *industrial ovens, air cooling equipment, industrial power-washing equipment, and industrial conveyor systems*, and (2) *materials, equipment, and supplies* used in the distribution of the commodities in (1) above (except commodities in bulk), from Columbia, SC, to those points in the United States in and east of MN, IA, MO, AR and LA. (Hearing site: Columbia, SC or Washington, DC.)

MC 108341 (Sub-171F), filed September 11, 1979. Applicant: MOSS TRUCKING COMPANY, INC., 3027 N. Tryon St., P.O. Box 26125, Charlotte, NC 28213. Representative: Morton E. Kiel, Suite 6193, 5 World Trade Center, New York, NY 10048. Transporting (1) *air cleaning, heating, cooling, humidifying, dehumidifying*, and *moving* equipment, (2) *parts, accessories*, and *attachments* for the commodities in (1) above, and (3) *materials* and *supplies* used in the manufacture of the commodities in (1) and (2) above (except commodities in bulk), between Salisbury, NC, on the one hand, and, on the other, points in the United States in and east of MN, IA, MO, AR and LA. (Hearing site: Charlotte, NC or Washington, DC.)

MC 108461 (Sub-135F), filed September 11, 1979. Applicant: SUNDANCE FREIGHT LINES, INC., d.b.a. SUNDANCE TRANSPORTATION, 124 W. Thomas, P.O. Box 7676, Phoenix, AZ 85011. Representative: William S. Richards, Post Office Box 2465, Salt Lake City, UT 84110. Over *regular routes*, transporting *general commodities* (except those of unusual value, Class A and B explosives, household goods as defined by the Commission, liquid commodities in bulk, and commodities requiring special equipment), between Los Angeles, CA and Ehrenberg, AZ, over Interstate Hwy 10. (Hearing site: Phoenix, AZ.)

MC 110380 (Sub-19F), filed September 10, 1979. Applicant: BERSCHENS OF MADISON, INC., 120 West Verona Avenue, Madison, WI 53593. Representative: Attorney Rolfe E. Hanson, 121 West Doty Street, Madison, WI 53703. Transporting (1) *lathes, automatic assembly machinery*, and

balancing machinery from points in Rock County, WI, to points in MI and OH, and (2) *materials and supplies* used in the manufacture of the commodities in (1) above in the reverse direction. (Hearing site: Madison or Milwaukee, WI.)

MC 111231 (Sub-284F), filed September 20, 1979. Applicant: JONES TRUCK LINES, INC., 610 E. Emma Ave., Springdale, AR 72764. Representative: Dona A. Smith, P.O. Box 43, 510 N. Greenwood Ave., Fort Smith, AR 72902. Transporting *(1) foodstuffs* (except commodities in bulk), from the facilities of Welch Foods, Inc., at or near Lawton, MI, to points in IA, MN, NE, and SD and *(2) materials, equipment and supplies* (except commodities in bulk) used in the manufacture, and distribution of the commodities in (1) above, in the reverse direction. (Hearing site: Washington, DC.)

MC 111231 (Sub-286F), filed September 17, 1979. Applicant: JONES TRUCK LINES, INC., 610 E. Emma Ave., Springdale, AR 72746. Representative: John C. Everett, P.O. Box A, 140 East Buchanan, Prairie Grove, AR 72753. Transporting *(1) lumber, pallets, and wood products, and (2) materials, equipment, and supplies* used in the manufacture of lumber (except commodities in bulk, in tank vehicles), between points in Washington County, AR, on the one hand, and, on the other, points in KS, MO, OK, CO, AZ, and TX. (Hearing site: Fayetteville or Little Rock, AR.)

MC 111310 (Sub-54F), filed September 17, 1979. Applicant: BEER TRANSIT, INC., Box 352, Black River Falls, WI 54615. Representative: Wayne W. Wilson, 150 East Gilman St., Madison, WI 53703. Transporting *containers, container ends, and container closures,* from the facilities of Brockway Glass Company, Inc., (1) at or near Rosemount, MN, to St. Louis, MO; and (2) at or near Lapel, IN to Milwaukee, WI restricted in both (1) and (2) to the transportation of traffic originating at the named origins and destined to the named destinations. (Hearing site: Madison, WI or Brockway, PA.)

MC 111401 (Sub-591F), filed September 11, 1979. Applicant: GROENDYKE TRANSPORT, INC., P.O. Box 632, 2510 Rock Island Blvd., Enid, OK 73701. Representative: Alvin J. Meiklejohn, Suite 1600 Lincoln Center, 1660 Lincoln Street, Denver, CO 80264. Transporting *liquified petroleum gas* in bulk, tank vehicles, from points in Terry, Dawson and Martin Counties, TX, to points in Lea County, NM. Condition: Any certificate issued in this proceeding is limited in term to a period of 5 years from the date of issuance. (Hearing site: Oklahoma City, OK or Tulsa, OK.)

MC 112520 (Sub-376F), filed September 17, 1979. Applicant: McKENZIE TANK LINES, INC., Post Office Box 1200, Tallahassee, FL 32302. Representative: Thomas F. Panebianco (same address as applicant). Transporting *fuel oils,* in bulk, in tank vehicles, from Jacksonville, FL, to the facilities of Owens-Illinois, at or near Clyattville, GA. (Hearing site: Jacksonville, FL.)

MC 112801 (Sub-244F), filed September 7, 1979. Applicant: TRANSPORT SERVICE CO., a corporation, 15 Salt Creek Lane, Hinsdale, IL 60521. Representative: E. Stephen Heisley, 805 McLachlen Bank Building, 666 Eleventh Street, NW., Washington, DC 20001. Transporting *liquid sugar, corn syrup,* and *blends* of liquid sugar and corn syrup, in bulk, in tank vehicles, between the facilities of Process Supply Co., Inc., at Ft. Wayne, IN, on the one hand, and, on the other, points in IL, IN, KY, MI, MO and OH. (Hearing site: Chicago, IL.)

MC 112801 (Sub-245F), filed September 12, 1979. Applicant: TRANSPORT SERVICE CO., a corporation, 15 Salt Creek Lane, Hinsdale, IL 60521. Representative: E. Stephen Heisley, 805 McLachlen Bank Building, 666 Eleventh Street, NW., Washington, DC 20001. Transporting *liquid animal feed supplement,* in bulk, in tank vehicles, from North Chicago, IL to points in the United States (except AK and HI). (Hearing site: Chicago, IL.)

MC 115491 (Sub-130F), filed September 17, 1979. Applicant: COMMERCIAL CARRIER CORPORATION, Post Office Box 67, Auburndale, FL 33823. Representative: Tony G. Russell, Post Office Box 1186, Auburndale, FL 33823. Transporting (1) *malt beverages,* from Albany, GA, to points in FL and (2) *materials and supplies* used in the manufacture of malt beverages, in the reverse direction. (Hearing Site: Tampa, FL.)

MC 115821 (Sub-47F), filed September 10, 1979. Applicant: FRANK BEELMAN, doing business as BEELMAN TRUCK CO., St. Libory, IL 62282. Representative: Ernest A. Brooks II, 1301 Ambassador Bldg., St. Louis, MO 63101. Transporting *ground limestone,* in bulk, in dump vehicles, from the facilities of Columbia Quarries, Inc., at or near Valmeyer, IL, to the facilities of Midland Glass Company, Inc., at Terre Haute, IN. (Hearing site: Washington, DC.)

MC 116300 (Sub-62F), filed September 21, 1979. Applicant: NANCE AND COLLUMS, INC., P.O. Drawer J, Fernwood, MS 39635. Representative: Harold D. Miller, Jr., 17th Floor, Deposit Guaranty Plaza, P.O. Box 22567, Jackson, MS 39205. Transporting *drag lines mats,* from the facilities of Jones Lumber Co., Inc., in Walthall County, MS to points in AR, IL, IN, KY, LA, MO, TN, and TX. (Hearing site: New Orleans, LA.)

MC 118831 (Sub-182F), filed September 7, 1979. Applicant: CENTRAL TRANSPORT, INCORPORATED, P.O. Box 7007, High Point, NC 27264. Representative: Ben H. Keller, III. (same address as applicant). Transporting *liquid chemicals,* in bulk, in tank vehicles, from the facilities of PPG Industries Inc. at (a) Lake Charles, LA, and (b) Beaumont and LaPorte, TX, to points in the United States (except AK and HI). (Hearing site: Washington, DC.)

MC 118831 (Sub-184F), filed September 5, 1979. Applicant: GENERAL TRANSPORT, INCORPORATED, P.O. Box 7007, High Point, NC 27264. Representative: Ben H. Keller, III (same address as applicant). Transporting *chemicals,* in bulk, in tank or hopper type vehicles, from points in NJ, PA, WV, VA, NC, TN, KY, OH, MI, IN, IL, IA, MO, AL, MS, LA, FL, TX, and GA and points in Greenville and Spartanburg Counties, SC. (Hearing site: Greenville or Spartanburg, SC.)

MC 119741 (Sub-234F), filed September 11, 1979. Applicant: GREEN FIELD TRANSPORT COMPANY, INC., 1515 Third Ave., N.W., P.O. Box 1235, Fort Dodge, IA 50501. Representative: D. L. Robson (same address as applicant). Transporting *meats, meat products and meat byproducts,* and *articles distributed by meat-packing houses,* as described in sections A and C of Appendix I to the report in *Descriptions in Motor Carrier Certificates,* 61 M.C.C. 209 and 766 (except hides and commodities in bulk), from the facilities of Geo. A. Hormel & Co., at Springfield and Rockville, MO, to points in IA, MN, and NE, (Hearing site: Kansas City, MO.)

MC 120761 (Sub-59F), filed September 4, 1979. Applicant: NEWMAN BROS. TRUCKING COMPANY, 6559 Midway Road, P.O. Box 18728, Ft. Worth, TX 76118. Representative: R. E. Newman (same address as applicant). Transporting (1) *conveying machinery,* from Conveying Machinery Co., Inc., at or near Mansfield, TX, to points in the United States (except AK and HI); and (2) *materials, equipment,* and *supplies* used in the manufacture and or distribution of conveying machinery (except commodities in bulk), in the reverse direction. (Hearing site: Dallas, TX or Washington, DC.)

MC 121060 (Sub-118F), filed September 10, 1979. Applicant: ARROW TRUCK LINES, INC., Post Office Box 1416, Birmingham, AL 35201. Representative: William P. Jackson, Jr., 3426 N. Washington Boulevard, Post Office Box 1240, Arlington, VA 22210. Transporting *such commodities* as are dealt in by manufacturers of paper and paper products (except commodities in bulk), between the facilities of Scott Paper Company, at those points in the United States in and east of ND, SD, NE, KS, OK, and TX, on the one hand, and, on the other, points in the United States in and east of ND, SD, NE, KS, OK and TX. (Hearing site: Philadelphia, PA.)

MC 121470 (Sub-34F), filed September 20, 1979. Applicant: TANKSLEY TRANSFER COMPANY, a corporation, 801 Cowan St., Nashville, TN 37207. Representative: John M. Nader, 1600 Citizens Plaza, Louisville, KY 40202. Transporting *structural plating, guard rails, guard rail accessories, bridge flooring, corrugated metal culvert pipe, and connecting bands,* from the facilities of Lane Metal Products Co., Inc., at or near Pulaski and Bedford, PA, to points in TN and AL. (Hearing site: Nashville, TN.)

MC 121470 (Sub-35F), filed September 20, 1979. Applicant: TANKSLEY TRANSFER COMPANY, a corporation, 801 Cowan St., Nashville, TN 37207. Representative: John M. Nader, 1600 Citizens Plaza, Louisville, KY 40202. Transporting *(1) hardwood flooring, and (2) equipment, materials, and supplies* (except commodities in bulk) used in the installation of hardwood flooring, between the facilities of Bruce Hardwood Flooring Co., at or near Nashville and Jackson, TN, on the one hand, and, on the other, points in the United States, (except AK and HI). (Hearing site: Nashville, TN.)

MC 123061 (Sub-132F), filed September 17, 1979. Applicant: LEATHAM BROTHERS, INC., 46 Orange St., P.O. Box 16026, Salt Lake City, UT 84116. Representative: Harry D. Pugsley, 1283 E. South Temple, #501, Salt Lake City, UT 84102. Transporting *salt and salt products,* from Newark, CA, to points in ID. (Hearing site: San Francisco, CA, or Salt Lake City, UT.)

MC 124111 (Sub-62F), filed September 17, 1979. Applicant: OHIO EASTERN EXPRESS, INC., 300 West Perkins Avenue, Sandusky, OH 44870. Representative: David A. Turano, Suite 1800, 100 East Broad Street, Columbus, OH 43215. Transporting *foodstuffs,* in vehicles equipped with mechanical refrigeration, from the facilities of Capital City Products, Division of Stokely-Van Camp, Inc., at Columbus, OH, to points in AL, GA, IL, IN, IA, KY, MI, MN, MS, NH, NC, RI, SC, TN, VT, VA and WI. (Hearing site: Columbus, OH.)

MC 124160 (Sub-33F), filed: September 11, 1979. Applicant: SAVAGE BROTHERS, INCORPORATED, 585 South 500 East, American Fork, UT 84003. Representative: Lon Rodney Kump, 333 East Fourth South, Salt Lake City, UT 84111. Transporting *fly ash,* between those points in the United States in and west of WI, IL, MO, AR, and LA (including AK but excluding HI) (Hearing site: Salt Lake City, UT, or Denver, CO)

MC 124821 (Sub-60F), filed September 18, 1979. Applicant: GILCHRIST TRUCKING, INC., 105 N. Keyser Ave., Old Forge, PA 18518. Representative: John W. Frame, Box 626, 2207 Old Gettysburg Rd., Camp Hill, PA 17011. Transporting *(1) paper and paper products,* and *(2) materials and supplies* used in the manfacture of paper products, between the facilities of International Paper Company, at or near Indianapolis, IN, on the one hand, and, on the other, points in IL, NJ, NY, and PA, restricted to the transportation of traffic originating at or destined to the named facilities. (Hearing site: Harrisburg, PA.)

MC 124821 (Sub-61F), filed September 17, 1979. Applicant: GILCHRIST TRUCKING, INC., 105 North Keyser Ave., Old Forge, PA 18518. Representative: John W. Frame, Box 626, 2207 Old Gettysburg Road, Camp Hill, PA 17011. To operate as a *common carrier,* by motor vehicle, in interstate or foreign commerce, over regular routes, transporting *general commodities* (except those of unusual value, classes A and B explosives, and commodities requiring special equipment), (1) Between Roscoe, NY, and New York, NY: from Roscoe over NY Hwy 17 to the NY-NJ State line, then over NJ Hwy 17, to Newark, NJ, then over U.S. Hwys 22, 1 and 9, and Interstate Hwy 78 to New York, and return over the same route, (2) Between Waymart, PA and Narrowsburg, NY: from Waymart over U.S. Hwy 6, to junction PA Hwy 652, then over PA Hwy 652 to Narrowsburg, and return over the same route, (3) Between Waymart, PA, and New York, NY: from Waymart over U.S. Hwy 6 to junction U.S. Hwy 206, near Milford, PA, then over U.S. Hwy 206 to junction Interstate Hwy 78, and then over Interstate Hwy 78 to New York, and return over the same route, (4) Between Netcong, NJ, and New York, NY, over Interstate Hwy 80, serving in connection with routes (1)–(4) above, all intermediate and off-route points in Wayne County, PA, Sullivan County, NY, and Bergen, Passaic, Sussex, Hudson, Essex, Union and Morris Counties, NJ; (5) Between Waymart, PA, and Netcong, NJ: from Waymart over U.S. Hwy 6 to junction Interstate Hwy 380, then over Interstate Hwy 380 to junction Interstate Hwy 80, then over Interstate Hwy 80 to Netcong, and return over the same routes, as an alternate route for operating convenience only, serving no intermediate points. Condition: The issuance of a certificate in this proceeding is conditioned upon the coincidental cancellation, at applicant's written request of the "general commotities" portion of certificate MC 124821 (Sub 1) and of certificate MC 124821 (Sub E1). (Hearing site: Harrisburg, PA.)

Note.— The purpose of this application is to convert portions of applicant's irregular-route authority to regular-route authority.

MC 124821 (Sub-62F), filed September 10, 1979. Applicant: GILCHRIST TRUCKING, INC., 105 North Keyser Avenue, Old Forge, PA 18518. Representative: John W. Frame, Box 626, 2207 Old Gettysburg Road, Camp Hill, PA 17011. Transporting (1) *building or insulating boards* and (2) *accessories* used in the installation of the commodities in (1) above, from the facilities of the Celotex Corporation, at or near Pittston, PA, to points in OH, IN, and IL. (Hearing site: Harrisburg, PA.)

MC 125951 (Sub-52F), filed September 21, 1979. Applicant: SILVERY REFRIGERATED CARRIERS, INC., 7000 West Center Road, Suite 325, Omaha, NE 68106. Representative: Robert M. Cimino (same address as applicant). Transporting *meats, meat products, meat byproducts and articles distributed by meat packing houses,* as described in Sections A and C of Appendix I to the report in *Descriptions in Motor Carrier Certificates,* 61 M.C.C. 209 and 766 (except hides and commodities in bulk), from the facilities of Farmland Foods, Inc., at or near (a) Des Moines, Fort Dodge, Denison, Iowa Falls, Carroll, and Storn Lake, IA and (b) Crete, Lincoln and Omaha, NE, to those points in the United States in and east of MN, IA, MO, AR and LA, restricted to the transportation of traffic originating at the named origins and destined to the designated destinations. (Hearing site: Omaha, NE.)

MC 127730 (Sub-6F), filed September 17, 1979. Applicant: A.A.A. CARTAGE, Inc., 5938 South 13th St., Milwaukee, WI 53221. Representative: Rolfe E. Hanson, 121 West Doty Street, Madison, WI. Transporting *general commodities,* (except classes A and B explosives,

household good as defined by the Commission, commodites in bulk, and those requiring the use of special equipment), between Minneapolis, MN, on the one hand, and on the other, Chicago, IL, and Milwaukee, WI, restricted to the transportation of traffic having a prior or subsequent movement by air or by substituted motor-for-air service. (Hearing site: Milwaukee, or Madison, WI.)

MC 127840 (Sub-132F), filed September 7, 1979. Applicant: MONTGOMERY TANK LINES, INC., 17550 Fritz Drive, Lansing, IL. 60438. Representative: William H. Towle, 180 North LaSalle Street, Chicago, IL 60601. Transporting *petroleum products* and *chemicals* in bulk, in tank vehicles from Oak Point, LA, to points in the United States (except AK and HI). (Hearing site: Chicago, IL or New Orleans, LA.)

MC 127840 (Sub-133F), filed September 7, 1979. Applicant: MONTGOMERY TANK LINES, INC., 17550 Fritz Drive, Lansing, IL 60438. Representative: William H. Towle, 180 North LaSalle Street, Chicago, IL 60601. Transporting *chemicals,* in bulk, in tank vehicles, from Garyville, LA, to points in the United States (except AK and HI). (Hearing site: Chicago, IL or Baton Rouge, LA.)

MC 127840 (Sub-135F), filed September 17, 1979. Applicant: MONTGOMERY TANK LINES, INC., 17550 Fritz Dr., Lansing, IL 60438. Representative: William H. Towle, 180 North LaSalle St., Chicago, IL 60601. Transporting *tallow,* in bulk, in tank vehicles, from Pueblo, CO, to points in AR, AZ, CA, IA, ID, KS, LA, MN, MO, MT, NE, NC, NM, NV, OK, OR, SD, TX, UT, WA, and WY. (Hearing site: Denver, CO, or Chicago, IL.)

MC 127840 (Sub-136F), filed September 17, 1979. Applicant: MONTGOMERY TANK LINES, INC., 17550 Fritz Dr., Lansing, IL 60438. Representative: William H. Towle, 180 North LaSalle St., Chicago, IL 60601. Transporting *vinegar ingredients,* in bulk, in tank vehicles, from Denver, CO, to Dallas and Paris, TX. (Hearing site: Denver, CO or Minneapolis, MN.)

MC 127840 (137F), filed September 17, 1979. Applicant: MONTGOMERY TANK LINES, INC., 17550 Fritz Dr., Lansing, IL 60438. Representative: William H. Towle, 180 North LaSalle St., Chicago, IL 60601. Transporting *liquid chemicals,* in bulk, in tank vehicles, from Lake Charles, LA, to points in the United States (except AK and HI). (Hearing site: Lake Charles, LA or Pittsburgh, PA.)

MC 128021 (Sub-44F), filed September 4, 1979. Applicant: DIVERSIFIED TRUCKING CORP., 309 Williamson Avenue, Opelika, AL 36801. Representative: Robert E. Tate, P.O. Box 517, Evergreen, AL 36401. To operate as a *contract carrier,* by motor vehicle, in interstate or foreign commerce, over irregular routes, transporting: (1) *unpopped popcorn* (except commodities in bulk, in tank vehicles), from Wall Lake, IA, to points in the United States (except AK and HI); and (2) *equipment, materials and supplies* used in the manufacture and distribution of unpopped popcorn (except commodities in bulk, in tank vehicles), in the reverse direction, under continuing contract(s) with National Oats Company, Inc. (Hearing site: Chicago, IL, or Washington, DC.)

Note.—Dual operations may be involved.

MC 128190 (Sub-16F), filed June 11, 1979. Applicant: FREMONT CONTRACT CARRIERS, INC., P.O. Box 489, Fremont, NE 68025. Representative: Scott E. Daniel, 800 Nebraska Savings Bldg., 1623 Farnam, Omaha, NE 68102. To operate as a *contract carrier,* by motor vehicle, in interstate or foreign commerce, over irregular routes, transporting (1) *truck bodies, hydraulic dump bodies,* and *lift gates, parts* for hydraulic equipment, and *hoists,* from the facilities of Anthony York Company, at or near Streator, IL, to points in the United States (except AK and HI), and (2) *materials, equipment, and supplies* used in the manufacture of the commodities named in (1) above, in the reverse direction, under continuing contract(s) with Anthony York Company, of Streator, IL. (Hearing site: Omaha, NE, or Chicago, IL.)

MC 128371 (Sub-7F), filed September 10, 1979. Applicant: BELLEVUE AGGREGATE HAULERS, INC., 9410 Airport Highway, P.O. Box 296, Holland, OH 43528. Representative: Boyd B. Ferris, 50 West Broad St., Columbus, OH 43215. Transporting *scrap metal,* (1) from points in Fulton, Williams, Defiance, Lucas, and Henry Counties, OH, to points in MI and PA, (2) from Adrian and Hillsdale, MI, to points in OH and (3) from those points in PA west of U.S. Route 219, to points in OH, IL, and IN. (Hearing site: Columbus, OH.)

MC 129291 (Sub-13F), filed September 12, 1979. Applicant: McDANIEL MOTOR EXPRESS, INC., 1115 Winchester Rd., Lexington, KY 40505. Representative: William L. Willis, 708 McClure Bldg., Frankfort, KY 40601. Over *regular routes,* transporting *general commodities (except those of ususual value, Classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment)* between Maysville, KY, and Columbus, OH, from Maysville, over U.S. Hwys 68 and 62 to Aberdeen, OH, then over U.S. Hwy 52 to junction U.S. Hwys 68 and 62, then over U.S. Hwy 62 to junction Interstate Hwy 71, then over Interstate Hwy 71 to Columbus, and return over the same route, serving no intermediate points. (Hearing site: Lexington, KY.)

MC 129301 (Sub-14F), filed September 11, 1979. Applicant: ENGLISH AND SONS CORPORATION, 412 Kingshighway, Thorofare, NJ 08086. Representative: James H. Sweeney, 468 Kentucky Ave. R.D. 5, Williamstown, NJ 08094. To operate as a *contract carrier,* by motor vehicle, in interstate or foreign commerce, over irregular routes, transporting *detergents, cleaning compounds,* and *toilet articles,* from Cinnaminson, NJ, to points in AL, FL, GA, KY, LA, MS, NC, SC, TN, and WV, under continuing contract(s) with Cerfified Chemicals, Inc., of Cinnaminson, NJ.

MC 129631 (Sub-71F), filed September 4, 1979. Applicant: PACK TRANSPORT, INC., 3975 South 300 West, Salt Lake City, UT 84107. Representative: Max D. Eliason, P.O. Box 2602, Salt Lake City, UT 84110. Transporting *crushed motor vehicles, scrap metals, pipe,* and *non-metallic waste materials* (except commodities in bulk), between those points in the United States in and west of MT, WY, CO, and NM (except AK and HI). (Hearing site: Pocatello, ID.)

MC 134150 (Sub-21F), filed September 11, 1979. Applicant: SOUTHWEST EQUIPMENT RENTAL, INC., d.b.a., SOUTHWEST MOTOR FREIGHT, 2931 South Market St., Chattanooga, TN 37410. Representative: Patrick E. Quinn, P.O. Box 9596, Chattanooga, TN 37412. Transporting *paper products,* and *materials and supplies* used in the manufacture of paper products, from the facilities of Container Corp. of America, at or near Dallas and Ft. Worth, TX, to points in AZ, CA, OR, ID, WA, MT, WY, CO, NM, UT, and NV, under continuing contract(s) with Container Corp. of America. (Hearing site: Dallas, TX.)

MC 134201 (Sub-13F), filed September 12, 1979. Applicant: JAMES V. PALMER, 3515 Highway 10 West, Missoula, MT 59801. Representative: James V. Palmer (same address as applicant). Transporting (1) *building materials and asbestos cement pipe,* from the facilities of Johns-Manville Sales Corp., at or near Waukegan, IL, to points in ID, MN, MT, ND, OR, SD, WA, and WY, (2) *plastic pipe,* from the facilities of Johns-Manville Sales Corp., at or near Wilton,

IA to points in ID, MT, ND, OR, SD, WA, and WY, and (3) *insulation board,* from the facilities of Johns-Manville Perlite Corp., at or near Rockdale, IL, to points in ID, MN, MT, ND, SD, and WY, under continuing contract(s) in (1)–(3) above with the Johns-Manville Sales Corp., of Oak Brook, IL. (Hearing site: Chicago, IL or Missoula, MT.)

MC 134300 (Sub-42F), filed September 13, 1979. Applicant: TRIPLE R EXPRESS, INC., 498 First St. N.W., New Brighton, MN 55112. Representative: Samuel Rubenstein, 301 North Fifth St., Minneapolis, MN 55403. Transporting *phonograph records* and *recording tapes,* from the facilities used by K-Tel International, Inc., at (a) Hauppauge, Ronkonkoma and Rye, NY, and (b) in Queens County, NY, to the facilities used by K-Tel International, Inc., at Indianapolis, IN. (Hearing site: Minneapolis or St. Paul, MN.)

MC 134790 (Sub-7F), filed September 11, 1979. Applicant: DANIEL C. HAFFNER, d.b.a. HAFFNER TRUCKING SERVICE, R.R. #1, Farmington, IA 52626. Representative: Larry D. Knox, 600 Hubbell Building, Des Moines, IA 50309. Transporting *iron or steel, rail car* and *locomotive wheels,* from Keokuk, IA, to points in OH, PA, and WV. (Hearing site: Chicago, IL.)

MC 135070 (Sub-100F), filed September 7, 1979. Applicant: JAY LINES, INC., P.O. Box 30180, Amarillo, TX 79120. Representative: Gailyn L. Larsen, P.O. Box 82816, Lincoln, NE 68501. Transporting *general commodities* (except those of unusual value, Classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment), from Chicago, IL, Los Angeles, CA, Boston, MA, Philadelphia, PA, and Jersey City, NJ, and points in NC and SC, to Houston, TX. (Hearing site: Houston or Dallas, TX.)

Note.—Dual operations may be involved.

MC 135070 (Sub-102F), filed September 13, 1979. Applicant: JAY LINES, INC., P.O. Box 30180, Amarillo, TX 79120. Representative: Gailyn L. Larsen, P.O. Box 82816, Lincoln, NE 68501. Transporting *meats, meat products and meat byproducts,* and *articles distributed by meat-packing houses* as described in Sections A and C of Appendix I to the report in *Descriptions in Motor Carrier Certificates,* 61 M.C.C. 209 and 766 (except hides and commodities in bulk), from the facilities of South Texas Packers, Inc., at or near Alice, San Antonio, and Corpus Christi, TX, to points in the United States (except AK and HI). (Hearing site: Corpus Christi or Dallas, TX.)

Note.—Dual operations may be involved.

MC 135410 (Sub-91F), filed September 18, 1979. Applicant: COURTNEY J. MUNSON, d.b.a. MUNSON TRUCKING, P.O. Box 266, Monmouth, IL 61462. Representative: Jack H. Blanshan, Suite 200, 205 West Touhy Ave., Park Ridge, IL 60068. Transporting *foodstuffs* (except commodities in bulk), from the facilities of Brook Foods, at Mount Summit, IN, to points in IL, IA, KS, MI, MN, MO, NE, NJ, NY, VA and WI. (Hearing site: Indianapolis, IN or Chicago, IL.)

MC 135611 (Sub-11F), filed September 13, 1979. Applicant: WALKER & WHITTED TRANSPORTATION CO., INC., 320 North Eighth St., Brawley, CA 92227. Representative: Thomas M. Loughran, 100 Bush St., 21st Floor, San Francisco, CA 94104. Transporting *petroleum products* (except petrochemicals), in bulk, in tank vehicles, between those points in CA in or south of San Luis Obispo, Kern, and San Bernardino Counties, on the one hand, and, on the other, points in AZ. (Hearing site: Los Angeles, CA.)

MC 136220 (Sub-87F), filed September 14, 1979. Applicant: SULLIVAN'S TRUCKING COMPANY, INC., P.O. Box 2164, Ponca City, OK 74601. Representative: G. Timothy Armstrong, 200 North Choctaw, P.O. Box 24, El Reno, OK 73036. Transporting (1) *ferroalloys,* in bulk, in dump vehicles, (a) from Rockwood, TN, to points in CO, IA, KS, LA, MO, NE, OK, TX, and UT, and (b) from points in AL, to points in IL, IN, KY, MO, NY, OH, PA, TN, WI, and WV; (2) *scrap iron,* in bulk, in dump vehicles, from points in AL, AR, IL, IN, KS, MI, OH, OK, and TX, to Springfield, MO, and (3) *aluminum dross, aluminum scrap, and smelting residue,* in bulk, in dump vehicles, (a) between Bicknell, IN, on the one hand, and, on the other, points in IL, KS, KY, LA, MS, MO, NC, OH, OK, PA, TN, TX and WV, and (b) between points in AL, AR, GA, IL, IN, IA, KS, KY, LA, MI, MN, MO, OH, OK, TN, TX, and WI, on the one hand, and, on the other, points in MD, MS, NJ, NY, NC, PA, SC, VA, and WV. (Hearing site: Oklahoma City, OK, or Dallas, TX.)

MC 138741 (Sub-93F), filed September 7, 1979. Applicant: AMERICAN CENTRAL TRANSPORT, INC., 2005 North Broadway, Joliet, IL 60435. Representative: Tom B. Kretsinger, 20 East Franklin, Liberty, MO 64068. Transporting *iron* and *steel articles,* from the facilities of Norfolk Iron and Metal Co., at or near Norfolk, NE, to points in AR, KS, KY, MO, OK and TN. (Hearing site: Omaha, NE.)

MC 138861 (Sub-16F), filed September 7, 1979. Applicant: C-LINE, INC., Tourtellot Hill Road, Chepachet, RI 02814. Representative: Ronald N. Cobert, Suite 501, 1730 M St., NW., Washington, DC 20036. Transporting *loud speakers, loud speaker stands, phonograph operating assemblies, and sound mechanisms assemblies,* from the facilities of Avid Corporation, at or near East Providence, RI, to points in CA, CO, and IL. (Hearing site: Washington, DC.)

MC 138941 (Sub-36F), filed September 12, 1979. Applicant: COUNTRY WIDE TRUCK SERVICE, INC., 1110 South Reservoir St., Pomona, CA 91766. Representative: K. Edward Wolcott, P.O. Box 56387, Atlanta, GA 30343. Transporting (1) *such commodities* as are dealt in by grocery and food business houses and agricultural feed business houses, *soy products, paste, flour products,* and *dairy based products,* and (2) *materials, equipment, and supplies* used in the manufacture, distribution, and sale of the commodities in (1) above (except commodities in bulk), between the facilities used by Ralston Purina Company, at or near Oklahoma City, OK, on the one hand, and, on the other, points in AR, LA, MS, TN, and TX, under continuing contract(s) with Ralston Purina Company. (Hearing site: Oklahoma City, OK or Los Angeles, CA.)

MC 139041 (Sub-2F), filed September 20, 1979. Applicant: FRED MASSAT, 3955 West 135th St., Crestwood, IL 60445. Representative: Paul J. Maton, Suite 1620, 10 South LaSalle St., Chicago, IL 60603. Transporting *building materials and steel articles,* between Chicago, IL, on the one hand, and, on the other points in IL, IN, OH, and MO. (Hearing site: Chicago, IL.)

MC 139380 (Sub-6F), filed September 14, 1979. Applicant: STIDHAM TRUCKING, INC., P.O. Box 308, Yreka, CA 96097. Representative: Michael J. O'Neill (same address as applicant). Transporting *equipment, materials, and supplies* used in the manufacture and distribution of containers, between points in CA, NV, ID, OR, and WA. (Hearing site: San Francisco, CA or Portland, OR.)

Note.—Dual operations may be involved.

MC 141871 (Sub-18F), filed September 13, 1979. Applicant: WNI, INC., 8560 S.W. Salish Lane, Wilsonville, OR 97070. Representative: Warren Troupe, 2480 E. Commercial Blvd., Fort Lauderdale, FL 33308. Transporting *foodstuff,* and *equipment, materials, and supplies* used in the manufacture and distribution of foodstuffs, between Portland, OR, and points in CA. (Hearing site: Chicago, IL.)

MC 141921 (Sub-67F), filed September 4, 1979. Applicant: SAV-ON TRANSPORTATION, INC., 143 Frontage Road, Manchester, NH 03108. Representative: Theodore Ficek (same address as applicant). Transporting *general commodities* (except those of unusual value, classes A and B explosives, household goods as defined by the Commission, and commodities in bulk, in tank vehicles), from Rouses Point, NY, and the facilities of Champlain Valley International Shippers and Receivers Association, Inc., at points in NY, NH, and VT, to points in the United States (except AK, HI, ME, NH, VT, MA, RI, CT, NY, NJ, DE, MD, and DC), under continuing contract(s) with Champlain Valley International Shippers and Receivers Association, Inc. (Hearing site: Concord, NH, or Boston, MA.)

Note.—Dual operations may be involved.

MC 141961 (Sub-5F), filed September 11, 1979. Applicant: CARMAN CARRIER, INC., P.O. Box 2139, Clarksville, IN 47130. Representative: Donald W. Smith, P.O. Box 40248, Indianapolis, IN 46240. Transporting (1) *air quality control products,* and (2) *materials, equipment and supplies* used in the manufacture of the commodities in (1) above, between the facilities of American Air Filter Co., Inc., at Louisville, KY, on the one hand, and, on the other, points in the United States (except AK and HI), under continuing contract(s) with American Air Filter Co., Inc. (Hearing site: Indianapolis, IN.)

MC 143610 (Sub-17F), filed August 31, 1979. Applicant: PAUL YATES, INC., 6601 West Orangewood, Glendale, AZ 85301. Representative: Edward N. Button, 1329 Pennsylvania Ave., P.O. Box 1417, Hagerstown, MD 21740. Transporting (1) *such commodities* as are dealt in or used by hotels, motels, fast food restaurants, airline kitchens, commissaries, food and drug chains, ship stores, and theme parks, between points in the United States (except AK and HI), under continuing contract(s) with the Marriott Corporation. (Hearing site: Washington, DC.)

Note.—Dual operations may be involved.

MC 143621 (Sub-32F), filed September 10, 1979. Applicant: TENNESSEE STEEL HAULERS, INC., 901 5th Avenue, North, Nashville, TN 37219. Representative: Kim D. Mann, Suite 1010, 7101 Wisconsin Ave., Washington, DC 20014. Transporting *iron and steel articles* and *materials, equipment, and supplies* used in the manufacture and distribution of iron and steel articles, between the facilities of Production Steel, Inc., at or near Knoxville and Nashville, TN, on the one hand, and, on the other, points in AL, AR, GA, IN, IL, KY, LA, MO, MS, NC, NY, OH, PA, SC, TN, and VA. (Hearing site: Nashville, TN.)

MC 144061 (Sub-9F), filed September 1, 1979. Applicant: SICOMAC CARRIERS, INC., 41 Diamond Spring Road, Denville, NJ 07481. Representative: Jack L. Schiller (same address as applicant). Transporting (1) *liquid plasticizers, stabilizers, and thiochemicals,* in bulk, in tank vehicles, from the facilities used by Argus Chemical Corp., at or near (a) New York, NY, (b) New Castle, DE, and (c) Taft, LA, to Iowa City, IA, Chicago, IL, Seymour, IN, Mt. Clemens, MI, and Bedford and Addyston, OH, and (2) *materials* used in the production of the commodities in (1) above, from LeMayne, AL, Painesville, OH, and Taft, LA, to the facilities used by Argus Chemical Corp., at or near (a) New York, NY, and (b) New Castle, DE, under continuing contract(s) in (1) and (2) with Argus Chemical Corp., of Brooklyn, NY. (Hearing site: New York, NY.)

MC 144190 (Sub-9F), filed September 11, 1979. Applicant: STORY, INC., Route No. 1, Box 122, Henager, AL 35978. Representative: George M. Boles, 727 Frank Nelson Building, Birmingham, AL 35203. Transporting *general commodities* (except those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment), between Nashville, Greenbrier, Millersville, Cookville, Murfreesboro, and McMinnville, TN, on the one hand, and, on the other, points in CA, OR, WA, CO, NV, AZ, ID, UT and WY. (Hearing site: Nashville, TN or Birmingham, AL.)

MC 144281 (Sub-1F), filed September 13, 1979. Applicant: NEW ENGLAND TRANSPORT, INC., LTD., P.O. Box 27, Chester Depot, VT 05144. Representative: Brian S. Stern, 2425 Wilson Boulevard, Suite 367, Arlington, VA 22201. Transporting *building materials* (except commodities in bulk, brick refractory products, and materials, equipment, and supplies used in the installation of brick refractory products), between the ports of entry on the international boundary line between the United States and Canada located at points in ME, NH, VT, and NY on the one hand, and, on the other, points in ME, NH, VT, MA, CT, RI, NY, PA, NJ, under continuing contracts(s) with IKO Industries, Ltd., of Brampton, Ontario, Canada. (Hearing site: Albany, NY, or Washington, DC.)

Note.—Dual operations may be involved.

MC 144621 (Sub-11F), filed September 4, 1979. Applicant: CENTURY MOTOR LINES, INC., 350 Capital Life Center, 1600 Sherman Street, Denver, CO 80203. Transporting *confectionery products,* from Boston, MA and North Grosvenordale, CT, to points in TX, CA, OR, WA, and CO. (Hearing site: Boston, MA.)

Note.—Dual operations may be involved.

MC 144621 (Sub-12F), filed September 12, 1979. Applicant: CENTURY MOTOR LINES, INC., P.O. Box 15246, 1720 East Garry Ave., Santa Ana, CA 92705. Representative: Jack B. Wolfe, 350 Capitol Life Center, 1600 Sherman St., Denver, CO 80203. Transporting *surgical, medical and health care products and supplies,* (1) between points in Middlesex County, NJ, Will and Cook Counties, IL, San Mateo County, CA, and Grayson County, TX; and (2) from points in Grayson County, TX, to Denver, CO. (Hearing site: Newark, NY.)

Note.—Dual operations may be involved.

MC 144630, (Sub-33F), filed September 13, 1979. Applicant: STOOPS EXPRESS, INC., 2239 Malibu Court, Anderson, IN. Representative: Donald W. Smith, P.O. Box 40248, Indianapolis, IN 46240. Transporting (1) *brake drums, wheels, rough castings,* and materials used in the manufacture of brake drums and wheels, between the facilities of Webb Division, Marmon Industries, at (a) Siloam Springs, AR, (b) Lebanon, IN, (c) Longview, TX, and (d) Albertville, AL, on the one hand, and on the other, points in the United States (except AK and HI), and (2) *rough castings,* from Chattanooga, TN, and East Jordan, MI, to Springfield, MO. (Hearing site: Indianapolis, IN, or Chicago, IL.)

MC 144630 (Sub-36F), filed September 21, 1979. Applicant: STOOPS EXPRESS, INC., 2239 Malibu Court, Anderson, IN. Representative: Donald W. Smith, P.O. Box 40248, Indianapolis, IN 46240. Transporting *materials, equipment and supplies* used in the manufacture and distribution of motor vehicles, between Anderson, IN, Monroe, LA, Jackson and Clinton, MS, and points in IN, OH, MI, IL, and KY. (Hearing site: Indianapolis, IN).

MC 144921 (Sub-3F), filed September 20, 1979. Applicant: JERRY'S MOBILE HOME TRANSPORTING, INC., 5794 High Banks Road, Springfield, OR 97477. Representative: Lawrence V. Smart, Jr., 419 N.W. 23rd Avenue, Portland, OR 97210. Transporting (1) *mobile homes, and* (2) *buildings,* in sections, from points in CA and ID, to points in OR. (Hearing site: Eugene or Portland, OR.)

MC 145120 (Sub-1F), filed September 5, 1979. Applicant: HOLMDEL TRUCKING CORPORATION, 3 Scout Ave., South Kearney, NJ 07032. Representative: Edward J. Kiley, 1730 M Street NW., Washington, DC 20036. Transporting *chemicals, metals, oils, catalyst dust, machinery parts, filtration tanks,* and *filtration tank parts* (except commodities in bulk), between Newark and Union, NJ, and New York, NY, on the one hand, and, on the other, points in IA, MS, LA, TX, CA, LA, OH, WV and PA, under continuing contract(s) with Englehard Industries, Inc., of Newark, NJ. (Hearing site: Newark, NJ, or Washington, DC.)

MC 145120 (Sub-2F), filed September 6, 1979. Applicant: HOLMDEL TRUCKING CORPORATION, 3 Scout Ave., South Kearney, NJ 07032. Representative: Edward J. Kiley, 1730 M St. NW., Suite 501, Washington, DC 20036. Transporting *such commodities* as are dealt in or used by department stores (except foodstuffs and commodities in bulk), between the facilities of Gaylords National Corporation, at or near New York, NY, on the one hand, and, on the other, points in AL, DE, FL, GA, IL, LA, MD, MS, NC, OH, PA, SC, and VA, under continuing contract(s) with Gaylords National Corporation of Secaucus, NJ. (Hearing site: New York, NY or Washington, DC.)

MC 145120 (Sub-3F), filed September 17, 1979. Applicant: HOLMDEL TRUCKING INCORPORATED, 3 Scout Ave., South Kearney, NJ 07032. Representative: Edward J. Kiley, 1730 M Street NW., Washington, DC 20036. Transporting *such commodities* as are dealt in or used by department stores (except foodstuffs and commodities in bulk), between the facilities of Lady Rose Division, at or near New York, NY, on the one hand, and, on the other, points in MI, IN, OH, TX, MN, PA, NJ, and NY, under continuing contract(s) with Lady Rose Division. (Hearing site: New York, NY or Washington, DC.)

MC 145120 (Sub-4F), filed September 17, 1979. Applicant: HOLMDEL TRUCKING INCORPORATED, 3 Scout Ave., South Kearney, NJ 07032. Representative: Edward J. Kiley, 1730 M Street NW., Washington, DC 20036. Transporting *such commodities* as are dealt in or used by department stores (except foodstuffs and commodities in bulk), between the facilities of Unishops, Inc., at or near New York, NY, on the one hand, and, on the other, points in the United States (except AK and HI) under continuing contract(s) with Unishops, Inc. (Hearing site: New York, NY, or Washington, DC.)

MC 145190 (Sub-4F), filed September 21, 1979. Applicant: D.A.D. TRANSPORT CORPORATION, 3832 New Cummings Rd., Chattanooga, TN 37409. Representative: Daniel O. Hands, Suite 200, 205 West Touhy Ave., Park Ridge, IL 60068. Transporting *barbeque grills and camping equipment,* from the facilities of Neosho Products Company, at or near Neosho, MO to those points in the United States and east of ND, SD, NE, KS, OK and TX. (Hearing site: St. Louis, MO or Kansas City, MO.)

Note.— Dual operations may be involved.

MC 145360 (Sub-9F), filed September 14, 1979. Applicant: THOM'S TRANSPORT COMPANY, INC., Box 405, Blackshear, GA 31516. Representative: Sol H. Proctor, 1101 Blackstone Building, Jacksonville, FL 32202. Transporting *dry wood residuals,* (except commodities in bulk, in tank vehicles) from Blackshear, Dudley, and Fitzgerald, GA, to points in FL. (Hearing site: Jacksonville, FL or Atlanta, GA.)

MC 145441 (Sub-54F), filed September 11, 1979. Applicant: A.C.B. TRUCKING, INC., P.O. Box 5130, North Little Rock, AR 72119. Representative: Ralph E. Bradbury (same address as applicant). Transporting *frozen foods,* from the facilities used by Patterson Frozen Foods, Inc., at points in CA, to points in AL, AR, FL, GA, IL, IN, IA, KS, KY, LA, MD, MI, MS, MO, NJ, NY, NC, OH, OK, PA, SC, TN, TX, VA, and WV. (Hearing site: Little Rock, AR, or Los Angeles, CA.)

MC 145441 (Sub-58F), filed September 18, 1979. Applicant: A.C.B. TRUCKING, INC., P.O. Box 5130, N. Little Rock, AR 72119. Representative: Ralph E. Bradbury (Same address as applicant). Transporting *confectionaries* (except in bulk), from Frankfort and Logansport, IN and Hazelton and York, PA to points in TX, OK, AR, CA, KS, MO, TN, and CO. (Hearing site: Little Rock, AR or Hartford, CT.)

MC 145441 (Sub-59F), filed September 18, 1979. Applicant: A.C.B. TRUCKING, INC., P.O. Box 5130, North Little Rock, AR 72119. Representative: Ralph E. Bradbury (same address as applicant). Transporting *alcoholic beverages* (except in bulk), from points in CA, to points in AR, LA, TX, and OK. (Hearing site: Little Rock, AR or Los Angeles, CA.)

MC 145441 (Sub-60F), filed September 18, 1979. Applicant: A.C.B. TRUCKING, INC., P.O. Box 5130, North Little Rock, AR 72119. Representative: Ralph E. Bradbury (same address as applicant). Transporting (1) *rubber* and *plastic* articles and (2) *materials, equipment,* and *supplies* used in the manufacture of rubber and plastic articles, between Hillsboro and Weatherford, TX, on the one hand, and, on the other, points in the United States (except AK, HI, and TX). (Hearing site: Little Rock, AR or Dallas, TX.)

MC 145441 (Sub-63F), filed September 6, 1979. Applicant: A.C.B. TRUCKING, INC., P.O. Box 5130, North Little Rock, AR 72119. Representative: Ralph E. Bradbury (same address as applicant). Transporting *such commodities* as are dealt in by distributors of lawn and garden care products, from the facilities of O.M. Scott & Sons, at or near Marysville, OH, to points in OR, WA, CA, OK, TX, AR, LA, GA, FL, NY, CT, MA, NJ, MD, DE, and VA. (Hearing site: Little Rock, AR or Columbus, OH.)

MC 145441 (Sub-64F), filed September 10, 1979. Applicant: A.C.B. TRUCKING, INC., P.O. Box 5130, North Little Rock, AR 72119. Representative: Ralph E. Bradbury (same address as applicant). Transporting *plastic materials* (except in bulk), in vehicles equipped with mechanical refrigeration, from Calumet City, IL, to points in the United States (except AK and HI). (Hearing site: Little Rock, AR or Chicago, IL.)

MC 145441 (Sub-65F), filed September 13, 1979. Applicant: A.C.B. TRUCKING, INC., P.O. Box 5130, No. Little Rock, AR 72119. Representative: Ralph E. Bradbury (same address as applicant). Transporting (1) *ventilating equipment,* and *turbines,* and (2) *parts* used in the manufacture of the commodities in (1) above, between Jacksonville, AR, on the one hand, and, on the other, points in the United States (except AK and HI). (Hearing site: Little Rock, AR or Washington, DC.)

Note.—Dual operations may be involved.

MC 145741 (Sub-2F), filed September 17, 1979. Applicant: WATKINS TRUCKING COMPANY, INC., Lafayette St. South, P.O. Box 3, Livingston, AL 34570. Representative: Fred W. Johnson, Jr., P.O. Box 22628, Jackson, MS 39205. Transporting *lumber,* from the facilities of Sumter Plywood Corporation, at or near Livingston, AL, to the facilities of Delta Industries, Inc., at or near Beaumont, MS. (Hearing site: Jackson, MS or Birmingham, AL.)

MC 145760 (Sub-8F), filed September 20, 1979. Applicant: JOHNSON TRANSPORTATION CO., a corporation, 1327 Highway 13 North, Columbia, MS 39429. Representative: Fred W. Johnson, Jr., P.O. Box 22628, Jackson, MS 39205. Transporting (1) *plastic pipe,* from points in Geneva County, AL to points in AR, CO, DE, FL, GA, IL, IN, KS, KY, LA, MI, MS, MO NJ, NM, NC, OH, OK, SC, TN, TX, VA and WV; and (2) *materials,*

equipment and supplies (except commodities in bulk, in tank vehicles) used in the manufacture and distribution *of plastic pipe,* in the reverse direction. (Hearing site: Montgomery, AL or Jackson, MS.)

MC 145760 (Sub-10F), filed September 18, 1979. Applicant: JOHNSON TRANSPORTATION CO., a corporation, 1327 Highway 13 North, Columbia, MS 39439. Representative: Fred W. Johnson, Jr., 1500 Deposit Guaranty Plaza, P.O. Box 22628, Jackson, MS 39205. Transporting (1) *plastic pipe* and (2) *materials* and *supplies* used in the installation of plastic pipe, from the facilities of Davis Water and Waste Industries, Inc., at or near Thomasville, GA, to points in AL, AR, FL, KY, LA, MS, MO, NC, SC, TN and VA. (Hearing site: Tallahassee, FL or Jackson, MS.)

MC 145820 (Sub-1F), filed August 31, 1979. Applicant: NORTH CENTRAL DISTRIBUTING CO., a corporation, P.O. Box 5453, University Station, Fargo, ND 58102. Representative: Charles E. Johnson, 418 East Rosser Ave., P.O. Box 1982, Bismarck, ND 58501. Transporting (1) *lumber, wood products, and building materials* (except commodities in bulk), from points in WA, OR, CA, ID, MT, CO, SD, MN, IL, IA, MO, NE, WI, WY, KS, MS, AR, and OK, to points in ND, SD, IA, MN, WI, IL, NE, MT, WY, ID, WA, OR, and CA, and (2) *animal and poultry feed and feed ingredients,* from points in MN, ND, SD, IA, and NE, to points in WA, OR, CA, ID, MT, WY, ND, and SD, under continuing contract(s) in (1) and (2) with North Central Distributing Co., of Fargo, ND. (Hearing site: Fargo, ND or Minneapolis, MN.)

Note.—Dual operations may be involved.

MC 145821 (Sub-3F), filed August 30, 1979. Applicant: THURMOND BENNETT TRUCKING, INC., P.O. Box 628, Sparta, NC 28675 . Representative: Francis J. Ortman, 7101 Wisconsin Ave., #605, Washington, DC 20014. Transporting *new furniture,* from the facilities of Coleman Furniture Corporation, at Pulaski, VA, to points in OH, IN, IL, WI, and MI, under continuing contract(s) with Coleman Furniture Corporation. (Hearing site: Washington, DC.)

MC 146071 (Sub-20F), filed September 7, 1979. Applicant: DEETZ TRUCKING, INC., P.O. Box 2, Strum, WI 54770. Representative: Jack B. Wolfe, 350 Capitol Life Center, 1600 Sherman Street, Denver, CO 80203. Transporting *frozen prepared foodstuffs,* from the facilities of Kitchens of Sara Lee, at Deerfield and Chicago, IL, to points in WI, MN, MO, IA, MI, IN, OH, ND and SD. (Hearing site: Chicago, IL.)

MC 146360 (Sub-13F), filed September 13, 1979. Applicant: FLOYD SMITH, JR. TRUCKING, INC., P.O. Box 816, Meridian, ID 83642. Representative: Timothy R. Stivers, P.O. Box 162, Boise, ID 83701. Transporting, *building materials,* (1) from the facilities of Metalbestos Systems, Inc., at or near Logan, OH, to points in KS, CO, NE, SD, ND, MN, WI, IA, MO, IL, and TX, and (2) from the facilities of Metalbestos Systems, Inc., at or near Nampa, ID, to points in the United States (except AK and HI). (Hearing site: Boise, ID, or Logan, OH.)

MC 146451 (Sub-5F), filed September 13, 1979. Applicant: WHATLEY–WHITE, INC., 230 Ross Clark Circle NE., Dothan, AL 36302. Representative: William K. Martin, P.O. Box 2069, Montgomery, AL 36103. Transporting *woven paper fabrics,* and *plastic coated cloth and fabrics,* (1) from the facilities used by Twitchell Corporation, at or near Dothan, AL, to points in the United States (except AK, HI, and AL), and (2) from the facilities named in (1) above to Mobile, AL. Condition: The person or persons engaged in common control of applicant and another regulated carrier must file an application for approval under 49 U.S.C. § 11343, or submit an affidavit indicating why such approval is unnecessary. (Hearing site: Montgomery or Dothan, AL.)

MC 146480F, filed February 22, 1979. Applicant: AURORA TRUCKING, INC., 1045 Moneta, Aurora, OH 44202. Representative: Paul F. Beery, 275 East State St., Columbus, OH 43215. To operate as a *contract carrier,* by motor vehicle, in interstate or foreign commerce, over irregular routes, transporting *iron and steel articles, aluminum and aluminum articles, and non-ferrous metals,* between the facilities used by Castle Metals, A. M. Castle & Co., at or near Bedford Heights, OH, on the one hand, and, on the other, points in RI, PA, MD, WV, NY, NJ, DE, CT, MA, VT, NH, and ME, under continuing contract(s) with Castle Metals, A. M. Castle & Co., of Bedford Heights, OH. (Hearing site: Columbus, OH, or Washington, DC.)

MC 146551 (Sub-5F), filed September 11, 1979. Applicant: TAYLOR TRANSPORT, INC., P.O. Box 285, Grand Rapids, OH 43522. Representative: Charles A. Webb, Suite 800 South, 1800 M Street NW., Washington, DC 20036. Transporting (1) *foodstuffs and (2) equipment, materials, and supplies* used in the manufacture of foodstuffs, between Napoleon, OH and Defiance, OH, on the one hand, and, on the other, points in the US, (except AK and HI). (Hearing site: Cleveland, OH.)

MC 146731F, filed September 5, 1979. Applicant: SASSARD CONSTRUCTION CO., INC., d.b.a. AIR FREIGHT EXPEDITORS, 440 Arbutus Ave. SE., Roanoke, VA 24014. Representative: Michael D. Sassard (same address as applicant). Transporting *general commodities* (except those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment), between Roanoke, VA, and points in Alleghany, Amherst, Appomattox, Bedford, Botetourt, Campbell, Carroll, Fairfax, Floyd, Franklin, Giles, Henry, Loudoun, Montgomery, Pittsylvania, Pulaski, Roanoke, Rockbridge, and Wythe Counties, VA, and Guilford County, NC, restricted to the transportation of traffic having an immediately prior or subsequent movement by air; under a continuing contract(s) with Burlington Northern Air Freight, Inc. (Hearing site: Roanoke, VA, or Washington, DC.)

MC 147100 (Sub-2F), filed September 13, 1979. Applicant: TRANSWEST, INC., P.O. Box 1791, Gastonia, NC 28052. Representative: William P. Farthing, Jr., 1100 Cameron-Brown Building, Charlotte, NC 28204. Transporting *hot tops, and materials and supplies used in the manufacture and installation of hot tops,* between Conneaut, OH, on the one hand, and, on the other, Marshall, TX. (Hearing site: Charlotte or Gastonia, NC.)

MC 147241 (Sub-2F), filed September 11, 1979. Applicant: MARVIN J. COGLE d.b.a., COGLE TRUCKING, 5858 Live Oak Lane, Redding, CA 96001. Representative: David C. White, 2400 SW Fourth Ave., Portland, OR 97201. Transporting *iron and steel articles, and roofing materials,* from points in Multnomah County, OR, to points in Shasta County, CA, under continuing contract(s) with American Steel & Supply Redding, Inc. (Hearing site: Redding, CA.)

MC 147510 (Sub-2F), filed September 5, 1979. Applicant: QUARRY TRUCK CO., INC., 74 Foster Rd., Southwick, MA 01077. Representative: Patrick A. Doyle, 60 Robbins Rd., Springfield, MA 01104. Transporting *paper and printed matter,* from points in MA and NY, to points in MA, CT, NY, and PA, under continuing contract(s) with National Printing & Binding. (Hearing site: Hartford, CT, or Boston, MA.)

MC 147561 (Sub-1F), filed August 30, 1979. Applicant: SUPER VALU STORES, INC., 101 Jefferson Ave., South, Hopkins, MN 55343. Representative: Andrew R. Clark, 1000 First National Bank Bldg., Minneapolis, MN 55402. Transporting

such commodities as are dealt in by grocery and food business houses, from points in St. Louis and Jefferson Counties, MO, to those points in IL (a) on and south of a line beginning at the IL/IN State line and extending along U.S. Hwy 24 to Peoria, then along Interstate Hwy 74 to Galesburg, then along U.S. Hwy 34 to the IL/IA State line and (b) on and north of a line beginning at the IL/IN State line and extending along U.S. Hwy 150 to junction IL Hwy 16, then along IL Hwy 16 to IL Hwy 100, then along IL Hwy 100 to U.S. Hwy 36, then along U.S. Hwy 36 to the IL/MO State line. (Hearing site: St. Louis, MO, or Minneapolis, MN.)

MC 147851 (Sub-2F), filed September 17, 1979. Applicant: KWESVA, INC., 400 Lambert Ave., Louisville, KY 40243. Representative: Herbert D. Liebman, 403 W. Main St., P.O. Box 478, Frankfort, KY 40602. Transporting *glass containers and fibreboard boxes,* from the facilities of Owens-Illinois, Inc., at Huntington, WV, to points in KY. (Hearing site: Louisville or Frankfort, KY.)

MC 147950 (Sub-2F), filed September 20, 1979. Applicant: SIMCO TRUCKING, INC., Front and Townsend St., Chester, PA 19013. Representative: George A. Olsen, P.O. Box 357, Gladstone, NJ 07934. Transporting *scrap materials,* in dump vehicles, between Philadelphia, PA, on the one hand, and, on the other, Elizabeth, NJ and Baltimore, MD. (Hearing site: Philadelphia, PA or Washington, DC.)

MC 148230 (Sub-1F), filed September 12, 1979. Applicant: J & H GRAIN, INC., P.O. Box 98, Thayer, KS 66776. Representative: Clyde N. Christey, Kansas Credit Union Bldg., 1010 Tyler, Suite 110L, Topeka, KS 66612. Transporting *feed, dry feed supplements, and animal sanitation products,* from the facilities of Ralston-Purina Co., at Kansas City, MO, to points in Woodson, Allen, Bourbon, Wilson, Neosho, Crawford, Elk, Chautauqua, Montgomery, Labette, and Cherokee Counties, KS. (Hearing site: Kansas City, MO.)

MC 148250F, filed September 10, 1979. Applicant: BARON TRANSPORT, INC., P.O. Box 1311, Battle Creek, MI 49016. Representative: Donald B. Levine, 39 South La Salle St., Chicago, IL 60603. Transporting *parts* for off-highway vehicles, and *materials, equipment and supplies* used in the manufacture of automotive parts (except commodities in bulk), between Battle Creek, MI, on the one hand, and, on the other, points in IL, IN, OH, PA and WI. (Hearing site: Chicago, IL.)

MC 148280 (Sub-2F), filed September 4, 1979. Applicant: INTERNATIONAL TRUCKERS INC., P.O. Box 306, Laurel St., Anguilla, MS 38721. Representative: Bob Gisvold, 1000 First National Bank Building, Minneapolis, MN 55402. Transporting *general commodities* (except those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment), between the facilities of American Olean Tile Company, at Fayette, AL, on the one hand, and, on the other, points in the United States (except AK and HI). (Hearing site: Washington, DC.)

MC 148600F, filed September 7, 1979. Applicant: TRANSHIELD TRUCKING, INC., 1470 N. Farnsworth Ave., P.O. Box 1617, Aurora, IL 60507. Representative: E. Stephen Heisley, 805 McLachlen Bank Building, 666 Eleventh Street NW., Washington, DC 20001. Transporting (1) *glass products, metal products, plastic products, clay and clay products, feldspar, and talc* (except commodities in bulk), (2) *molds and machinery used in the manufacture of glass products,* (3) *bottle coating systems,* (4) *parts and accessories* for the commodities in (2) and (3) above (except commodities in bulk), and (5) *materials, equipment, and supplies* used in the manufacture and distribution of the commodities in (1), (2), (3), and (4) above (except commodities in bulk), between the facilities of Flat River Glass Co., at or near Flat River, MO, on the one hand, and, on the other, points in the United States (except AK and HI). (Hearing site: Washington, DC.)

Note.—Dual operations may be involved.

Passengers

MC 541 (Sub-9F), filed September 18, 1979. Applicant: THE NEW BRITAIN TRANSPORTATION COMPANY, a corporation, 257 Woodlawn Road, Berlin, CT 06037. Representative: Jeffrey A. Vogelman, Suite 400, Overlook Bldg., 6121 Lincolnia Road, Alexandria, VA 22312. Transporting *passengers* and *their baggage,* in special operations, beginning and ending at Hartford, CT, and extending to Rockingham Race Track, at Salem, NH. (Hearing site: Hartford or Waterbury, CT.)

MC 83791 (Sub-7F), filed September 21, 1979. Applicant: PERKIOMEN VALLEY BUS COMPANY, a corporation, 875 Main Street, Pennsburg, PA 18073. Representative: Jeremy Kahn, 1511 K St. NW., Suite 733, Investment Bldg., Washington, DC 20005. Transporting *passengers* and *their baggage,* in the same vehicle with passengers, in round trip charter operations, beginning and ending at those points in PA, on and bounded by a line beginning at Harrow, PA, and extending along PA Hwy 611 to junction PA Hwy 313, then along PA Hwy 313 to junction US Hwy 202, then along US Hwy 202 to junction US Hwy 422, then along US Hwy 422 to junction PA Hwy 29, then along PA Hwy 29 to junction PA Hwy 23, then along PA Hwy 23 to junction PA Hwy 724, then along PA Hwy 724 to junction PA Hwy 100, then along PA Hwy 100 to junction US Hwy 422, then along US Hwy 422 to junction PA Hwy 662, then along PA Hwy 662 to junction US Hwy 222, then along US Hwy 222 to junction PA Hwy 100, then along PA Hwy 100 to junction US Hwy 22 then along US Hwy 22 to junction PA Hwy 378, then along PA Hwy 378 to junction PA Hwy 412, along PA Hwy 412, to Harrow and extending to points in the United States, (including AK, but excluding HI). (Hearing site: Allentown or Philadelphia, PA.)

MC 146261 (Sub-2F), filed August 30, 1979. Applicant: FUN TIME TOURS, INC., 129 Sea Isle Circle, South Daytona Beach, FL 32201. Representative: O. C. Beakes, 836 Riverside Ave., Jacksonville, FL 32204. Transporting *passengers and their baggage,* between points in Volusia County, FL, on the one hand, and, on the other, points in the United States (except AK and HI), under continuing contract(s) with Daytona Safari Motel, Inc., Floridian Investors, Inc., and Ocean Front Inc., doing business as Voyager Motel, all of Daytona Beach, FL. (Hearing site: Daytona Beach or Jacksonville, FL.)

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Decided: January 30, 1980.

By the Commission, Review Board Number 3, Members Parker, Fortier and Hill.

W 406 (Sub-13F), filed June 5, 1979. Applicant: OHIO BARGE LINE, INC., 600 Grant St., Pittsburgh, PA 15219. Representative: Henry M. Wick, Jr., 2310 Grant Bldg., Pittsburgh, PA. 15219. Authority sought to engage in operation, in interstate or foreign commerce, as a *contract carrier,* by water, by non-self propelled vessels with the use of separate towing vessels, of *iron and steel articles,* (a) between points along the Red River and (b) between points along the Red River, on the one hand, and on the other, points which applicant is presently authorized to serve pursuant to its 9th amended permit No. W–406 Sub–No. 11 dated June 1, 1976. Condition: the person or persons who appear to be engaged in common control between applicant and another regular carrier must either file an application under 49 USC 11343(a) (formerly Section 5(s) of the Interstate Commerce Act), or submit an affidavit indicating why such

approval is unnecessary.(Hearing site: Pittsburgh, PA, or Washington, DC.)

MC 76 (Sub-13F), filed August 2, 1979. Applicant: MAWSON & MAWSON, INC., P.O. Box 125, Langhorne, PA 19047. Representative: Paul F. Sullivan, 711 Washington Bldg., Washington, DC 20005. Transporting (1) *iron and steel articles,* from the facilities of Bethlehem Steel Corp., (a) at or near Bethlehem, PA, to points in WV, VA, and those points in MI in and south of Oceana, Newaygo., Mecosta, Isabella, Midland, and Bay Counties, MI, (b) at or near Johnstown, PA, to points in OH, NY, MD, DE, IN, IL, CT, MA, RI, and those points in MI in and south of Oceana, Newaygo, Mecosta, Isabella, Midland, and Bay Counties, MI, (c) at or near Steelton, PA, to points in OH, IN, IL, and those points in MI in and south of Oceana, Newaygo, Mecosta, Isabella, Midland, and Bay Counties, MI and (2) *material, equipment, and supplies* (except commodities in bulk), used in the manufacture of the commodities named in (1) above, in the reverse direction. (Hearing site: Philadelphia, PA.)

MC 5227 (Sub-57F), filed August 3, 1979. Applicant: ECKLEY TRUCKING, INC., P.O. Box 201, Mead, NE 68041. Representative: A. J. Swanson, P.O. Box 1103, 300 S. Thompson Ave., Sioux Falls, SD 57103. Transporting *lumber and lumber products,* from points in Churchhill County, NV to points in NE, IA, MN, SD, ND, IL, IN, MO, OH, and WI. (Hearing Site: Omaha, NE or Fallon, NV.)

MC 14286 (Sub-5F), filed August 10, 1979. Applicant: MCO TRANSPORT, INC., P.O. Box 611, Wilmington, NC 28402. Representative: Herbert Alan Dubin, 1320 Fenwick Lane, Silver Spring, MD 20910. Transporting (1) *general commodities* (except those of unusual value, classes A and B explosives, commodities in bulk, commodities requiring special equipment, household goods as defined by the Commission, and motor vehicles) in containers or in trailers, having a prior or subsequent movement by water, and (2) *empty containers, trailers,* and *trailer chassis,* between Morehead City, NC, on the one hand, and, on the other, points in NC and SC. (Hearing site: Washington, DC.)

MC 19227 (Sub-246F), filed August 1, 1979. Applicant: LEONARD BROS., TRUCKING CO., INC., 2515 20th St. NW., P.O. Box 523610, Miami, FL 33152. Representative: Robert F. McCaughey (same addresss as applicant). Transporting (1) *lift trucks, aerial or scissor type, platforms, hydraulic working lifts,* and (2) *parts, attachments and accessories* for commodities in (1) above, from Sante Fe Springs, CA, to points in AZ, NM, NE, KS, OK, TX, MO, AR, LA, and points in the United States east of the Mississippi River (except points in MI, WI, MN, IL, and IN). (Hearing site: Los Angeles, CA.)

MC 26396 (Sub-283F), filed August 13, 1979. Applicant: POPELKA TRUCKING CO., d.b.a. THE WAGGONERS, P.O. Box 31357, Billings, MT 59107. Representative: Bradford E. Kistler, P.O. Box 82028, Lincoln, NE 68501. Transporting *building materials* from Billings, MT to points in SD, NE, WY, MN, ND, and ID. (Hearing site: Billings, MT.)

MC 26396 (Sub-287F), filed August 8, 1979. Applicant: POPELKA TRUCKING CO., d.b.a. THE WAGGONERS, P.O. Box 31357, Billings, MT 59107. Representative: Bradford E. Kistler, P.O. Box 82028, Lincoln, NE 68501. Transporting *agricultural chemicals,* and *agricultural chemical tank cleaning compound* (except in bulk), from points in CO and MT, to the ports of entry on the international boundary line between the United States and Canada at points in MT, ND, and MN. (Hearing site: Billings, MT.)

MC 26396 (Sub-288F), filed August 8, 1979. Applicant: POPELKA TRUCKING CO., d.b.a. THE WAGGONERS, P.O. Box 31357, Billings, MT 59107. Representative: Barbara S. George (same address as applicant). Transporting *barite* from Missoula, MT, to the ports of entry on the international boundary line between the United States and Canada at points in MT, and points in ND and WY. (Hearing site: Billings, MT.)

MC 29886 (Sub-369F), filed August 13, 1979. Applicant: DALLAS & MAVIS FORWARDING CO., INC., 4314 39th Ave., Kenosha, WI 53142. Representative: Paul F. Sullivan, 711 Washington Bldg., Washington, DC 20005. Transporting *new trucks,* in initial movements, from Allentown, PA, to points in the United States (except AK and HI). (Hearing site: Washington, DC.)

MC 41406 (Sub-152F), filed August 6, 1979. Applicant: ARTIM TRANSPORTATION SYSTEM, INC., 8400 Westlake Drive, Merrillville, IN 46410. Representative: Wade H. Bourdon (same address as applicant). Transporting, *enameled steel silos, loading devices, livestock feeding systems, livestock feed bunkers, forage metering devices, and animal waste storage and spreader tanks,* from DeKalb and Eureka, IL, and Elkhorn, WI, to those points in the United States, in and west of ND, SD, NE, KS, OK, and TX. (Hearing site: Chicago, IL, or Milwaukee, WI.)

MC 41406 (Sub-154F), filed August 9, 1979. Applicant: ARTIM TRANSPORTATION SYSTEM, INC., 8400 Westlake Dr., Merrillville, IN 46410. Representative: Wade H. Bourdon (same address as applicant). Transporting *refractories,* from the facilities of Harbison-Walker Refractories, at Mt. Union, PA, to Chicago, IL. (Hearing site: Pittsburgh, PA, or Chicago, IL.)

MC 1706 (Sub-22F), filed August 3, 1979. Applicant: TOSE, INC., 424 West Fourth St., Bridgeport, PA 19405. Representative: Anthony C. Vance, 1307 Dolley Madison Blvd., McLean, VA 22101. Transporting *candy and confectionary* (1) between Naugatuck, CT, on the one hand, and, on the other, York, PA, (2) from Hazelton, PA, to Naugatuck, CT. (Hearing site: Washington, DC, or Philadelphia, PA.)

Note.—Applicant states that the authority herein could be tacked at Naugatuck, CT, to provide a through service to points in CT, MA, and RI.

MC 42487 (Sub-938F), filed August 6, 1979. Applicant: CONSOLIDATED FREIGHTWAYS CORPORATION OF DELAWARE, 175 Linfield Drive, Menlo Park, CA 94025. Representative: V. R. Oldenburg, P.O. Box 3062, Portland, OR 97208. To operate as a *common carrier,* by motor vehicle, in interstate or foreign commerce, over regular routes, transporting *general commodities* (except those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk and those requiring special equipment), (1) Between the junction of Interstate Hwy 69, U.S. Hwy 27 and Interstate Hwys 80–90 near Fremont, IN and Marshall, MI, serving no intermediate points except the junction Interstate Hwy 69 and U.S. Hwy 12 near Coldwater, MI for purposes of joinder only: From the junction of Interstate Hwy 69, U.S. Hwy 27 and Interstate Hwys 80–90 near Fremont, IN over Interstate Hwy 69 to junction unnumbered Hwy near Marshall, MI, (formerly portion U.S. Hwy 12), then over unnumbered Hwy to Marshall, and return over the same route; (2) Between Detroit, MI and the junction of Interstate Hwy 69 and U.S. 12 near Coldwater, MI, serving no intermediate points: From Detroit over U.S. Hwy 12, to the junction of Interstate Hwy 69 and U.S. Hwy 12 near Coldwater, MI, and return over the same route; and (3) Between the junction of Interstate Hwy 69, U.S. Hwy 27 and Interstate Hwys 80–90 near Fremont, IN and Fort Wayne, IN, serving no intermediate points: From the junction of Interstate Hwy 69, U.S. Hwy 27 and Interstate Hwys 80–90 near Fremont, IN over U.S. Hwy 27 to Fort Wayne, and

return over the same route. (Hearing site: Chicago, IL, or Detroit, MI.)

Note.—Applicant intends to tack to its existing authority.

MC 42487 (Sub-939F), filed August 13, 1979. Applicant: CONSOLIDATED FREIGHTWAYS CORPORATION OF DELAWARE, 175 Linfield Drive, Menlo Park, CA 94025. Representative: V. R. Oldenburg, P.O. Box 3062, Portland, OR 97208. To operate as a *common carrier*, by motor vehicle, in interstate or foreign commerce, over regular routes, transporting *general commodities* (except those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment), (1) between Madison, GA and Thomson, GA, serving no intermediate points, and serving Thomas, GA for purpose of joinder only, over U.S. Hwy 278, and return over the same route, (2) between Thomson, GA and North Augusta, SC, serving the intermediate point of Augusta, GA, and serving Thomson, GA for purpose of joinder only, over U.S. Hwy 78, and return over the same route. (Hearing site: Augusta and Atlanta, GA.)

Note.—Applicant states it intends to tack the authority herein with its existing authority at Madison, GA, and North Augusta, SC, to provide a through service to points in the Unifed States.

MC 43706 (Sub-8F), filed August 9, 1979. Applicant: ATKINSON FREIGHT LINES, INC., P.O. Box 520, Blanche Rd., Cornwells Heights, PA 19020. Representative: James C. Hardman, 33 N. LaSalle St., Chicago, IL 60602. Transporting *such commodities* as are dealt in or used by manufacturers of containers (except commodities in bulk), between points in MA, CT, RI, NY, NJ, DE, PA, OH, VA, WV, MD, NC, SC, GA, FL, IL, IN, KY, ME, MI, MO, NH, TN, VT and WI, restricted to the transportation of traffic originating at or destined to the facilities of The Continental Group, Inc. (Hearing site: Washington, DC.)

MC 52437 (Sub-6F), filed August 13, 1979. Applicant: SHIPPERS SERVICE EXPRESS, INC., 7200 Fly Rd., P.O. Box 207, East Syracuse, NY 13057. Representative: Herbert M. Canter, 305 Montgomery St., Syracuse, NY 13202. Transporting *such commodities* as are dealt in by grocery and food business houses (except commodities in bulk), from the facilities of (1) Port Terminals Co., Inc., at or near So. Boston, MA, (2) Foxboro Terminals Co., Inc., at or near Foxboro, MA, and (3) Bowker Storage & Distributing Co., Inc., at or near Everett, MA, to those points in, north, and west of Sullivan, Dutchess and Ulster Counties, NY. (Hearing site: Boston, MA or Syracuse, NY.)

MC 61506 (Sub-34F), filed August 10, 1979. Applicant: RUSSELL TRANSFER COMPANY, INC., P.O. Box 829, Washington, GA 30673. Representative: Frank D. Hall, Suite 713, 3384 Peachtree Rd., N.E., Atlanta, GA 30326. To operate as a *contract carrier*, by motor vehicle, in interstate or foreign commerce, over irregular routes, transporting *petroleum and petroleum products*, in containers, from Charleston, SC, to points in NC and VA, under continuing contract(s) with Gulf Oil Company of Houston, TX. (Hearing site: Atlanta, GA.)

MC 63417 (Sub-235F), filed August 10, 1979. Applicant: BLUE RIDGE TRANSFER COMPANY, INCORPORATED, P.O. Box 13447, Roanoke, VA 24034. Representative: William E. Bain (same address as applicant). Transporting *such commodities* as are dealt in or used by manufacturers and distributors of containers (except commodities in bulk), from Quakertown, PA, to New Orleans, LA. (Hearing site: Philadelphia, PA.)

MC 63417 (Sub-236F), filed August 10, 1979. Applicant: BLUE RIDGE TRANSFER COMPANY, INCORPORATED, P.O. Box 13447, Roanoke, VA 24034. Representative: William E. Bain (same address as applicant). Transporting *such commodities* as are dealt in or used by automobile supply, household appliance, and general merchandise stores, between those points in the United States in and east of MN, KS, OK, NE and TX (except points in CT, ME, MA, NH, RI and VT), restricted to the transportation of traffic originating at or destined to the facilities of Western Auto Supply Company. (Hearing site: Kansas City, MO.)

MC 66807 (Sub-8F), filed August 9, 1979. Applicant: MANUFACTURERS EXPRESS, INC., 294 Kimberly Avenue, New Haven, CT 06519. Representative: Gerald A. Joseloff, 80 State Street, Hartford, CT 06103. Transporting: *malt beverages*, (except in bulk), from Merrimack, NH to Orange, CT. (Hearing site: Hartford, CT or Washington, DC.)

MC 69397 (Sub-61F), filed August 7, 1979. Applicant: JAMES H. HARTMAN & SON, INC., P.O. Box 85, Pocomoke City, MD 21851. Representative: Wilmer B. Hill, 805 McLachlen Bank Building, 666 Eleventh Street, NW, Washington, DC 20001. Transporting (1) *lumber, lumber products*, (2) *composition board, particleboard, fibreboard, fibreboard products* (3) gypsum, gypsum products, and (4) *moulding*, from Savannah, GA, and points in SC, to those points in the United States in and east of MN, IA, MO, AR, and LA. (Hearing site: Charleston, or Columbia, SC.)

MC 70477 (Sub-7F), filed August 12, 1979. Applicant: M. J. SEIWERT CARTAGE CO., an Illinois Corporation, 2029 West Hubbard St., Chicago, IL 60612. Representative: Themis N. Anastos, 120 West Madison St., Chicago, IL 60602. Transporting *general commodities* (except those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and commodities requiring special equipment), from Chicago, IL, to Detroit, MI. (Hearing site: Chicago, IL.)

MC 70557 (Sub-22F), filed August 8, 1979. Applicant: NIELSON BROS. CARTAGE CO., INC., 4916 W. Homer St., Chicago, IL 60639. Representative: Carl L. Steiner, 39 S. LaSalle St., Chicago, IL 60603. Transporting (1) *foodstuffs, not frozen* (except commodities in bulk), and (2) *materials, equipment and supplies* used in the manufacture and distribution of the commodities in (1) above, (except commodities in bulk), between the facilities of Vlasic Foods, Inc., at Greenville, MS, on the one hand, and, on the other, points in AL, CO, FL, GA, IL, IN, KS, KY, LA, MI, MO, NM, OH, OK, TN, and TX. (Hearing site: Chicago, IL.)

Note.—Dual operations may be involved.

MC 70557 (Sub-23F), filed August 8, 1979. Applicant: NIELSON BROS. CARTAGE CO., INC., 4916 W. Homer St., Chicago, IL 60639. Representative: Carl L. Steiner, 39 S. LaSalle St., Chicago, IL 60603. Transporting (1) *foodstuffs*, (except frozen and commodities in bulk), and (2) *materials, equipment and supplies* used in the manufacture and distribution of the commodities in (1) above, (except commodities in bulk), between the facilities of Vlasic Foods, Inc., at Millsboro, DE, on the one hand, and, on the other, points in FL, GA, KY, TN, NC, SC, VA, and WV. (Hearing site: Miami, FL.)

Note.—Dual operations may be involved.

MC 70557 (Sub-24F), filed August 8, 1979. Applicant: NIELSEN BROS. CARTAGE CO., INC., 4619 W. Homer St., Chicago, IL 60639. Representative: Carl L. Steiner, 39 S. LaSalle St., Chicago, IL 60603. Transporting (1) *foodstuffs*, (except frozen and commodities in bulk), and (2) *materials, equipment, and supplies* used in the manufacture and distribution of the commodities in (1) above, (except commodities in bulk), (a) between the facilities of Vlasic Foods, Inc., at (i) Millsboro, DE, and (ii) Greenville, MS, on the one hand, and, on the other, the

facilities of Vlasic Foods, Inc., at Bridgeport, Imlay City, and Memphis, MI, and (b) between the facilities of Vlasic Foods, Inc., at Millsboro, DE, and Greenville, MS. (Hearing site: Detroit, MI.)

Note.—Dual operations may be involved.

MC 95876 (Sub-303F), filed August 10, 1979. Applicant: ANDERSON TRUCKING SERVICE, INC., 203 Cooper Ave. North, St. Cloud, MN 56301. Representative: Robert D. Gisvold, 1000 First National Bank Bldg., Minneapolis, MN 55402. Transporting *granite, marble, slate and stone,* from Chicago, IL, to points in the United States (except AK and HI). (Hearing site: Chicago, IL.)

MC 100666 (Sub-485F), filed August 13, 1979. Applicant: MELTON TRUCK LINES, INC., P.O. Box 7666, Shreveport, LA 71107. Representative: Wilburn L. Williamson, 2601 Northwest Expressway, Suite 615—East, Oklahoma City, OK 73112. Transporting (1) *plastic and plastic articles,* and (2) *materials and supplies* used in the manufacture and installation of the commodities in (1) above, (except commodities in bulk, in tank vehicles), between points in the United States (except AK and HI), restricted to the transportation of traffic originating at or destined to the facilities of Robintech, Inc. (Hearing site: Dallas, TX, or Oklahoma City, OK.)

MC 102567 (Sub-234F), filed August 3, 1979. Applicant: McNAIR TRANSPORT, INC., 4295 Meadow Lane, P.O. Drawer 5357, Bossier City, IA 71111. Representative: Joe C. Day, 13403 Northwest Fwy.—Suite 130, Houston, TX 77040. Transporting, *petroleum and petroleum products,* in bulk in tank vehicles, from the facilities of Exxon Co., U.S.A., at or near Baton Rouge, LA, to points in the United States (except AK and HI). (Hearing site: Houston, TX.)

MC 102567 (Sub-236F), filed August 9, 1979. Applicant: McNAIR TRANSPORT, INC., 4295 Meadow Lane, P.O. Drawer 5357, Bossier City, LA 71111. Representative: Joe C. Day, 13403 Northwest Fwy.—Suite 130, Houston, TX 77040. Transporting *chemicals,* in bulk, in tank vehicles, from Lake Charles, LA to points in the United States (Except AK and HI). (Hearing site: Houston, TX.)

MC 102616 (Sub-1007F), filed August 1, 1979. Applicant: COASTAL TANK LINES, INC., (a Delaware Corporation), 250 North Cleveland-Massillon Rd., Akron, OH 44313. Representative: David F. McAllister (same address as applicant). Transporting *chemicals and petroleum products,* in bulk, in tank vehicles, (1) from points in IL to points in AL, AR, FL, GA, IN, KS, KY, LA, MD, MI, MS, MO, NC, NE, ND, OH, OK, PA, SC, SD, TN, TX, VA, and WV, (2) from points in IN to points in FL, IL, KS, LA, NC, OH, OK, SC, TX, and VA, (3) from points in OH to points in IL and MO, and (4) from points in DE to points in MO. (Hearing site: Chicago, IL, or Washington, DC.)

MC 105566 (Sub-201F), filed August 2, 1979. Applicant: SAM TANKSLEY TRUCKING, INC., P.O. Box 1120, Cape Girardeau, MO 63701. Representative: Thomas F. Kilroy, Suite 406, Executive Bldg., 6901 Old Keene Mill Rd., Springfield, VA 22150. Transporting *general commodities* (except classes A and B explosives, and commodities in bulk in tank vehicles), from Bristol, PA to points in AZ, CA, CO, IL, ID, MT, NV, NM, OR, TX, UT, WA, and WY. (Hearing site: Philadelphia, PA, or Washington, DC.)

MC 105566 (Sub-205F), filed August 10, 1979. Applicant: SAM TANKSLEY TRUCKING, INC., P.O. Box 1120, Cape Girardeau, MO 63701. Representative: Thomas F. Kilroy, Suite 406, Executive Bldg., 6901 Old Keene Mill Rd., Springfield, VA 22150. Transporting (1) *printed matter,* and (2) *materials, equipment and supplies* used by printing companies, between Augusta, GA, on the one hand, and, on the other, points in the United States (except AK and HI). (Hearing site: Chicago, IL.)

MC 108207 (Sub-521F), filed August 2, 1979. Applicant: FROZEN FOOD EXPRESS, INC., P.O. Box 225888, Dallas, TX 75265. Representative: M. W. Smith (same address as applicant). Transporting (1) *malt beverages,* and (2) *empty used beverage containers, and materials and supplies* dealt in by breweries, between points in Jefferson County, CO, on the one hand, and, on the other, points in IA, MO, NE, and TX. (Hearing site: Denver, CO, or Dallas TX.)

MC 108937 (Sub-56F), filed August 13, 1979. Applicant: MURPHY MOTOR FREIGHT LINES, INC., 2323 Terminal Rd., St. Paul, MN 55113. Representative: Jerry E. Hess (same address as applicant). Transporting *general commodities* (except those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment), (1) between Omaha, NE and South Bend, IN, serving no intermediate points: over Interstate Hwy 80 and (2) between Omaha, NE and Indianapolis, IN, serving no intermediate points: from Omaha over Interstate Hwy 80 to junction Interstate Hwy 74, then over Interstate Hwy 74 to Indianapolis, and return over the same route. (Hearing site: South Bend, IN, or Omaha, NE.)

MC 109397 (Sub-472F), filed August 3, 1979. Applicant: TRI-STATE MOTOR TRANSIT CO., a Delaware corporation, P.O. Box 113, Joplin, MO 64801. Representative: A. N. Jacobs (same address as applicant). Transporting (1) *Self-propelled mechanical lifting devices,* and (2) *parts, accessories,* and *supplies* for the commodities in (1) above, from the facilities of Chamberlain Manufacturing Company, at or near Fowler, CA, to points in the United States (except AK and HI). (Hearing site: San Francisco, CA.)

MC 111496 (Sub-28F), filed August 10, 1979. Applicant: TWIN CITY FREIGHT, INC., 2550 Long Lake Rd., Roseville, MN 55113. Representative: Alan Foss, 502 First National Bank Bldg., Fargo, ND 58126. Transporting (1) *charcoal and charcoal briquettes,* and (2) *materials, equipment and supplies* (except commodities in bulk), used in the manufacture or distribution of the commodities in (1) above, from Dickinson, ND, to points in MT, ND, SD, MN and WI. (Hearing site: Minneapolis, MN.)

MC 112617 (Sub-447F), filed August 3, 1979. Applicant: LIQUID TRANSPORTERS, INC., 1292 Fern Valley Road, P.O. Box 21395, Louisville, KY 40221. Representative: Charles R. Dunford (same address as applicant). Transporting *Chemicals,* in bulk, in tank vehicles, from the facilities of Rohm and Hass Company, at Deer Park, TX, to points in the United States (except AK and HI). (Hearing site: Louisville, KY, or Washington, DC.)

MC 114457 (Sub-531F), filed August 7, 1979. Applicant: DART TRANSIT COMPANY, 2102 University Avenue, St. Paul, MN 55114. Representative: James H. Wills (same address as applicant). Transporting (a) *television picture tubes, parts,* and (b) *materials, equipment, and supplies* used in the manufacture of the commodities in (a) above, (1) between Dunmore, PA; on the one hand, and on the other, Forest City, AR; Chicago and Evanston, IL; Bloomington and Marion, IN; Circleville and Columbus, OH; Laredo, TX; and Lebanon and Nashville, TN; and (2) between Marion, IN, on the one hand, and on the other, Lebanon and Nashville, TN; Forest City, AR; Laredo, TX; and Santa Ana, CA. (Hearing site: Trenton, NJ, or St. Paul, MN.)

MC 114457 (Sub-539F), filed August 13, 1979. Applicant: DART TRANSIT COMPANY, a corporation, 2102 University Ave., St. Paul, MN 55114. Representative: James H. Wills (same address as applicant). Transporting (1)

foodstuffs, in containers, and (2) *materials, equipment, and supplies* used in the manufacture and distribution of foodstuffs, (except commodities in bulk), between the facilities of Ocean Spray Cranberries, Inc., at (a) Kenosha, WI, (b) North Chicago, IL, (c) Montgomery, AL, (d) Northeast, PA, (e) Sulfur springs, TX, (f) Bordentown, NJ, (g) Middleboro, MA, (h) Wales, FL, and (i) Grawn and Eau Claire, MI, on the one hand, and, on the other, those points in the United States in and east of ND, SD, NE, CO, OK, and TX. (Hearing site: St. Paul, MN, or Milwaukee, WI.)

MC 114457 (Sub-540F), filed August 13, 1979. Applicant: DART TRANSIT COMPANY, a corporation, 2102 University Ave., St. Paul, MN 55114. Representative: James H. Wills (same address as applicant). Transporting (1) *foodstuffs*, and (2) *materials and supplies* used in the distribution of foodstuffs, (except commodities in bulk), from Napoleon, OH, to points in PA, DC, and MD. (Hearing site: St. Paul, MN, or Cleveland, OH.)

MC 114457 (Sub-541F), filed August 13, 1979. Applicant: DART TRANSIT COMPANY, a corporation, 2102 University Ave., St. Paul, MN 55114. Representative: James H. Wills (same address as applicant). Transporting (1) *paper products*, and (2) *materials, equipment, and supplies* used in the manufacture and distribution of paper and paper products (except commodities in bulk), between the facilities of Ronnie Packaging Company, at (a) South Plainfield NJ, and (b) City of Industry, CA, on the one hand, and, on the other, points in the United States (except AK and HI). (Hearing site: St. Paul, MN, or Trenton, NJ.)

MC 114896 (Sub-80F), filed August 13, 1979. Applicant: PUROLATOR SECURITY, INC., 255 Old New Brunswick Rd., Piscataway, NJ 08854. Representative: Carl T. Kessler (same address as applicant). To operate as a *contract carrier*, by motor vehicle, in interstate or foreign commerce, over irregular routes, transporting *precious metals*, between New York, NY, and Chicago, IL, under continuing contract(s) with Peters and Company, of Chicago, IL. (Hearing site: Washington, DC.)

Note.—Dual operations may be involved.

MC 115826 (Sub-529F), filed August 6, 1979. Applicant: W. J. DIGBY, INC., 6015 East 58th Ave., Commerce City, CO 80022. Representative: Howard Gore (same address as applicant). Transporting *such commodities* as are dealt in by department stores (except foodstuffs and commodities in bulk), from points in CA, to Minneapolis, MN. (Hearing site: Denver, CO.)

MC 115826 (Sub-530F), filed August 13, 1979. Applicant: W. J. DIGBY, INC., 6015 East 58th Ave., Commerce City, CO 80022. Representative: Howard Gore (same address as applicant). Transporting *foodstuffs* (a) from Sherman, TX, to points in AL, CO, FL, GA, LA, MS, NM, OK and TN, and (b) from Jacksonville, IL, to points in AL, CO, CA, CT, DE, FL, GA, KY, LA, MA, MD, MS, NC, NJ, NY, NV, OH, PA, RI, SC, TN, TX, UT, VA, WV and DC. (Hearing site: Denver, CO.)

MC 116947 (Sub-75F), filed August 9, 1979. Applicant: SCOTT TRANSFER CO., INC., 920 Ashby Street, SW., Atlanta, GA 30310. Representative: Wm. Addams, P.O. Box 720434, Atlanta, GA 30328. Transporting *bread-making ingredients* and *cooking oil*, in containers, between the facilities of Anderson Sales Co., Inc., at or near Atlanta, GA, on the one hand, and, on the other, points in AL, AR, AZ, CA, IL, IN, IA, MD, ME, MI, MN, MS, NE, NM, NY, OH, OK, PA, WA, WV, and WI. (Hearing site: Atlanta, GA.)

MC 119777 (Sub-396F), filed August 7, 1979. Applicant: LIGON SPECIALIZED HAULER, INC., Hwy 85 East, Madisonville, KY 42431. Representative: Carl U. Hurst, P.O. Drawer "L", Madisonville, KY 42431. Transporting *iron and steel articles*, from Coalton, KY, to points in CT, MA, DE, MD, VA, ND, SC, MT, WY, CO, UT, NV, ID, WA, OR, CA and DC. (Hearing site: Charleston, WV, or Cincinnati, OH.)

MC 119777 (Sub-397F), filed August 3, 1979. Applicant: LIGON SPECIALIZED HAULER, INC., Hwy 85 East, Madisonville, KY 42431. Representative: Carl U. Hurst, P.O. Drawer "L", Madisonville, KY 42431. Transporting *iron and steel articles*, from the facilities of Wheeling Corrugating Company at Lenexa, KS, to points in CO, NM, ND, and SD. (Hearing site: Pittsburgh, PA, or Kansas City, MO.)

MC 119777 (Sub-399F), filed August 3, 1979. Applicant: LIGON SPECIALIZED HAULER, INC., Hwy 85 East Madisonville, KY 42431. Representative: Carl U. Hurst, P.O. Drawer "L", Madisonville, KY 42431. Transporting *carbon, silicone* and *silicone carbide products*, from points in Obion County, TN, to points in the United States (except AK and HI). (Hearing site: Buffalo, NY, or Cleveland, OH.)

MC 119777 (Sub-405F), filed August 7, 1979. Applicant: LIGON SPECIALIZED HAULER, INC., Hwy 85 East, Madisonville, KY 42431. Representative: Carl U. Hurst, P.O. Drawer "L", Madisonville, KY 42431. Transporting (1) *lift trucks, forklifts, material handling equipment*, and (2) *materials, equipment and supplies*, used in the manufacture and distribution of the commodities in (1) above, between those points in the United States in and east of MN, IA, MO, KS, OK and TX, restricted to the transportation of traffic originating at or destined to the facilities of Levee Lift, Inc. (Hearing site: Evansville, IN, or Louisville, KY.)

MC 120866 (Sub-6F), filed Augsut 3, 1979. Applicant: THE TIMLAPH CORP. OF VIRGINIA, P.O. Box 34159, Richmond VA 23234. Representative: Stanley E. McCormick, Suite 1301, 1600 Wilson Blvd., Arlington, VA 22209. Transporting *liquid corn products*, in bulk, in tank vehicles, from Petersburg, VA, to points in DE, MD, NC, PA, and WV. (Hearing site: Richmond, VA.)

MC 121626 (Sub-20F), filed August 3, 1979. Applicant: BAYFIELD TRUCKING, INC., 7080 Florin-Perkins Rd., Sacramento, CA 95828. Representative: Greg A. Dickinson, Suite 610, 7171 Mercy Rd., Omaha, NE 68106. Transporting *meats, meat products, and meat byproducts* as described in section A of Appendix I to the report in *Descriptions in Motor Carrier* Certificates, 61 M.C.C. 209 and 766 (except hides and commodities in bulk), between the facilities of H. Shenson, Inc., at Ohama, NE, and San Francisco and Los Angeles, CA. (Hearing site: Omaha, NE.)

MC 123157 (Sub-44F), filed August 6, 1979. Applicant: CTI, P.O. Box 397, Rillito, AZ 85246. Representative: A. Michael Bernstein, 1441 E. Thomas Rd., Phoenix, AZ 85014. Transporting *coal*, in bulk, from the facilities of Conpaso Coal Mine, at or near Burnham, NM, to the facilities of the Coronado Electric Generating Plant, at or near St. Johns, AZ. (Hearing site: Phoenix, AZ.)

MC 123407 (Sub-605F), filed August 13, 1979. Applicant: SAWYER TRANSPORT, INC., Sawyer Center, Route 1, Chesterton, IN 46304. Representative: H. E. Miller, Jr. (same address as applicant). Transporting (1) *knocked down prefabricated steel buildings*, and (2) *parts, materials, and supplies* used in the manufacture and distribution of the commodities in (1) above, from the facilities of Inryco, Inc., at or near Milwaukee, WI, to those points in the United States in and west of MN, IA, MO, AR, and LA. (Hearing site: Chicago, IL.)

MC 123407 (Sub-607F), filed August 6, 1979. Applicant: SAWYER TRANSPORT, INC., Sawyer Center, Route 1, Chesterton, IN 46304. Representative: H. E. Miller, Jr. (same address as applicant). Transporting (1) *Plastic pipe, and* (2) *accessories, materials, and supplies* used in the

installation of the commodities named in (1) above (except commodities in bulk) from Madison, WI, to points in IL, IN, MI, and OH. (Hearing site: Chicago, IL.)

MC 123476 (Sub-46F), filed August 1, 1979. Applicant: CURTIS TRANSPORT, INC., 23 Grandview Industrial Ct., P.O. Box 388, Arnold, MO 63010. Representative: David G. Dimit (same address as applicant). Transporting *iron and steel articles,* from Chicago, IL, to the facilities of Dow Chemical Company, at Bay City and Midland, MI. (Hearing site: St. Louis, MO, or Chicago, IL.)

MC 124117 (Sub-40F), filed August 9, 1979. Applicant: EARL FREEMAN AND MARIE FREEMAN d.b.a. MID–TENN EXPRESS, P.O. Box 101, Eagleville, TN 37060. Representative: Roland M. Lowell, 618 United American Bank Bldg., Nashville, TN 37219. Transporting (a) *malt beverages and advertising matter,* from Albany, GA, to points in AL, FL, GA, KY, LA, MS and TN, and (b) *materials, equipment, and supplies* used in the manufacture and distribution of malt beverages (except commodities in bulk), in the reverse direction. (Hearing site: Nashville, TN.)

MC 124887 (Sub-97F), filed August 6, 1979. Applicant: SHELTON TRUCKING SERVICE, INC., Route 1, Box 230, Altha, FL 32421. Representative: Sol H. Proctor, 1101 Blackstone Bldg., Jacksonville, FL 32202. Transporting (1) *lumber and plywood,* from Cedar Springs, GA, to points in AL, FL, GA, IL, IN, KY, LA, MI, MS, NC, OH, PA, SC, TN, and VA, and (2) *materials, supplies and equipment* used in the production of the commodities named in (1) above, in the reverse direction. (Hearing site: Jacksonville or Tallahassee, FL.)

MC 124896 (Sub-93F), filed August 3, 1979. Applicant: WILLIAMSON TRUCK LINES, INC., P.O. Box 3485, Wilson, NC 27893. Representative: Larry D. Knox, 600 Hubbell Bldg., Des Moines, IA 50309. Transporting *frozen foodstuffs,* between Indianapolis, IN, on the one hand, and, on the other, points in AL, AR, CO, CT, DE, FL, GA, IL, IA, KS, LA, ME, MD, MA, MI, MN, MS, MO, NH, NJ, NY, NC, ND, OH, OK, PA, RI, SC, SD, TN, TX, VA, VT, WV, WI, and DC, restricted to the transportation of traffic originating at or destined to the facilities of Monument Distribution Warehouse, Inc. (Hearing site: Indianapolis, IN.)

MC 125506 (Sub-34F), filed August 6, 1979. Applicant: JOSEPH ELETTO TRANSFER, INC., 33 W. Hawthorne Avenue, Valley Stream, NY 11580. Representative: Morton E. Kiel, Suite 1832, 2 World Trade Center, New York, NY 10048. To operate as a *contract carrier,* by motor vehicle, in interstate or foreign commerce, over irregular routes, transporting (1) *Such merchandise* as is dealt in by retail specialty shops, (2) and *store furniture and fixtures,* (3) and *advertising materials, supplies and displays* (except in bulk), between points in the United States (except AK and HI), restricted to the transportation of traffic originating at or destined to the facilities of Saks Fifth Avenue, under continuing contract(s) with Saks Fifth Avenue, of Yonkers, NY. (Hearing site: New York, NY.)

MC 125777 (Sub-257F), filed August 2, 1979. Applicant: JACK GRAY TRANSPORT, INC., 4600 East 15th Ave., Gary, IN 46406. Representative: Allan C. Zuckerman, 39 South LaSalle St., Chicago, IL 60603. Transporting *coke,* in bulk, in dump vehicles, from St. Louis, MO, to points in AL, AR, GA, IL, IN, IA, KS, KY, LA, MI, MN, MS, NE, ND, OH, OK, SD, TN, TX, and WI. (Hearing site: Chicago, IL.)

MC 126477 (Sub-6F), filed August 10, 1979. Applicant: JET AIR FREIGHT & PARCEL DELIVERY, INC., P.O. Box 9313, Baer Field, Fort Wayne, IN 46809. Representative: Phillip A. Renz, Suite 200, Metro Bldg., Fort Wayne, IN 46802. Transporting *general commodities* (except those of unusual value, classes A and B explosives, commodities in bulk, household goods as defined by the Commission, and those requiring special equipment), from Baer Field Municipal Airport, at Fort Wayne, IN, to the Detroit Metropolitan Airport, at Romulus, MI, restricted to the transportation of shipments having a prior or subsequent movement by air. (Hearing site: Indianapolis, IN or Detroit, MI.)

MC 126667 (Sub-5F), filed August 7, 1979. Applicant: BRUSH HILL TRANSPORTATION COMPANY, 31 Milk Street, Room 1111, Boston, MA 02109. Representative: Jeremy Kahn, Suite 733, Investment Bldg., Washington, DC 20005. Transporting *passengers and their baggage,* in the same vehicle with passengers, in round trip charter operations, beginning and ending at Boston, MA; points in MA south of Boston and on and east of U.S. Hwy 1 from the MA–RI boundary line to Boston; and on and west of a line beginning at Boston, MA, then along MA Hwy 3 to MA Hwy 18, then along MA Hwy 18 to MA Hwy 58, then along MA Hwy 58 to MA Hwy 25, then along MA Hwy 25 to Bourne, MA; and extending to points in the US (including AK but excluding HI). (Hearing site: Boston, MA.)

MC 128246 (Sub-55F), filed August 8, 1979. Applicant: SOUTHWEST TRUCK SERVICE, a corporation, P.O. Box A.D., Watsonville, CA 95076. Representative: William F. King, Suite 400, Overlook Bldg., 6121 Lincolnia Rd., Alexandria, VA 22312. To operate as a *contract carrier,* by motor vehicle, in interstate or foreign commerce, over irregular routes, transporting *meats, meat products, meat byproducts, dairy products, and articles distributed by meat-packing houses,* as described in Sections A, B, and C of Appendix I to the report in *Descriptions in Motor Carrier Certificates,* 61 M.C.C. 209 and 766 (except commodities in bulk), between points in AR, AZ, CA, CO, ID, IL, IA, KS, LA, MN, MS, MO, MT, NE, NV, NM, ND, OK, OR, SD, TX, UT, WA, WI, and WY, under continuing contract(s) with Swift & Company, of Chicago, IL. Condition: Issuance of a certificate in this proceeding is conditioned upon coincidental cancellation of certificates in MC 128246 Sub 5, MC 128246 Sub 8, MC 128246 Sub 22, and MC 128246 Sub 36F. (Hearing site: Chicago, IL, or Washington, DC.)

MC 128746 (Sub-56F), filed August 7, 1979. Applicant: D'AGATA NATIONAL TRUCKING CO., a corporation, 3240 South 61st St., Philadelphia, PA 19153. Representative: Edward J. Kiley, 1730 M St. NW., Suite 501, Washington, DC 20036. Transporting (1) *plastic bottles,* and (2) *materials and supplies* used in the manufacture, and distribution of the commodities in (1) above (except in bulk) from the facilities of Hoover Beverages Bottle Division of Hoover Universal, Inc., at or near New Castle, DE, to points in VA, and DC. (Hearing site: Philadelphia, PA, or Washington, DC.)

MC 133097 (Sub-23F), filed August 8, 1979. Applicant: SYSTEM REEFER SERVICE, INC., 4614 Lincoln Ave., Cypress, CA 90630. Representative: Dixie C. Newhouse, 1329 Pennsylvania Ave., P.O. Box 1417, Hagerstown, MD 21740. To operate as a *contract carrier,* by motor vehicle, in interstate or foreign commerce, over irregular routes, transporting (1) *such commodities* as are dealt in by manufacturers of power tools and (2) *materials, equipment, and supplies* used in the conduct of such business, between ports of entry on the international boundary line between the United States and Canada at points in MI and NY, on the one hand, and, on the other, points in the United States (except AK, HI, WA, OR, MT, UT, ID, CA, AZ, NM, NV, and CO), under continuing contract(s) with The Black & Decker (U.S.) Inc., of Towson, MD. (Hearing site: Los Angeles, CA.)

Note.—Dual operations may be involved.

MC 134286 (Sub-126F), filed August 10, 1979. Applicant: ILLINI EXPRESS, INC.,

P.O. Box 1564, Sioux City, IA 51102. Representative: Julie Humbert (same address as applicant). Transporting *materials and supplies* used in the manufacture of cast iron products (except in bulk), from points in KS, MO, IL, KY, IN, OH, MI, WI, and MN to Council Bluffs, IA, restricted to the transportation of traffic destined to the facilities of Griffin Pipe Products CO. (Hearing site: Sioux City, IA, or Denver, Co.)

Note.—Dual operations may be involved.

MC 134387 (Sub-70F), filed August 3, 1979. Applicant: BLACKBURN TRUCK LINES, INC., 4998 Branyon Ave., South Gate, CA 90280. Representative: Patricia M. Schnegg. Suite 1800, 707 Wilshire Blvd., Los Angeles, CA 90017 Transporting *containers* and *paper products,* between points in AZ, CA, CO, ID, MT, NM, NV, OR, TX, UT, and WA. (Hearing site: Los Angeles, CA.)

MC 134387 (Sub-72F), filed August 8, 1979. Applicant: BLACKBURN TRUCK LINES, INC., 4998 Branyon Ave., South Gate, CA 90280. Representative: Patricia M. Schnegg, 707 Wilshire Blvd., Suite 1800, Los Angeles, CA 90017. Transporting *containers and closures,* from points in Los Angeles and Solano Counties, CA, to points in OR, MT, WA, NV, and UT. (Hearing site: Los Angeles, CA.)

MC 134387 (Sub-73F), filed August 9, 1979. Applicant: BLACKBURN TRUCK LINES, INC 4998 Branyon Ave., South Gate, CA 90280. Representative: . Patricia M. Schnegg, Suite 1800, 707 Wilshire Blvd., Los Angeles, CA 90017.Transporting *containers and container ends,* between points in CA, OK and TX. (Hearing site: Los Angeles, CA.)

MC 134387 (Sub-74F), filed August 8, 1979. Applicant: BLACKBURN TRUCK LINES, INC., 4998 Branyon Ave., South Gate, CA 90290. Representative: Patricia M. Shnegg, 707 Wilshire Blvd., Suite 1800, Los Angeles, CA 90017. Transporting *containers and closures,* between points in CA, NV, and UT. (Hearing site: Los Angeles, CA.)

MC 135797 (Sub-249F), filed August 6, 1979. Applicant: J.B. HUNT TRANSPORT, INC., P.O. Box 130, Lowell, AR 72745. Representative: Paul R. Bergant (same address as applicant). Transporting *paper and plastic bags,* from the facilities of Great Plains Bag Corporation, at (a) New Philadelphia, OH, to points in AL, AZ, CA, CO, CT, ID, IL, IN, KS, KY, ME, MA, MI, MN, MS, MO, MT, NE, NV, NH, NJ, NM, NY, ND, OK, OR, PA, RI, SD, TN, TX, UT VT, WA, WI, and WY, (b) Des Moines, IA, to points in AL, AZ, CA, CT, DE, FL, GA, ID, IN, KY, ME, MD, MA, MI, NV, NH, NJ, NM, NY, NC, OR, PA, RI, SC, TN, UT, VT, VA, WA, WV, and DC, and (c) Hodge, LA, to points in AZ, AR, CA, CO, CT, ID, KS, KY, ME, MA, MI, MN, MO, MT, NE, NV, NH, NJ, NM, NY, ND, OK, OR, PA, RI, SD, TN, TX, UT, VT, WA, WV, WI and WY. (Hearing site: Des Moines, IA, or Washington, DC.)

MC 135797 (Sub-255F), filed August 10, 1979. Applicant: J. B. HUNT TRANSPORT, INC., P.O. Box 130, Lowell, AR 72745. Representative: Paul R. Bergant (same address as applicant). Transporting (1) *paper and paper products,* (2) *cellulose products,* and (3) *textile softners,* from the facilities of Procter and Gamble Paper Products Company, at or near (a) Neely's Landing, MO, (b) Greenbay, WI, and (c) Cheboygan, MI, to those points in the United States in and east of ND, SD, NE, KS, OK, TX, and points in CA and CO. (Hearing site: Cincinnati, OH, or Washington, DC.)

MC 136246 (Sub-33F), filed August 8, 1979. Applicant: GEORGE BROS., INC., P.O. Box 492, Sutton, NE 68979. Representative: Arlyn L. Westergren, Suite 106, 7101 Mercy Rd., Omaha, NE 68106. Transporting *liquid fertilizer,* from Clear Lake, Sioux City, Dubuque, Muscatine, Webster City, Des Moines, Council Bluffs, Eldora, and Clinton, IA, to points in KS, MN, MO, and NE. (Hearing site: Des Moines, IA, or Omaha, NE.)

Note.—Dual operations may be involved.

MC 136246 (Sub-34F), filed August 9, 1979. Applicant: GEORGE BROS., INC., P.O. Box 492, Sutton, NE 68979. Representative: Arlyn L. Westergren, Suite 106, 7101 Mercy Rd., Omaha, NE 68106. Transporting *iron and steel articles,* from the facilities of Western American Steel, at Chicago, IL, to points in IA, KS, and NE, restricted to the transportation of traffic originating at the facilities of Western American Steel. (Hearing site: Chicago, IL, or Omaha, NE.)

MC 136246 (Sub-35F), filed August 10, 1979. Applicant: GEORGE BROS., INC., P.O. Box 492, Sutton, NE 68979. Representative: Arlyn L. Westergren, Suite 106, 7101 Mercy Rd., Omaha, NE 68106. Transporting *knocked down metal buildings and accessories,* and *materials, equipment, and supplies* used in the construction and manufacture of metal buildings, (1) between Wahtena, KS, on the one hand, and, on the other, those points in the United States in and west of OH, KY, TN, GA, and AL, and (2) between Wathena, KS, Columbus, GA, Pomona, CA, and York, NE, restricted to the transportation of traffic originating at or destined to the facilities of Pascoe Steel Corporation. (Hearing site: Kansas City, MO, or Omaha, NE.)

Note.—Dual operations may be involved.

MC 136246 (Sub-36F), filed August 10, 1979. Applicant: GEORGE BROS., INC., P.O. Box 492, Sutton, NE 68979. Representative: Arlyn L. Westergren, Suite 106, 7101 Mercy Rd., Omaha, NE 68106. Transporting (1) *metal buildings and grain handling equipment, accessories, and parts,* and (2) *materials, equipment and supplies* used in the manufacture of the commodities named in (1) above, between the facilities of Welco Control Systems, at Hastings, NE, on the one hand, and, on the other, points in the United States (except AK and HI). (Hearing site: Omaha, NE.)

Note.—Dual operations may be involved.

MC 138627 (Sub-76F), filed August 6, 1979. Applicant: SMITHWAY MOTOR XPRESS, INC., P.O. Box 404, Fort Dodge, IA 50501. Representative: Arlyn L. Westergren, Suite 106, 7101 Mercy Rd., Omaha, NE 68106. Transporting *insulation* (except commodities in bulk, in tank vehicles), from the facilities of The Celotex Corporation, at Charleston, IL, to points in IN, IA, KS, MI, MN, MO, NE, ND, OH, SD, and WI. (Hearing site: Tampa, FL or Omaha, NE.)

MC 139906 (Sub-67F), filed August 3, 1979. Applicant: INTERSTATE CONTRACT CARRIER CORPORATION, 2156 West 2200 South, P.O. Box 30303, Salt Lake City, UT 84125. Representative: Richard A. Peterson, 521 South 14th St., P.O. Box 81849, Lincoln, NE 68501. Transporting *such commodities* as are dealt in by retail department stores (except foodstuffs and commodities in bulk), between New York, NY, and the facilities of Zayre Corporation at Forest Park, GA, restricted to the transportation of traffic originating at or destined to the facilities of Zayre Corporation. (Hearing site: Lincoln, NE or Salt Lake City, UT.)

Note.—Dual operations may be involved.

MC 140077 (Sub-3F), filed August 6, 1979. Applicant: SMITH TERMINAL WAREHOUSE COMPANY, a corporation, 3535 N.W. 112th St., Miami, FL 33167. Representative: Bernard C. Pestcoe, Suite 511, 19 West Flagler St., Miami, FL 33130. Transporting *general commodities* (except those of unusual value, classes A and B explosives, commodities in bulk, household goods as defined by the Commission, and commodities requiring special equipment), between the facilities of Smith Terminal Warehouse Company, in Dade County, FL, on the one hand, and, on the other, points in Monroe, Dade,

Broward and Palm Beach Counties, FL. (Hearing site: Miami, FL.)

Note.—Issuance of a certificate in this proceeding is conditioned upon applicant's request for the coincidental cancellation of its certificate MC 140077 (Sub-2).

MC 141546 (Sub-31F), filed August 13, 1979. Applicant: BULK TRANSPORT SERVICE, INC., One Dundee Park, Andover, MA 01810. Representative: Kenneth B. Williams, 84 State St., Boston, MA 02109. Transporting *cement*, from Catskill, NY, to points in NH, MA, CT, and RI. (Hearing site: Boston, MA.)

MC 142207 (Sub-28F), filed August 7, 1979. Applicant: BRANNAN SYSTEMS, INC., P.O. Box 29287, New Orleans, LA 70189. Representative: Bruce E. Mitchell, 3390 Peachtree Rd., N.E., Atlanta, GA 30326. Transporting (1) *iron and steel articles and products*, and (2) *non-ferrous metals*, between New Orleans, LA, on the one hand, and, on the other, those points in the United States in and east of TX, OK, KS, NE, IA and MN. (Hearing site: New Orleans, LA.)

MC 143437 (Sub-4F), filed August 7, 1979. Applicant: J.R.B. INC., 101 Wheatley Rd., Ashland, KY 41101. Representative: Paul F. Berry, 275 E. State St., Columbus, OH 43215. Transportation of *iron and steel articles, and materials, equipment, and supplies* used in the manufacture of iron and steel articles, (1) Between the facilities of Armco Inc., at Ashland, KY, on the one hand, and, on the other, points in OH, PA, WV, IL, IN, MI, WI, NY, and TN, and (2) From Greenfield, IN, to Washington Court House, OH. (Hearing site: Columbus, OH.)

MC 143917 (Sub-5F), filed August 7, 1979. Applicant: SAM YOUNG, INC., P.O. Box 337, Wolcott, IN 47995. Representative: Donald W. Smith, P.O. Box 40248, Indianapolis, IN 46240. To operate as a *contract carrier*, by motor vehicle, in interstate or foreign commerce, over irregular routes, transporting (1) *fiberglass barrels and tanks*, from the facilities of Glass Plastics, Inc., at Itasca, IL, to points in the United States (except AK and HI), and (2) *materials* used in the manufacture and distribution of fiberglass barrels and tanks, from points in the United States (except AK and HI), to the facilities of Glass Plastics, Inc., at Itasca, IL, and Cook County, IL, under continuing contract(s) with Glass Plastics, Inc., of Itasca, IL. (Hearing site: Chicago, IL.)

MC 144026 (Sub-5F), filed August 3, 1979. Applicant: WILLIAMS CARTAGE COMPANY, INC., P.O. Box 897, Hartsville, SC 29550. Representative: Robert L. McGeorge, 1054 31st St., NW., Washington, DC 20007. To operate as a *contract carrier*, by motor vehicle, in interstate or foreign commerce, over irregular routes, transporting (1) *paper and paper products*, from the facilities of Sonoco Products Company, at or near Hartsville, SC, to points in FL, (2) *waste paper*, from points in FL, GA, KY, MD, NJ, NY, NC, OH, PA, TN, VA, WV and DC, to the facilities of Sonoco Products Company, at or near Hartsville, SC, and (3) *lumber products*, from the facilities of Sonoco Products Company's Coxe Lumber Company subsidiary, at or near Mont Clare, SC, to points in NC, VA, GA and TN, under continuing contract(s) in (1), (2) and (3) with Sonoco Products Company, or Hartsville, SC. (Hearing site: Columbia, SC, or Washington, DC.)

MC 144416 (Sub-4F), filed August 7, 1979. Applicant: C. F. McGRAW, P.O. Box 498, Garden City, KS 67846. Representative: Herbert Alan Dubin, 1320 Fenwick Lane, Silver Spring, MD 20910. Transporting (1) *meats, meat products, and meat byproducts and articles distributed by meat-packing houses*, as described in Sections A and C of Appendix I to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766, from Garden City, KS, to points in AZ, CA, CO, ID, LA, NV, OK, OR, TX, UT, and WA; and (2) *materials, supplies, and equipment*, as are used or dealt in by meat-packing houses, in the reverse direction. (Hearing site: Wichita or Kansas City, KS.)

MC 144497 (Sub-3F), filed August 7, 1979. Applicant: JOHN DAVID WEBSTER, d.b.a. CENTRAL DISPATCH DISTRIBUTION, 1394 East 9th, Pomona, CA 91766. Representative: William J. Monheim, P.O. Box 1756, Whittier, CA 90609. To operate as a *contract carrier*, over irregular routes, transporting, *clay roofing tile*, from New Lexington, OH to points in AZ, CA, NV, NM, and UT, under continuing contract(s) with Ludowici-Celadon Co., Division of C.S.C., Inc., of New Lexington, OH. (Hearing site: Los Angeles, CA.)

MC 144756 (Sub-4F), filed August 3, 1979. Applicant: DEDICATED TRUCKING CORP., Hamilton and Rush Roads, P.O. Box 1383, Chehalis, WA 98532. Representative: Henry C. Winters, 525 Evergreen Bldg., Renton, WA 98055. To operate as a *contract carrier*, by motor vehicle, in interstate or foreign commerce, over irregular routes, transporting (1) *such commodities* as are dealt in by manufacturers and distributors of charcoal, charcoal lighter fluid, vermiculite, and fireplace logs, and (2) *materials* and *supplies* used in the manufacture and distribution of such commodities, between points in AZ, CA, CO, ID, MT, NM, NV, OR, UT, WA and WY, under continuing contract(s) with Duraflame, Inc., of Stockton, CA, Husky Industries, Inc., of Atlanta, GA, and the Kingsford Company of Louisville, KY. (Hearing site: Portland, OR.)

MC 144827 (Sub-32F), filed August 7, 1979. Applicant: DELTA MOTOR FREIGHT, INC., P.O. Box 18423, 2877 Farrisview, Memphis, TN 38118. Representative: Billy R. Hallum (same address as applicant). Transporting (1) *fasteners and metal articles*, and (2) *materials, equipment and supplies* used in the manufacture and distribution of the commodities named in (1) above, (except commodities in bulk, or those which by reason of size or weight require the use of special equipment), between points in the United States (except AK and HI), restricted to the transportation of traffic originating at or destined to the facilities of Russell Burdsall and Ward, Inc. (Hearing site: Chicago, IL.)

MC 144827 (Sub-33F), filed August 13, 1979. Applicant: DELTA MOTOR FREIGHT, INC., 2877 Farrisview, Memphis, TN 38118. Representative: J. Max Harding, P.O. Box 82028, Lincoln, NE 68501. Transporting *foodstuffs*, (except frozen, and meats, meat products, and meat byproducts), from the facilities of Serv-A-Portion, Inc., at Chatsworth, CA, to points in the United States (except AK and HI), restricted to the transportation of traffic originating at the named facilities. (Hearing site: Los Angeles, CA.)

MC 145437 (Sub-10F), filed August 10, 1979. Applicant: JWI TRUCKING, INC., 8100 North Teutonia Ave., Milwaukee, WI 53209. Representative: Michael J. Wyngaard, 150 East Gilman St., Madison, WI 53703. To operate as a *contract carrier*, by motor vehicle, in interstate or foreign commerce, over irregular routes, transporting (1) *wearing apparel, and footwear*, and (2) *supplies and display units* in mixed loads with the commodities named in (1) above, between the facilities of Rainfair, Inc., a subsidiary of Koracorp, at or near Wynne, AR and Racine, WI, on the one hand, and, on the other, points in the United States (except AK and HI), under continuing contract(s) with Rainfair, Inc., a subsidiary of Koracorp of Racine, WI. (Hearing site: Madison, or Milwaukee, WI.)

MC 145716 (Sub-2F), filed August 3, 1979. Applicant: INTERNATIONAL TRANSPORTATION SERVICE, INC., Suite 1–M, 3300 Northeast Expressway, Atlanta, GA 30341. Representative: J. Michael May, Suite 508, 1447 Peachtree Street, N.E., Atlanta, GA 30309. Transporting (1) *Malt beverages* (except in bulk), from the facilities of Miller

Brewing Company, at or near Albany, GA, to those points in the United States in and east of TX, OK, KS, NE, IA and MN, and (2) *Materials, equipment and supplies* used in the manufacture and distribution of malt beverages, from points in the United States in and east of TX, OK, KS, NE, IA and MN, to facilities of or used by Miller Brewing Company at points in GA. (Hearing site: Atlanta, GA, or Milwaukee, WI.)

Note.—Dual operations may be involved.

MC 145747 (Sub-3F), filed August 13, 1979. Applicant: R & S TRANSPORT, INC., 3601 Wyoming Ave., Dearborn, MI 48120. Representative: David A. Turano, 100 East Broad St., Columbus, OH 43215. Transporting (1) *nitrocarbonitrate and ammonium nitrate fertilizer,* and (2) *blasting supplies* (except in bulk) from New Lexington, OH, to points in IN, KY, MI, VA and WV. CONDITION: to the extent the certificate granted in this proceeding authorizes the transportation of classes A and B explosives, it will expire 5 years from the date of issuance. (Hearing site: Columbus, OH.)

MC 146187 (Sub-12F), filed August 10, 1979. Applicant: THE TEN WHEELERS, INC., Route 2, Gregory Rd., Greenback, TN 37742. Representative: Edward C. Blank, II, P.O. Box 1004, Columbia, TN 38401. Transporting *automotive parts, accessories and supplies,* between Nashville, TN, Bowling Green, KY, Paris, TN, and Water Valley, MS, on the one hand, and, on the other, points in AZ, CA, CO, IL, KS, MI, NV, NJ, NM, NY, OK, PA, TX, UT, WA and OR, restricted to the transportation of traffic originating at or destined to the facilities of Holley Carburetor Division of Colt Industries Operating Corporation, at (a) Nashville, TN, (b) Paris, TN, (c) Bowling Green, KY, and Water Valley, MS. (Hearing site: Nashville, TN, or Bowling Green, KY.)

MC 146207 (Sub-2F), filed August 8, 1979. Applicant: HAROLD E. YOUNG d.b.a. YOUNG'S SERVICE, 6911 C St., Omaha, NE 68106. Representative: James F. Crosby, P.O. Box 37205, Omaha, NE 68137. To operate as a *contract carrier,* by motor vehicle, in interstate or foreign commerce, over irregular routes, transporting (1) *trailers and trailer chassis,* (except those designed to be drawn by passenger automobiles), and (2) *dollies, containers, parts, equipment, materials, and supplies* used for the commodities in (1) above, (except in bulk), in truckaway service, between points in the United States (except AK and HI), under continuing contract(s) with Utility Midwest Trailer Sales, Inc., of Omaha, NE. (Hearing site: Omaha, NE.)

MC 146327 (Sub-6F), filed August 10, 1979. Applicant: UNITED TRUCKING COMPANY, a corporation, P.O. box 1158, Miles City, MT 59301. Representative: John K. Addy, 100 Transwestern Bldg., Billings, MT 59101. Transporting *wine, champagne and brandy,* from Chicago, IL, to points in MT. (Hearing site: Billings, MT, or Salt Lake City, UT.)

Note.—Dual operations may be involved.

MC 146327 (Sub-7F), filed August 13, 1979. Applicant: UNITED TRUCKING COMPANY, a corporation, P.O. Box 1158, Miles City, MT 59301. Representative: John K. Addy, 100 Transwestern B, Billings, MT 59101. Transporting, *wine, champagne and brandy,* from those points in, and north of Monterey, Kings, Tulare, and Inyo Counties, CA, and Seattle, WA, to points in MT. (Hearing site: Billings, MT, or Salt Lake City, UT.)

Note.—Dual operations may be involved.

MC 146646 (Sub-6F), filed August 2, 1979. Applicant: BRISTOW TRUCKING COMPANY, a corporation, P.O. Box 6355A, Birmingham, AL 35217. Representative: Henry Bristow, Jr. (same address as applicant). Transporting (1) such *commodities as are dealt in by chain and grocery houses,* and (2) *materials, equipment and supplies* used in the conduct of such business (except in bulk), between the facilities of Hudson Industries, Inc., at or near Brundidge and Troy, AL, on the one hand, and, on the other, points in the United States (except AK and HI). (Hearing site: Montgomery, or Birmingham, AL.)

MC 146646 (Sub-14F), filed August 2, 1979. Applicant: BRISTOW TRUCKING CO., a corporation, P.O. Box 6355A, Birmingham, AL 35217. Representative: Henry Bristow, Jr. (same address as applicant). Transporting (1) *roofing and roofing materials, gypsum and gypsum products, composition board, insulation materials, urethane, and urethane products,* and (2) *materials, equipment and supplies* (except commodities in bulk), from the facilities of the Celotex Corporation, in Wayne County, NC, to points in the MD, VA, WV, SC, TN, GA and DC. (Hearing site: Tampa, FL, or Birmingham, AL.)

MC 146646 (Sub-19F), filed August 10, 1979. Applicant: BRISTOW TRUCKING COMPANY, P.O. Box 6355A, Birmingham, AL 35217. Representative: Henry Bristow, Jr. (same address as applicant). Transporting (1) *charcoal and charcoal briquettes,* and (2) *materials, equipment, and supplies* used in the manufacture or distribution of the commodities named in (1) above, (except commodities in bulk), between points in the United States (except AK and HI), restricted to the transportation of traffic originating at or destined to the facilities of Husky Industries, Inc. (Hearing site: Atlanta, GA, or Birmingham, AL.)

MC 146646 (Sub-20F), filed August 10, 1979. Applicant: BRISTOW TRUCKING CO., a corporation, P.O. Box 6355A, Birmingham, AL 35217. Representative: Henry Bristow, Jr. (same address as applicant). Transporting (1) *roofing and roofing materials, gypsum and gypsum products, composition board, insulatin materials, urethane, and urethane products* (except commodities in bulk), and (2) *materials, equipment and supplies* used in the manufacture of the commodities named in (1) above, (except commodities in bulk), from the facilities of the Celotex Corporation, at Birmingham, AL, to points in TN, KY, FL, MS, GA, SC, and NC. (Hearing site: Tampa, FL, or Birmingham, AL.)

MC 146646 (Sub-40F), filed August 2, 1979. Applicant: BRISTOW TRUCKING CO., a corporation, P.O. Box 63558, Birmingham, AL 35217. Representative: John R. Frawley, Jr., 5506 Crestwood Blvd., Birmingham, AL 35212. Transporting (1) *paper, paper products* and (2) *wood pulp,* between the facilities of Scott Paper Company in (a) Mobile, AL, (b) Chicago, IL, (c) Philadelphia, PA, and (d) Fond Du Lac, Green Bay, Marinette and Oconto Falls, WI. (Hearing site: Philadelphia, PA, or Mobile, AL.)

MC 146907F, filed August 13, 1979. Applicant: PEBBLE HAULERS, INC., 2630 Delta Dr., Colorado Springs, CO 80910. Representative: Raymond M. Kelley, 450 Capitol Life Center, Denver, CO 80203. Transporting *dried sand,* from points in El Paso County, CO, to points in AR, AZ, ID, IL, IA, KS, LA, MN, MO, MT, NE, NV, NM, ND, OK, OR, SD, TX, UT, WA, and WY. (Hearing site: Denver, CO.)

MC 146976, (Sub-2F), filed August 8, 1979. Applicant: FOREWAY TRANSPORTATION, INC., 6633 Lake Michigan Dr., P.O. Box 136, Allendale, MI 49401. Representative: D. Richard Black, Jr., 7610 Cottonwood Dr., Jenison, MI 49428. Transporting (1) *printing paper and pulpboard,* and (2) *materials* used in the manufacture and distribution of the commodities in (1) above, from the facilities of S. D. Warren Paper Co., at Muskegon, MI, to points in PA, TN, WI, MD, MN, NJ, NY, IL (except the commercial zones of Chicago and Rock Island, IL), IN (except the commercial zones of Alexander, Anderson, Fort Wayne, Indianapolis, Kokomo, Muncie, and South Bend, IN), KY (except the commercial zone of Louisville), OH

(except the commercial zones of Cincinnati, Dayton, and Toledo, OH), and DC. (Hearing site: Grand Rapids or Lansing, MI.)

MC 147117, (Sub-2F), filed August 2, 1979. Applicant: W. B. CUDDEBACK, 1183 Broadway, El Cajon, CA 92021. Representative: Milton W. Flack, 4211 Wilshire Blvd., Suite 300, Los Angeles, CA 90010. To operate as a *contract carrier*, by motor vehicle, in interstate or foreign commerce, over irregular routes, transporting (1) *cast iron pipe, cast iron articles, steel pipe nipples, plastic fittings and stainless steel couplings*, from the facilities of Universal Cast Iron Mfg. Co., at South Gate, CA, to points in AL, AZ, FL, IL, NV, OR, VA, WV and WA, and (2) *cast iron pipe*, (a) from the facilities of Giffin Pipe Co., at Lynchburg, VA, (b) the facilities of U.S. Pipe Co., at Chattanooga, TN, and (c) the facilities of Central Foundry Co., at Holt, AL, to the facilities of Universal Cast Iron Mfg. Co., at South Gate, CA, under continuing contract(s) in (1) and (2) with Universal Cast Iron Mfg. Co., of South Gate, CA. (Hearing site: Los Angeles, CA.)

MC 147256, (Sub-2F), filed August 8, 1979. Applicant: PEASE & BUCKLEY, INC., Leeds Jct. Rd., Leeds, ME 04263. Representative: Richard A. Pease (same address as applicant). To operate as a *contract carrier*, by motor vehicle, in interstate or foreign commerce, over irregular routes, transporting *concrete products*, from Leeds, ME, to points in NH, MA, RI, CT, and VT, under continuing contract(s) with Doran-Maine, Inc., of Leeds, ME. (Hearing site: Portland, ME.)

MC 147267, (Sub-4F), filed August 13, 1979. Applicant: GORDON TRANSFER, INC., P.O. Box 527, Gordon, NE 69343. Representative: Scott E. Daniel, 800 Nebraska Savings Building, 1623 Farnam, Omaha, NE 68102. To operate as a *contract carrier*, by motor vehicle, in interstate or foreign commerce, over irregular routes, transporting: *(1) Ovenware, and (2) oil lamps and lamp oil (except in bulk)*, from the facilities of Santa Claus Industries, Inc., at Waterloo, IA, to points in and west of KS, NE, ND, OK, SD and TX, under a continuing contract or contracts with Santa Claus Industries, Inc., of Waterloo, IA. (Hearing site: Omaha, NE, or Des Moines, IA.)

MC 147536 (Sub-15F), filed August 10, 1979. Applicant: D. L. SITTON MOTOR LINES, INC., P.O. Box 1567, Joplin, MO 64801. Representative: David L. Sitton (same address as applicant). Transporting *canned goods*, from the facilities of Oconomowoc Canning Co. in Columbia, Dane, Dodge, and Lincoln Counties, WI, to points in AR, KS, MO, NM, OK, TN, and TX. (Hearing site: Madison, WI, or Chicago, IL.)

MC 147536 (Sub-17F), filed August 6, 1979. Applicant: D. L. SITTON MOTOR LINES, INC., P.O. Box 1567, Joplin, MO 64801. Representative: David L. Sitton (same address as applicant). Transporting: (a) *containers, container ends and closures*, (b) *commodities manufactured or distributed by manufacturers and distributors of containers when moving in mixed loads with containers*, and (c) *material, equipment and supplies* used in the manufacture and distribution of containers, container ends and closures (except in bulk in tank vehicles) between points in AL, AR, FL, GA, IL, IN, IA, KS, KY, LA, MI, MN, MS, MO, NE, NC, ND, OH, OK, PA, SC, SD, TN, TX, VA, and WI, restricted to the transportation of traffic originating at or destined to the facilities of Brockway Glass Company, Inc. (Hearing site: Tulsa, OK, or Kansas City, MO.)

MC 147536 (Sub-18F), filed August 10, 1979. Applicant: D. L. SITTON MOTOR LINES, INC., P.O. Box 1567, Joplin, MO 64801. Representative: David L. Sitton (same address as applicant). Transporting *beverages*, from Lenexa, KS, to points in AR, MO, OK, and TX. (Hearing site: Kansas City, MO, or Tulsa, OK.)

MC 147807 (Sub-1F), filed August 6, 1979. Applicant: TERESI TRUCKING, INC., 900½ Victor Rd., P.O. Box 819, Lodi, CA 95240. Representative: Eldon M. Johnson, 650 California St., Suite 2808, San Francisco, CA 94108. Transporting *buildings*, complete, knocked-down or in sections, *building sections and building panels, and metal prefabricated structural components*, from points in San Joaquin County, CA, to points in AZ, CA, NV, OR, and WA. (Hearing site: San Francisco, or Stockton, CA.)

MC 148057F, filed August 3, 1979. Applicant: HOLTON OIL CO., INC., 1200 Refugee Lane, Columbus, OH 43207. Representative: Richard H. Brandon, P.O. Box 97, 220 West Bridge St., Dublin, OH 43017. Transporting *paper and paper products*, from Delaware, OH, to Bradford and Irvine, PA. (Hearing site: Columbus, OH.)

MC 148067F, filed August 13, 1979. Applicant: C.V.K., INC., 22405 N. 23rd Ave., Phoenix, AZ 85027. Representative: Baldo J. Lutich, 1441 E. Thomas Rd., Phoenix, AZ 85014. To operate as a *contract carrier*, by motor vehicle, in interstate or foreign commerce, over irregular routes, transporting (1) *chemicals* (except in bulk), (2) *plastic film or sheeting* in rolls, (3) *plastic granules, flakes or powders*, and (4) *liquid plastic*, from the plantsite of Monsanto Company, at Trenton and Detroit, MI, to points in AZ and CA, under continuing contract(s) with the Monsanto Company, of St. Louis, MO. (Hearing site: Phoenix, AZ.)

MC 148087F, filed August 9, 1979. Applicant: BIG K CORPORATION, d.b.a. DIAMOND TRANSPORT, P.O. Box 35, Kanosha, UT 84637. Representative: Irene Warr, 430 Judge Bldg., St. Lake City, UT 84111. Transporting *drilling fluids* used in the development and production of petroleum products, geo-thermal energy and minerals, between points in UT and WY, restricted against the transportation of petroleum and petroleum products. (Hearing site: Salt Lake City, UT, or Denver, CO.)

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Decided: February 5, 1980.

By the Commission, Review Board Number 3, Members Parker, Fortier and Hill.

MC 682 (Sub-16F), filed August 29, 1979. Applicant: BURNHAM VAN SERVICE, INC., 5000 Burnham Blvd., Columbus, GA 31907. Representative: W. H. Tomlinson (same as applicant). Transporting *off highway recreational and utility vehicles*, between points in the United States (except AK and HI). (Hearing sites: Atlanta, GA, Jacksonville, FL, or Washington, DC.)

MC 2202 (Sub-603F), filed August 28, 1979. Applicant: ROADWAY EXPRESS, INC., P.O. Box 471, 1077 Gorge Blvd., Akron, OH 44309. Representative: William O. Turney, Suite 1010, 7101 Wisconsin Ave., Washington, DC 20014. Transporting *general commodities (except those of unusual value, Class A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment*, serving Du Bois, PA, and points in Pennsylvania on and north of Interstate Hwy 80 as off-route points in connection with applicant's present regular routes.

MC 2202 (Sub-609F), filed August 31, 1979. Applicant: ROADWAY EXPRESS, INC., P.O. Box 471, 1077 Gorge Blvd., Akron, OH 44309. Representative: William O. Turney, Suite 1010, 7101 Wisconsin Ave., Washington, DC 20014. Transporting *general commodities (except those of unusual value, Class A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment*, serving points in York County, PA as off-route points in connection with applicant's regular routes. (Hearing site: Harrisburg, PA.)

MC 4963 (Sub-73F), filed July 3, 1979. Applicant: JONES MOTOR CO., INC., Bridge Street and Schuylkill Road, Spring City, PA 19475. Representative: Roland Rice, Suite 501, Perpetual Building, 1111 E Street, NW., Washington, DC 20004. Transporting *metals and metal products, paper and paper products, and lumber* (except commodities in bulk, and *commodities,* which because of size or weight, require the use of special equipment), between points in AL, GA, KY, MO, NC, SC and TN. (Hearing site: Charlotte, NC.)

MC 43963 (Sub-19F), filed June 8, 1979. Applicant: CHIEF TRUCK LINES, INC., a Delaware corporation, 1479 Ripley St., Lake Station, IN 46405. Representative: James C. Hardman, 33 N. LaSalle St., Chicago, IL 60602. Transporting *such commodities* as are dealt in or used by manufacturers of grading and road-making equipment, (except commodities in bulk), between Milwaukee, WI, Joliet, Aurora, Morton, Mossville, Mapleton, Peoria, Decatur, and Rock Island, IL, and points in Scott County, IA. (Hearing site: Chicago, IL.)

MC 60012 (Sub-100F), filed August 1, 1979. Applicant: RIO GRANDE MOTOR WAY, INC., 1400 West 52nd Ave., Denver, CO 80221. Reresentative: Arnold L. Burke, 180 North LaSalle St., Chicago, IL 60601. To operate as a *common carrier,* by motor vehicle, in interstate or foreign commerce, over *regular routes,* transporting general commodities (except those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment), (1) between Farmington, NM, and Dallas, TX: from Farmington, NM, over U.S. Hwy 64 to junction NM Hwy 44 near Bloomfield, NM, then over NM Hwy 44 to junction Interstate Hwy 25, then over Interstate Hwy 25 to Albuquerque, NM, then over U.S. Hwy 66 to Amarillo, TX, then over U.S. Hwy 287 to Fort Worth, TX, then over Interstate Hwy 20 to Dallas, TX, and return over the same route, serving all intermediate points, the Navajo Indian Reservation in AZ and NM, and the off route points of Davidson, Grandfield, Devol and Burkburnett, OK; (2) between Crescent Junction. UT, and Farmington, NM: from Crescent Junction, UT, over U.S. Hwy 163 to Monticello, UT, then over U.S. Hwy 666 to junction U.S. Hwy 550 near Shiprock, NM, then over U.S. Hwy 550 to Farmington, NM, and return over the same route, serving all intermediate points: (3) between Denver, CO, and Dallas, TX, as an alternate route for operating convenience only: from Denver, CO, over Interstate Hwy 25 to junction U.S. Hwy 87, then over U.S. Hwy 87 to junction Interstate Hwy 40, then over Interstate Hwy 40 to junction Interstate Hwy 35, then over Interstate Hwy 35 to Dallas, TX, and return over the same route, serving no intermediate points; and (4) between Denver, CO and Albuquerque, NM, as an alternate route for operating convenience only: from Denver, CO, over Interstate Hwy, 25 to Albuquerque, NM, and return over the same route, serving no intermediate points. (Hearing site: Salt Lake City, UT or Albuquerque, NM.)

Note.—Applicant intends to tack any authority received as a result of this application with authority presently held.

MC 60602 (Sub-5F), filed August 28, 1979. Applicant: WILLIS DAY MOVING & STORAGE COMPANY, 801 Washington St., Toledo, OH 43602. Representative: Michael M. Briley, 300 Madison Ave., 12th Fl., Toledo, OH 43603. Transporting (1) *metal containers and metal container ends,* from Perrysburg, OH to Fort Wayne, IN, (2) *pallets, tier sheets, and corrugated shrouds,* on return, (Hearing site: Toledo, OH, or Washington, D.C.)

MC 61403 (Sub-267F), filed July 2, 1979. Applicant: THE MASON AND DIXON TANK LINES, INC., P.O. Box 969, Kingsport, TN 37662. Representative: W. C. Mitchell, Suite 1201, 370 Lexington Avenue, New York, NY 10017. Transporting *chemicals, petroleum lubricating oils, and rolling oil,* in bulk, in tank vehicles, from points in GA to points in the United States in and east of ND, SD, NE, KS, OK, and TX. (Hearing site: Atlanta, GA.)

MC 69833 (Sub-147F), filed August 3, 1979. Applicant: ASSOCIATED TRUCK LINES, INC., 200 Monroe Avenue, NW., 6th Floor, Grand Rapids, MI. 49503. Representative: Harry Pohlad (same address as applicant). To operate as a *common carrier,* by motor vehicle, in interstate or foreign commerce, over *regular routes,* transporting *general commodities* (except those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and commodities requiring special equipment), between Terre Haute, IN and Paris, IL, over U.S. Hwy 40 to junction U.S. Hwy 150, then over U.S. Hwy 150 to Paris, IL, and return over the same route, serving no intermediate points.

MC 71652 (Sub-32F), filed August 2, 1979. Applicant: BYRNE TRUCKING, INC., P.O. Box 1124, Medford, OR 97501. Representative: William D. Taylor, 100 Pine Street, Suite 2550, San Francisco, CA 94111. Transporting *lumber and lumber products* and *wood products,* between the facilities of Yakima Manufacturing Corporation, at or near Yakima, WA, on the one hand, and, on the other, points in CA. (Hearing site: Portland, OR or San Francisco, CA.)

MC 71652 (Sub-37F), filed August 24, 1979. Applicant: BYRNE TRUCKING, INC., 4669 Crater Lake Hwy., Medford, OR 97501. Representative: William D. Taylor, 100 Pine Street, Suite 2550, San Francisco, CA 94111. Transporting (1) *buildings,* complete, knocked down, or in sections, (2) *building sections* and *building panels,* (3) *parts* and *accessories* used in the installation and completion of commodities in (1) and (2) above, and (4) *metal prefabricated structural components* and *panels and accessories* used in the installation and completion of such commodities; from the facilities of Armco Inc. at Hanford, CA, to points in WA, OR, ID, NV, UT, AZ, CO, MT, WY, ND, SD, NE, KS, OK, NM and TX.

MC 103993 (Sub-982F), filed July 2, 1979. Applicant: MORGAN DRIVE-AWAY, INC., 28651 U.S. 20 West, Elkhart, IN 46515. Representative: Paul D. Borghesani (same address as applicant). Transporting *metal scrap and battery scrap* (1) from the facilities of Commercial Metals Company at (a) Dallas, Lubbock, Beaumont, Houston, Ft. Worth, San Antonio, Odessa and Corpus Christi, TX; (b) Atlanta, GA; (c) Jacksonville, FL; and (d) Mobile, AL; (2) from the facilities of Newell Salvage in San Antonio, TX; and (3) from the facilities of Glow Metals in Lancaster, TX to points in the United States (except AK and HI). (Hearing site: Dallas, TX.)

MC 103993 (Sub-987F), filed August 27, 1979. Applicant: MORGAN DRIVE-AWAY, INC., 28651 U.S. 20 West, Elkhart, IN 46515. Representative: Paul D. Borghesani, 28651 U.S. 20 West, Elkhart, IN 46515. Transporting *lumber and lumber products,* from the facilities of Cliffs Forest Products Company in Alger, Chippewa, Luce, Mackinac, and Schoolcraft Counties in MI, to points in the United States in and east of MN, IA, MO, AR, and LA. (Hearing site: Madison, WI.)

MC 103993 (Sub-988F), filed August 27, 1979. Applicant: MORGAN DRIVE-AWAY, INC., 28651 U.S. 20 West, Elkhart, IN 46515. Representative: Paul D. Borghesani, 28651 U.S. 20 West, Elkhart, IN 46515. Transporting *railroad ties, timbers, poles, pilings and lumber* from Madison and Cambria, IL; Indianapolis, Bloomington, Terre Haute, and Winslow, IN; Waverly, Toledo and Northup, OH; Mather, PA and Louisville, KY, to points in the United States in and east of ND, SD, NE, KS, OK and TX. (Hearing site: Columbus, OH.)

MC 103993 (Sub-997F), filed August 30, 1979. Applicant: MORGAN DRIVE-AWAY, INC., 28651 U.S. 20 West, Elkhart, IN 46515. Representative: Paul D. Borghesani, 28651 U.S. 20 West, Elkhart, IN 45515. Transporting *Materials, equipment and supplies used in the manufacture, sale and distribution of metal buildings and metal building parts* (except commodities in bulk), from points in the United States to the plantsites of Butler Manufacturing Company at or near Annville, PA; Birmingham, AL; Kansas City, MO; Galesburg, IL; Laurinburg, NC; and San Marcos, TX. (Hearing site: Chicago, IL.)

MC 105813 (Sub-262F), filed August 3, 1979. Applicant: BELFORD TRUCKING CO., INC., 1759 S.W. 12th St., P.O. Box 2009, Ocala, FL 32670. Representative: Arnold L. Burke, 180 North LaSalle St., Chicago, IL 60601. Transporting (1) *such commodities* as are dealt in by wholesale, retail, chain grocery and food business houses, and (2) *materials, equipment and supplies* used in the manufacture and distribution of the commodities in (1) above (except commodities in bulk), between the facilities of Ralston Purina Company, at or near (a) Battle Creek, MI, (b) Lancaster and Sharonville, OH, and (c) points in AL, FL, GA, MS, NC, SC, and TN. (Hearing site: St. Louis, MO.)

MC 107012 (Sub-416F), filed August 3, 1979. Applicant: NORTH AMERICAN VAN LINES, INC., 5001 U.S. Highway 30 West, P.O. Box 988, Fort Wayne, IN 46801. Representative: Gerald A. Burns (same address as applicant). Transporting *snow shovels,* from the facilities of Wallace Leisure Products, Inc., at or near Philadelphia, PA, to points in CT, IL, MA, ME, MI, MO, NH, NY, OH, VT, and WI. (Hearing site: Philadelphia, PA or Washington, DC.)

MC 109632 (Sub-30F), filed August 27, 1979. Applicant: LOPEZ TRUCKING, INC., 131 Linden St., Waltham, MA 02154. Representative: Joseph M. Klements, 84 State St., Boston, MA 02109. Transporting (1) *coated crushed rock granules,* in bulk in tank vehicles, from Belle Mead and Bound Brook, NJ, to the facilities of Owens-Corning Fiberglas, Inc., in Waltham, MA; (2) *slag granules,* in bulk in tank vehicles, from Bow, NH to the facilities of Owens-Corning Fiberglas, Inc., in Waltham, MA; and (3) *asphalt,* in bulk in tank vehicles, form Kearney, NJ, to the facilities of Owens-Corning Fiberglas, Inc., in Waltham, MA (Hearing site: Boston, MA.)

MC 110012 (Sub-56F), filed July 3, 1979. Applicant: ROY WIDENER MOTOR LINES, INC., 707 N. Liberty Hill Road, Morristown, TN 37814. Representative: John R. Sims, Jr., 915 Pennsylvania Bldg., 423–13th Street, NW., Washington, DC 20004. Transporting *canned and preserved foodstuffs,* from the facilities of (1) Heinz USA, Div of H. J. Heinz Company, at or near (a) Holland, MI, (b) Fremont and Toledo, OH, and (c) Pittsburgh, PA, to points in NC, SC, and TN, and those points in AL on and north of U.S. Hwy 78, and those points in GA on and north of U.S. Hwy 78, (2) Heinz USA, Div of H. J. Heinz Company, at or near Iowa City and Muscatine, IA, to the facilities of Heinz USA, Div of H. J. Heinz Company at Greenville, SC, restricted to the transportation of traffic originating at the named origins and destined to the indicated destinations. (Hearing site: Washington, DC.)

MC 110683 (Sub-153F), filed August 27, 1979. Applicant: SMITH'S TRANSFER CORPORATION, Box 1000, Staunton, VA 24401. Representative: Francis W. McInerny, Suite 502, 1000 16th St. NW., Washington, DC 20036. Transporting *general commodities* (except those of unusual value, household goods as defined by the Commission, Classes A and B explosives, commodities in bulk and those requiring special equipment), between Lancaster, PA, and Philadelphia, PA, over U.S. Hwy 30, serving all intermediate points and serving points in Berks, Chester, and Lancaster counties as off-route points in connection with authorized regular routes. Applicant proposes to tack sought authority with existing regular route authority. (Hearing site: Washington, DC or Richmond, VA.)

MC 110863 (Sub-11068 S-156F), filed August 27, 1979. Applicant: SMITH'S TRANSFER CORPORATION, Box 1000, Staunton, VA 24401. Representative: Francis W. McInerny, 1000 16th St. NW., Suite 502, Washington, DC 20036. Transporting *general commodities* (except those of unusual value, household goods as defined by the Commission, Classes A and B explosives, commodities in bulk and those requiring special equipment), between Evansville, IN and Chattanooga, TN, from Evansville over U.S. Hwy 41 and Interstate Hwy 24; then over Interstate Hwy 24 to Chattanooga, TN, and return, as alternate routes to presently authorized regular routes. (Hearing site: Washington, DC or Richmond, VA.)

MC 111812 (Sub-680F), filed August 3, 1979. Applicant: MIDWEST COAST TRANSPORT, INC., P.O. Box 1233, Sioux Falls, SD 57101. Representative: Lamoyne Brandsma (same address as applicant). Transporting *foodstuffs* (except in bulk), from points in CA to points in AR, CO, IL, IN, IA, KS, MD, MA, MI, MN, MO, NE, NY, NJ, ND, OH, PA, SD, WI, and DC. Condition: Issuance of this certificate is subject to prior or coincidental cancellation of applicant's written request of Certificate No. MC 111812 Sub-18, issued July 20, 1960. (Hearing site: Los Angeles or San Francisco, CA.)

MC 111812 (Sub-690F), filed August 30, 1979. Applicant: MIDWEST COAST TRANSPORT, INC., P.O. Box 1233, Sioux Falls, SD 57101. Representative: Lamoyne Brandsma P.O. Box 1233, Sioux Falls, SD 57101. Transporting *Meats, meat products, meat by-products, and articles distributed by meat packinghouses* as described in Sections A and C of Appendix I to the report in *Descriptions in Motor Carrier Certificates,* 61 M.C.C. 209 and 766 (except hides and commodities in bulk), (A) from the facilities of Farmland Foods, Inc., at Dension, Iowa Falls, Carroll, Ft. Dodge, Sioux City and Des Moines, IA; and Omaha, Lincoln and Crete, NE to points in AZ and NM, and those points in the United States in and east of KS, NE, ND, OK, SD and TX (except FL, GA and IA); (B) from the facilities of Farmland Foods, Inc. at Lincoln, NE to points in CA, CO, ID, MT, NV, OR, UT, WA and WY. Restricted to the transportation of traffic originating at the facilities of Farmland Foods, Inc., and destined to the named destination states. (Hearing site: Omaha, NE.)

MC 112822 (Sub-475F), filed August 31, 1979. Applicant: BRAY LINES INCORPORATED, P.O. Box 1191, 1401 N. Little Street, Cushing, OK 74023. Representative: Dudley G. Sherrill (same address as applicant). Transporting *empty drums* such as is used in the transportation of petroleum products, from AR, AL, CA, CO, GA, ID, IL, LA, KS, IA, MI, MN, MS, MO, MT, NE, NM, NC, NV, ND, OK, OR, SC, SD, TN, UT, WA, WI, and WY, to Houston, TX and the facilities of Evans Drum Company, at or near Dayton, TX. (Hearing site: Houston or Dallas, TX.)

MC 114552 (Sub-233F), filed August 31, 1979. Applicant: SENN TRUCKING COMPANY, P.O. Drawer 220, Newberry, SC 29108. Representative: Frank A. Graham, Jr., 707 Security Federal Building, Columbia, SC 29201. Transporting *roofing and building materials, and materials, equipment and supplies used in or incidental to the manufacture, installation and distribution of roofing and building materials* between the plant site and warehouses of Georgia-Pacific Corporation, Gypsum Division, at or near Hampton, Henry County, GA, on

the one hand, and, on the other, points in the United States, in and east of North Dakota, South Dakota, Nebraska, Kansas, Oklahoma and Texas (Hearing site: Columbia, SC, Atlanta, GA, or Washington, DC.)

MC 115162 (Sub-504F), filed August 30, 1979. Applicant: POOLE TRUCK LINE, INC., P.O. Drawer 500, Evergreen AL 36401. Representative: Robert E. Tate, P.O. Drawer 500, Evergreen, AL 36401. Transporting: *Petroleum and petroleum products* in packages, from the facilities of Texaco, Inc. in Jefferson County, TX, to points in the United States in and east of ND, SD, NE, KS, OK and TX (except AL, FL, GA, KY, MS and TN). (Hearing site: Houston, TX or Dallas, TX.)

MC 15162 (Sub-506F), filed August 30, 1979. Applicant: POOLE TRUCK LINE, INC., P.O. Drawer 500, Evergreen AL 36401. Representative: Robert E. Tate, P.O. Drawer 500, Evergreen, AL 36401. Transporting: *Such commodities as are dealt in or used by agricultural equipment and industrial equipment dealers and manfuacturers* (except commodities in bulk) between those points in the United States, in and east of ND, SD, NE, KS, OK, and TX. Restricted to shipments from, to, or between the facilities of Allis-Chalmers Corp. and its dealers. (Hearing site: Chicago, IL or Milwaukee, WI.)

MC 115353 (Sub-35F), filed July 12, 1979. Applicant: LOUIS J. KENNEDY TRUCKING COMPANY, 342 Schuyler Avenue, Kearny, NJ 07032. Representative: Morton E. Kiel, Suite 1832, 2 World Trade Center, New York, NY 10048. Transporting: (1)(a) building, wall and insulating board, (b) plastic products and materials (except in bulk), and (c) materials, supplies, and equipment used in connection with the installation of building, wall, and insulating board, and plastic products (except in bulk), from Jamesburg, NJ, to points in IL, IN, KY, MI, NC, OH, SC, and WV, and from Florence, KY, to points in DE, IL, IN, MD, MI, NJ, NY, NC, OH, PA, SC, VA, and WV; (2) refractory products (except in bulk), from (a) Baltimore, MD, Claysburg, Salina, and Sproul, PA and Warren, OH, to points in IL, IN, KY and MI, (b) Gary, IN, to points in DE, KY, MD, MI, NJ, NY, OH, PA, VA, and WV; (c) Rockdale, IL, to points in DE, KY, IN, MD, MI, NJ, NY, OH, PA, VA, and WV; and (d) Hitchings, KY, to points in DE, IL, IN, MD, MI, NJ, NY, OH, PA, VA, and WV, under a continuing contract(s) with General Refractories Company of Bala Cynwyd, PA. (Hearing site: New York, NY.)

MC 116273 (Sub-241F), filed August 28, 1979. Applicant: D & L TRANSPORT, INC., 3800 South Laramie Avenue, Cicero, IL 60650. Representative: William R. Lavery (same address as applicant). Transporting (1) *liquid chemicals,* in bulk, in tank vehicles, from the facilities of Celanese Polymer Specialties at Bridgeview, IL, to points in the United States (except AK, CO, GA, HI, IL, IN, IA, KS, KY, MI, MN, MS, MO, OH, PA, TN, TX, WV, and WI), and (2) *materials and supplies* used in the manufacture of liquid chemicals, in bulk, in tank vehicles, from points in the United States (except AK and HI) to the facilities of Celanese Polymer Specialties at Bridgeview, IL. (Hearing site: Chicago, IL.)

MC 116273 (Sub-242F), filed August 29, 1979. Applicant: D & L TRANSPORT, INC., 3800 South Laramie Avenue, Cicero, IL 60650. Representative: William R. Lavery (same address as applicant). Transporting *liquid adhesives,* in bulk, in tank vehicles, from Detroit, MI to points in IN and OH. (Hearing site: Chicago, IL, or Detroit, MI.)

MC 118142 (Sub-233F), filed August 3, 1979. Applicant: M. BRUENGER & CO., INC., 6250 North Broadway, Wichita, KS 67219. Representative: Brad T. Murphree, 814 Century Plaza Building, Wichita, KS 67202. Transporting *frozen boxed meat,* from the facilities of York Packing Company, at York, NE, to St. Joseph, MO. (Hearing site: Kansas City, MO or Omaha, NE.)

Note.—Dual operations may be involved.

MC 118202 (Sub-127F), filed July 2, 1979. Applicant: SCHULTZ TRANSIT, INC., P.O. Box 406, 323 Bridge Street, Winona, MN 55987. Representative: Robert S. Lee, 1000 First National Bank Building, Minneapolis, MN 55402. Transporting plastic *containers* between Winona, MN, on the one hand, and, on the other, points in the United States (except AK, CO, HI, IL, IN, IA, KS, KY, MD, MA, MI, MN, MO, NJ, NY, ND, PA, SC, SD and WI). (Hearing site: Minneapolis-St. Paul, MN.)

MC 119422 (Sub-68F), filed July 2, 1979. Applicant: EE-JAY MOTOR TRANSPORTS, INC., 15th & Lincoln, East St. Louis, IL 62204. Representative: Ernest A. Brooks II, 1301 Ambassador Bldg., St. Louis, MO 63101. Transporting *cement,* from the facilities of River Cement Company, at or near Selma, MO, to points in IL, MO and KY. (Hearing site: St. Louis, MO, or Washington, DC.)

MC 119583 (Sub-6F), filed July 2, 1979. Applicant: L. E. BOLING, INC., 718 Commercial Street, Kewanee, IL 61443. Representative: Carl L. Steiner, 39 South LaSalle Street, Chicago, IL 60603. Transporting *carbonated mineral water* in bottles from Milwaukee, WI, to Kewanee, IL. (Hearing site: Chicago, IL or Milwaukee, WI.)

MC 119632 (Sub-107F), filed August 1, 1979. Applicant: REED LINES, INC., 634 Ralston Ave., Defiance, OH 43512. Representative: Wayne C. Pence (same address as applicant). Transporting (1) *fiberglass material and fiberglass products, fibrous glass mineral wool products, and plastic products* (except plastic bottles) and (2) materials, supplies, machinery and equipment used in the manufacture and packing of the commodities (1) above (except commodities in bulk), between the facilities of Owens-Corning Fiberglas (1) in Licking County, OH and (2) in Barrington, NJ, on the one hand, and, on the other, points in IL, IN, KY, MI, OH, PA, WV, and those points in NY on and west of Interstate Hwy 81. (Hearing site: Toledo or Columbus, OH.)

MC 120092 (Sub-5F), filed August 30, 1979. Applicant: JENNEY FREIGHT LINES, INC., 1224 North Main Avenue, Tucson, AZ 85705. Representative: Donald E. Fernaays, 4040 East McDowell Road, Suite 320. Phoenix, AZ 85008. Transporting: *general commodities* (except those of unusual value, classes A & B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment), (1) between Benson, AZ and Willcox, AZ, from Benson over Interstate Hwy 10 to Willcox, and return over the same route, (2) between Douglas, AZ and the junction of Interstate Hwy 10 and U.S. Hwy 666, from Douglas over U.S. Hwy 666 to the junction of Interstate Hwy 10 and U.S. Hwy 666, and return over the same route, serving all intermediate points, the off-route point of Sunizona, AZ, and the junction of Interstate Hwy 10 and U.S. Hwy 666 for the purpose of joinder, (3) between Willcox, AZ and the junction of unnumbered Hwy and U.S. Hwy 666, from Willcox over State Hwy 186 to the junction of unnumbered Hwy and State Hwy 186, approx. 6 miles southeast of Willcox, then over unnumbered Hwy to the junction with U.S. Hwy 666, and return over the same route, serving all intermediate points. (Hearing site: Willcox or Tucson, AZ). Applicant intends to tack with its existing authorities.

MC 121423 (Sub-4F), filed August 3, 1979. Applicant: BOYD NAEGELI, INC., 7201 E. Haven Boulevard, Houston, TX 77017. Representative: Joe G. Fender, 711 Louisiana, Suite 1150, Houston, TX 77002. Transporting (1) *Oilfield equipment and pipe,* when moving as oilfield equipment; (2) *pipe,* when it is to be used in the construction and

maintenance of pipelines of any and every other character or use other than oilfield equipment; except the carrier is prohibited from transporting pipe when not moving as oilfield equipment when such pipe is less than four inches (4") in diameter and is also less than twenty-eight feet (28") in length; and (3) *tractors, road building machinery, batch bins, construction equipment, boilers, irrigation and drainage machinery, electric motors, pumps, transformers, circuit breakers, turbines, air compressors, rotaries, prefabricated houses, storage tanks, pump machinery, refinery machinery and equipment, boats, threshing machines, sawmill machinery, telephone and telegraph poles, creosote and other pilings, heavy furnaces or ovens, iron or steel articles, generators and dynamos, industrial machinery, steam or internal combustion engines, safes, vaults, bank doors, and gasoline, fuel oil and other storage tanks,* when said commodities are not moving as oilfield equipment, between points in Texas. Restriction: The holder of this authority may transport the above-named commodities together with its attachments and its detached parts between incorporated cities, towns, and villages only when the commodity to be transported weighs 4,000 pounds or more in a single piece or when such commodity because of physical characteristics other than weight requires the use of "special devices, facilities or equipment" for the safe and proper loading or unloading thereof. The term "special devices, facilities or equipment" is construed to mean only those operated by motive or mechanical power. (Hearing site: Houston or Dallas, TX.)

Note.—The sole purpose of this application is to convert the present certificate of registration to a certificate of authority concurrent with grant of any part of No. MC-121423 Sub 3F. Condition: Issuance of this certificate is subject to prior or coincidental cancellation at applicant's written request of Certificate of Registration in NO. MC-121423 Sub 1, issued February 8, 1968.

MC 121453 (Sub-3F), filed August 27, 1979. Applicant: J.L. ROTHROCK, INC., 407 Albertson Road, High Point, NC 27261. Representative: Charles Ephraim, Suite 600, 1250 Connecticut Avenue, N.W., Washington, D.C. 20036. Transporting: (1) *General Commodities* (except those of unusual value, Classes A and B explosives, commodities in bulk, commodities requiring the use of special equipment, and household goods as defined by the Commission), over irregular routes, between Greensboro, Winston-Salem, and High Point, NC, on the one hand, and, on the other, points in Virginia in and South of Grayson, Wythe, Pulaski, Montgomery, Roanoke, Bedford, Campbell, Appomattox, Charlotte, and Mecklenburg Counties, VA, restricted to the transportation of traffic having a prior or subsequent movement by rail; (2) (a) *General Commodities* (except those requiring the use of special equipment), over regular routes. (Route 1) From Greensboro, NC to Winston-Salem, NC,: From Greensboro to Kernersville over U.S. Highway 421; thence over N.C. Highway 150 to Winston-Salem, and return, serving all intermediate points. Optional return to Greensboro,: High Point from Winston-Salem over U.S. Highway 311 and return to Greensboro over U.S. Highways 29A and 70A (formerly U.S. Highways 29 and 70). (Route 2.) From Greensboro, NC to High Point, NC,: From Greensboro over U.S. Highways 29A and 70A (formerly U.S. Highways 29 and 70) to High Point, and return, serving all intermediate points. Optional return to Greensboro, Winston-Salem from High Point over U.S. Highway 311 and return to Greensboro from Winston-Salem over N.C. Highway 150 from Winston-Salem to Kernersville; thence from Kernersville to Greensboro over U.S. Highway 421; (b) *General Commodities* (except those requiring the use of special equipment), over irregular routes, From Greensboro, NC to points in Alamance, Rockingham, Surry, Davidson, Rowan, and Mecklenburg Counties, NC; (c) *General Commodities* (except those requiring the use of special equipment), over irregular routes, between points in Buncombe, Henderson, Mitchell, Rutherford, Watauga, Cleveland, Wilkes, Catawba, Gaston, Surry, Iredell, Mecklenburg, Rowan, Cabarrus, Forsyth, Rockingham, Guilford, Randolph, Montgomery, Richmond, Alamance, Chatham, Lee, Robeson, Cumberland, New Hanover, Person, Durham, Wake, Wayne and Craven Counties, NC; (d) *General Commodities* (except those requiring the use of special equipment), over irregular routes, between points on the regular routes set forth in Part (2)(a), on the one hand, and, on the other, points in North Carolina. (Hearing site: Greensboro or High Point, NC.)

Note.—Part 2 of the application seeks conversion of Applicant's present certificate of registration in No. MC-121453 (Sub-No. 1) as a related matter to Part 1 of the application. Applicant seeks authority enabling the continued tacking of Parts 2(b) and 2(c) within 300 miles. Condition: Authority in Part 2 above, to the extent of the transportation of explosives is authorized, is limited in point of time to 5 years from the date of issuance of a certificate.

MC 121712 (Sub-8F). Applicant: MORRIS TRANSPORTATION, INC., 8300 Baldwin Street, Oakland, CA 94621. Representative: Walter H. Walker, III, 100 Pine Street, Suite 2550, San Francisco, CA 94111. Transporting *refractory materials; oil filters; petroleum products (other than in bulk); tinplate; iron and steel articles; scaffolding and shoring; machinery, materials, tools and supplies used in concrete construction;* between points in CA, on the one hand, and, on the other, points in NV, AZ, OR, and WA; and (b) to convert an existing certificate of registration to a certificate of public convenience and necessity so as to operate as a *common carrier,* by motor vehicle, in interstate or foreign commerce, over regular routes, transporting *general commodities* (except household goods, Classes A & B explosives, automobiles and trucks, and commodities in bulk) between the following points, all of which are within CA: (1) San Francisco Territory as defined in Note A hereof; and (2) Between points in said San Francisco Territory, on the one hand, and, on the other, points on and along the following routes: (a) Woodland and Coalinga, over Interstate Hwy 5 and CA Hwy 33; (b) Yuba City and Visalia, over CA Hwy 99; and CA Hwy 198; San Francisco and Truckee, over Interstate Hwy 80; and (d) Gilroy and Novato, over U.S. Hwy 101; serving all intermediate points on said routes and off-route points in the CA Counties of Alameda, Santa Clara, Stanislaus, San Joaquin, Sacramento, Solano, San Mateo, Contra Costa, Sonoma, Marin, Napa, Merced, Fresno, Nevada, Placer, Yolo, Butte, Sutter, Yuba, Colusa, Santa Cruz, Madera, Tulare and Kings. (Hearing site: San Francisco, CA.)

MC 123872 (Sub-111F), filed August 27, 1979. Applicant: W & L MOTOR LINES, INC., P.O. Box 3467, Hickory, NC 28601. Representative: Theodore Polydoroff, Suite 301, 1307 Dolley Madison Boulevard, McLean, VA 22101. Transporting *new furniture and furniture parts* (except commodities in bulk), from points in Alamance, Chatham. Cherokee, Davie, Davidson, Edgecombe, Forsyth, Mitchell, Orange, Randolph, Rowan, Sampson, Surry, and Wayne Counties, NC, to points in CA, CO, IL, IA, KS, MN, NE, NM, OK, TX, and WI. (Hearing site: Greensboro, NC.)

Note: Dual operations may be involved.

MC 124673 (Sub-39F), filed July 3, 1979. Applicant: FEED TRANSPORTS, INC., P.O Box 2167, Amarillo, TX 79105. Representative: Thomas F. Sedberry, 801 Vaughn Bldg., Austin, TX 78701. Transporting (1) *meats, meat products, meat by-products, and articles distributed by meat-packing houses* as

described in Sections A and C of Appendix I to the report, in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766 (except hides and commodities in bulk), from the facilities of MBPXL Corporation, at or near Dodge City, KS to points in AR, AZ, CA, CO, LA, MO, NE, NM, OK, TN, and TX, and (2) *hides, tannery products, tannery by-products and supplies* (except commodities in bulk, in tank vehicles), from the facilities of MBPXL Corporation, at or near Dodge City, KS to points in the United States (except AK and HI). Restricted in (1) and (2) above, to the transportation of traffic originating at the named facilities. (Hearing site: Wichita or Kansas City, KS.)

MC 124692 (Sub-294F), filed July 3, 1979. Applicant: SAMMONS TRUCKING, a Corporation, P.O. Box 4347, Missoula, MT. Representative: J. David Douglas (same address as applicant). Transporting *hydraulic systems and component parts*, from the facilities of Hydraulic Service and Supply Co., at (1) Denver, CO, (2) Salt Lake City, UT, and (3) Missoula, MT, to points in AZ, ID, CO, MT, NM, UT, and WY. (Hearing site: Denver, CO.)

MC 124692 (Sub-306F), filed August 28, 1979. Applicant: SAMMONS TRUCKING, P.O. Box 4347, Missoula, MT, 59806. Representative: J. David Douglas (same address as applicant). Transporting: (1) *Buildings, complete, knocked down, or in section*, (2) *Building sections and building panels*, (3) *Parts and accessories used in the installation and completion of commodities in (1) and (2) above*, and (4) *Metal prefabricated structural components and panels and accessories used in the installation and completion of such commodities*, from the facilities of Armco, Inc., Hanford, CA; to points in WA, OR, ID, NV, UT, AZ, CO, MT, WY, ND, SD, NE, KS, OK, NM, and TX. (Hearing site: Chicago, IL.)

MC 125433 (Sub-296F), filed July 2, 1979. Applicant: F–B TRUCK LINE COMPANY, 1945 South Redwood Road, Salt Lake City, UT 84104. Repesentative: John B. Anderson (same address as applicant). Transporting (1) *construction equipment, dozer blades, loader buckets, snow plow blades*, and (2) *parts and accessories* for the foregoing commodities, from the facilities of Balderson, Inc., located at or near Wamego, KS, to points in the United States (except AK and HI). (Hearing: Chicago, IL.).

MC 125433 (Sub-297F), filed August 3, 1979. Applicant: F–B TRUCK LINE COMPANY, 1945 South Redwood Rd., Salt Lake, City, UT 84104. Representative: John B. Anderson (same address as applicant). Transporting (1) *material handling equipment, construction equipment, logging equipment, and mining equipment*, and (2) *parts, attachments, and accessories* used in the manufacture of the commodities in (1) above (except commodities in bulk), from the facilities of Marathon LeTourneau Company, at or near Longview, TX, to points in the United States (except AK and HI). (Hearing site: Dallas, TX or Salt Lake City, UT.)

MC 125433 (Sub-298F), filed August 3, 1979. Applicant: F–B TRUCK LINE COMPANY, a Corpration, 1945 South Redwood Rd., Salt Lake City, UT 84104. Representative: John B. Anderson (same address as applicant). Transporting (1) *printing presses*, and (2) *equipment, materials, parts, and supplies* used in the manufacture and distribution of the foregoing commodities (except commodities in bulk), between the facilities of MGD Graphic Systems, Inc., at or near (a) Cicero, IL, (b) Cedar Rapids, IA, (c) Rockford, IL, and (d) Wyomissing, PA, on the one hand, and, on the other, points in the United States (except AK and HI). (Hearing: Chicago, IL or Salt Lake City, UT.)

MC 125433 (Sub-303), August 27, 1979. Applicant: F–B TRUCK LINE COMPANY, 1945 South Redwood Road, Salt Lake City, UT 84104. Representative: John B. Anderson, (same address as applicant). Transporting *Polyethylene pallet bins, parts, attachments and accessories therefor*, from Tacoma and Enumclaw, WA to points in the United States (except KA and HI). (Hearing: Seattle, Wa.)

Note.—Common control may be involved.

MC 125433 (Sub-304), filed August 27, 1979. Applicant: F–B TRUCK LINE COMPANY, 1945 South Redwood Road, Salt Lake City, UT 84104. Representative: John B. Anderson (same address as applicant). Transporting *uranium oxide* (yellow cake) in containers, from Ford, WA to Gore, OK and Metropolis, IL. Restricted to shipments originating at Dawn Mining Co., a subsidiary of Newmont Mining Corp. (Hearing: Phoenix, AZ.)

Note.—Common control may be involved.

MC 125433 (Sub-319F), filed August 28, 1979. Applicant: F–B TRUCK LINE COMPANY, 1945 South Redwood Road, Salt Lake City, UT 84104. Representative: John B. Anderson (same address as applicant). Transporting (1) *Truck lift gates, parts, attachments, accessories therefor*. From Huntington Park, CA, City of Commerce, CA and Monroe, GA, to points in the United States (except AK and HI). (2) *Material, equipment and supplies used in the manufacture of (1) above*. From points in the United States (except AK and HI) to Huntington Park, CA, City of Commerce, CA and Monroe, GA. Restricted to traffic originating at or destined to the facilities of Maxon Industries, Inc., at or near the above named origins. (Hearing: Los Angeles, CA.)

Note.—Common control may be involved.

MC 125433 (Sub-336F), filed August 30, 1979. Applicant: F–B TRUCK LINE COMPANY, 1945 South Redwood Road, Salt Lake City, UT 84104. Representative: John B. Anderson (same address as applicant). Transporting (1) *buildings, complete, knocked down, or in sections*, (2) *building sections, and building panels*, (3) *parts and accessories* used in the installation and completion of such commodities in (1) and (2) above, and (4) *metal prefabricated structural components and panels and accessories* used in the installation and completion of such commodities, originating at the facilities of Armco, Hanford, CA to points in WA, OR, ID, NV, UT, AZ, CO, MT, WY, ND, SD, NB, KS, OK, NM, and TX. (Hearing: San Francisco, CA.)

Note.—Common control may be involved.

MC 125433 (Sub-337F), filed August 30, 1979. Applicant: F–B TRUCK LINE COMPANY, 1945 South Redwood Road, Salt Lake City, UT 84104. Representative: John B. Anderson (same address as applicant). Transporting (1) *furnaces, air conditioning units and water heaters*, from Chicago, IL; Ft. Smith, AR; Greenville and Montgomery, AL; Milledgeville, GA to points in the United States (except AK and HI); and (2) *plastic articles*, from Indianapolis, IN; Bryan, TX and Edison Township, NJ to points in the United States (except AK and HI); and (3) *equipment, materials and supplies* used in the manufacture of (1) and (2) above, from points in the United States (except AK and HI), to Chicago, IL; Ft. Smith, AR; Greenville and Montgomery, AL; Milledgeville, GA; Indianapolis, IN; Bryan, TX and Edison Township, NY. Restricted to traffic originating at or destined to the facilities utilized by Rheem Manufacturing Company and further restricted against the transportation of commodities in bulk. (Hearing: Chicago, IL.)

Note.—Common control may be involved.

MC 126822 (Sub-71F), filed August 31, 1979. Applicant: WESTPORT TRUCKING COMPANY, 15580 South 169 Hwy, Olathe, KS 66061. Representative: Kenneth E. Smith (same address as applicant). Transporting (1) *rubber articles, plastic articles, and rubber and plastic combined products*

(except commodities in bulk), from the facilities of Entek Corporation of America, at or near Irving, TX, to points in the United States (except AK and HI), and (2) *materials, equipment, and supplies* used in the manufacture and distribution of the commodities in (1) above (except commodities in bulk), on return. (Hearing site: Dallas, TX.)

MC 127022 (Sub-4F), filed August 30, 1979. Applicant: SECO TRUCKING COMPANY, a corporation, 219 North Jackson, Mason City, IA 50401. Representative: Thomas F. Kilroy, Suite 406 Executive Building, 6901 Old Keene Mill Road, Springfield, VA 22150. Transporting *malt beverages* (1) from St. Louis, MO, to Independence, KS, and (2) between Evansville, IN and La Crosse, WI, on the one hand, and, on the other, Columbus, KS. (Hearing site: Des Moines, IA.)

MC 128633 (Sub-23F), filed June 7, 1979. Applicant: LAUREL HILL TRUCKING CO., a corporation, 614 New County Rd., Secaucus, NJ 07094. Representative: William J. Augello, 120 Main St., P.O. Box Z, Huntington, NY 11743. To operate as a *contract carrier*, by motor vehicle, in interstate or foreign commerce, over irregular routes, transportating (I) *infant food formula and drugs*, (1) from the facilities of Wyeth Laboratories, at or near (a) Lake Odessa and Mason, MI, (b) Philadelphia, PA, and (c) Chicago, IL, to points in the United States (except AK and HI), and (2) between Lake Odessa and Mason, MI, Philadelphia, PA, and Chicago, IL; and (II) *materials, equipment, and supplies* used in the manufacture and distribution of the commodities in (I) above, in the reverse direction of (I)(1) above, under continuing contract(s) in (I) and (II) above with Wyeth Laboratories, a Division of American Home Products Corporation, of New York, NY, and Wyeth Laboratories, Inc., of New York, NY. NOTE: (1) Applicant has requested coincidental cancellation of its authority held in MC 128633 Sub-16, issued October 27, 1978, upon issuance of a permit in this proceeding; and (2) dual operations may be involved. (Hearing site: New York, NY.)

MC 133272 (Sub-2F), filed August 2, 1979. Applicant: WHALING CITY TRUCKING, INC., 567 Coleman St., New London, CT 06320. Representative: Leonard Fishkin, (same address as applicant). Transporting *household goods*, as defined by the Commission, between points in ME, CT, DE, MD, MA, NH, NJ, NY, PA, RI, VT, VA, and DC. Condition: Issuance of this certificate in subject to prior or coincidental cancellation of applicant's written request of Certificate No. MC 133272 Sub-1 (household goods portion), issued September 4, 1969. (Hearing site: Providence, RI or Boston, MA.)

MC 134922 (Sub-315F), filed July 2, 1979. Applicant: B. J. McADAMS, INC., Route 6, Box 15, North Little Rock, AR 72118. Representative: Bob McAdams (same address as applicant). Transporting *chemicals* (except in bulk), between Picayune, MS, on the one hand, and, on the other, points in the United States (except AK and HI). (Hearing site: New Orleans, LA or Little Rock, AR.)

MC 135283 (Sub-59F), filed August 27, 1979. Applicant: GRAND ISLAND MOVING & STORAGE CO., INC., P.O. Box 2122, Grand Island, NE 68801. Representative: Lavern R. Holdeman, 521 South 14th St., Suite 500, P.O. Box 81849, Lincoln, NE 68501. Transporting *(1) Frozen offal products* (except in bulk), and (2) *Commodities exempt from economic regulation when moving in mixed loads with frozen offal products* (except in bulk), between points in that part of the United States in and east of ND, SD, NE, KS, OK and TX. (Hearing site: Grand Island, NE.)

MC 135283 (Sub-60F), filed August 28, 1979. Applicant: GRAND ISLAND MOVING & STORAGE CO., INC., P.O. Box 2122, Grand Island, NE 68801. Representative: Lavern R. Holdeman, 521 South 14th St., Suite 500, P.O. Box 81849, Lincoln, NE 68501. Transporting *meats, meat products, meat by-products and articles distributed by meat packinghouses* as described in Sections A and C of Appendix I to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766 (except hides and commodities in bulk), from points in that part of NE lying on and between U.S. Hwys 81 and 83; the facilities of Dugdale Packing Company, at or near Norfolk, NE, and St. Joseph, MO; and the facilities of Spencer Foods, Inc. at or near Schuyler and Fremont, NE, and Spencer, IA, to points in that part of the U.S. in and east of ND, SD, NE, KS, OK and TX., restricted to the transportation of shipments originating at and destined to the named origins and destinations. (Hearing Site: Grand Island, Nebraska)

MC 136482 (Sub-7F), filed August 27, 1979. Applicant: INDUSTRIAL ASPHALT TRANSPORT, INC., P.O. Box 5560, Statesville, NC 28677. Representative: Bill R. Davis, Suite 101, Emerson Center, 2814 New Spring Rd., Atlanta, GA 30339. Transporting *lumber, wallboard, composition board, and hardboard*, between points in GA, NC, SC, TN, and VA. (Hearing Site: Charlotte, NC.)

MC 136512 (Sub-17F), filed August 3, 1979. Applicant: SPACE CARRIERS, INC., 444 Lafayette Rd., St. Paul, MN 55101. Representative: James E. Ballenthin, 630 Osborn Building, St. Paul, MN 55102. Transporting *general commodities* (except those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment because of size or weight), between (a) Cordova Siding, IL, (b) Ames, Knoxville, and Webster City, IA, (c) Alexandria, Chemolite, Fairmont, Hutchinson, Lindstrom, Mankato, New Ulm, Minneapolis, and Pine City, MN, (d) Cumberland and Prairie du Chien, WI, (d) Nevada, Springfield, and Columbia, MO, (f) Weatherford, OK, (g) Brownwood, TX, (h) Wahpeton, ND; (i) Brookings, Mitchell, and Aberdeen, SD, and (j) Norfolk, NE, restricted to the transportation of traffic originating at or destined to the facilities of the Minnesota Mining and Manufacturing Company. Condition: Issuance of this certificate is subject to prior or coincidental cancellation of applicant's written request of Certificate No. 136512 Sub 7, issued June 23, 1976. (Hearing site: St. Paul, MN.)

MC 139482 (Sub-146F), filed August 27, 1979. Applicant: NEW ULM LINES, INC., P.O. Box 877, New Ulm, MN 56073. Representative: James E. Ballenthin, 630 Osborn Building, St. Paul, MN 55102. Transporting *general commodities*, between points in MI, MN, WI, IL, IA, ND, SD and MT. Restricted to the transportation of traffic originating at or destined to the facilities of Montgomery Wards, the distribution and warehouse facilities used by it, its retail outlets and catalog stores. (Hearing site: St. Paul, MN.)

MC 139482 (Sub-147F), filed August 27, 1979. Applicant: NEW ULM FREIGHT LINES, INC., P.O. Box 877, New Ulm, MN 56073. Representative: Samuel Rubenstein, 301 North Fifth Street, Minneapolis, MN 55403. Transporting *Copper Wire* from Pauline, KS, to Minneapolis, MN. (Hearing site: Minneapolis or St. Paul, MN.)

MC 139482 (Sub-148F), filed August 27, 1979. Applicant: NEW ULM FREIGHT LINES, INC., P.O. Box 877, New Ulm, MN 56073. Representative: James E. Ballenthin, 630 Osborn Building, St. Paul, MN 55102. Transporting *hospital supplies, drugs and health care products*, from Minneapolis-St. Paul, MN to points in MI, MN, WI, IL, IA, ND, SD AND MT. Restricted to the transportation of traffic originating at the facilities of Abbott Laboratories. (Hearing site: St. Paul, MN.)

MC 139482 (Sub-150F), filed August 2, 1979. Applicant: NEW ULM FREIGHT LINES, INC., P.O. Box 877, New Ulm, MN 56073. Representative: Samuel Rubenstein, 301 North Fifth St., Minneapolis, MN 55403. Transporting *bakery products* (except frozen), from Marietta, OK, to points in (a) Fresno, Sacramento, and Vacaville, CA; (b) Hartford, CT; (c) Denver, CO; (d) Cedar Rapids, LA; (e) Boise and Pocatello, ID; (f) Lawrence, MA; (g) Baltimore, MD; (h) Minneapolis, MN, and its commercial zone; (i) Winston Salem, NC; (j) Fargo and Minot, ND; (k) Grand Island, NE; (l) Akron and Cleveland, OH; (m) Pittsburgh, PA; (n) Pawtucket, RI; (o) Bristol and Richmond, VA; (p) Salt Lake City, UT; (q) Tacoma, WA; and (r) Milwaukee, WI. (Hearing site: Minneapolis of St. Paul, MN.)

MC 140243 (Sub-7F), filed July 2, 1979. Applicant: APPLE HOUSE, INC., 3726 Birney Ave., Scranton, PA 18505. Representative: Joseph F. Hoary, 121 South Main St., Taylor, PA 18517. Transporting *floor covering* and *materials and supplies* used in the installation of floor covering, from Vails Gate, NY, and Fullerton, PA, to points in FL, LA, GA, MS, NC, SC, and TN. (Hearing site: New York, NY.)

Note.—Dual operations may be involved.

MC 140243 (Sub-8F), filed July 2, 1979. Applicant: APPLE HOUSE, INC., 3726 Birney Ave., Scranton, PA 18505. Representative: Joseph F. Hoary, 121 South Main St., Taylor, PA 18517. Transporting *photographic and reproductive equipment* and *parts and accessories* for photographic and reproductive equipment, in vehicles equipped with mechanical refrigeration (except commodities in bulk), from Binghampton, Vestal, and Johnson City, NY, to points in GA, TN, NC, SC, and FL. (Hearing site: New York, NY.)

Note.—Dual operations may be involved.

MC 142672 (Sub-77F), filed August 30, 1979. Applicant: DAVID BENEUX PRODUCE & TRUCKING, INC., P.O. Drawer F, Mulberry, AR 72947. Representative: Don Garrison, P.O. Box 159, Rogers, AR 72756. Transporting *meats, meat products and meat by-products and articles distributed by meat packinghouses,* as described in sections A and C of Appendix I to the report in *Descriptions in Motor Carrier Certificates,* 61 M.C.C. 209 and 766 (except hides and commodities in bulk) between the facilities of Sunflower Beef, Inc., at or near Booneville, AR, on the one hand, and, on the other, points in the United States (except AK and HI). (Hearing site: Wichita, KS or Ft. Smith, AR.)

MC 144622 (Sub-91F), filed August 29, 1979. Applicant: GLENN BROTHERS TRUCKING, INC., P.O. Box 9343, Little Rock, AR 72219. Representative: Bob Gisvold, 1000 First National Bank Building, Minneapolis, MN 55402. Transporting (1) *containers, container closures, glassware, container components, and scrap materials,* and (2) *equipment and supplies used in the manufacture, sale, and distribution of the foregoing commodities (except commodities in bulk, in tank vehicles, and those which because of size and weight require the use of special equipment),* between points in the United States (except AK and HI), restricted to movements from, to, or between the facilities of Glass Container Corporation. (Hearing site: Washington, DC.)

MC 143233 (Sub-5F), filed July 2, 1979. Applicant: DENNY TRANSPORT, INC., 3405 Industrial Parkway, Jeffersonville, IN 47130. Representative: David G. Abraham, 6400 Goldsboro Rd., Washington, DC 20034. To operate as a *contract carrier,* by motor vehicle, in interstate or foreign commerce, over irregular routes, transporting *inedible animal grease, tallow, oil, and stearine,* in bulk, between the facilities of George Pfau's Sons Co., Inc., in Jeffersonville, IN, on the one hand, and, on the other, points in AR, GA, IL, IO, KY, MA, MI, MS, MO, NJ, NY, OH, PA, TX, WI, and WV; under continuing contract(s) with George Pfau's Sons Co., Inc., of Jeffersonville, IN. (Hearing site: Louisville, KY.)

Note.—Dual operations may be involved.

MC 144222 (Sub-10F), filed August 3, 1979. Applicant: RONALD HACKENBERGER, d.b.a. RON'S TRUCKING SERVICE, Rte. 250, North, RFD #3, Norwalk, OH 44857. Representative: Richard H. Brandon, P.O. Box 97, 220 West Bridge St., Dublin, OH 43017. Transporting *lime and limestone products,* between Branchton, PA, on the one hand, and, on the other, (a) Carntown, KY, (b) Chicago, IL, (c) points in KY, IN, OH, and WV, and (d) those points in NY on and west of U.S. Hwy 15. (Hearing site: Columbus, OH.)

MC 144293 (Sub-11F), filed June 29, 1979. Applicant: Duane McFarland, P.O. Box 1006, Austin, MN 55912. Representative: John P. Rhodes, P.O. Box 5000, Waterloo, IA 50704. Transporting *Frozen foodstuffs* between Indianapolis, IN, on the one hand, and, on the other, points in IA, MI, MN, NE, ND, OH, SD, WI restricted to the transportation of traffic originating at or destined to the facilities of Monument Distribution Warehouse, Inc. (Hearing site: Chicago, IL.)

MC 144463 (Sub-4F), filed July 2, 1979. Applicant: PIERSON TRUCKING CO., 7355 S.E. Johnson Creek Blvd., P.O. Box 22141, Milwaukie, OR 97222. Representative: Lawrence V. Smart, Jr., 419 N.W. 23d Avenue, Portland, OR 97210. To operate as a *contract carrier,* by motor vehicle, in interstate or foreign commerce, over irregular routes, transporting (1) *building materials* as described in the appendix VI to the report in *Descriptions of Motor Carrier Certificates,* 61 M.C.C. 209 and 279, (a) from Tualatin, OR, to points in WA and ID, (b) from Lodi, CA, to points in OR, WA, and ID, and (c) from Carson, CA, to points in OR, WA, and ID; and (2) (a) *feed and feed ingredients,* and (b) *farm supplies,* from Tacoma, WA, to points in OR, under continuing contract(s) with Life-Time Gate Co., of Tualatin, OR, and Western Farmers Association, of Seattle, WA. (Hearing site: Portland, OR.)

MC 144622 (Sub-109F), filed August 30, 1979. Applicant: GLENN BROTHERS TRUCKING, INC., P.O. Box 9343, Little Rock, AR 72219. Representative: Bob Gisvold, 1000 First National Bank Building, Minneapolis, MN 55402. Transporting: (1) *containers, container closures, glassware, packaging products, container components, and scrap materials, and* (2) *material, equipment, and supplies used in the manufacture, sale, and distribution of the foregoing commodities (except commodities in bulk, in tank vehicles, and those which because of size and weight require the use of special equipment),* between points in the United States, restricted to movements from, to, or between the plant and warehouse facilities utilized by Midland Glass Company. (Hearing site: Washington, DC.)

MC 144672 (Sub-16F), filed August 27, 1979. Applicant: VICTORY EXPRESS, INC., P.O. Box 26189, Trotwood, OH 45426. Representative: Richard H. Schaefer (same address as applicant). Transporting (1) *Machinery, Office Equipment, Office Supplies, Paper and Paper Products.* (2) *Materials, equipment, and supplies used in the manufacture, sale and distribution of the commodities in (1) above.* Between Chicago, IL; Omaha, NE; Merrimack, NH, and Nashua, NH on the one hand, and, on the other, points in the United States (except AK and HI). Restricted to shipments originating at or destined to the plantsites or facilities of Nashua Corporation. (Hearing site: Nashua, NH or Boston, MA.)

Note.—Dual operations may be involved.

MC 144672 (Sub-18F), filed August 27, 1979. Applicant: VICTORY EXPRESS,

INC., P.O. Box 26189, Trotwood, OH 45426. Representative: Richard H. Schaefer (same address as applicant). Transporting *such commodities as are dealt in or used by manufacturers and converters of paper, paper products, pulp and plastic products* (except in bulk) from Kalamazoo, MI; Berlin and Gorham, NH on the one hand, and, on the other, points in the United States (except AK and HI). Restricted to the transportation of traffic originating at the facilities of Brown Company. (Hearing site: Kalamazoo, MI.)

Note.—Dual operations may be involved.

MC 145042 (Sub-4F), filed August 29, 1979. Applicant: ZEELAND FARM SERVICES, INC., 2468 84th St., Zeeland, MI 49464. Representative: James R. Neal, 1200 Bank of Lansing Bldg., Lansing, MI 48933. Transporting *soybean meal,* in bulk from the facilities of Ralston Purina Company at or near Bloomington, IL, to the facilities of Ralston Purina Company at or near Lansing, MI and Milford, IN. (Hearing site: Lansing, MI.)

MC 145102 (Sub-40F), filed August 28, 1979. Applicant: FREYMILLER TRUCKING, INC., P.O. Box 188, Shullsburg, WI 53586. Representative: Michael J. Wyngaard, 150 East Gilman Street, Madison, WI 53703. Transporting *Meat, meat products, meat by-products, and articles distributed by meat packing houses* as described in Section A and C of Appendix I to the report in Descriptions in *Motor Carrier Certificates,* 61 M.C.C. 209 and 766 (except hides and commodities in bulk) from Schuyler, NE to points in CA. (Hearing site choices: 1st: Madison, WI; 2nd: Milwaukee, WI.)

MC 145152 (Sub-104F), filed August 27, 1979. Applicant: BIG THREE TRANSPORTATION, INC., Post Office Box 706, Springdale, AR 72764. Representative: Kent L. Tharel, 103 North College, P.O. Box 334, Fayetteville, AR 72701. Transporting: *Paint, aluminum paste and asphalt, in containers, painting equipment clay, in bags, or containers,* from the facilities of, or used by American Paint Company, Inc., at or near Southaven, MS, to points in IL, IN, IA, MN, NE, KS, KY, MO, NY, PA, SC, and NJ; and from Sylacauga, AL, Cartersville, and McIntyre, GA, and Melrose Park, IL, to the facilities of, or used by, American Paint Company, Inc., at or near Southaven, MS. (Hearing site: Springdale, AR or Memphis, TN.)

MC 145152 (Sub-106F), filed August 29, 1979. Applicant: BIG THREE TRANSPORTATION, INC., P.O. Box 706, Springdale, AR 72764. Representative: Don Garrison, P.O. Box 159, Rogers, AR 72756. Transporting: *meats, meat products and meat by-products, and articles distributed by meat packinghouses* as described in sections A and C of Appendix I to the report in *Descriptions in Motor Carrier Certificates,* 61 M.C.C. 209 and 766 (except hides and commodities in bulk), from the facilities of MBPXL Corporation, at or near Dodge City, KS, to points in the United States (except AK and HI), restricted to the transportation of traffic originating at the named origin. (Hearing site: Dodge City, KS or Fayetteville, AR.)

MC 145203 (Sub-3F), filed August 29, 1979. Applicant: REITZEL TRUCKING CO., INC., 7401 Fremont Pike, Perrysburg, OH 43551. Representative: Paul F. Beery, 275 East State Street, Columbus, OH 43215. Transporting *auto parts, and equipment, materials and supplies* used in the manufacture of auto parts, between Evart, MI on the one hand, and, on the other, points in OH. (Hearing site: Columbus, OH or Washington, DC.)

MC 146052 (Sub-3F), filed July 2, 1979. Applicant: QUESNEL BUS LINE LTD., 367 Chamberlain, Hawkesbury, Ontario, Canada. Representative: William H. Shawn, 1730 M Street NW., Washington DC 20036. To operate as a *common carrier,* by motor vehicle, over irregular routes, in foreign commerce only, transporting *passengers and their baggage* in round-trip charter operations beginning and ending at ports of entry on the international boundary line between the United States and Canada in NY and MI, and extending to points in the United States in and east of MN, IA, MO, AR, and LA. (Hearing site: Miami, FL, or Washington, DC.)

MC 146782 (Sub-13F), filed August 27, 1979. Applicant: ROBERTS CONTRACT CARRIER CORPORATION, 300 First Avenue, South, Nashville, TN 37201. Representative: Stephen L. Edwards, 806 Nashville Bank & Trust Building, Nashville, TN 37201. Transporting (1) *aluminum sheet and foil,* and aluminum ingots, and (2) equipment, materials and supplies used in the manufacture of the commodities named in (1) above (except commodities in bulk) between the facilities of Norandal U.S.A., Inc. at or near Huntingdon, TN, on the one hand, and, on the other, points in AL, AR, FL, GA, IL, IN, KY, MD, MI, MS, NC, NE, NJ, NY, OH, PA, SC, TX, VA, WI and WV. *Restricted* to traffic originating at or destined to the above named facilities. (Hearing site: Nashville, TN.)

MC 146892 (Sub-7F), filed August 27, 1979. Applicant: R & L TRANSFER, INC., P.O. Box 271, Wilmington, OH 45177. Representative: Boyd B. Ferris, 50 West Broad Street, Columbus, OH 45177. Transporting *such commodities* as are dealt in or used by manufacturers and distributors of carpeting (except commodities in bulk) from Rome, GA and Wilmington, OH to points in the United States (except HI and AK). (Hearing sites: Columbus, OH or Cincinnati, OH.)

MC 147052 (Sub-2F), filed July 3, 1979. Applicant: MARK FREEMAN, d.b.a. MARK FREEMAN TRUCKING COMPANY, 6418 Moon Road, Columbus, Georgia 31904. Representative: C. E. Walker, P.O. Box 1085, Columbus, Georgia 31902. Transporting *sand, gravel, crushed stone, rock, asphalt, lime and road building materials,* in dump trucks, between points in Muscogee and Troup Counties, GA, on the one hand, and on the other, points in Russell, Lee and Macon Counties, AL. (Hearing site: Columbus or Atlanta, GA.)

MC 147232 (Sub-5F), filed August 30, 1979. Applicant: A. L. SMITH TRUCKING, INC., 8984 Murphy Road, Versailles, OH 45380. Representative: James Duvall, Post Office Box 97, 220 West Bridge Street, Dublin, OH 43017. Transporting *Iron and Steel Articles,* from the facilities of Inland Steel Company at East Chicago, IN, to points in OH. (Hearing site: Columbus, OH.)

MC 147663 (Sub-2F), filed August 27, 1979. Applicant: WITTE BEVERAGE CO., 1180 Creek Drive, Rapid City, SD 57701. Representative: J. Maurice Andren, 1734 Sheridan Lake Road, Rapid City, SD 57701. Transporting *Bentonite (Clay)* from Belle Fourche, SD and Upton, WY, to Forreston, IL, and Burlington and Little Chute, WI. (Hearing site: Madison, WI.)

MC 147983 (Sub-2F), filed August 30, 1979. Applicant: MIAMI TRUCKING, INC., 585 East Fifth Street, Peru, IN 46970. Representative: Warren C. Moberly, 320 North Meridian Street, Indianapolis, IN 46204. Transporting (1) *Raw materials for processing or mixing into dry fertilizer,* and (2) *Fertilizer, dry,* between points in Indiana on the one hand, and, on the other, points in Ohio on and West of U.S. Highway 75, and between points in Indiana and points in Illinois in Cook, Will, Kankakee, Iroquois, Vermilion, Edgar, Clark, Crawford, Lawrence, Wabash, Edwards, White and Gallatin Counties. Restricted to service for Kaiser Agricultural Chemicals, Division of Kaiser Aluminum & Chemical Sales, Inc. (Hearing site: Chicago, IL, or Washington, DC.)

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Decided: February 11, 1980.

By the Commission, Review Board Number 2, Members Eaton, Liberman, and Jensen.

MC 1783 (Sub-34F), filed September 25, 1979. Applicant: BLUE LINE EXPRESS, INC., 260 D.W. Highway South, Nashua, NH 03060. Representative: Charles A. Webb, Suite 800 South, 1800 M Street, NW, Washington, DC 20036. Transporting *groceries, and supplies* used by grocery stores, from Dayton, NJ, to Barre, Burlington, Essex Junction, Newport, and St. Johnsbury, VT. (Hearing site: Concord, NH or Boston, MA.)

MC 1783 (Sub-35F), filed September 25, 1979. Applicant: BLUE LINE EXPRESS, INC., 260 D.W. Highway South, Nashua, NH 03060. Representative: Charles A. Webb, Suite 800 South, 1800 M Street, NW, Washington, DC 20036. Transporting *paper products, pulpboard products, woodpulp products, plastic products, and rubber products,* from Holmdel, NJ, to Cabot, VT. (Hearing site: Concord, NH or Boston, MA.)

MC 8922 (Sub-7F), filed September 5, 1979. Applicant: THE WAHL MOVING & TRANSFER CO., a corporation, 16100 S. Waterloo Rd., Cleveland, OH 44110. Representative: Walter Keal (same address as applicant). Transporting *commodities* the transportation of which because of their size or weight require the use of special equipment, between Dalton, OH, on the one hand, and, on the other, points in the United States (except AK and HI). (Hearing site: Cleveland or Akron, OH.)

MC 15242 (Sub-8F), filed September 25, 1979. Applicant: CAUTHEN GIN & BAG CO., INC., Route 4, Box 550, Monroe, NC 28110. Representative: Eric Meierhoefer, Suite 423, 1511 K St. NW, Washington, DC 20005. Transporting (A) *textile products,* and *materials and supplies* used in the manufacture of textile products (except commodities in bulk), (1) from Philadelphia, PA, Fairfield, NJ, and Baltimore, MD, to points in TX, MN, and those points in the United States in and east of WI, IL, KY, TN, and MS, and (2) from the destinations in (A)(1) above to Philadelphia and York, PA, Jersey City and Elizabeth, NJ, and Baltimore, MD; (B) *vinyl film and sheeting,* and *materials and supplies* used in the manufacture of vinyl film and sheeting (except commodities in bulk), (1) from Philadelphia, PA, to points in TX and those points in the United States in and east of WI, IL, KY, TN, and MS, and (2) from points in NC, SC, GA, and AL, to Philadelphia, PA; and (C) *liquid detergents and abrasives,* and *materials and supplies* used in the manufacture of liquid detergents and abrasives, (except commodities in bulk), (1) from Philadelphia, PA, to points in TX, AR, MO, and those points in the United States in and east of WI, IL, KY, TN, and MS, and (2) from points in GA and NY, to Philadelphia, PA. Conditions: (1) Applicant shall maintain separate accounts and records for its for-hire carrier operations as distinct from its other business activities, and (2) it shall not at the same time and in the same vehicle transport property both as a private carrier and as a for-hire carrier. (Hearing site: Philadelphia, PA.)

MC 15242 (Sub-9F), filed September 25, 1979. Applicant: CAUTHEN GIN & BAG CO., INC., Route 4, Box 550, Monroe, NC 28110. Representative: Eric Meierhoefer, Suite 423, 1511 K St. NW, Washington, DC 20005. Transporting *textile products,* and *equipment, materials, and supplies* used in the manufacture of textile products (except commodities in bulk), (1) from Gaffney, Greenville, and Spartanburg, SC, and Charlotte, Roanoke Rapids, Salisbury, Pineville, Monroe, and Lumberton, NC to points in TX, OK, NM, and those points in the United States in and east of WI, IL, KY, TN, and MS, and (2) from points in TX, OK, and those points in the United States in and east of WI, IL, KY, TN, and MS, to Charlotte, Monroe, and Lumberton, NC. Conditions: (1) Applicant shall maintain separate accounts and records for its for-hire carrier operations as distinct from its other business activities, and (2) it shall not at the same time and in the same vehicle transport property both as a private carrier and as a for-hire carrier. (Hearing site: Charlotte, NC.)

MC 20992 (Sub-55F), filed September 7, 1979. Applicant: DOTSETH TRUCK LINE, INC., Knapp, WI 54749. Representative: Bradford E. Kistler, P.O. Box 82028, Lincoln, NE 68501. Transporting (1)(a) *metal products* and *environmental control products,* and (b) *parts and accessories* for the commodities in (1)(a) above, from points in Dunn County, WI, to points in the United States (except WI, AK and HI); and (2) *materials, equipment and supplies* used in the manufacture and distribution of the commodities in (1) above (except commodities in bulk, in tank vehicles), in the reverse direction. (Hearing site: Minneapolis, MN.)

MC 59292 (Sub-30F), filed September 10, 1979. Applicant: THE MARYLAND TRANSPORTATION COMPANY, a corporation, 1111 Frankfurst Avenue, Baltimore, MD 21225. Representative: Charles J. Braun, Jr. (same address as applicant). Transporting (1) *cable and telephone equipment,* and (2) *materials and supplies* used in the manufacture of telephone equipment, and in the distribution and installation if cable and telephone equipment, from the facilities of Western Electric Company at (a) Baltimore, MD, and (b) Tablers, WV, to Solon, OH. (Hearing site: Washington, DC or Baltimore, MD.)

Note.—The purpose of this filing is to substitute single line service for existing joint-line service. The applicant has not complied for single line/joint-line under the special rules of Ex Parte MC 109.

MC 61403 (Sub-273F), filed September 20, 1979. Applicant: THE MASON AND DIXON TANK LINES, INC., P.O. Box 969, Kingsport, TN 37662. Representative: W. C. Mitchell, Suite 1201, 370 Lexington Ave., New York, NY 10017. Transporting (a) *acids and chemicals,* in tank vehicles, from the facilities of Union Carbide Corporation, at or near Brownsville, TX, to points in the United States (except AK and HI), and (b) *acids, chemicals, and petroleum products,* in bulk, in tank vehicles, in the reverse direction. (Hearing site: Houston, TX.)

MC 71652 (Sub-35F), filed September 26, 1979. Applicant: BYRNE TRUCKING, INC., P.O. Box 1124, Medford, OR 97501. Representative: William D. Taylor, 100 Pine Street, Suite 2550, San Francisco, CA 94111. Transporting *plastic sheet,* and *accessories* used with or in the installation of plastic sheet, between the facilities of Reichold Chemical Corporation at (a) San Diego, CA and (b) Seattle, WA, on the one hand, and, on the other, points in the United States (except AK and HI) (Hearing site: Portland, OR or San Francisco, CA.)

MC 72423 (Sub-9F), filed September 6, 1979. Applicant PLATTE VALLEY FREIGHTWAYS, INC., 111 East Chestnut St., Sterling, CO 80751. Representative: Raymond M. Kelley, 450 Capitol Life Center, Denver, CO 80203. To operate as a *common carrier,* by motor vehicle, in interstate or foreign commerce, over *regular routes,* transporting *general commodities* (except Classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment), between Sterling CO and Ogallala, NE, from Sterling over U.S. Hwy 6, to Holyoke, CO, then over CO Hwy 176 to junction NE Hwy 23, then over NE Hwy 23 to Grant, NE, and then over NE Hwy 61 to Ogallala, and return over the same route, serving all intermediate points. (Hearing site: Denver CO or Ogallala, NE.)

MC 87103 (Sub-41F), filed September 7, 1979. Applicant: MILLER TRANSFER AND RIGGING CO., a corporation, P.O. Box 6077, Akron, OH 44312. Representative: Edward P. Bocko (same address as applicant). Transporting *such*

commodities as are dealt in or used by manufacturers of electrical instruments and transformers (except commodities in bulk), between the facilities of General Telephone and Electronics, Sylvania, Division, at Hampton, VA, on the one hand, and, on the other, points in the United States (except AK and HI). (Hearing site: Washington, DC.)

MC 98952 (Sub-74F), filed September 10, 1979. Applicant: GENERAL TRANSFER COMPANY, a corporation, 2880 North Woodford St., Decatur, IL 62526. Representative: Charles Carnahan, Jr. (same address as applicant). Transporting (1) *foodstuffs* and (2) *supplies and materials* used in the manufacture of foodstuffs, between the facilities of Anderson Clayton Foods at Jacksonville, IL, on the one hand, and, on the other, points in IN, IA, KY, MI, MN, MO, OH, TN, and WI, restricted to the transportation of traffic originating at the named origin and destined to the indicated destination. (Hearing site: St. Louis, MO or Chicago; IL.)

MC 103993 (Sub-998F), filed September 11, 1979. Applicant: MORGAN DRIVE-AWAY, INC., U.S. 20 West, Elkhart, IN 46515. Representative: James B. Buda (sme address as applicant). Transporting *materials, equipment and supplies* used in the manufacture and distribution of metal buildings (except commodities in bulk), from Warrenton and St. Louis, MO, Birmingham, Fairfield, and Gadsden, AL, Atlanta, GA, Grand Rapids, MI, Chicago and Granite City, IL, and Columbia, SC, to the facilities of Republic Buildings Corp., at or near (a) Van Wert, OH and (b) Rainsville, AL. (Hearing site: Columbus, OH.)

MC 103993 (Sub-1002F), filed September 25, 1979. Applicant: MORGAN DRIVE-AWAY, INC., 28651 U.S. 20 West, Elkhart, IN 46515. Representative: Paul D. Borghesani (same address as applicant). Transporting *trailers and trailer chassis* (except those designed to be drawn by passenger automobiles), in secondary movements, between points in the United States (except AK and HI). (Hearing site: Minneapolis, MN.)

MC 103993 (Sub-1004F), filed September 26, 1979. Applicant: MORGAN DRIVE-AWAY, INC. 28651 U.S. 20 West Elkhart, IN 46515. Representative: Paul D. Borghesani (same address as applicant). Transporting (1) *trailers* (except those designed to be drawn by passenger automobiles), *truck and trailer chassis*, and *truck and trailer bodies*, and (2) *equipment, parts, supplies and accessories* used in the manufacture and distribution of the commodities in (1) above, from points in Elkhart County, IN, Nolan County, TX, and Yolo County, CA, to points in the United States (including AK but excluding HI). (Hearing site: Elkhart or Indianapolis, IN.)

MC 105413 (Sub-41F), filed September 27, 1979. Applicant: PETROLEUM TRANSPORT SERVICE, INC., 3908 Richland Drive, Council Bluffs, IA 51501. Representative: Arthur J. Cerra, 2100 TenMain Center, P.O. Box 19251, Kansas City, MO 64141. Transporting *liquid fertilizer*, in bulk, in tank vehicles, from Nebraska City, NE, to points in IA, KS, and MO. (Hearing site: Omaha, NE.)

MC 107012 (Sub-435F), filed September 10, 1979. Applicant: NORTH AMERICAN VAN LINES, INC., 5001 U.S. Hwy 30 West, P.O. Box 988, Fort Wayne, IN 46801. Representative: Bruce W. Boyarko (same address as applicant). Transporting *artificial Christmas trees, Christmas ornaments*, and *Christmas decorations*, from Harding and Philadelphia, PA, Woonsocket, RI, and points in Queens County, NY, to points in the United States (except AK and HI). (Hearing site: Philadelphia, PA or Washington, DC.)

MC 114273 (Sub-647F), filed September 4, 1979. Applicant: CRST, INC., P.O. Box 68, Cedar Rapids, IA 52406. Representative: Kenneth L. Core (same address as applicant). Transporting (1) *materials, supplies and equipment* used in the manufacture of Aluminum Foil Products, and (2) *Aluminum scrap*, from Lebanon, PA to Omaha, NE. (Hearing site: Chicago, IL or Washington, DC.)

MC 114273 (Sub-648F), filed September 4, 1979. Applicant: CRST, INC., P.O. Box 68, Cedar Rapids, IA 52406. Representative: Kenneth L. Core (same address as applicant). Transporting, *plastic materials* used in the manufacture of lawn mowers, from Richmond, MO to Galesburg, IL. (Hearing site: Chicago, IL or Washington, DC.)

MC 114273 (Sub-649F), filed September 10, 1979. Applicant: CRST, INC., P.O. Box 68, Cedar Rapids, IA 52406. Representative: Kenneth L. Core (same address as applicant). Transporting *such commodities* as are dealt in by manufacturers of glass, chinaware, plastic, and metal products (except commodities in bulk), between those points in the United States in and east of ND, SD, NE, CO, OK, and TX, restricted to transportation of traffic originating at or destined to the facilities of Anchor Hocking Corporation and Plastics, Inc.; Moldcraft, Inc.; the Phoenix Glass Co.; Amarock Corp.; and Shenango China. (Hearing site: Chicago, IL or Washington, DC.)

MC 114552 (Sub-235F), filed September 7, 1979. Applicant: SENN TRUCKING COMPANY, a corporation, P.O. Drawer 220, Newberry, SC 29801. Representative: Frank A. Graham, Jr., 707 Security Federal Building, Columbia, SC 29201. Transporting *building and insulation materials* (except commodities in bulk), between those points in the United States in and east of ND, SD, NE, KS, OK, and TX, restricted to the transportation of traffic originating at or destined to the facilities used by Rmax, Inc. (Hearing site: Columbia, SC, or Washington, DC.)

MC 115113 (Sub-36F), filed September 5, 1979. Applicant: IOWA PACKERS XPRESS, INC., P.O. Box 231, Spencer, IA 51301. Representative: Bill E. Husby (same address as applicant). Transporting *meats, meat products, and meat byproducts, and articles distributed by meat-packing houses*, as described in sections A and C of Appendix I to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766 (except hides and commodities in bulk, in tank vehicles), from the facilities of Iowa Beef Processors, Inc., at or near Luverne, MN, to points in CT, DE, ME, MD, MA, NH, NJ, NY, PA, RI, VT, VA, WV, and DC, except for movements in foreign commerce, restricted to the transportation of traffic originating at the named facilities and destined to the named destinations. (Hearing site: Omaha, NE, or Kansas City, MO.)

MC 115162 (Sub-505F), filed September 5, 1979. Applicant: POOLE TRUCK LINE, INC., P.O. Drawer 500, Evergreen, AL 36401. Representative: Robert E. Tate, (same address as applicant). Transporting (1) *Paper and paper articles*, from the facilities of International Paper Co., at or near Jackson, TN, to those points in the United States in and east of ND, SD, NE, KS, OK, and TX, and (2) *materials and supplies* used in the manufacture, packaging, and distribution of the commodities in (1) above (except commodities in bulk, in tank vehicles), in the reverse direction. (Hearing site: Atlanta, GA, or Washington, DC.)

MC 115353 (Sub-40F), filed September 27, 1979. Applicant: LOUIS J. KENNEDY TRUCKING COMPANY, a corporation, 342 Schuyler Avenue, Kearny, NJ 07032. Representative: Morton E. Kiel, Suite 1832, 2 World Trade Center, New York, NY 10048. To operate as a *contract carrier*, by motor vehicle, in interstate or foreign commerce, over irregular routes, transporting (1) *Materials and supplies* used in the manufacture and distribution

of cast iron products (except in bulk), and (2) *finished cast iron products* (except in bulk), between Lynchburg, VA, on the one hand, and, on the other, points in the United States (except AK and HI), under continuing contract(s) with Griffin Pipe Products Co., of Oak Brook, IL. (Hearing site: Chicago, IL.)

MC 116763 (Sub-594F), filed September 4, 1979. Applicant: CARL SUBLER TRUCKING, INC., North West St., Versailles, OH 45380. Representative: Gary J. Jira (same address as applicant). Transporting *such commodities* as are dealt in by manufacturers, converters, and distributors of paper and paper products (except commodities in bulk, in tank vehicles), from points in MA, to Harrisburg, PA, those points in PA on and west of U.S. Hwy 15, and points in AL, AZ, AR, CA, CO, DE, FL, GA, IL, IN, IA, KS, KY, LA, MD, MI, MN, MS, MO, NV, NM, NC, OH, OK, SC, TN, TX, UT, VA, WV, WI, and DC, restricted to the transportation of traffic originating at the named origin destined to the indicated destinations. (Hearing site: Boston, MA.)

Note.—Applicant states the sole purpose of this application is to substitute single-line for joint-line operations. However, this application was not filed under the special rules of Ex Parte No. MC–109 which govern the filing and processing of applications for substitution of single line service for existing joint-line service.

MC 117792 (Sub-9F), filed September 5, 1979. Applicant: J. C. JACKSON, JR., d.b.a. FARM PRODUCTS CO., P.O. Box 189, East Prairie, MO 68345. Representative: A. J. Swanson, P.O. Box 1103, 300 S. Thompson Avenue, Sioux Falls, SD 57101. Transporting (1) *bananas*, and (2) *agricultural commodities*, the transportation of which is otherwise exempt from economic regulation, in mixed loads with bananas, (a) from Gulfport, MS, to points in Knox County, IL and Polk County, IA, and (b) from Galveston, TX, to points in IA, IL, MO, NE, and KS. (Hearing site: Chicago, IL, or Des Moines, IA.)

MC 119493 (Sub-319F), filed September 7, 1979. Applicant: MONKEM COMPANY, INC., P.O. Box 1196, Joplin, MO 64801. Representative: Thomas D. Boone (same address as applicant). Transporting (1) *agricultural equipment* and (2) *materials and supplies* used in the manufacture and distribution of agricultural equipment (except commodities in bulk), between Carthage, MO, on the one hand, and, on the other, points in AR, LA IL, IN, KY, LA, OK, and TX. (Hearing site: Springfield or Kansas City, MO.)

MC 119632 (Sub-111F), filed September 6, 1979. Applicant: REED LINES, INC., 634 Ralston Ave., Defiance, OH 43512. Representative: Wayne C. Pence (same address as applicant). Transporting *such commodities* as are dealt in by grocery and food business houses (except commodities in bulk), from the facilities of Hunt-Wesson Foods, Inc., at points in the Chicago, IL Commercial zone, to points in IN, KY, the lower peninsula of MI, and OH, restricted to the transportation of traffic destined to the named destinations. (Hearing site: Toledo, or Columbus, OH.)

MC 121322 (Sub-3F), filed September 17, 1979. Applicant: STEVE J. DUNNE CARTAGE, INC., 1800 South Wolf Road, Des Plaines, IL 60018. Representative: WILLIAM H. TOWLE, 180 North LaSalle St., Chicago, IL 60601. Transporting *general commodities* (except household goods as defined by the Commission, classes A and B explosives, commodities requiring special equipment and commodities in bulk) (1) between points in Cook, Lake, McHenry, DuPage, Kendall, Will and Kane Counties, IL; and (2) between Chicago, IL, on the one hand, and, on the other, points in MI, MO, WI, IA, MN, IL, IN, OH and KY. (Hearing site: Chicago, IL.)

MC 123502 (Sub-54F), filed September 28, 1979. Applicant: FREE STATE TRUCK SERVICE, INC., P.O. Box 760, Glen Burnie, MD 21061. Representative: W. Wilson Corroum (same address as applicant). Transporting *Petroleum Fuel Oil Flue Dust*, in bulk, in dump vehicles, from Strasburg, VA, to Bartlesville and Tulsa, OK. (Hearing site: Washington, DC or New York, NY.)

MC 124692–307F, filed September 21, 1979. Applicant: SAMMONS TRUCKING, P.O. Box 4347, Missoula, MT 59806. Representative: J. David Douglas, (same address as applicant). Transporting *Iron and steel articles* from the facilities of Keystone Consolidated Industries, at or near Crawfordsville, IN, to points in MT, OR, WA, and ID. (Hearing site: Chicago, IL.)

MC 129032 (Sub-104F), filed September 10, 1979. Applicant: TOM INMAN TRUCKING, INC., P.O. Box 3728, Tulsa, OK 74121. Representative: David R. Worthington (same address as applicant). Transporting *malt beverages*, from the facilities of G. Heileman Brewery, at or near (a) Evansville, IN, and (b) Belleville, IL, and the facilities of Schoenling Brewing Company, at or near Cincinnati, OH, to points in OK, restricted to the transportation of traffic originating at the named origins and destined to the indicated destinations. (Hearing site: St. Louis, MO, or Chicago, IL.)

MC 129032 (Sub-105F), filed September 10, 1979. Applicant: TOM INMAN TRUCKING, INC., 5656 South 129th East Ave., Tulsa, OK 74134. Representative: David R. Worthington (same address as applicant). Transporting *alcoholic beverages* (except malt beverages), from the facilities of Heublein, Inc., at or near Paducah, KY, to points in OK, restricted to the transportation of traffic originating at the above named origin and destined to the indicated destinations. (Hearing site: Oklahoma City, OK or St. Louis, MO.)

MC 133233 (Sub-67F), filed September 18, 1979. Applicant: CLARENCE L. WERNER, d.b.a. WERNER ENTERPRISES, I–80 and Hwy 50, P.O. Box 37308, Omaha, NE 68137. Representative: James F. Crosby, P.O. Box 37205, Omaha, NE 68137. To operate as a *contract carrier*, by motor vehicle, in interstate or foreign commerce, over irregular routes, transporting *lumber, lumber products, and building materials*, (1) from points in MS, AR, LA, OK, TX, NM, and AZ, to points in IN, WI, IL, MN, IA, MO, ND, SD, NE, KS, OK, WY and CO, and (2) between points in TX and OK, on the one hand, and, on the other, points in AR, and (3) from points in KS to points in AR, OK, and TX, under continuing contract(s) with Chandler Corporation of Wichita, KS. (Hearing site: Kansas City, MO or Omaha, NE.)

MC 134022 (Sub-32F), filed September 7, 1979. Applicant: Richard A. Zima, d.b.a. ZIPCO, P.O. Box 715, West Bend, WI 53095. Representative: Nancy J. Johnson, 103 East Washington Street, Box 218, Crandon, WI 54520. Transporting *malt beverages*, from Fort Wayne, IN, to Sheboygan, WI. (Hearing site: Milwaukee or Madison, WI.)

MC 134813 (Sub-13F), filed September 26, 1979. Applicant: WESTERN CARTAGE, INC., 2921 Dawson Road, Tulsa, OK 74110. Representative: Michael R. Vanderburg, 5200 South Yale, Suite 400, Tulsa, OK 74135. To operate as a *contract carrier*, by motor vehicle, in interstate or foreign commerce, over *irregular routes*, transporting (1) *motor vehicle parts*, (2) *accessories, machine parts and accessories*, and the tools used in the manufacture of the commodities in (1) above and (3) *powdered metals, casings, fasteners and coatings*, between the facilities of Holley Carburetors in Warren, MI, Watervalley, MS, Bowling Green, KY, Paris, TN, and Sallisaw, OK, on the one hand, and, on the other, points in AL, AR, GA, IL, IN, IA, KY, MI, MN, MO,

MS, OH, OK, TN and WI, under continuing contract(s) with Holley Special Products, Division of Colt Industries, of Warren, MI. (Hearing site: Tulsa or Oklahoma City, OK.)

MC 136343 (Sub-183F), filed September 7, 1979. Applicant: MILTON TRANSPORTATION, INC., P.O. Box 355, Milton, PA 17847. Representative: Herbert R. Nurick, P.O. Box 1166, Harrisburg, PA 17108. Transporting *such commodities* as are dealt in or used by manufacturers and distributors of printed matter (except commodities in bulk) between the facilities of Danner Press Corporation, at Canton, OH, on the one hand, and, on the other, Chicago, IL, and points in CT, DE, FL, GA, ME, MD, MA, NH, NJ, NY, NC, PA, RI, SC, VT, VA, WV, TN, and DC. (Hearing site: Akron or Columbus, OH.)

MC 138242 (Sub-3F), filed September 7, 1979. Applicant: WESTERN CARTAGE, INC., 2921 Dawson Road, Tulsa, OK 74110. Representative: Michael R. Vanderburg, 3200 South Yale, Suite 400, Tulsa, OK 74135. Transporting (1) *plastic articles and (2) such equipment, materials and supplies* as are used in the manufacture and distribution of the commodities named in (1) above, (except commodities in bulk and those which because of size and weight require the use of special equipment), between the facilities of Fort Howard Paper Company, at or near Muskogee, OK on the one hand and on the other, points in AR, CO, KS, LA, MO, NE, NM, OK, TX and WI. (Hearing site: Washington, DC.)

MC 138762 (Sub-50F), filed September 24, 1979. Applicant: MUNICIPAL TANK LINES LIMITED, P.O. Box 3500, Calgary, Alberta, Canada T2P 2P9. Representative: Ray F. Koby, 314 Montana Building, Great Falls, MT 59401. Transporting, in foreign commerce only, *paint products* (in bulk, in tank vehicles), from ports of entry on the international boundary line between the United States and Canada in NY and MI, to Cleveland, OH. (Hearing site: Buffalo, NY or Washington, DC.)

MC 138882 (Sub-293F), filed September 17, 1979. Applicant: WILEY SANDERS TRUCK LINES, INC., P.O. Drawer 707, Troy, AL 36081. Representative: John J. Dykema (same address as applicant). Transporting (1) *Wrapping paper* from the facilities of Damsky Paper Company at Birmingham, AL to points in CT, DE, IA, LA, MA, MD, MI, MN, MO, NC, ND, PA, RI, SD and WV and (2) *Scrap and waste paper*, in the reverse direction. (Hearing site: Birmingham, AL or Montgomery, AL.)

MC 138882 (Sub-294F), filed September 17, 1979. Applicant: WILEY SANDERS TRUCK LINES, INC., P.O Drawer 707, Troy, AL 36081. Representative: John J. Dykema (same address as applicant). Transporting *Aircraft ground support equipment* (except commodities which by reason of size or weight require special equipment or handling). From Fargo, ND, Litchfield, Glenwood and Eagan, MN, to Miami, FL, Atlanta, GA, Newark, NJ, Boston, MA, Chicago, IL, New Orleans, LA, Mobile, AL, Jackson, MS, Richmond, VA, Columbia, SC, Windsor Locks, CT, Manchester, NH, Denver, CO, Salt Lake City, UT, Las Vegas, NV, and points in TX, OH, MI, MO, TN, CA, NC, PA, NY, and WA. (Hearing site: St. Paul, MN or Birmingham, AL.)

MC 138882 (Sub-295F), filed September 17, 1979. Applicant: WILEY SANDERS TRUCK LINES, INC., P.O Drawer 707, Troy, AL 36081. Representative: John J. Dykema (same address as applicant). Transporting *Alcholic beverages* (except in bulk) from San Jose CA, to points in IL, IN, KY, MI, MN, and OH. (Hearing site: San Jose, CA or Birmingham, AL.)

MC 139023 (Sub-12F), filed September 6, 1979. Applicant: 2–G TRANSPORTATION, INC., 12589 Rhode Island Avenue South, Savage, MN 55369. Representative: James E. Ballenthin, 630 Osborn Building, St. Paul, MN 55102. Transporting *malt beverages*, from Milwaukee, WI, to Minneapolis, MN. (Hearing site: St. Paul, MN.)

MC 139482 (Sub-149F), filed September 6, 1979. Applicant: NEW ULM FREIGHT LINES, INC., P.O. Box 877, New Ulm, MN 56073. Representative: James E. Ballenthin, 630 Osborn Building, St. Paul, MN 55102. Transporting (1) *television sets, radios, and audio equipment*, and (2) *accessories and parts* for the commodities in (1) above, from Bloomington and Indianapolis, IN, to points in SD. (Hearing site: Indianapolis, IN.)

MC 139482 (Sub-157F), filed September 4, 1979. Applicant: NEW ULM FREIGHT LINES, INC., P.O. Box 877, New Ulm, MN 56073. Representative: Samuel Rubenstein, 301 North Fifth Street, Minneapolis, MN 55403. Transporting *organic compounds, fatty acid, fatty acid products, and resins plasticizers*, between Janesville, WI and Mapleton, IL, on the one hand, and, on the other, Oakland and Los Angeles, CA. (Hearing site: Minneapolis or St. Paul, MN.)

MC 139482 (Sub-158F), filed September 4, 1979. Applicant: NEW ULM FREIGHT LINES, INC., P.O. Box 877, New Ulm, MN 56073. Representative: Samuel Rubenstein, 301 North Fifth Street, Minneapolis, MN 55403. Transporting *maintenance and industrial chemicals* from Indianapolis, IN, to Los Angeles, CA, and Tampa, FL. (Hearing site: Minneapolis or St. Paul, MN.)

MC 139923 (Sub-66F), filed September 27, 1979. Applicant: MILLER TRUCKING CO., INC., P.O. Box Drawer "D", Stroud, OK 74079. Representative: Jack H. Blanshan, Suite 200, 205 West Touhy Avenue, Park Ridge, IL 60068. Transporting *plastic articles and such equipment, materials and supplies as are used in the manufacture and distribution of plastic articles* (except commodities in bulk and those which because of size and weight require the use of special equipment), between the facilities of Fort Howard Paper Company at or near Muskogee, OK, on the one hand, and, on the other, points in AZ, CA, ID, MT, NV, OR, UT, WA and WY. (Hearing site: Washington, DC.)

Note.—Dual operations may be involved.

MC 140563 (Sub-44F), filed September 6, 1979. Applicant: W. T. MYLES TRANSPORTATION CO., a corporation, P.O. Box 321, Conley, GA 30027. Representative: Archie B. Culbreth, Suite 202/2200 Century Parkway, Atlanta, GA 30345. Transporting (1) *fibrous glass products, fibrous glass, mineral wool, mineral wool products, insulating products, and air ducts* (except commodities in bulk), and (2) *materials, equipment, and supplies* used in the manufacture of the commodities in (1) above (except commodities in bulk), between the facilities of CertainTeed Corporation, at or near Athens, Atlanta, and Chamblee, GA, on the one hand, and, on the other, those points in the United States in and east of MT, WY, CO, and NM. (Hearing site: Atlanta, GA.)

MC 141312 (Sub-9F), filed September 26, 1979. Applicant: DOKTER TRUCKING CORP., P.O. Box 408, Weeping Water, NE 68463. Representative: Bradford E. Kistler, P.O. Box 82028, Lincoln, NE 68501. To operate as a *contract carrier*, by motor vehicle, in interstate or foreign commerce over irregular routes, transporting (1) *Fertilizer*, from Omaha, NE, to points in IA, IL, KS, MN, MO and SD, under continuing contract(s) with the Agricultural Chemicals Division of Kaiser Aluminum & Chemical Sales, Inc., of Savannah, GA; and (2) *Limestone, limestone products and dicalcium phosphate*, from Weeping Water, NE to points in IA, KS, MO and SD, under a continuing contract(s) with American Cyanamid Company of

Princeton, NJ. (Hearing site: Omaha, NE.)

MC 141402 (Sub-42), filed September 24, 1979. Applicant: LINCOLN FREIGHT LINES, INC., P.O. Box 427, Lapel, IN 46051. Representative: Norman R. Garvin, 1301 Merchants Plaza, Indianapolis, IN 46204. To operate as a *contract carrier,* by motor vehicle, in interstate or foreign commerce, over irregular routes, transporting (1) *Moulded wood pulp articles,* from Gary and Hammond, IN, to points in NE, KS, OK, TX, AR, LA, MO, IA, MN, WI, IL, MI, OH, KY, TN, AL, MS, FL, GA, NC, SC, VA, WV, PA, DE, NJ, DC, NY, CT, MA, and RI; (2) *Plastic articles,* from Troy, OH and Memphis, TN to points in NE, KS, OK, TX, AR, LA, MO, IA, MN, WI, IL, IN, MI, KY, AL, MS, FL, GA, NC, SC, VA, WV, PA, DE, NJ, DC, NY, CT, MA, and RI; and (3) *Materials, equipment and supplies,* used in the manufacture and distribution of the commodities in (1) and (2) above (except commodities in bulk), in the reverse directions, under continuing contract(s) with Keyes Fibre Company, of Waterville, ME. (Hearing site: Indianapolis, IN, or Chicago, IL.)

MC 141443 (Sub-39F), filed September 10, 1979. Applicant: JOHN LONG TRUCKING, INC., 1030 East Denton, Sapulpa, OK 74066. Representative: Wilburn L. Williamson, Suite 615–East 2601 Northwest Expressway, Oklahoma City, OK 73112. Transporting *paper and paper products,* from Pine Bluff, AR, to points in KS, LA, MO, OK and TX. (Hearing site: Dallas, TX.)

MC 141532 (Sub-43), filed September 4, 1979. Applicant: PACIFIC STATES TRANSPORT, INC., 3328 East Valley Road, Renton, WA 98055. Representative: Henry C. Winters, 525 Evergreen Building, Renton, WA 98055. Transporting *refractory products,* from the facilities of Interpace Corporation at or near Pittsburg, CA to points in ID, NV, OR, UT, and WA. (Hearing site: Los Angeles, CA.)

MC 142603 (Sub-17F), filed September 25, 1979. Applicant: CONTRACT CARRIERS OF AMERICA, INC., P.O. Box 1968, Springfield, VA 01101. Representative: S. Michael Richards, P.O. Box 225, Webster, NY 14580. To operate as a *contract carrier,* by motor vehicle, in interstate or foreign commerce, over irregular routes, transporting *general commodities* (except articles of unusual value, classes A and B explosives, commodities in bulk, commodities which because of size or weight, require the use of special equipment, and household goods as defined by the Commission), between points in the United States (except AK and HI), restricted to traffic originating at or destined to the plants and warehouses of the Bendix Corporation, under continuing contract(s) with the Bendix Corporation, of Southfield, MI. (Hearing site: Detroit, MI or Springfield, MA.)

MC 142743 (Sub-19F), filed September 23, 1979. Applicant: FAST FREIGHT SYSTEMS, INC., P.O. Box 132C, Tupelo, MS 38801. Representative: Martin J. Leavitt, 22375 Haggerty Road, P.O. Box 400, Northville, MI 48167. Transporting *Roofing and building materials,* and *materials, equipment and supplies* used in or incidental to the manufacture, installation and distribution of roofing and building materials, between the plant site and warehouses of Georgia-Pacific Corporation, Gypsum Division, at or near Hampton, Henry County, GA, on the one hand, and, on the other, points in the United States in and east of ND, SD, NE, KS, OK and TX. (Hearing site: Washington, D.C. or; Atlanta, GA.)

MC 143003 (Sub-5F), filed September 6, 1979. Applicant: GEORGE L. MORROW TRUCKING COMPANY, INC., 429 North Seventh St., Raymondville, TX 78580. Representative: Harry F. Horak, Suite 115, 5001 Brentwood Stair Rd., Fort Worth, TX 76112. To operate as a *common carrier,* by motor vehicle, in foreign commerce only, over irregular routes, transporting *animal feed and animal feed ingredients,* from Harlingen, TX, to Brownsville TX, restricted to the transportation of traffic having a subsequent movement by water. (Hearing site: San Antonio or Fort Worth, TX.)

MC 143032 (Sub-297F), filed September 18, 1979. Applicant: THOMAS J. WALCZYNSKI, d.b.a. WALCO TRANSPORT, 3112 Truck Center Drive, Duluth, MN 55806. Representative: William J. Gambucci, 414 Gate City Building, P.O. Box 1680, Fargo, ND 58107. Transporting *Iron and steel, and iron and steel articles,* from the facilities of United States Steel Corporation at or near Gary, IN, South Chicago, Joliet and Waukegan, IL to points in MN and WI (except Milwaukee, Kenosha and Racine Counties). (Hearing site: Minneapolis, MN.)

MC 143433 (Sub-11F), filed September 6, 1979. Applicant: B. L. GILBERT d.b.a. GILBERT TRUCKING CO., 310 S. First Ave., Stroud, OK 74079. Representative: Greg E. Summy, P.O. Box 1540, Edmond, OK 73034. Transporting *foodstuffs,* between Columbus, OH, on the one hand, and, on the other, points in NY, NJ, PA, DE, MD, VA, WV, NC, SC, GA, FL, AL, MS, TN, KY, IN, MT, WI, MN, IL, IA, MO, AR, LA, TX, OK, KS, NE, CO, NM, AZ, UT, NV, and CA. (Hearing site: Columbus, OH or Oklahoma City, OK.)

MC 143812 (Sub-18F), filed September 4, 1979. Applicant: MARTIN E. VAN DIEST d.b.a. M. VAN DIEST COMPANY, 8087 Victoria Avenue, Riverside, CA 92504. Representative: William J. Monheim, P.O. Box 1756, Whittier, CA 90609. Transporting *Alcohol,* in bulk, from Bellingham, WA to points in CA. (Hearing site: San Francisco, CA.)

MC 144122 (Sub-60), filed September 18, 1979. Applicant: CARRETTA TRUCKING, INC., South 160, Route 17 North, Paramus, NJ 07652. Representative: Charles J. Williams, 1815 Front Street, Scotch Plains, NJ 07076. Transporting *general commodities* (except those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment), from Baltimore, MD, Philadelphia, PA, New York, NY, New Haven, CT, and Boston, MA, to points in CA, restricted to the transportation of traffic moving on bills of lading of freight forwarders.

MC 144323 (Sub-1F), filed September 17, 1979. Applicant: RICHARD P. CHARAPATA d.b.a. CHARAPATA TRUCKING, N30 W26466 Peterson Drive, Pewaukee, WI 53072. Representative: Daniel R. Dineen, Suite 412, Empire Bldg., 710 N. Plankinton Avenue, Milwaukee, WI 53203. To operate as a *contract carrier,* by motor vehicle, in interstate or foreign commerce, over irregular routes transporting *Steel wire and steel rods,* from the facilities of Charter Rolling Division, Charter Manufacturing Co., Inc., at Saukville, WI, to the facilities of National Lockwasher Division, Charter Manufacturing Co., Inc., at North Branch, NJ, under a continuing contract(s) with Charter Manufacturing Co., Inc., of Saukville, WI. (Hearing site: Milwaukee, WI.)

MC 144503 (Sub-22F), filed September 4, 1979. Applicant: ADAMS REFRIGERATED EXPRESS, INC., P.O. Box F, Forest Park, GA 30050. Representative: Virgil H. Smith, Suite 12, 1587 Phoenix Boulevard, Atlanta, GA. 30349. Transporting *pickles, pickle products, and sauerkraut* (except commodities in bulk), in vehicles equipped with mechanical refrigeration, from Chicago, IL, to points in GA, FL, NC, SC, AL, KY, and TN. (Hearing site: Atlanta, GA.)

MC 144622 (Sub-99F), filed September 7, 1979. Applicant: GLENN BROS. TRUCKING, INC., P.O. Box 9343, Little Rock, AR 72219. Representative: Robert

D. Gisvold, 1000 First National Bank Building, Minneapolis, MN 55402. Transporting *such commodities* as are dealt in or used by manufacturers of animal feed (except commodities in bulk), between Mattoon, IL, Hutchinson, KS, Columbus, OH, Ogden, UT, and points in Los Angeles and Orange Counties, CA, on the one hand, and, on the other, points in the United States (except AK and HI), restricted to the transportation of traffic originating at or destined to the facilities used by Kal-Kan, Inc. (Hearing site: Los Angeles or San Francisco, CA.)

MC 145072 (Sub-24F), filed September 6, 1979. Applicant: M. S. CARRIERS, INC., 7372 Eastern Ave., Germantown, TN 38138. Representative: A. Doyle Cloud, Jr., 2008 Clark Tower, 5100 Poplar Ave., Memphis, TN 38137. Transporting (1) *cloths, rags, pads, plastic articles, paper articles, pulpboard articles, and cleaning compounds,* from Memphis, TN, to points in AL, AR, DE, GA, IL, IN, KY, LA, MA, MI, MS, MO, NJ, NY, NC, OH, OK, PA, SC, TX, and WI, (2) *paper and plastic articles,* from Hammond, IN, Crossett, AR, and Hammond and Monroe, LA, to Nashville, TN and points in MS, and (3) *materials, equipment, and supplies* used in the manufacture of the commodities in (1) above, from points in OK, AR, IN, TX, AL, PA, LA, GA, MI, IL, OH, and NJ, to Memphis, TN. (Hearing site: Memphis, TN.)

MC 145072 (Sub-26F), filed September 6, 1979. Applicant: M. S. CARRIERS, INC., 7372 Eastern Ave., Germantown, TN 38138. Representative: A. Doyle Cloud, Jr., 2008 Clark Tower, 5100 Poplar Avenue, Memphis, TN 38137. Transporting *pipe fittings, and materials and supplies* used in manufacture of pipefittings between the facilities of Taylor Forge, Division Gulf & Western Manufacturing Co., at or near Ackerman, MS, on the one hand, and, on the other, points in AL, GA, OH, OK, IL, MI, TN, TX, PA, NJ, WV, VA, LA, NY, KY, AR, MD, IN, and MO. (Hearing site: Memphis, TN.)

MC 145152 (Sub-113F), filed September 17, 1979. Applicant: BIG THREE TRANSPORTATION, INC., P.O. Box 706, Springdale, AR 72764. Representative: Don Garrison, P.O. Box 159, Rogers, AR 72756. Transporting (1) *such merchandise* as is dealt in by wholesale, retail, chain grocery and food business houses and agricultural feed business houses, soy products, paste, flour products, dairy based products, and (2) *materials, ingredients, equipment, and supplies* used in the manufacture and distribution and sale of the commodities in (1) above (except in bulk), between points in the United States (except AK and HI), restricted to the transportation of traffic originating at or destined to the facilities used by Ralston Purina Company. (Hearing site: St. Louis, MO or Fayetteville, AR.)

MC 145763 (Sub-4F), filed September 24, 1979. Applicant: INTER-COASTAL, INC., 131 Beaverbrook Rd., Lincoln Park, NJ 07035. Representative: Alan Kahn, 1920 Two Penn Center Plaza, Philadelphia, PA 19102. To operate as a *contract carrier,* by motor vehicle, in interstate or foreign commerce, over irregular routes, transporting *foodstuffs and food curing and preserving compounds* (except in bulk, in vehicles requiring mechanical refrigeration), for the facilities of Ragu Foods in or near Rochester and Manchester NY, to points in MD, VA, and those points in PA on and east of U.S. Route 15, under continuing contract(s) with Ragu Foods, Inc., of Greenwich, CT. (Hearing site: Washington, DC or Philadelphia, PA.)

MC 145963 (Sub-1F), filed September 27, 1979. Applicant: NICK MIELE TRUCKING COMPANY, INC., 475 Sonia Avenue, Matawan, NJ 07747. Representative: William J. Augello, 120 Main Street, P.O. Box Z, Huntington, NY 11743. To operate as a *contract carrier,* by motor vehicle, in interstate or foreign commerce, over irregular routes, transporting *Fruit drinks,* non-carbonated, liquid, powder and crystal (except in bulk, in tank vehicles), and *Chilled Juice,* in vehicles equipped with mechanical refrigeration (except in bulk, in tank vehicles), from Florence, Hightstown and Vincentown, NJ to points in CT, New York, NY, Suffolk County, NY; York, PA and those points in PA on and east of the Susquehanna River. (Hearing site: New York, NY.)

MC 146293 (Sub-34F), filed September 28, 1979. Applicant: REGAL TRUCKING CO., INC., 95 Lawrenceville, Industrial Park Circle NE., Lawrenceville, GA 30245. Representative: Richard M. Tettelbaum, Fifth Floor, Lenox Towers South, 3390 Peachtree Road NE., Atlanta, GA 30326. Transporting (1) *Carpet strip, molding, staples, tools, nails, adhesives, solvents, stains, wood preservatives* (except in bulk), and (2) *materials, equipment and supplies used in the manufacture, distribution and sale of the commodities in (1) above* (except in bulk), (a) between points in Los Angeles County, CA and Calexico, CA; (b) from points in Los Angeles County and Calexico, CA, to points in the U.S. on and east of U.S. Hwy 85, and (c) between points in the U.S. on and east of U.S. Hwy 85. (Hearing site: Los Angeles, CA.)

MC 146293 (Sub-42F), filed September 27, 1979. Applicant: REGAL TRUCKING CO., INC., 95 Lawrenceville, Industrial Park Circle, Lawrenceville, GA 30245. Representative: Richard M. Tettelbaum, Fifth Floor, Lenox Towers South, 3390 Peachtree Road NE., Atlanta, GA 30326. Transporting *Paper and paper products,* and *materials, equipment, and supplies used in the manufacture or distribution of paper and paper products,* from Green Bay, Fond du Lac, Marinette and Oconto Falls, WI, to points in IL, IN, NY, OH and PA. (Hearing site: Atlanta, GA.)

MC 146293 (Sub-43F)), filed September 27, 1979. Applicant: REGAL TRUCKING CO., INC., 95 Lawrenceville Industrial Park Circle, Lawrenceville, GA 30245. Representative: Richard M. Tettelbaum, Fifth Floor, Lenox Towers South, 3390 Peachtree Road NE., Atlanta, GA 30326. Transporting *Paper and paper products,* from Mobile, AL, to points in DE, IL, IN, MD, NJ, NY, OH, PA, and DC. (Hearing site: Atlanta, GA.)

MC 146522 (Sub-8F), filed September 27, 1979. Applicant: ADRIAN CARRIERS, INC., 1826 Rockingham Road, Davenport, IA 52808. Representative: James M. Hodge, 1980 Financial Center, Des Moines, IA 50309. To operate as a *contract carrrier,* by motor vehicle, in interstate or foreign commerce, over irregular routes transporting, (1) *Bakery goods,* from Davenport, IA and Carrollton, MO to points in CT, IA, IL, IN, KY, MA, MD, MI, MN, MO, NY, OK, OH, PA, TN and WI and (2) *Materials, ingredients and supplies* used in the manufacture, distribution and sale of the commodities in (1) above, (except commodities in bulk), from points in CT, IA, IL, IN, KY, MA, MD, MI, MN, MO, NY, OK, OH, PA, TN, and WI to Davenport, IA and Carrollton, MO under continuing contract(s) with Capitol Baking Corp. of Davenport, IA. (Hearing Site: Davenport, IA; Chicago, IL.)

MC 146763 (Sub-6F), filed September 7, 1979. Applicant: IOWA CALIFORNIA EXPRESS, INC., 4455 South 110th St., Omaha, NE 68137. Representative: Norman C. Drennen (same address as applicant). Transporting (1) *chemicals,* and (2) *materials, equipment, and supplies,* used in the manufacture and distribution of chemicals, from Omaha, NE, to Auburn, Yakima, Spokane, and Seattle, WA, Santa Fe Springs, Emeryville, San Francisco, and Los Angeles, CA, Eugene and Portland, OR, and Twin Falls, Boise, Pocatello, and Idaho Falls, ID, restricted to the transportation of traffic originating at the named origin and destined to the named destinations. (Hearing site: Omaha, NE.)

MC 146782 (Sub-15F), filed September 10, 1979. Applicant: ROBERTS

CONTRACT CARRIER CORPORATION, 300 First Avenue, South, Nashville, TN 37201. Representative: Stephen L. Edwards, 806 Nashville Bank & Trust Building, Nashville, TN 37201. Transporting *iron and steel articles*, from the facilities of Tennessee Forging Steel Corporation, at or near (a) Newport, AR, and Harriman, TN, to points in AL, AR, FL, GA, IL, IN, KY, LA, MD, (b) lower peninsula of MI, MS, NC, NJ, OH, PA, SC, TN, TX, VA, and WV. (Hearing site: Nashville, TN or Newport, AR.)

MC 146782 (Sub-17F), filed September 7, 1979. Applicant: ROBERTS CONTRACT CARRIER CORPORATION, 300 First Avenue, South, Nashville, TN 37201. Representative: Stephen L. Edwards, 806 Nashville Tank & Trust Building, Nashville, TN 37201. Transporting (1) *zinc and zinc articles*, and (2) *equipment, materials and supplies* (except commodities in bulk), used in the manufacture and distribution of the commodities in (1) above, between the facilities of Jersey Miniere Zinc Company, in Montgomery County, TN, on the one hand, and, on the other, those points in the United States in and east of ND, SD, NE, KS, OK, and TX, restricted to the transportation of traffic originating at or destined to the named facilities. (Hearing site: Nashville, TN.)

MC 146862 (Sub-3F), filed September 25, 1979. Applicant: CREECH BROTHERS TRUCK LINES, INC., 100 Industrial Drive, Troy, MO 63379. Representative: Richard A. Mehley, 1000 16th Street, NW., Washington, DC 20036. To operate as a *contract carrier*, by motor vehicle, in interstate or foreign commerce, over irregular routes, transporting, (A)(1) *deodorants, disinfectants, breath fresheners, cleaning compounds, scouring pads, swimming pool treatment compounds*, and *insecticides* (except commodities in bulk, in tank vehicles), and (2) *materials, supplies and equipment* used by deodorant and cleaning compound manufacturers (except commodities in bulk, in tank vehicles), between points in AL, AZ, AR, CA, CO, CT, DE, FL, GA, IL, IN, IA, KS, KY, LA, MD, MA, MI, MS, MO, NE, NH, NJ, NY, NC, OH, OK, PA, RI, SC, TN, TX, UT, VA, WA, WV, VY, WI, and DC. Under continuing contract(s) with Airwick Industries, Inc., of Carlstadt, NJ; and (B)(1) *Printed matter* and (2) *supplies and equipment used by book publishing* and book printing companies (except commodities in bulk), between points in AR, CA, CT, FL, GA, IL, IN, KY, LA, MD, MA, MI, MO, NJ, NY, OH, OR, PA, TN, TX, WI. Under continuing contrast(s) with Harper & Row Publishers, Inc. of Scranton, PA. (Hearing site: St. Louis, MO, or Washington, DC.)

MC 147242 (Sub-5F), filed September 27, 1979. Applicant: 12–90 PLAZA CORP. T/A PLAZA FREIGHT TRANSPORT, 12–90 Plaza Road, Fair Lawn, NJ 07410. Representative: Arthur Liberstein, 888 Seventh Avenue, New York, NY 10019. To operate as *a contract carrier*, in interstate or foreign commerce, by motor vehicle, over irregular routes, transporting *Drugs, sugar cane, acids*, and *animal feed supplements* (except commodities in bulk) between Belvidere, NJ on the one hand, and, on the other, Bell, San Leandro and Fresno, CA, Des Plaines, IL; Ames, IA and Dallas TX, under continuing contract(s) with Hoffman La Roche, Inc, of Nutley, NJ. (Hearing site: New York, NY.)

MC 147323 (Sub-3F), filed September 7, 1979. Applicant: HADDAD TRANSPORTATION, INC., 5000 Wyoming, Dearborn, MI 48126. Representative: James F. Schouman, 21925 Garrison, Dearborn, MI 48124. Transporting (1) *iron and steel articles*, and (2) *materials, equipment and supplies* used in the manufacture or distribution of the commodities in (1) above (except commodities in bulk, in tank vehicles), between the facilities of Northwestern Steel and Wire Company, at Sterling, IL, on the one hand, and, on the other, points in the United States (except AK and HI). (Hearing site: Detroit, MI or Washington, DC.)

MC 147522 (Sub-1F), filed September 9, 1979. Applicant: GEORGE JOSEPH BRZEZINSKI, d.b.a. Shur-Way Moving & Cartage Co., 125 Baker Road, Rondout, IL 60048. Representative: Carl L. Steiner, 39 South LaSalle Street, Chicago, IL 60603. Transporting *used household goods*, between points in the United States (including AK and HI, but excluding MT, ND, and SD). (Hearing site: Chicago, IL.)

MC 147562 (Sub-3F), filed September 17, 1979. Applicant: BOLDEMANN CHOCOLATE CO., INC., 1515 Pacific St., Union City, CA 94587. Representative: Walter H. Walker, 100 Pine St., Suite 2550, San Francisco, CA 94111. To operate as a *contract carrier*, by motor vehicle, in interstate or foreign commerce, over irregular routes, transporting *liquid sweetner*, from the facilities of Amstar Corporation, Spreckels Sugar Division, at Dimmitt, TX, to the facilities of Amstar Corporation, Spreckels Sugar Division, at Los Angeles and Manteca, CA, under continuing contract(s) with Amstar Corporation, Spreckels Sugar Division, of San Francisco, CA. (Hearing site: San Francisco, CA.)

MC 147632 (Sub-3F), filed September 14, 1979. Applicant: M & M FARM LINES, INC., Route 1, Bertrand, MO 63823. Representative: Thomas F. Kilroy, Suite 406/Executive Bldg., 6901 Old Keene Mill Rd., Springfield, VA 22150. Transporting *fluorescent lighting fixtures* and *parts and accessories*, from points in Bucks and Philadelphia Counties PA, to points in AZ, CA, CO, ID, MT, NV, NM, OR, UT, WA, and WY. (Hearing site: Philaldelphia, PA or Washington, DC.)

MC 147703 (Sub-2F), filed September 11, 1979. Applicant: J. A. AUGER, INC., P.O. Box 343, Farmerville, LA 71241. Representative: Sherri Roberts, P.O. Box 288, Monroe, LA 71201. Transporting *wood residuals, chips, shavings, sawdust and waste*, from Farmerville, LA to Crossett, AR. (Hearing site: Monroe or Baton Rouge, LA.)

MC 147813 (Sub-2F), filed September 7, 1979. Applicant: SUPERIOR TRUCK LEASING, INC., 4315 South 79th Street, Omaha, NE 68127. Representative: Paul D. Kratz, Suite 610, 7171 Mercy Road, Omaha, NE 68106. Transporting *meats, meat products, and meat byproducts and articles distributed by meat-packing houses* as described in Sections A & C of Appendix I to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766, from Dakota City, NE and Emporia, KS, to Erie and King of Prussia, PA. (Hearing site: Omaha, NE.)

MC 147832 (Sub-2F), filed September 4, 1979. Applicant: JIM EDDLEMAN d.b.a. J & J CATTLE CO., 3395 Wright Street, Wheat Ridge, CO 80033. Representative: John H. Lewis, The 1650 Grant St. Bldg., Denver, CO 80203. Transporting *meats, meat products, and meat byproducts and articles distributed by meat-packing houses*, as described in Sections A & C of Appendix I to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766 (except commodities in bulk, in tank vehicles), from Denver, CO, to points in AZ, CA, OR, UT, TX, and WA. (Hearing site: Denver, CO.)

MC 147953 (Sub-1F), filed September 18, 1979. Applicant: HART TRUCKING, INC., P.O. Box 650, Millers Creek, NC 28651. Representative: Paul F. Beery, 275 E. State Street, Columbus, OH 43215. To operate as a *contract carrier*, by motor vehicle in interstate or foreign commerce, over irregular routes, transporting *such commodities* as are dealt in by wholesale, retail, and chain grocery and food business houses, and *equipment, materials, and supplies* used in manufacture and distribution of the commodities in (1) above, (except commodities in bulk), between

Cincinnati and Columbus, OH, on the one hand, and, on the other, points in TN, TX, VA, WV, AR, GA, NC, SC, FL, LA, MS, AL, KY, and points in PA on and west of U.S. Hwy 219, under continuing contract(s) with the Kroger Co., of Cincinnati, OH. (Hearing site: Columbus, OH.)

MC 147972 (Sub-2F), filed September 5, 1979. Applicant: DAVE C. BARSTOW, d.b.a. DAVE BARSTOW TRUCKING, Route 1, St. Croix Falls, WI 54024. Representative: Stanley C. Olsen, Jr., 4601 Excelsior Boulevard, Minneapolis, MN 55416. Transporting (1) *sand, gravel, rock, stone,* and (2) *aggregates* of the commodities in (1) above, from Dresser, WI, to points in MN. (Hearing site: Minneapolis, MN.)

MC 148163 (Sub-1F), filed September 4, 1979. Applicant: SYLVAN FAAS d.b.a. FAAS TRANSPORT CO., Rural Route #1, Lyle, MN 55953. Representative: James M. Hodge, 1980 Financial Center, Des Moines, IA 50309. Transporting *liquid fertilizer solution,* in bulk, (1) from Grafton, IA, to points in Freeborn, Mower, Fillmore and Houston Counties, MN, and, (2) from Winona and Savage, MN to points in Worth, Cerro Gordo, Floyd, Mitchell and Howard Counties, IA. (Hearing Site: Minneapolis, MN.)

MC 148252F), filed September 6, 1979. Applicant: KEN CRUISE & SON TRUCKING COMPANY, a corporation, Box 55, Henry, VA 24102. Representative: Wilmer B. Hill, 805 McLachlen Bank Building, 666 Eleventh Street, NW, Washington, D.C. 20001. Transporting *such commodities* as are dealt in by agricultural feed business houses, between points in DE, MD, NC, PA, TN, VA, and WV, restricted to the transportation of traffic originating at or destined to the facilities used by Ralston Purina Company. (Hearing site: Washington, DC, or Roanoke, VA.)

MC 148263F, filed September 18, 1979. Applicant: FLEETWOOD TRUCKING COMPANY, Route #1, Spalding, MI 49826. Representative: Edward Malinzak, 900 Old Kent Building, Grand Rapids, MI 49503. To operate as a *contract carrier,* by motor vehicle, in interstate or foreign commerce, over irregular routes, transporting *lumber,* between the facilities of Johnson Lumber Company, a Division of the Mead Corporation, at Hermansville, MI, on the one hand, and, on the other, points in IL, IN, and WI, under continuing contract(s) with Johnson Lumber Company, a Division of the Mead Corporation, of Hermansville, MI. (Hearing site: Lansing, MI or Chicago, IL.)

MC 148293F, filed September 26, 1979. Applicant: S & K MOTOR TRANS., INC., 34 Murdock St., Somerville, MA 02145. Representative: James F. Martin, Jr., 8 W. Morse Rd., Bellingham, MA 02019. To operate as a *contract carrier,* by motor vehicle, in interstate or foreign commerce, over irregular routes, transporting *refined cane sugar,* between the facilities of Revere Sugar Corporation, at Boston, MA, on the one hand, and, on the other, points in ME, NH, VT, RI, CT, and Brooklyn, NY, under continuing contract(s) with Revere Sugar Corporation, of Boston, MA. (Hearing site: Boston, MA.)

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Decided: January 28, 1980.

By the Commission, Review Board Number 1, Members Carleton, Joyce and Jones.

MC 2052 (Sub-23F), filed August 3, 1979. Applicant: BLAIR TRANSFER, INC., 203 South Ninth, Blair, NE 68008. Representive: Arlyn L. Westergren, Suite 106, 7101 Mercy Rd., Omaha, NE 68106. Transporting (1) *craft, art, and hobby supplies,* and (2) *materials and equipment* used in the manufacture and distribution of the commodities in (1) above (except commodities in bulk), between the facility of Artex Hobby Products, Inc., at or near Lexington, SC, and Lima, OH, restricted to the transportation of traffic originating at or destined to the facilities of Artex Hobby Products, Inc. (Hearing site: Chicago, IL or Omaha, NE.)

MC 2253 (Sub-102F), filed August 7, 1979. Applicant. CAROLINA FREIGHT CARRIERS CORPORATION, P.O. Box 697, Cherryville, NC 28021. Representative: J. S. McCallie (same address as applicant). Transporting *lumber* from points in GA to those points in MI on and south of a line starting at Port Huron, MI, then over MI Hwy 25 to Bay City, MI, then over U.S. Hwy 10 to Ludington, MI, and those points in IN on and north of IN Hwy 28. (Hearing site: Detroit, MI.)

MC 2473 (Sub-20F), filed August 6, 1979. Applicant: BILLINGS TRANSFER CORP., INC., Green Needles Rd., Lexington, NC 27292. Representative: Irvin W. Albert (same address as applicant). Transporting *such commodities* as are dealt in by department stores, from Dover, DE, to Charlotte, NC. (Hearing site: Charlotte or Greensboro, NC.)

MC 9812 (Sub-14F), filed August 6, 1979. Applicant C. F. KOLB TRUCKING COMPANY, INC., Rural Route 1, Box 294, Mt. Vernon, IN 47620. Representative: Constance J. Goodwin, Suite 800, Circle Tower Building, Five East Market Street, Indianapolis, IN 46204. Transporting (1) *plastic, plastic articles, plastic pipe and plastic fittings* (except in bulk), from the facilities of Robintech, Inc., at (a) Anderson, SC, (b) Danville, IL, (c) Mt. Vernon, IN, (d) Rolla, MO, (e) Slidell, LA, (f) Springfield, KY, (g) Binghamton, NY, (h) West Palm Beach, FL, and (i) Wichita Falls, TX, to points in AZ, AR, CA, CO, CT, FL, GA, IL, IN, IA, KS, KY, LA, MD, MA, MI, MN, MS, MO, ND, NE, NV, NJ, NM, NY, NC, OH, OK, PA, SC, SD, TN, TX, UT, VA, WV and WI, and (2) *materials, equipment and supplies,* used in the manufacture, distribution and sale of the commodities in (1) above, in the reverse direction. (Hearing site: St. Louis, MO, or Chicago, IL.)

MC 24583 (Sub-26F), filed August 20, 1979. Applicant: FRED STEWART COMPANY, a corporation, P.O. Box 665, Magnolia, AR 71753. Representative: James M. Duckett, 927 Pyramid Life Building, Little Rock, AR 72201. Transporting *liquid chemicals,* in bulk, in tank vehicles, from points in Columbia County, AR, to points in AL, LA, MS, MO, TN, and TX. (Hearing site: Little Rock, AR or New Orleans, LA.)

MC 61592 (Sub-462F), filed June 26, 1979. Applicant: JENKINS TRUCK LINE, INC., P.O. Box 697, Jeffersonville, IN 47130. Representative: Donald W. Smith, P.O. Box 40248, Indianapolis, IN 46240. Transporting *panels, panel blanks and panel sections,* from Louisville, KY, to points in IN, OH, MI, WI, IL, PA, TN, WV, MD, VA, NY, NC, SC, AL, GA, MS, LA, AR, IA, KY, MO, KS, MN, and DC. (Hearing site: Louisville, KY.)

MC 61592 (Sub-465F), filed August 6, 1979. Applicant: JENKINS TRUCK LINE, INC., P.O. Box 697, Jeffersonville, IN 47130. Representative: E. A. DeVine, P.O. Box 737, Moline, IL 61265. Transporting *such commodities* as are dealt in or used by manufacturers and distributors of agricultural and industrial equipment (except commodities in bulk), between those points in the United States in and east of ND, SD, NE, KS, OK, and TX. (Hearing site: Chicago, IL.)

MC 61592 (Sub-468F), filed August 7, 1979. Applicant: JENKINS TRUCK LINE, INC., P.O. Box 697, Jeffersonville, IN 47130. Representative: Donald W. Smith, P.O. Box 40248, Indianapolis, IN 46240. Transporting *iron and steel articles,* from the facilities of Connors Steel Co., Inc., at Huntington, WV, to points in the United States (except AK and HI). (Hearing site: Washington, DC.)

MC 71593 (Sub-46F), filed August 3, 1979. Applicant: FORWARDERS TRANSPORT, INC., 1608 E. Second Street, Scotch Plains, NJ 07076. Representative: Charles J. Williams, 1815 Front Street, Scotch Plains, NJ 07076. Transporting *such commodities*

as are dealt or used by retail stores (except commodities in bulk, those of unusual value, classes A and B explosives, those requiring special equipment, and foodstuffs), from the facilities of United States Packing & Shipping Co., Inc., at Jersey City, NJ, to points in AR, IA, KY, LA, OK, TN, and TX. (Hearing site: New York, NY.)

MC 82063 (Sub-111F), filed August 3, 1979. Applicant: KLIPSCH HAULING CO., a corporation, 10795 Watson Rd., Sunset Hills, MO 63127. Representative: E. Stephen Heisley, 805 McLachlen Bank Building, 666 Eleventh St., NW., Washington, DC 20001. Transporting *liquid chemicals,* in bulk, in tank vehicles, from the facilities of PPG Industries, Inc., at (a) Lake Charles, LA, and (b) Beaumont and LaPorte, TX, to points in the United States (except AK and HI). (Hearing site: St. Louis, MO or Washington, DC.)

MC 82492 (Sub-246F), filed August 23, 1979. Applicant: MICHIGAN & NEBRASKA TRANSIT CO., INC., 2109 Olmstead Rd., P.O. Box 2853, Kalamazoo, MI 49003. Representative: Dewey R. Marselle (same address as applicant). Transporting (1) *such commodities* as are dealt in by food business houses, and (2) *materials, equipment, and supplies,* for the commodities in (1) above (except commodities in bulk), between points in IN, IL, IA, KS, KY, MN, MI, MO, NE, NY, ND, OH, PA, SD, TN, and WI. (Hearing site: Washington, DC or Chicago, IL.)

MC 89673 (Sub-34F), filed August 13, 1979. Applicant: KRAJACK TANK LINES, INC., 480 E. Westfield Ave., Roselle Park, NJ 07204. Representative: Morton E. Kiel, Suite 1832, 2 World Trade Center, New York, NY 10048. Transporting (1) *soaps and disinfectants,* and (2) *materials and supplies,* used in the manufacture and distribution of the commodities in (1) above, in bulk, in tank vehicles, between the facilities of Onyx Chemical Corp., Millmaster Onyx Group, Kewanee Industries, Inc., in Jersey City, NJ, on the one hand, and, on the other, points in the United States (except AK and HI). (Hearing site: New York, NY.)

MC 105813 (Sub-263F), filed August 3, 1979. Applicant: BELFORD TRUCKING CO., INC., 1759 S.W. 12th St., P.O. Box 2009, Ocala, FL 32670. Representative: Arnold L. Burke, 180 North LaSalle St., Chicago, IL 60601. Transporting (1) *foodstuffs* (except in bulk), from the facilities of Wetterau, Inc., (a) at or near Atlanta, GA, to those points in the US in and east of MN, IA, MO, AR, and TX, and (b) at or near St. Louis, MO, to points in KY, TN, NC, SC, AL, MS, LA, FL, and GA; and (2) *materials, equipment, and supplies* used in the manufacture of foodstuffs, in reverse direction. (Hearing site: St. Louis, MO.)

MC 106603 (Sub-209F), filed August 24, 1979. Appliant: DIRECT TRANSIT LINES, INC., 200 Colrain St. S. W., P.O. Box 8099, Grand Rapids, MI 49508. Representative: Edwin M. Snyder, 22375 Haggerty Rd., P.O. Box 400, Northville, MI 48167. Transporting (1) *metal roofing* and *building materials,* from Grand Rapids, MI, to those points in the United States in and east of ND, SD, NE, KS, OK, and TX, and (2) *materials, equipment, and supplies,* used in the manufacture and distribution of the commodities in (1) above, in the reverse direction. (Hearing site: Washington, DC or Chicago, IL.)

MC 107012 (Sub-417F), filed August 6, 1979. Applicant: NORTH AMERICAN VAN LINES, INC., 5001 U.S. Highway 30 West, P.O. Box 988, Fort Wayne, IN 46801. Representative: David D. Bishop (same address as applicant). Transporting (1) *outdoor recreational equipment* and *heating and air conditioning equipment,* and (2) *parts and accessories,* for the commodities in (1) above, from the facilities of The Coleman Company, Inc., at or near Wichita, KS, to points in the United States (except AK, HI, and KS). (Hearing site: Wichita, KS or Washington, DC.)

MC 107012 (Sub-418F), filed August 6, 1979. Applicant: NORTH AMERICAN VAN LINES, INC., 5001 U.S. Highway 30 West, P.O. Box 988, Fort Wayne, IN 46801. Representative: David D. Bishop (same address as applicant). Transporting *store fixtures and furnishings,* from the facilities of Store Kraft Manufacturing Co., at or near Beatrice, NE, to points in IA, KS, and MN. (Hearing site: Omaha, NE or Washington, DC.)

MC 107012 (Sub-419F), filed August 6, 1979. Applicant: NORTH AMERICAN VAN LINES, INC., 5001 U.S. Highway 30 West, P.O. Box 988, Fort Wayne, IN 46801. Representative: Gerald A. Burns (same address as applicant). Transporting *carpet padding,* from the facilities of Olin Corporation, at or near Fogelsville, PA, to points in MD, VA, WV, NC, SC, GA, AL, and FL (Hearing site: Philadelphia, PA or Washington, DC.)

MC 107012 (Sub-422F), filed August 24, 1979. Applicant: NORTH AMERICAN VAN LINES, INC., 5001 U.S. Highway 30 West, P.O. Box 988, Fort Wayne, IN 46801. Representative: David D. Bishop (same address as applicant). Transporting *paper articles* and *plastic articles,* between the facilities of Lily Division of Owens Illinois, Inc., at or near (1) Riverside, CA, (2) Augusta, GA, (3) Bardstown, KY, (4) Old Town, ME, (5) Springfield, MO, and (6) Centerville (Holmdel Township), NJ, on the one hand, and, on the other, points in the Unites States (except AK and HI). (Hearing site: Detroit, MI or Washington, DC.)

MC 107403 (Sub-1250F), filed August 21, 1979. Applicant: MATLACK, INC., Ten West Baltimore Ave., Lansdowne, PA 19050. Representative: Martin C. Hynes, Jr. (same address as applicant). Transporting *petroleum lubricating oil,* in bulk, in tank vehicles, from Los Angeles, CA, to points in WY. (Hearing site: Washington, DC.)

MC 107912 (Sub-29F), filed August 2, 1979. Applicant: REBEL MOTOR FREIGHT, INC., 3934 Homewood, Memphis, TN 38118. Representative: James N. Clay, III, 2700 Sterick Bldg., Memphis, TN 38103. To operate as a common carrier, by motor vehicle, in interstate or foreign commerce, (I) over *regular routes,* transporting (A) *general commodities* (except those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment), (1) between Memphis, TN, and Greenville, MS, from Memphis, over U.S. Hwy 61 to junction U.S. Hwy 82 then over U.S. Hwy 82 to Greenville, and return over the same route, serving all intermediate points and Clarksdale, MS, as an off-route point, (2) between Memphis, TN, and West Helena, AR, from Memphis, over U.S. Hwy 61 to junction with U.S. Hwy 49, then over U.S. Hwy 49 to West Helena and return over the same route serving the intermediate point of Helena, AR, (3) between Batesville, MS, and West Helena, AR, from Batesville over MS Hwy 6 to Clarksdale, MS, then over U.S. Hwy 61 to junction U.S. Hwy 49, then over U.S. Hwy 49 to West Helena, AR, and return over the same route serving the intermediate point of Helena, AR, and Clarksdale, MS, and the junction of U.S. Hwy 61 and U.S. Hwy 49 near Lula, MS, for the purpose of joinder only; and (II) over *irregular routes,* transporting *paper products* from the facilities of Georgia-Pacific Corporation, at Crossett, AR, to the facilities of McCarty-Holman, Inc., at Jackson, MS. (Hearing site: Memphis, TN or Greenville, MS.)

MC 111812 (Sub-672F), filed August 6, 1979. Applicant: MIDWEST COAST TRANSPORT, INC., P.O. Box 1233, Sioux Falls, SD 57101. Representative: Lamoyne Brandsma (same address as applicant). Transporting *confectionery, fruit syrup, flavoring syrup, cocoa and cocoa butter,* (1) from the facilities of (a) Y and S Candies, Inc., at or near East

Hempfield Township (Lancaster County), PA, and (b) Dauphin Distribution Services, Hampden Township (Cumberland County), PA, to points in AZ, CA, ID, IL, IA, KS, MN, MO, MT, NE, ND, OR, SD, UT, WA, and WI; and (2) from the facilities of Y and S Candies, Inc., at or near Moline, IL, to the facilities of Hershey Chocolate Co. at or near (a) East Hempfield Township (Lancaster County), PA, Mechanicsburg, PA, and Derry Township, PA, and (b) points in AZ, CA, ID, MT, OR, UT, and WA, restricted to the transportation of traffic originating at the named origins and destined to the indicated destinations. (Hearing site: Philadelphia, PA.)

MC 111812 (Sub-679F), filed August 6, 1979. Applicant: MIDWEST COAST TRANSPORT, INC., P.O. Box 1233, Sioux Falls, SD 57101. Representative: Lamoyne Brandsma (same address as applicant). Transporting *general commodities* (except those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment), between the facilities of Raven industries, Inc., at or near Sioux Falls, Beresford, Freeman, and Parkston, SD, on the one hand, and, on the other, points in AZ, CA, CT, ID, MD, MA, MT, NV, NJ, NY, OR, PA, RI, UT, VT, VA, WV, and WA, restricted to the transportation of traffic originating at or destined to the facilities of Raven Industries, Inc. (Hearing site: Sioux Falls, SD.)

MC 111812 (Sub-682F), filed August 24, 1979. Applicant: MIDWEST COAST TRANSPORT, INC., P.O. Box 1233, Sioux Falls, SD 57101. Representative: Lamoyne Brandsma (same address as applicant). Transporting (1) *meats, meat products, meat byproducts, and articles distributed by meat-packing houses,* as described in Sections A and C of Appendix I to the report in *Descriptions in Motor Carrier Certificates,* 61 MCC 209 and 766 (except hides and commodities in bulk), and (2) *foodstuffs,* other than those in (1) above, from points in WA to points in CA. (Hearing site: Minneapolis, MN or Seattle, WA.)

MC 112713 (Sub-283F), filed August 6, 1979. Applicant: YELLOW FREIGHT SYSTEM, INC., P.O. Box 7270, Shawnee Mission, KS 66207. Representative: Robert E. DeLand (same address as applicant). To operate as a common carrier by motor vehicle, in interstate or foreign commerce, over regular routes, transporting *general commodities* (except classes A and B explosives, household goods as defined by the Commission, commodities in bulk, those of unusual value and those requiring special equipment, (1) between Hutchinson, KS, and El Paso, TX, from Hutchinson over KS Hwy 61 to junction US Hwy 54, then over US Hwy 54 to El Paso, and return over the same route, (2) between Hutchinson, KS, and El Paso, TX, from Hutchinson over KS Hwy 61 to junction US Hwy 281, then over US Hwy 281 to junction US Hwy 60, then over US Hwy 60 to junction US Hwy 70, then over US Hwy 70 to junction US Hwy 54, then over US Hwy 54 to El Paso and return over the same route, serving Amarillo, TX, for the purpose of joinder only, and (3) between Amarillo, TX, and Walsenburg, CO, from Amarillo over US Hwy 87 to junction Interstate Hwy 25, then over Interstate Hwy 25 to Walsenburg and return over the same route, as alternate routes, for operating convenience only in (1), (2), and (3), in connection with carrier's other regular-routes, serving no intermediate points. (Hearing site: Kansas City, MO or Chicago, IL.)

MC 113362 (Sub-362F), filed August 6, 1979. Applicant: ELLSWORTH FREIGHT LINES, INC., 310 East Broadway, Eagle Grove, IA 50533. Representative: Milton D. Adams, 1105½ Eighth Ave. N.E., P.O Box 429, Austin, MN 55912. Transporting *confectionery* (except commodities in bulk), from the facilities of Confectionary Consolidators, Inc., at (a) New York, NY and (b) Philadelphia, PA, to points in TX, restricted to the transportation of traffic originating at the named facilities and destined to the indicated destinations. (Hearing site: Washington, DC or Harrisburg, PA.)

MC 113843 (Sub-266F), filed August 7, 1979. Applicant: REFRIGERATED FOOD EXPRESS, INC., 316 Summer Street, Boston, MA 02210. Representative: Lawrence T. Sheils (same address as applicant). Transporting *leather* from Plymouth, MA, to points in AZ, CA, CO, FL, GA, IL, MD, MI, MO, NJ, NY, OH, PA, TX, and WI. (Hearing site: Boston, MA.)

MC 113843 (Sub-269F), filed August 21, 1979. Applicant: REFRIGERATED FOOD EXPRESS, INC., 316 Summer Street, Boston, MA 02210. Representative: Lawrence T. Sheils (same address as applicant). Transporting *frozen boxed meat,* from (1)(a) Mt. Airy, MD, and (b) Philadelphia, PA, to points in CT, KS, KY, IL, IN, IA, MA, ME, MI, MN, MO, NE, NH, NJ, NY, OH, PA, RI, VT, WI, and DC; and (2) from Wilmington, DE, to points in KS, KY, IL, IN, IA, MI, MN, MO, NE, NJ OH, and WI. (Hearing site: Boston, MA.)

MC 114273 (Sub-640F), filed August 6, 1979. Applicant: CRST, INC., P.O. Box 68, Cedar Rapids, IA 52406. Representative: Kenneth L. Core (same address as applicant). Transporting *iron and steel articles* from Cedar Rapids, IA, to York, PA. (Hearing site: Chicago, IL, or Washington, DC.)

MC 114273 (Sub-641F), filed August 6, 1979. Applicant: CRST, INC., P.O. Box 68, Cedar Rapids, IA 52406. Representative: Kenneth L. Core (same address as applicant). Transporting *paper and paper articles,* from Cedar Rapids, IA, to points in MO, NE, and SD. (Hearing site: Chicago, IL or Washington, DC.)

MC 114273 (Sub-642F), filed August 21, 1979. Applicant: CRST, INC., P.O. Box 68, Cedar Rapids, IA 52406. Representative: Kenneth L. Core (same address as applicant). Transporting (1) *Telephone equipment* and (2) *materials and supplies* used in the construction and maintenance of telephone systems, between the facilities of the Western Electric Company at or near (a) Montgomery, AL, (b) Chicago, IL, (c) Indianapolis, IN, (d) Underwood, IA, (e) Goddard, KS, (f) Baltimore, MD, (g) Niles, MI, (h) Omaha, NE, (i) Kearny, NJ, (j) Ramapo, NY, (k) Columbus, OH, and (l) Martinsburg (Tablers), WV, and points in CO, CT, DE, IA, IL, IN, KS, KY, MA, MI, MD, MN, MO, NE, NJ, NY, OH, OK, PA, RI, TX, VA, WI, WV, and DC. (Hearing site: Chicago, IL or Washington, DC.)

MC 114362 (Sub-19F), filed August 27, 1979. Applicant: ROBERT J. ECKLUND, doing business as ECKLUND TRUCKING, P.O. Box 151, Kiester, MN 56051. Representative: John B. Van de North, Jr., 2200 First National Bank Building, St. Paul, MN 55101. Transporting (1) *pre-stressed concrete products,* from the facilities of Wells Concrete Products, Co., at Wells, MN, to points in IL, KS, NE, and MO; and (2) *materials, equipment, and supplies* used in the manufacture and distribution of the commodities in (1) above, from points in IL, KS, NE, MO, IA, WS, ND, and SD to the facilities of Wells Concrete Products, Co., at Wells, MN. (Hearing site: Mankato or St. Paul, MN.)

MC 114632 (Sub-257F), filed August 24, 1979. Applicant: APPLE LINES, INC., P.O. Box 287, Madison, SD 57042. Representative: David E. Peterson (same address as applicant). Transporting *iron and steel articles,* and *materials* using the manufacture of iron and steel articles, between the facilities of United States Steel Corporation, at or near (1) Clairton, Duquesne, Homestead, Dravosburg, Johnstown, McKeesport, McKees Rocks, and Vandergrift, PA, and (2) Cleveland, Lorain, and Youngstown, OH, on the one hand, and, on the other,

points in ND, SD, NE, CO, KS, MN, IA, MO, WI, IL, and those points in MI on and north of MI Hwy 21. (Hearing site: Pittsburgh, PA or Washington, DC.)

Note.—Dual operations may be involved.

MC 116273 (Sub-240F), filed August 7, 1979. Applicant: D & L TRANSPORT, INC., 3800 S. Laramie Ave., Cicero, IL 60650. Representative: Arnold L. Burke, 180 North LaSalle St., Chicago, IL 60601. Transporting *petroleum and petroleum products*, from Houston, TX, to points in AL, FL, AZ, GA, IL, IN, IA, KS, LA, MS, MO, NE, NM, NC, OH, OK, SC, TN, and VA. (Hearing site: Los Angeles, CA.)

MC 116763 (Sub-569F), filed August 6, 1979, Applicant: CARL SUBLER TRUCKING, INC., North West St., Versailles, OH 45380. Representative: H. M. Richters (same address as applicant), Transporting *frozen foods* from the facilities of American Frozen Foods Division of Uncle Ben's Inc., at or near St. Charles, IL, to those points in the United States in and east of MN, IA, MO, OK AND TX, restricted to the transportation of traffic originating at the named origin and destined to the indicated destinations. (Hearing site: Houston, TX.)

MC 116763 (Sub-570F), filed August 6, 1979, Applicant: CARL SUBLER TRUCKING, INC., North West St., Versailles, OH 45380. Representative: Gary J. Jira (same address as applicant), Transporting (1) *Food stuffs*, and (2) *materials and supplies* used in the manufacturing, distribution, packaging, warehousing and sale of the commodities in (1) above (except commodities in bulk, in tank vehicles), from the facilities of Uncle Ben's Foods at or near Greenville, MS, to the facilities of Uncle Ben's Foods at or near Houston, TX, restricted to the transportation of traffic originating at the named origin and destined to the indicated destination.

MC 116763 (Sub-571F), filed August 6, 1979, Applicant: CARL SUBLER TRUCKING, INC., North West St., Versailles, OH 45380. Representative: H. M. Richters (same address as applicant), Transporting (1) *Food stuffs* (except commodities in bulk, in tank vehicles), from Geneva and Portland, IN, to those points in the United States in and east of MN, IA, MO, OK, and TX; and (2) *equipment, materials, and supplies* used in the manufacture and distribution of the commodities in (1) above (except commodities in bulk, in tank vehicles), in the reverse direction, restricted to the transportation of traffic originating at the named origins and destined to the indicated destinations. (Hearing site: Indianapolis, IN.)

MC 116763 (Sub-572F), filed August 6, 1979, Applicant: CARL SUBLER TRUCKING, INC., North West St., Versailles, OH 45380. Representative: H. M. Richters (same address as applicant), Transporting (1) *fiberglass yarn*, and (2) *clay* (except in bulk, in tank vehicles), from points in GA and SC to the facilities of Thilmany Pulp & Paper Co., Division of Hammermill Paper Company, at Kaukauna, WI, restricted to the transportation of traffic originating at the named origins and destined to the indicated destination. (Hearing site: Milwaukee, WI.)

MC 116763 (Sub-574F), filed August 21, 1979, Applicant: CARL SUBLER TRUCKING, INC., North West St., Versailles, OH 45380. Representative: Gary, J. Jira Richters (same address as applicant), Transporting (1) *printed matter*, and (2) *such commodities* as are used in the manufacture and distribution of printed matter (except commodities in bulk, in tank vehicles), between the facilities of W. F. Hall Printing Company, of Chicago, IL, on the one hand, and, on the other, points in the United States (except AK and HI), restricted to the transportation of traffic originating at or destined to the named facilities. (Hearing site: Chicago, IL.)

MC 116763 (Sub-575F), filed August 21, 1979. Applicant: CARL SUBLER TRUCKING, INC., North West Street, Versailles, Ohio 45380, Representative: Gary J. Jira (same address as applicant). Transporting *such commodities* as are dealt in and used by manufacturers and distributors of plumbing supplies and paint materials (except commodities in bulk, in tank vehicles, and cast iron pressure pipe), between Omaha, NE, on the one hand, and on the other, those points in the United States in and east of MN, IA, MO, OK and TX, restricted to the transportation of traffic originating at, or destined to, the facilities of William H. Harvey Company. (Hearing site: Omaha, NE.)

MC 116763 (Sub-576F), filed August 21, 1979. Applicant: CARL SUBLER TRUCKING, INC., North West St., Versailles, OH 45380. Representative: Gary J. Jira (same address as applicant). Transporting (1) *plastic materials*, and (2) *synthetic rubber materials* (except commodities in bulk, in tank vehicles), from the facilities of Shell Chemical Company, at or near (a) Belpre, OH, and (b) Parkersburg, WV, to those points in the United States in and east of MN, IA, MO, OK, and TX, restricted to the transportation of traffic originating at the named origins and destined to the indicated destinations. (Hearing site: Houston, TX.)

MC 116763 (Sub-577F), filed August 21, 1979. Applicant: CARL SUBLER TRUCKING, INC., North West St., Versailles, OH 45380. Representative: Gary J. Jira (same address as applicant). Transporting *suitcases, travel bags, briefcases, and carrying cases*, from the facilities of Samsonite Corporation, at or near Denver, CO, to those points in the United States on and east of a line beginning at the mouth of the Mississippi River, and extending along the Mississippi River to its junction with the western boundary of Itasca County, MN, then northward along the western boundaries of Itasca and Koochiching Counties, MN, to the international boundary line between the United States and Canada, restricted to the transportation of traffic originating at the named origin and destined to the indicated destinations. (Hearing site: Denver, CO.)

MC 116763 (Sub-580F), filed August 21, 1979. Applicant: CARL SUBLER TRUCKING, INC., North West Street, Versailles, OH. Representative: Gary J. Jira (same address as applicant). Transporting *such commodities* as are dealt in or used by manufacturers, converters, printers, and distributors of paper and paper products (except commodities in bulk, in tank vehicles), and (2) *equipment, materials and supplies* used in the manufacture and distribution of the commodities in (1) above, (except commodities in bulk, in tank vehicles), between the facilities of The Mead Corporation, at or near Chillicothe and Schooleys, OH, on the one hand, and, on the other, points in AL, CT, GA, ME, MA, NH, NJ, NY, NC, RI, SC, TN, VT, and VA, restricted to the transportation of traffic originating at the named origins and destined to the indicated destinations. (Hearing site: Cincinnati, OH.)

MC 116763 (Sub-581F), filed August 21, 1979. Applicant: CARL SUBLER TRUCKING, INC., North West Street, Versailles, OH 45380, Representative: Gary J. Jira (same address as applicant). Transporting *foodstuffs* (except in bulk, in tank vehicles), from the facilities of Presto Food Products, Inc. at or near Kansas City, MO, to those points in the United States in and east of MN, IA, MO, AR and LA. Restricted to the transportation of traffic originating at the named origins and destined to the indicated destinations. (Hearing site: Kansas City, MO.)

MC 117883 (Sub-257F), filed August 3, 1979. Applicant: SUBLER TRANSFER, INC., One Vista Drive, Versailles, OH 45380. Representative: Neil E. Hannan, P.O. Box 62, Versailles, OH 45380. Transporting *foodstuffs* and *materials*

and supplies used in the manufacture and distribution of foodstuffs (except in bulk, in tank vehicles), between the facilities of New England Apple Products Co., Inc., at Littleton and Westboro, MA, on the one hand, and, on the other, points in IL, IN, IA, KS, KY, MD, MI, MN, MO, NY, OH, PA, and WI, restricted to the transportation of traffic originating at the named origins and destined to the indicated destinations. (Hearing site: Boston, MA, or Washington, DC.)

MC 119632 (Sub-105F), filed August 3, 1979. Applicant: REED LINES, INC., 634 Ralston Ave., Defiance, OH 43512. Representative: Wayne C. Pence (same address as applicant). Transporting *foodstuffs* (except in bulk), from the facilities of Ragu Foods, Inc., at Rochester and Manchester, NY, to Milwaukee, MI, and points in IL, MI, OH and PA. (Hearing site: Rochester or Buffalo, NY.)

MC 123023 (Sub-14F), filed August 6, 1979. Applicant: DiPIETRO TRUCKING CO., a corporation, 2201 Sixth Avenue South, Seattle, WA 98134. Representative: George H. Hart, 1100 IBM Building, Seattle, WA 98101. Transporting (1) *malt beverages* from Portland, OR, to bellingham, Mt. Vernon, Burlington and Everett, WA, and (2) *mineral water* from points in CA and OR to points in Skagit, Whatcom, and Snohomish Counties, WA. (Hearing site: Seattle, WA.)

MC 125433 (Sub-299F), filed August 3, 1979. Applicant: F–B TRUCK LINE COMPANY, a corporation, 1945 South Redwood Road, Salt Lake City, UT 84104. Representative: John B. Anderson (same address as applicant). Transporting (1) *vibration deadening materials*, (2) *rubber composition tile*, (3) *adhesives*, in containers, and (4) *plastic film or sheeting* from the facilities of Burke Industries, at or near San Jose, CA, to points in the United States (except AK and HI), restricted to the transportation of traffic originating at the named origin. (Hearing site: San Francisco or Los Angeles, CA.)

MC 126822 (Sub-65F), filed August 3, 1979. Applicant: WESTPORT TRUCKING COMPANY, a corporation, 15580 South 169 Highway, Olathe, KS 66061. Representative: Kenneth E. Smith (same address as applicant). Transporting (1) *welders, welder parts and systems, and welding compounds*, and (2) *materials and supplies* used in the manufacture and distribution of the commodities in (1) above (except commodities in bulk, and those requiring the use of special equipment), between the facilities of Stoody Company and Stoody International Company, at or near Pittsburgh, PA, on the one hand, and, on the other, points in the United States (except AK, HI, and PA). (Hearing site: Los Angeles, CA.)

MC 133272 (Sub-3F), filed August 3, 1979. Applicant: WHALING CITY TRUCKING, INC., 567 Coleman St,, New London, CT 06320. Representative: Leonard Fishkin (same address as applicant). Transporting (1) *new household furniture, fixtures, appliances, and furnishings*, (2) *new commercial and institutional fixtures, appliances, and furnishings*, and (3) *store and office furnishings* and *equipment*, between points in ME, CT, DE, MD, MA, NH, NJ, NY, PA, RI, VT, VA, WV, and DC. Condition: Issuance of this certificate is subject to prior or coincidental cancellation of applicant's written request of Certificate No. MC–133272 Sub 1 (new furniture portion), issued September 4, 1969. (Hearing site: Providence, RI or Boston, MA.)

MC 136553 (Sub-85F), filed August 24, 1979. Applicant: ART PAPE TRANSFER, INC., 1080 East 12th Street, Dubuque, IA 52001. Representative: William L. Fairbank, 1980 Financial Center, Des Moines, IA 50309. Transporting (1) *urea*, in bags, from Platteville, WI, to points in IL, IA, and MN, (2) *dry fertilizer*, from points in Hancock County, IA, to points in IL, IN, KS, NE, and WI, and (3) *liquid fertilizer, in bulk, in tank vehicles*, from Dubuque, IA, to points in IL, MN, and WI. (Hearing site: Chicago, IL or Des Moines, IA.)

MC 138432 (Sub-17F), filed August 6, 1979. Applicant: GARLAND GEHRKE, 1800 N. Jefferson St., Lincoln, IL 62656. Representative: James R. Madler, 120 W. Madison St., Chicago, IL 60602. Transporting such commodities as are dealt in by grocery and chain stores, between the facilities of Dry Storage Corp., St. Chicago, IL, on the one hand, and, on the other, St. Louis, MO, points in IA and those in the lower Peninsula of MI. (Hearing Site: Chicago, IL.)

MC 138882 (Sub-285F), filed August 7, 1979. Applicant: WILEY SANDERS TRUCK LINES, INC., P.O. Drawer 707, Troy, AL 36081. Representative: John J. Dykema, (same address as applicant). Transporting *Alcoholic beverages* (except malt beverages) from Louisville, Frankfort, Bardstown, Clermont, and Owensboro, KY, Lawrenceburg, IN, Cincinnati, OH, Pekin, Peoria, Chicago, Lemont and Plainfield, IL, St. Louis, MO, Lynchburg, TN, Tulsa and Oklahoma City, OK, to Los Angeles, Sacramento, San Diego, and San Francisco, CA. (Hearing Site: Oklahoma City, OK or Birmingham, AL.)

MC 138882 (Sub-289F), filed August 7, 1979. Applicant: WILEY SANDERS TRUCK LINES, INC., P.O. Drawer 707, Troy, AL 36081. Representative: John J. Dykema (same address as applicant). Transporting *charcoal and charcoal briquettes*, and *materials, equipment, and supplies* used in the manufacture and distribution of charcoal and charcoal briquettes (except commodities in bulk), between points in the United States (except AK and HI), restricted to the transportation of traffic originating at or destined to the facilities of Husky Industries, Inc. (Hearing site: Atlanta, GA or Birmingham, AL.)

MC 138882 (Sub-290F), filed August 7, 1979. Applicant: WILEY SANDERS TRUCK LINES, INC., P.O. Drawer 707, Troy, AL 36081. Representative: John J. Dykema (same address as applicant). Transporting *roofing materials*, and *materials, equipment, and supplies*, used in the manufacture and distribution of roofing materials, between the facilities of Tamko Asphalt Products, Inc., at or near Tuscaloosa, AL, and points in MS, FL, TN, KY, NC, SC, GA, OH, IN, IL, LA, VA, and WV. (Hearing site: Birmingham, AL or Joplin, MO.)

MC 138882 (Sub-291F), filed August 7, 1979. Applicant: WILEY SANDERS TRUCK LINES, INC., P.O. Drawer 707, Troy, AL 36081. Representative: John J. Dykema (same address as applicant). Transporting *citrus juices*, and *beverages and beverage preparations*, from the facilities of Tropicana Products, Inc., in Manatee County, FL, to points in AL, AR, AZ, CA, CO, DE, FL, GA, IL, IN, IA, KS, KY, LA, MD, MI, MN, MS, MO, NE, NV, NM, NC, ND, OH, OK, SC, SD, TN, TX, UT, VA, WV, WI, and DC. (Hearing site: Bradenton, FL or Birmingham, AL.)

MC 138882 (Sub-292F), filed August 24, 1979. Applicant: WILEY SANDERS TRUCK LINES, INC., P.O. Drawer 707, Troy, AL 36081. Representative: John J. Dykema (same address as applicant). Transporting (1) *pipe and pipe fittings, valves, hydrants*, and *parts and accessories* for pipe and pipe fittings, valves, and hydrants, from Birmingham, AL, to those points in the United States in and west of MT, WY, CO, and AZ (except AK and HI) and (2) *materials, equipment, and supplies* used in the manufacture and distribution of the commodities in (1) above (except commodities in bulk), in the reverse direction. (Hearing site: Birmingham or Montgomery, AL.)

MC 138882 (Sub-299F), filed August 7, 1979. Applicant: WILEY SANDERS TRUCK LINES, INC., P.O. Drawer 707, Troy, AL 36081. Representative: John J. Dykema (same address as applicant). Transporting (1) *malt beverages*, in containers, from the facilities of Miller

Brewing Company, at or near Albany, GA, to those points in the United States in and east of MN, IA, MO, AR, and TX, and (2) *materials, equipment, and supplies* used in the manufacture and distribution of the commodities in (1) above, in the reverse direction. (Hearing site: Milwaukee, WI or Birmingham, AL.)

MC 138882 (Sub-300F), filed August 24, 1979. Applicant: WILEY SANDERS TRUCK LINES, INC., P.O. Drawer 707, Troy, AL 36081. Representative: John J. Dykema (same address as applicant). Transporting *paper products,* from the facilities of Moore Business Forms, Inc., at or near Heflin, AL, to Houston, TX. (Hearing site: Montgomery or Birmingham, AL.)

MC 139482 (Sub-144F), filed August 6, 1979. Applicant: NEW ULM FREIGHT LINES, INC., P.O. Box 877, New Ulm, MN 56073. Representative: Samuel Rubenstein, 301 North Fifth Street, Minneapolis, MN 55403. Transporting (1) *mechanical construction forms,* and (2) *equipment and supplies* used in the manufacture of the commodities in (1) above, from Windsor, WI, to New Ulm, MN. (Hearing site: Minneapolis or St. Paul, MN.)

MC 139482 (Sub-153F), filed August 21, 1979. Applicant: NEW ULM FREIGHT LINES, INC., P.O. Box 877, New Ulm, MN 56073. Representative: James E. Ballenthin, 630 Osborn Building, St. Paul, MN 55102. Transporting *paper and paper products,* from points in CA, PA, OH, and IN, to Mankato, MN. (Hearing site: St. Paul, MN.)

MC 139893 (Sub-6F), filed August 1, 1979. Applicant: THAMES VALLEY BRICK & BUILDING PRODUCTS LIMITED, P.O. Box 314, Chatham, Ontario, Canada N7M 5K4. Representative: S. Harrison Kahn, Suite 733 Investment Building, Washington, DC 20005. Transporting *automobile parts* (a) from the facilities used by the Ford Motor Company in MI to points in FL, and (b) from points in FL to the facilities used by the Ford Motor Company in MI. (Hearing Site: Detroit, MI.)

MC 140193 (Sub-8F), filed August 3, 1979. Applicant: RICH GRANT, INC., 910 West 24th St., Ogden, UT 84401. Representative: Irene Warr, 430 Judge Building, Salt Lake City, UT 84111. To operate as a *contract carrier,* by motor vehicle, in interstate or foreign commerce, over irregular routes, transporting *meats, meat products, meat byproducts, and articles distributed by meat-packing houses,* as described in sections A and C of appendix I to the report in *Descriptions in Motor Carrier Certificates,* 61 M.C.C. 209 and 766 (except hides, inedible tallow, and commodities in bulk), from points in MN and LA to points in UT, under continuing contract(s) with Country Pride Foods, of Salt Lake City, UT. (Hearing site: Salt Lake City, UT or Washington, DC.)

MC 144122 (Sub-58F), filed August 7, 1979. Applicant: CARRETTA TRUCKING, INC., South 160, Route 17 North, Paramus, NJ 07652. Representative: Charles J. Williams, 1815 Front Street, Scotch Plains, NJ 07076. Transporting *meats, meat products, meat byproducts, and articles distributed by meat-packing houses,* as described in sections A and C of Appendix I to the Report in *Description in Motor Carrier Certificates,* 61 M.C.C. 209 and 766 (except commodities in bulk), from Los Angeles, CA to points in CT, DE, MA, MD, NJ, NY, PA and RI.

Note.—Dual operations may be involved.

MC 144682 (Sub-22F), filed June 29, 1979. Applicant: R. R. STANLEY, 1738 Empire Central, Dallas, TX 75235. Representative: D. Paul Stafford, Suite 1125, Exchange Park, P.O. Box 45538, Dallas, TX 75245. Transporting (1) *coin-operated pool tables* and *parts* for pool tables, and (2) *coin-operated games,* from Dallas, TX, to North Hampton, MA, Chicago, IL, Green Bay, WI, Omaha, NE, Charlotte, NC, Charleston, SC, Minneapolis, MN, Detroit, MI, Atlanta, GA, Oklahoma City, OK, Baltimore, MD, Phoenix, AZ, Portland, OR, Seattle, WA, Denver, CO, Salt Lake City, UT, and (q) points in CA, AL, LA, NY, FL, TN, OH, IN, and KS. (Hearing site: Dallas TX.)

Note.—Dual operations may be involved.

MC 145152 (Sub-103F), filed August 24, 1979. Applicant: BIG THREE TRANSPORTATION, INC., P.O. Box 706, Springdale, AR 72764. Representative: Kent L. Tharel, 103 North College, P.O. Box 334, Fayetteville, AR 72701. Transporting *confectionery* and *nuts,* in containers, between the facilities of California Peanut Company, Inc., at or near Richmond and Los Angeles, CA, on the one hand, and, and on the other, points in the United States (except AK, HI, and CA). (Hearing site: Springdale, AR or Richmond, CA.)

MC 146382 (Sub-2F), filed August 21, 1979. Applicant: J. R. KUZAS MEATS, INC., 16615 S. Vincennes Rd., South Holland, IL 60473. Representative: Julius Robert Kuzas, 1149 E. 172nd St., South Holland, IL 60473. Transporting *meats, meat products, meat byproducts, and articles distributed by meat-packing houses,* as described in Sections A and C of Appendix I to the report in *Descriptions in Motor Carrier Certificates,* 61 M.C.C. 209 and 766 (except hides and commodities in bulk), from the facility of J. R. Kuzas Meats, Inc., at South Holland, IL, to Chicago, IL, and points in Lake, LaPorte, and Porter Counties, IN. (Hearing site: Chicago, IL.)

MC 146452 (Sub-1F), filed August 7, 1979. Applicant: ALBERTSON'S INC., P.O. Box 20, Boise, ID 83726. Representative: William H. Grady, 1100 Norton Building, Seattle, WA 98104. To operate as a *contract carrier,* by motor vehicle, in interstate or foreign commerce, over irregular routes, transporting *frozen novelties,* from Caldwell, ID, to Salt Lake City, UT, under continuing contract(s) with Western General Dairies, Inc., of Midvale, UT. (Hearing site: Boise, ID.)

MC 146573 (Sub-8F), filed August 7, 1979. Applicant: LaSALLE TRUCKING, INC., P.O. Box 46, Peru, IL 61354. Representative: E. Stephen Heisley, 805 McLachlen Bank Building, 666 Eleventh Street NW., Washington, DC 20001. Transporting *chemicals, and plastics,* in bulk, in tank vehicles, between the facilities of Borg-Warner Chemicals, Borg-Warner Corporation, at or near Ottawa, IL, on the one hand, and, on the other, points in the United States (except AK and HI). (Hearing site: Washington, DC.)

MC 146643 (Sub-1F), filed August 6, 1979. Applicant: DAVID CREECH TRANSPORTATION SYSTEMS, INCORPORATED, 3202 State Street, South Chicago Heights, IL 60411. Representative: Donald B. Levine, 39 South LaSalle Street, Chicago, IL 60603. To operate as a *contract carrier,* by motor vehicle, in interstate or foreign commerce, over irregular routes, transporting *glass containers,* from Dolton, IL to points in IN, MI, and OH, under continuing contract(s) with Metro Pac Container Corporation, of Dolton, IL. (Hearing site: Chicago, IL.)

MC 146802 (Sub-3F), filed August 21, 1979. Applicant: C.E.D. TRANSPORTATION, INC., P.O. Box 8598, Baltimore, MD 21234. Representative: Thomas N. Willess, 1000 16th Street NW., Washington, DC 20036. To operate as a *contract carrier,* by motor vehicle, in interstate or foreign commerce, over irregular routes, transporting (1) *building materials,* and (2) *materials and supplies and equipment* used in the installation of the commodities in (1) above, between the facilities of GAF Corporation, at or near Baltimore, MD, on the one hand, and, on the other, points in DE, NJ, PA, VA, WV, and NC, under continuing contract(s) with GAF Corporation, of Wayne, NJ. (Hearing site: Washington, DC.)

MC 146842 (Sub-2F), filed August 3, 1979. Applicant: BELL TRUCKING

COMPANY, INC., Rte. 1, Box 81–H, Jonesboro, LA 71251. Representative: James M. Duckett, 927 Pyramid Life Building, Little Rock, AR 72201. To operate as a *contract carrier*, by motor vehicle, in interstate or foreign commerce, over irregular routes, transporting *lumber*, from Ada and Minden, LA, to points in TX, OK, AR, MO, MS, and TN, under continuing contract(s) with Woodward-Walker Lumber Co., Inc., of Taylor, La. (Hearing site: Shreveport or New Orleans, LA.)

MC 146893 (Sub-3F), filed August 20, 1979. Applicant: BROWN TRANSPORT, INC., Box 327A; R.R. #3, West Alexandria, OH 45381. Representative: Lewis S. Witherspoon, 88 East Broad Street, Columbus, OH 43215. To operate as a *contract carrier*, by motor vehicle, in interstate or foreign commerce, over irregular routes, transporting *scrap metals*, between points in OH, IN, KY, WV, MI, and PA, under continuing contract(s) with Luntz Corporation, of Canton, OH. (Hearing site: Columbus, OH.)

Note.—Common control may be involved.

MC 146893 (Sub-5F), filed August 1, 1979. Applicant: BROWN TRANSPORT, INC., Box 327A; R.R. 3, West Alexandria, OH 45381. Representative: Lewis S. Witherspoon, 88 East Broad Street, Columbus, OH 43215. To operate as a *contract carrier*, by motor vehicle, in interstate or foreign commerce, over irregular routes, transporting *iron and steel scrap*, between Zanesville, OH, on the one hand, and, on the other, points in IN, under continuing contract(s) with Polk Scrap Iron & Metal Co., of Zanesville, OH. (Hearing site: Columbus, OH.)

MC 147693 (Sub-1F), filed August 10, 1979. Applicant: ANDREW NEWTON AND ALAN NEWTON, a partnership, d.b.a. AIRWAYS LIMO, 2620 4th St., Coeur D'Alene, ID 83814. Representative: Andrew Newton (same address as applicant). To operate as a *common carrier*, by motor vehicle, over irregular routes, transporting (1) *passengers and their baggage*, in the same vehicle, between Coeur D'Alene, ID, and Spokane, WA, International Airport, and (2) *passengers*, between Coeur D'Alene, ID, and Spokane, WA, limited to the transportation in (1) and (2) above, of not more than 7 passengers (excluding the driver). (Hearing site: Coeur D'Alene, ID or Spokane, WA.)

MC 147922F, filed August 7, 1979. Applicant: B. A. MURPHY, P.O. Box 245, Cary, MS 39054. Representative: William G. Beanland, P.O. Box 991, Vicksburg, MS 39180. To operate as a *contract carrier*, by motor vehicle, in interstate or foreign commerce, over irregular routes, transporting *iron and steel articles*, from Gulfport, MS, New Orleans, LA, and Houston, TX, to Vicksburg, Yazoo City, and Greenville, MS, under continuing contract(s) with Universal Steel Company, of Vicksburg, MS. (Hearing site: Jackson, MS or New Orleans, LA.)

MC 147922 (Sub-1F), filed August 7, 1979. Applicant: B. A. MURPHY, P.O. Box 245, Cary, MS 39054. Representative: William G. Beanland, P.O. Box 991, Vicksburg, MS 39180. To operate as a *contract carrier*, by motor vehicle, in interstate or foreign commerce, over irregular routes, transporting *iron and steel articles*, from Gulfport, MS, New Orleans, LA, and Houston, TX, to Vicksburg, Yazoo City, and Greenville, MS, under continuing contract(s) with Universal Steel Company, of Vicksburg, MS. (Hearing site: Jackson, MS or New Orleans, LA.)

MC 147962 (Sub-1F), filed August 27, 1979. Applicant: DONDO TRUCKING, INC., 9020 South Ridgeland, Oak Lawn, IL 60453. Representative: Joseph Winter, 29 South LaSalle Street, Chicago, IL 60603. Transporting (1) *canned goods*, (a) from the facilities of Campbell Soup Company, at Chicago, IL, to Davenport, IA, and points in IN and WI, and (b) between the facilities of Campbell Soup Company, at Chicago, IL and Napoleon, OH; and (2) *materials and supplies* used in the manufacture of canned goods, from Milwaukee, WI, to the facilities of Campbell Soup Company, at Chicago, IL, restricted in (1) and (2) above to the transportation of traffic originating at or destined to the facilities of Campbell Soup Company. (Hearing site: Chicago, IL.)

MC 148072F filed August 6, 1979. Applicant: JOHN R. TRUCKING CO., INC., 321 E. Wyoming Avenue, Locklan, OH 45215. Representative: Paul F. Beery, 275 East State Street, Columbus, OH 43215. To operate as a contract carrier, by motor vehicle, in interstate or foreign commerce, over irregular routes, transporting (1) *building materials* from the facilities of Johns-Manville Sales Corp., at or near Waukegan, IL, to points in IN, KY and OH, and (2) *insulation board* from the facilities of Johns-Manville Perlite Corp., at or near Rockdale, IL, to points in IN, KY and OH, under continuing contract(s) with Johns-Manville Sales Corp., of Oak Brook, IL. (Hearing site: Columbus, OH.)

MC 148302F, filed August 1, 1979. Applicant: R. L. BOWERY d.b.a. TRI-CITY TRUCK & EQUIPMENT, P.O. Box 5327, Kingsport, TN 37663. Representative: Henry E. Seaton, 929 Pennsylvania Building, 425 13th Street NW., Washington, DC 20004. Transporting *containers, and commodities used in the manufacture of containers*, between those points in the United States in and east of Montana, Wyoming, Colorado, and New Mexico, restricted to traffic originating and destined to the facilities of Greif Bros. Corp. (Hearing site: Kingsport, TN.)

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Decided: February 1, 1980.

By the Commission, Review Board Number 2, Members Eaton, Liberman and Jensen. Jensen not participating.

MC 1005 (Sub-1F), filed August 30, 1979. Applicant: SERV-ALL MOTOR FREIGHT, INC., 34 Union Ave., Clifton, NJ 07011. Representative: George A. Olsen, P.O. Box 357, Gladstone, NJ 07934. Transporting *compressed gases*, in cylinders, from the facilities of Matheson Gas Products, a Division of Will Ross, In., at East Rutherford, NJ, to points in Rockland, Orange, Ulster, Westchester, Putnam, Dutchess, Albany, Resselaer, and Columbia Counties, NY, and points in CT, DE, and MD. Condition: Any certificate issued in this proceeding is limited in term to a period of time expiring 5 years from the date of issuance. (Hearing site: New York, NY, or Washington, DC.)

MC 1824 (Sub-106F), filed August 31, 1979. Applicant: PRESTON TRUCKING COMPANY, INC., 151 Easton Blvd., Preston, MD 21655. Representative: Thomas M. Auchincloss, Jr., 700 World Center Bldg., 918 Sixteenth St. NW., Washington, DC 20006. To operate as a *common carrier*, by motor vehicle, in interstate or foreign commerce, over regular routes, transporting *general commodities* (except those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment), (1) between Canton, OH and Wooster, OH, over U.S. Hwy 30; (2) between Canton, OH and Salem, OH, from Canton over Interstate Hwy 77 to junction U.S. Hwy 62, then over U.S. Hwy 62 to junction OH Hwy 173, then over OH Hwy 173 to Salem, and return over the same route; (3) between Canton, OH and Minerva, OH, over U.S. Hwy 30; (4) between Canton, OH, and New Philadelphia, OH, from Canton over Interstate Hwy 77 to junction OH Hwy 39, then over OH Hwy 39 to New Philadelphia, and return over the same route; (5) between Wooster, OH, and junction U.S. Hwy 250 and Interstate Hwy 77, over U.S. Hwy 250; and (6) serving all intermediate points on the above specified routes, and points in Carroll, Columbiana, Holmes, Mahoning, Stark, Tuscarawas and Wayne Counties, OH, above specified

routes, and points in Carroll, Columbiana, Holmes, Mahoning, Stark, Tuscarawas, and Wayne Counties, OH, as off-route points in connection with applicant's otherwise authorized regular-route operations. (Hearing site: Washington, DC, or Canton, OH.)

MC 4024 (Sub-9F), filed September 4, 1979. Applicant: HORN TRUCKING CO., a corporation, 300 Schmetter Rd., Highland, IL 62249. Representative: Edward D. McNamara, Jr., 907 South Fourth St., Springfield, IL 62703. Transporting *steel line pipe*, from the facilities of Maverick Tube Corp., at or near Union, MO, to points in TX, LA, and OK. (Hearing site: Springfield, IL, or St. Louis, MO.)

MC 14215 (Sub-65), filed August 31, 1979. Applicant: SMITH TRUCK SERVICE, INC., P.O. Box 1329, Steubenville, OH 43952. Representative: John L. Alden, 1396 West Fifth Ave., P.O. Box 12241, Columbus, OH 43212. Transporting (1) *zinc, zinc oxide, lead sheets* and *cadmium* (except commodities in bulk, in tank vehicles), and (2) *materials, equipment and supplies* used in the production and distribution of the commodities in (1) above, (except commodities in bulk, in tank vehicles), between the facilities of St. Joe Zinc Company, in Potter Township, (Beaver County), PA, on the one hand, and, on the other, points in CT, DE, IL, IN, MD, MI, MO, NJ, and WI. (Hearing site: Columbus, OH, or Washington, DC.)

MC 14215 (Sub-69F), filed August 30, 1979. Applicant: SMITH TRUCK SERVICE, INC., P.O. Box 1329, Steubenville, OH 43952. Representative: John L. Alden, 1396 West Fifth Ave., P.O. Box 12241, Columbus, OH 43212. Transporting *silica sand*, in bulk, in dump vehicles, from Wedron, Bellrose, Utica, and Ottawa, IL, to Sharon, PA. (Hearing site: Columbus, OH, or Washington, DC.)

MC 41404 (Sub-164F), filed September 4, 1979. Applicant: ARGO–COLLIER TRUCK LINES CORPORATION, P.O. Box 440, Martin, TN 38237. Representative: Mark L. Horne (same address as applicant). Transporting (1) *bananas*, and (2) *commodities* the transportation of which is otherwise exempt from economic regulation under 49 U.S.C. § 10525(a)(6) in mixed loads with bananas, from Jacksonville, Miami, and Tampa, FL, to points in GA, IL, IN, KY, MI, MO, OH, TN, and WI. (Hearing site: Tampa, or St. Petersburg, FL.)

MC 60014 (Sub-132F), filed July 2, 1979. Applicant: AERO TRUCKING, INC., Box 308, Monroeville, PA 15146. Representative: A. Charles Tell, 100 East Broad St., Columbus, OH 43215. Transporting *commodities*, the transportation of which by reason of size or weight require the use of special equipment, from points in WI, MI, IL, IN, OH, WV, VA, MD, PA, DE, NJ, NY, CT, RI, MA, VT, NH, ME, and DC, to points in the United States (except AK, HI, OH, WV, VA, MD, PA, DE, NJ, NY, CT, and DC). (Hearing site: Washington, DC.)

MC 60014 (Sub-143F), filed August 30, 1979. Applicant: AERO TRUCKING, INC., Box 308, Monroeville, PA 15146. Representative: A. Charles Tell, 100 East Broad St., Columbus, OH 43215. Transporting *lumber products* and *plywood*, from the facilities of Hixon Lumber Sates, at Pine Bluff and Plumerville, AR, to those points in the United States in and east of MT, WY, CO, and NM. (Hearing site: Washington, DC.)

MC 60014 (Sub-145F), filed August 30, 1979. Applicant: AERO TRUCKING, INC., P.O. Box 308, Monroeville, PA 15146. Representative: A. Charles Tell, 100 East Broad St., Columbus, OH 43215. Transporting (1) *fencing, wire, and wire products*, from the facilities of Bekaert Steel Wire Corporation, at or near Van Buren, AR, to points in the United States (except AK and HI), and (2) *materials and supplies* used in the manufacture of wire and wire products, in the reverse direction. (Hearing site: Washington, DC.)

MC 60014 (Sub-148F), filed August 30, 1979. Applicant: AERO TRUCKING, INC., Box 308, Monroeville, PA 15146. Representative: A. Charles Tell, 100 East Broad St., Columbus, OH 43215. Transporting (1) *wood*, and (2) *industrial wirebound boxes*, from the facilities of General Box Company, at Meridian, MS, to those points in the United States in and east of MN, WI, IL, KY, TN, MS, and LA. (Hearing site: Washington, DC.)

MC 61825 (Sub-113F), filed August 28, 1979. Applicant: ROY STONE TRANSFER CORPORATION, V. C. Drive, P.O. Box 385, Collinsville, VA 24078. Representative: John D. Stone (same address as applicant). Transporting *such commodities* as are dealt in or used by manufacturers and distributors of containers (except commodities in bulk), between those points in the United States in and east of MN, IA, MO, OK, and TX, restricted against the transportation of traffic originating at or destined to the facilities of Brockway Glass Company, Inc. (Hearing site: Washington, DC.)

MC 99334 (Sub-6F), filed August 29, 1979. Applicant: TARHEEL EXPRESS, INC., P.O. Box 8825, Charlotte, NC 28208. Representative: Terrell C. Clark, P.O. Box 25, Stanleytown, VA 24168. Transporting *new furniture*, between points in Cabarrus, Alamance, Cherokee, Cumberland, Davie, Davidson, Forsyth, Gaston, Durham, Cleveland, Halifax, Iredell, Jackson, Lee, Johnson, Mecklenberg, Montgomery, McDowell, Randolph, Rockingham, Richmond, Rowan, Surry, Stanly, Anson, Caldwell, Edgecombe, Catawba, Guilford, Haywood, New Hanover, Henderson, Wilkes, Union, Vance, and Wake Counties, NC, on the one hand, and, on the other, points in Burke, Lincoln, Rutherford, Buncombe, Chatham, Orange, Scotland, Robeson, Mitchell, Graham, Sampson, Beaufort, and Alexander Counties, NC. (Hearing site: Charlotte, NC, or Washington, DC.)

MC 109064 (Sub-42F), filed August 29, 1979. Applicant: TEX–O–KAN TRANSPORTATION CO., INC., 3301 E. Loop 820 South, Box 8367, Fort Worth, TX 76112. Representative: George C. Jackson (same address as applicant). Transporting *metal articles*, from points in NM, AR, CO, KS, OK, MO, and LA, to the facilities of Chaparral Steel Company, at or near Midlothian, TX. (Hearing site: Fort Worth, or Dallas, TX.)

MC 113855 (Sub-498F), filed September 4, 1979. Applicant: INTERNATIONAL TRANSPORT, INC., 2450 Marion Road SE, Rochester, MN 55901. Representative: Thomas J. Van Osdel, 502 First National Bank Bldg., Fargo, ND 58126. Transporting *such commodities* as are dealt in or used by agricultural, industrial, and construction *equipment dealers* (except commodities in bulk), from the facilities of Massey Ferguson, Inc., at or near Detroit, MI, to points in AZ, CA, CO, ID, MT, NV, OR, UT, WA, and WY. (Hearing site: Chicago, IL.)

MC 113855 (Sub-501F), filed October 1, 1979. Applicant: INTERNATIONAL TRANSPORT, INC., 2450 Marion Road SE, Rochester, MN 55901. Representative: Michael E. Miller, 502 First National Bank Bldg., Fargo, ND 58126. Transporting (1) *material handling equipment*, and *mechanical lifting equipment*, (2) *parts and attachments* for the commodities in (1) above, and (3) *materials, equipment and supplies* used in the manufacture and distribution of the commodities in (1) and (2) above, between points in Bedford County, PA, on the one hand, and, on the other, points in the United States (including AK but excluding HI). (Hearing site: Washington, DC.)

MC 114604 (Sub-83F), filed August 29, 1979. Applicant: CAUDELL TRANSPORT, INC., P.O. Drawer I, Forest Park, GA 30050. Representative: Frank D. Hall, Suite 713, 3384 Peachtree Rd., N.E., Atlanta, GA 30326.

Transporting *foodstuffs* (except in bulk), in vehicles equipped with mechanical refrigeration, from the facilities of (a) Commercial Cold Storage, Inc., and (b) Munford Refrigerated Warehouse, Division of Munford, Inc., at or near Atlanta, GA, to points in MS, LA, VA, WV, KY, FL, and TN (except Chattanooga). (Hearing site: Atlanta, GA.)

MC 114734 (Sub-32F), filed October 1, 1979. Applicant: D AND J TRANSFER CO., a corporation, Highway 4 North, Sherburn, MN 56171. Representative: Lavern R. Holdeman, 521 South 14th St., Suite 500, P.O. Box 81849, Lincoln, NE 68501. *Contract carrier,* transporting *meats, meat products, meat byproducts, and articles distributed by meat packing houses,* as described in Sections A and C of Appendix I to the report in Descriptions in Motor Carrier Certificates, 61 M.C.C. 209 and 766 (except hides and commodities in bulk), from the facilities of Spencer Foods, Inc., a division of Land O'Lakes, Inc., at or near (a) Oakland, IA, and (b) Omaha, NE, to points in CO, CT, DE, IL, IN, IA, KS, KY, ME, MD, MA, MI, MN, MO, NE, NH, NJ, NY, ND, OH, PA, RI, SD, TN, VT, VA, WV, WI, WY, and DC, under continuing contract(s) with Spencer Foods, Inc., of Schuyler, NE. (Hearing site: Omaha, NE.)

MC 115654 (Sub-172), filed October 1, 1979. Applicant: TENNESSEE CARTAGE CO., INC., P.O. Box 23193, Nashville, TN 37202. Representative: Henry E. Seaton, 929 Pennsylvania Bldg., 425 Thirteenth St. NW., Washington, DC 20004. Transporting *such commodities* as are dealt in by drug stores, hospital supply, cosmetic dealers, discount and variety stores, and grocery houses (except commodities in bulk), from the facilities used by Bristol-Myers at (1) Atlanta, GA, (b) Nashville, TN, and (c) Cincinnati, OH, to Cincinnati, OH, and points in KY, and TN, and (2) Atlanta, GA, to points in AL. (Hearing site: Nashville, TN.)

MC 116544 (Sub-181F), filed September 4, 1979. Applicant: ALTRUK FREIGHT SYSTEMS, INC., 1703 Embarcadero Rd., Palo Alto, CA 94303. Representative: Richard G. Lougee, P.O. Box 10061, Palo Alto, CA 94303. Transporting (1) *malt beverages,* and *malt beverage containers,* and (2) *materials and supplies* used in the manufacture and distribution of beer, between St. Louis, MO, on the one hand, and, on the other, points in FL. (Hearing site: St. Louis, MO, or Chicago, IL.)

MC 119384 (Sub-36F), filed August 31, 1979. Applicant: MORTON TRUCK LINES, INC., 101 West Willis Ave., Perry, IA 50220. Representative: Robert R. Rydell, 1020 Savings and Loan Bldg., Des Moines, IA 50309. Transporting *tankage,* in bulk, in hopper type vehicles, from Perry, IA, to Omaha, NE. (Hearing site: Des Moines, IA, or Minneapolis, MN.)

MC 119384 (Sub-37F), filed August 31, 1979. Applicant: MORTON TRUCK LINES, INC., 101 West Willis Ave., Perry, IA 50220. Representative: Robert R. Rydell, 1020 Savings and Loan Bldg., Des Moines, IA 50309. Transporting *animal feed,* in bulk, in hopper type vehicles, from Omaha, NE, to points in IA. (Hearing site: Des Moines, IA, or Minneapolis, MN.)

MC 124835 (Sub-17F), filed August 29, 1979. Applicant: PRODUCERS TRANSPORT CO., a Corporation, P.O. Box 4022, Chattanooga, TN 37405. Representative: David K. Fox (same address as applicant). Transporting *chemicals,* in bulk, in tank vehicles, from Chattanooga, TN, to those points in the United States in and east of ND, SD, NE, KS, OK, and TX. (Hearing site: Atlanta, GA, or Washington, DC.)

MC 124835 (Sub-23F), filed October 1, 1979. Applicant: PRODUCERS TRANSPORT CO., P.O. Box 4022, Chattanooga, TN 37405. Representative: David K. Fox (same address as applicant). Transporting *commodities in bulk,* from the facilities of Transbulk, Inc., at or near Memphis, TN to points in AL, AR, KY, LA, MS, and TN. (Hearing site: Atlanta, GA, or Washington, DC.)

MC 127705 (Sub-99F), filed August 31, 1979. Applicant: KREVDA BROS. EXPRESS, INC., P.O. Box 68, Gas City, IN 46993. Representative: Donald W. Smith, P.O. Box 40248, Indianapolis, IN 46240. Transporting (1) *paper and paper products,* and (2) *materials, equipment and supplies* used in the manufacture and distribution of the commodities in (1) above, (a) between Fort Edward and Albany, NY, on the one hand, and, on the other, points in OH, MI, IL, IN, and WV, and points in PA on and west of route 219, and (b) between Philadelphia, PA, on the one hand, and, on the other, points in NY, OH, MI, IL, IN, and WV. (Hearing site: Philadelphia, PA, or Washington, DC.)

MC 133324 (Sub-6F), filed September 4, 1979. Applicant: CAR CARRIERS, INC., 13101 South Torrence Ave., Chicago, IL 60633. Representative: Anthony E. Young, 29 S. LaSalle St., Chicago, IL 60603. Transporting *motor vehicles* (except trailers), in initial movements, from Battle Creek, MI, to points in the United States (except AK and HI). (Hearing site: Detroit, MI, or Chicago, IL.)

MC 134404 (Sub-53F), filed August 30, 1979. Applicant: AMERICAN TRANS-FREIGHT, INC., P.O. Box 796, Manville, NJ 08835. Representative: Eugene M. Malkin, Suite 1832, 2 World Trade Center, New York, NY 10048. To operate as a *contract carrier,* by motor vehicle, in interstate or foreign commerce, over irregular routes, transporting (1)(a) *paper and paper products* (except commodities in bulk), and *synthetic fiber,* and (2) *materials, equipment, and supplies* used in the manufacture and distribution of the commodities in (1) (a) and (b) above (except commodities in bulk and those which because of size or weight require the use of special equipment), between the facilities used by Scott Paper Company, at those points in the United States in and east of MN, IA, MO, AR, and LA, under continuing contract(s) with Scott Paper Company, of Philadelphia, PA. (Hearing site: New York, NY.)

Note.—Dual operations may be involved.

MC 134755 (Sub-202F), filed September 4, 1979. Applicant: CHARTER EXPRESS, INC., P.O. Box 3772, Springfield, MO 65804. Representative: Raymond P. Keigher, 1400 Gerard St., Rockville, MD 20850. Transporting *such commodities* as are dealt in by discount, department, and variety stores (except commodities in bulk), from points in AL, FL, GA, IL, IN, NJ, NY, OH, PA, VA, and WV, to the facilities of Wal-Mart Stores, Inc., in AL, AR, IL, KY, KS, LA, MO, MS, OK, TN, and TX, restricted to the transportation of traffic destined to the named facilities. (Hearing site: Kansas City, MO.)

Note.—Dual operations may be involved.

MC 135524 (Sub-40F), filed August 30, 1979. Applicant: G. F. TRUCKING CO., a corporation, P.O. Box 229, 1028 West Rayen Ave., Youngstown, OH 44501. Representative: George Fedorisin, 914 Salts Springs Rd., Youngstown, OH 44509. Transporting *lumber,* from points in AL, CA, GA, ID, LA, MS, MT, OR, and WA, to points in IL, IN, MI, NY, OH, PA, and WI. (Hearing site: Columbus, OH, or Detroit, MI.)

MC 135524 (Sub-41F), filed August 31, 1979. Applicant: G. F. TRUCKING CO., a corporation, P.O. Box 229, 1028 West Rayen Ave., Youngstown, OH 44501. Representative: George Fedorisin, 914 Salts Springs Rd., Youngstown, OH 44509. Transporting *brick,* from points in CT and MD, to points in OH. (Hearing site: Columbus or Cleveland, OH.)

MC 135524 (Sub-42F), filed August 31, 1979. Applicant: G. F. TRUCKING CO., a corporation, P.O. Box 229, 1028 West Rayen Ave., Youngstown, OH 44501. Representative: George Fedorisin, 914

Salts Springs Rd., Youngstown, OH 44509. Transporting *pulpboard,* from Brewton, AL, to points in OH and PA. (Hearing site: Columbus, OH, or Springfield, IL.)

MC 135524 (Sub-43F), filed August 30, 1979. Applicant: G. F. TRUCKING CO., a corporation, P.O. Box 229, 1028 West Rayen Ave., Youngstown, OH 44501. Representative: George Fedorisin, 914 Salts Springs Rd., Youngstown, OH 44509. Transporting *doors, doorskins,* and *lumber,* from Mobile, AL, Tupelo, MS, and Cameron, TX, to those points in the United States in and east of CO, and NM. (Hearing site: Columbus, OH, or Phoenix, AZ.)

MC 135524 (Sub-46F), filed August 30, 1979. Applicant: G. F. TRUCKING CO., a corporation, P.O. Box 229, 1028 West Rayen Ave., Youngstown, OH 44501. Representative: George Fedorisin, 914 Salts Springs Rd., Youngstown, OH 44509. Transporting *foodstuffs,* from Johnson City, NY, to points in the United States (except AK and HI). (Hearing site: Columbus, OH, or Syracuse, NY.)

MC 135524 (Sub-47F), filed August 31, 1979. Applicant: G. F. TRUCKING CO., a corporation, P.O. Box 229, 1028 West Rayen Ave., Youngstown, OH 44501. Representative: George Fedorisin, 914 Salts Springs Rd., Youngstown, OH 44509. Transporting *foodstuffs,* from the facilities of Globe Products Company, at Clifton, NJ, to those points in the United States in and east of ND, SD, NE, CO, OK, and TX. (Hearing site: Columbus, OH, or Newark, NJ.)

MC 135524 (Sub-48F), filed August 31, 1979. Applicant: G. F. TRUCKING CO., a corporation, P.O. Box 229, 1028 West Rayen Avenue, Youngstown, OH 44501. Representative: George Fedorisin, 914 Salts Springs Road., Youngstown, OH 44509. Transporting *scrap and recycled materials,* between points in AL, AZ, AR, CA, CO, FL, GA, IL, ID, IA, KS, KY, LA, MI, MN, MS, MO, NE, NM, NC, ND, OH, OK, PA, SC, SD, TN, TX, VA, WV, and WI. (Hearing site: Columbus, OH, or Chicago, IL.)

MC 135524 (Sub-49F), filed August 31, 1979. Applicant: G. F. TRUCKING CO., a corporation, P.O. Box 229, 1028 West Rayen Ave., Youngstown, OH 44501. Representative: George Fedorisin, 914 Salts Springs Rd., Youngstown, OH 44509. Transporting (1) *lumber,* from points in CA, OR, MT, UT, ID, SD, WY, and AZ, to Milan, NM, and (2) *wood mouldings,* from Milan, NM, to those points in the United States in and east of MN, IA, NE, KS, OK, and TX. (Hearing site: Columbus, OH, or Albuquerque, NM.)

MC 135524 (Sub-55F), filed August 29, 1979. Applicant: G. F. TRUCKING CO., a corporation, P.O. Box 229, 1028 West Rayen Ave., Youngstown, OH 44501. Representative: George Fedorisin, 914 Salts Springs Road., Youngstown, OH 44509. Transporting (1) *iron and steel articles,* and (2) *materials, equipment, and supplies* used in the manufacture and distribution of iron and steel articles, between Sharon, PA, on the one hand, and on the other, points in GA, NC, and SC. (Hearing site: Columbus, OH, or Pittsburgh, PA.)

MC 135524 (Sub-58F), filed August 31, 1979. Applicant: G. F. TRUCKING CO., a corporation, P.O. Box 229, 1028 West Rayen Ave., Youngstown, OH 44501. Representative: George Fedorisin, 914 Salts Springs Rd., Youngstown, OH 44509. Transporting (1) *culverts, guard rails, iron and steel articles, retaining walls, sound barrier systems, highway signs, highway safety products, rolling mill shapes,* and *feed-lot mats,* and (2) *accessories* for the commodities in (1) above, between Girard, OH, and Neville Island, PA, on the one hand, and, on the other, points in CT, DE, IL, IN, KY, MA, MD, ME, MI, NH, NJ, NY, OH, PA, WV, WI, VT, and DC. (Hearing site: Columbus, OH, or Pittsburgh, PA.)

MC 135524 (Sub-63F), filed August 31, 1979. Applicant: G. F. TRUCKING CO., a corporation, P.O. Box 229, 1028 West Rayen Ave., Youngstown, OH 44501. Representative: George Fedorisin, 914 Salts Springs Rd., Youngstown, OH 44509. Transporting *lumber, lumber mill products,* and *wood products* (except commodities in bulk), from points in AZ, NM, and UT, to points in AR, IL, KY, MI, OH, and TN. (Hearing site: Columbus, OH, or Albuquerque, NM.)

MC 136315 (Sub-85F), filed September 4, 1979. Applicant: OLEN BURRAGE TRUCKING, INC., Route 9, Box 28, Philadelphia, MS 39350. Representative: Fred W. Johnson, Jr., 1500 Deposit Guaranty Plaza, P.O. Box 22628, Jackson, MS 39205. Transporting (1) *refractory products,* and (2) *materials and supplies* used in the manufacture, distribution and installation of refractory products (except commodities in bulk), between those points in the United States in and east of TX, OK, KS, NE, IA, and MN, restricted to the transportation of traffic originating at or destined to the facilities of Harbison Walker Refractories, Division of Dresser Industries, Inc., at (a) Baltimore, Leslie and Jennings, MD, (b) Clearfield, Mt. Union and Templeton, PA, (c) Vandalia and Fulton, MO, (d) Brunswick and Calhoun, GA, (e) Bessemer, Eufaula and Fairfield, AL, (f) Cape May, NJ, (g) Portsmouth and Windham, OH, and (h) Hammond, IN. (Hearing site: Pittsburgh, PA, or Washington, DC.)

Note.—Dual operations may be involved.

MC 136315 (Sub-86F), filed September 4, 1979. Applicant: OLEN BURRAGE TRUCKING, INC., Route 9, Box 28, Philadelphia, MS 39350. Representative: Fred W. Johnson, Jr., 1500 Deposit Guaranty Plaza, P.O. Box 22628, Jackson, MS 39205. Transporting (1) *iron and steel articles, zinc articles, lead articles,* and *construction materials, supplies and equipment,* (except commodities in bulk), from the facilities of Penn-Dixie Steel Corporation, at or neat (a) Joliet, IL, and Kokomo, IN, to points in DE, NE, NJ, NY, OH, and DC; and (2) *materials, supplies, and equipment* used in the manufacture and distribution of the commodities named in (1) above (except commodities in bulk), in the reverse direction, restricted to the transportation of traffic originating at or destined to the facilities of Penn-Dixie Steel Corporation. (Hearing site: Washington, DC, or Jackson, MS.)

Note.—Dual operations may be involved.

MC 136385 (Sub-11F), filed August 28, 1979. Applicant: HALL WAY, INC., P.O. Box 22, Ankeny, IA 50021. Representative: Elaine M. Conway, 10 S. LaSalle St., Chicago, IL 60603. Transporting *printed matter,* from the facilities of Meredith Corporation, at Des Moines, IA, to points in the United States (except AK, CA, CO, HI, ID, MT, NV, OR, UT, NM, and AZ), restricted to the transportation of traffic originating at the above-named origin point and destined to the above-named destination points. (Hearing site: Des Moines, IA, or Chicago, IL.)

MC 138884 (Sub-7F), filed August 29, 1979. Applicant: CONDOR CORPORATION, P.O. Box 630, Dixfield, ME 04224. Representative: John C. Lightbody, 30 Exchange St., Portland, ME 04101. To operate as a *contract carrier,* by motor vehicle, in interstate or foreign commerce, over irregular routes, transporting (1) *glued furniture panels,* uncrated, (a) from Bethel, ME, to points in CT, MA, NH, and PA, under continuing contract(s) with Bethel Furniture Stock, Inc., (b) from Norway and South Paris, ME, to points in AR, CT, GA, MD, MA, NH, NJ, NY, NC, PA, TN, and VT, under a continuing contract(s) with Wilner Wood Products Co.; and (2) *wood residuals,* from the facilities of Andover Wood Products, at Paris and Andover, ME, to Berlin, NH, under continuing contract(s) with Andover Wood Products. (Hearing site: Portland, ME, or Boston, MA.)

MC 139615 (Sub-30F), filed August 31, 1979. Applicant: D.R.S. TRANSPORT,

INC., P.O. Box 29, Oskaloosa, IA 52577. Representative: Larry D. Knox, 600 Hubbell Bldg., Des Moines, IA 50309. Transporting (1) *agricultural limestone* and *gypsum* (except commodities in bulk), and (2) *materials and supplies* used in the manufacture and distribution of the commodities in (1) above, between points in Marion County, IA, on the one hand, and, on the other those points in the United States in and west of WI, IL, MO, AR, and LA (except AK and HI). (Hearing site: Des Moines, IA.)

MC 141404 (Sub-2F), filed October 1, 1979. Applicant: HARTWIG–WAUSAU TRANSPORTATION, INC., 3526 W. Sherman St., P.O. Box 1044, Wausau, WI 54401. Representative: Wayne W. Wilson, 150 East Gilman St., Madison, WI 53703. *Contract carrier,* transporting (1) *metal products* and *parts and accessories* for metal products, from the facilities of Hartwig Manufacturing Corporation, at or near Wausau, WI, to points in the United States (except AK, HI, IL, IN, and MI), and (2) *materials, equipment, and supplies* used in the manufacture and distribution of the commodities in (1) above, in the reverse direction, under a continuing contract(s) in (1) and (2) above, with Hartwig Manufacturing Corporation, of Wausau, WI. (Hearing site: Madison or Wausau, WI.)

MC 142165 (Sub-1F), filed August 30, 1979. Applicant: C. GULLEY TRUCK SERVICE, INC., 180 Arthur Dr., Shreveport, LA 71105. Representative: Edward A. Winter, 235 Rosewood Dr., Metairie, LA 70005. To operate as a *contract carrier,* by motor vehicle, in interstate or foreign commerce, over irregular routes, transporting *general commodities* (except those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment), (1) between Dallas, TX, and Shreveport, LA, and (2) between Dallas, TX and Shreveport, LA, on the one hand, and, on the other, New Orleans, LA, under continuing contract(s) in (1) and (2) above with Southwest Direct Freight System, a division of Universal Carloading Company, Inc. (Hearing site: Baton Rouge or New Orleans, LA.)

MC 144404 (Sub-1F), filed August 30, 1979. Applicant: H. ROSEN & SONS, INC., 30615 Groesbeck, Roseville, MI 48066. Representative: William B. Elmer, 21635 East Nine Mile Road, St. Clair Shores, MI 48080. To operate as a *contract carrier,* by motor vehicle, in interstate or foreign commerce, over irregular routes, transporting *scrap paper,* between points in IL, IN, KY, MI, and OH, under continuing contract(s) with Great Lakes Paper Stock Corporation. (Hearing Site: Detroit, MI.)

MC 145195 (Sub-5F), filed August 31, 1979. Applicant: DEEJAY TRANSPORTATION, INC., P.O. Box 651, Horace, ND 58047. Representative: Charles E. Johnson, P.O. Box 1982, Bismarck, ND 58501. Transporting (1) *non-alcoholic beverages,* (a) from Omaha, NE, to points in ND, SD, MN, and WI, and (b) from Minneapolis, MN, to points in ND (except Grant Forks and Fargo); and (2) *empty glass bottles,* from Montgomery, AL, and Minneapolis, MN, to points in ND. (Hearing site: Minneapolis, MN, or Omaha, NE.)

MC 146044 (Sub-4F), filed October 1, 1979. Applicant: JOE COSTA TRUCKING, a corporation, Hwy 299, West End Rd., P.O. Box 748, Arcata, CA 95521. Representative: Marvin Handler, 100 Pine St., Suite 2550, San Francisco, CA. Transporting *wood residuals,* from points in Josephine County, OR, to points in Humboldt County, CA. (Hearing site: San Francisco or Eureka, CA.)

MC 148195 (Sub-2F), filed October 1, 1979. Applicant: LEON FUCHS, Templeton, IA 51463. Representative: Richard D. Howe, 600 Hubbell Bldg., Des Moines, IA 50309. Transporting *iron and steel articles,* (1) from Chicago, IL, and St. Louis, MO, to the facilities of Colorado Forge Corp., at or near Colorado Springs, CO, and (2) from the facilities of Colorado Forge Corp., at or near Colorado Springs, CO, to points in Scott County, and Tazewell, Peoria, Macon, Will, Kane, and Dupage Counties, IL. (Hearing site: Omaha, NE, or Des Moines, IA.)

MC 148234F, filed August 30, 1979. Applicant: LAWRENCE TRUCKING, INC., 992–B E. Artesia, Long Beach, CA 90805. Representative: Fred H. Mackensen, 9454 Wilshire Blvd., Suite 400, Beverly Hills, CA 90212. To operate as a *contract carrier,* by motor vehicle, in interstate or foreign commerce, over irregular routes, transporting *empty containers* and *diatomaceous earth,* between Lompoc and Los Angeles, CA, restricted to the transportation of traffic having an immediately prior or subsequent movement by water, under continuing contract(s) with Grefco, Inc. (Hearing site: Los Angeles, CA.)

MC 148234 (Sub-1F), filed August 30, 1979. Applicant: LAWRENCE TRUCKING, INC., 992–B. E. Artesia, Long Beach, CA 90805. Representative: Fred H. Mackensen, 9454 Wilshire Blvd., Suite 400, Beverly Hills, CA 90212. *Contract carrier,* transporting *general commodities* (except those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment), between points in Imperial, San Diego, Orange, Riverside, San Bernardino, Los Angeles, Ventura, Santa Barbara, San Luis Obispo, Fresno, Madera, Tulare, and Kern Counties, CA, under continuing contract(s) with Jewel Companies, Inc., of Barrington, IL. (Hearing site: Los Angeles, CA.)

MC 148235F, filed August 30, 1979. Applicant: TAYLOR AND SONS TRUCKING, 101 48th St. SE., Kentwood, MI 49508. Representative: Norman A. Cooper, 145 W. Wisconsin Ave., Neenah, WI 54956. To operate as a *contract carrier,* by motor vehicle, in interstate or foreign commerce, over irregular routes, transporting *new bedroom furniture,* from the facilities of Glen Traditional, Inc., at Glenrock, PA, to points in AL, AZ, CA, CO, FL, GA, IL, IN, KS, KY, LA, MD, MI, MO, NE, NJ, NM, NV, OH, OK, TN, TX, UT, VA, WI, and WY, under continuing contract(s) with Glen Traditional, Inc. (Hearings site: Lansing, MI, or Washington, DC.)

MC 133095 (Sub-248F), filed April 11, 1979, previously published in the **Federal Register** issue of February 5, 1980. Applicant: TEXAS-CONTINENTAL EXPRESS, INC., P.O. Box 434, Euless, TX 76039. Representative: Marshall Kragen, 1835 K St. NW., Suite 600, Washington, DC 20006. Transporting (1) *chemicals, chemical coatings, and adhesives* (except commodities in bulk), from points in TX, to points in the United States (except AK and HI); and (2) *materials, equipment, and supplies* used in the manufacture of the commodities named in (1) above (except commodities in bulk), from the destination points named in (1) above, to Euless, TX. (Hearing site: Dallas, TX.)

Note.—This republication indicates the correct commodity description.

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Decided: February 4, 1980.

By the Commission, Review Board Number 3, Members Parker, Fortier and Hill.

MC 1515 (Sub-217F), filed August 27, 1979. Applicant: GREYHOUND LINES, INC., Greyhound Tower, Phoenix, AZ 85077. Representative: L. J. Celmins (same address as applicant). Transporting *passengers and their baggage* and express and newspapers, in the same vehicle with passengers, between Marquette, MI, and junction of County Hwy 460 and U.S. Hwy 41 at or near Skandia, MI, serving all intermediate points: From Marquette, MI over County Hwy 553 to junction County Hwy 460, then over County Hwy 460 via K. I. Sawyer Air Force Base to Junction U.S. Hwy 41, and return over the same

route. Condition: The person or persons who appear to be engaged in common control of applicant and another regulated carrier must either file an application under 49 U.S.C. §11343(a) or submit an affidavit indicating why such approval is unnecessary. Affidavits are due 20 days from the date of publication. (Hearing site: Marquette, MI.)

MC 2934 (Sub-42F), filed August 13, 1979. Applicant: AERO MAYFLOWER TRANSIT CO., INC., 9998 North Michigan Road, Carmel, IN 46032. Representative: James L. Beattey, 130 East Washington St., Suite 1000, Indianapolis, IN 46204. Transporting *Mattresses and supporting foundations for mattresses* from Indianapolis, IN, to points in AL, GA, SC, NC, FL, PA, and NY (except points in Bronx, Queens, Kings, Richmond, Nassau and Suffolk Counties, NY, and New York City). (Hearing site: Indianapolis, IN.)

MC 2934 (Sub-43F), filed August 27, 1979. Applicant: AERO MAYFLOWER TRANSIT CO., INC., 9998 N. Michigan Rd., Carmel, IN 46032. Representative: James L. Beattey, 130 East Washington St., Suite 1000, Indianapolis, IN 46204. Transporting *new furniture*, from the facilities of Johnson Manufacturing Co., at or near Conway, SC, to points in AL, AZ, AR, CA, IL, IN, IA, KS, KY, LA, MN, MS, MO, NM, OH, OK, OR, TN, WA, WI, GA, and TX. (Hearing site: Indianapolis, IN.)

MC 4405 (Sub-613F), filed August 13, 1979. Applicant: DEALERS TRANSIT, INC., a corporation, P.O. Box 236, Tulsa, OK 74101. Representative: Thomas J. Van Osdel, 502 First National Bank Bldg., Fargo, ND 58126. Transporting *trailers and trailer chassis*, other than those designed to be drawn by passenger automobiles, in initial movements, in truckaway service, from Jacksonville, FL, to points in the United States (except AK and HI). (Hearing site: Jacksonville, FL.)

MC 8515 (Sub-27F), filed August 13, 1979. Applicant: TOBLER TRANSFER, INC., Junction Interstate 80 and Illinois 89, Spring Valley, IL 61362. Representative: Leonard R. Kofkin, 39 South La Salle St., Chicago, IL 60603. Transporting (1) *Display cases and racks*, from Metamore, IL, to points in IN, IA, GA, KS, LA, MI, MN, MO, MS, NE, NC, OH, TX, UT, and WI, and (2) *materials, equipment, and supplies* used by manufacturers of display cases and racks in the reverse direction. (Hearing site: Chicago, IL.)

MC 8535 (Sub-No. 97), filed August 14, 1979. Applicant: GEORGE TRANSFER AND RIGGING COMPANY, INCORPORATED, P.O. Box 500, Parkton, MD 21120. Representative: John Guandolo, 1000 Sixteenth Street, N.W., Washington, DC 20036. Transporting, *Iron or Steel Pipe*, from the facilities of Standard Pipe Protection, at Lorain, OH, to points in IL, IN, and TN. (Hearing site: St. Louis, MO, or Chicago, IL.)

MC 13134 (Sub-77F), filed August 30, 1979. Applicant: GRANT TRUCKING, INC., P.O. Box 256, Oak Hill, OH 45656. Representative: David A. Turano, 100 East Broad St., Columbus, OH 43215. Transporting *refractories and refractory products*, from the facilities of United Refractories, Inc., at or near Warren, OH, to points in the Chicago, IL, Commercial Zone. (Hearing Site: Columbus, OH.)

MC 24784 (Sub-37F), filed August 9, 1979. Applicant: BARRY, INC., 463 South Water, Olathe, KS 66061. Representative: Arthur J. Cerra, 2100 TenMain Center, P.O. Box 19251, Kansas City, MO 64141. Transporting *building* and *insulation materials* (except iron and steel articles and commodities in bulk), from Phillipsburg, KS, to points in CO, IA, IL, MN, MO, ND, NE and SD. (Hearing Site: Kansas City, MO.)

MC 26825 (Sub-41F), filed August 27, 1979. Applicant: ANDREWS VAN LINES, INC., P.O. Box 1609, Norfolk, NE 68701. Representative: J. Max Harding, P.O. Box 82028, Lincoln, NE 68501. Transporting (1) *plastic articles and materials*, and materials utilized in the manufacture, production and distribution of plastic articles (except commodities in bulk and those the transportation of which requires the use of special equipment), between Omaha, NE, Dixon, IL, and Wichita, KS, on the one hand, and, on the other, points in the United States in and west of MI, OH, KY, TN, and AL, and (2) *materials* used in the manufacture and production of the commodities named in (1) above, from Leomister, MA, Parsippany, NJ, and Philadelphia, PA, to Omaha, NE, Dixon, IL, and Wichita, KS, restricted in (1) and (2) to the transportation of traffic originating at or destined to the facilities of E.P.S. Industries, Inc. (Hearing Wichita, KS)

MC 60014 (Sub-147F), filed August 27, 1979. Applicant: AERO TRUCKING, INC., Box 308, Monroeville, PA 15146. Representative: A. Charles Tell, 100 East Broad St., Columbus, OH 43215. Transporting *lumber products, plywood, wood shakes and shingles*, from the facilities of Wood Preserving Div., Hoover Universal, Inc., at Pine Bluff, AR, to points in the United States in and east of MT, WY, CO, and NM. (Hearing site: Little Rock, AR, or Washington, DC.)

MC 67234 (Sub-23F), filed August 10, 1979. Applicant: UNITED VAN LINES, INC., One United Drive, Fenton, MO 63026. Representative: Robert J. Gallaher, 1000 Connecticut Ave., NW., Suite 1200, Washington, DC 20036. Transporting *used automobiles*, in truckaway service, between points in the United States (including AK but excluding HI). (Hearing site: St. Louis, MO.)

MC 99685 (Sub-6F), filed August 13, 1979. Applicant: G. I. TRUCKING COMPANY, a corporation, 14727 Alondra Blvd., La Mirada, CA 90638. Representative: Fred H. Mackensen, 9454 Wilshire Blvd., Suite 400, Beverly Hills, CA 90212. Transporting *general commodities* (except those of unusual value, Classes A and B explosives, household goods as defined by the Commission, commodities in bulk, those requiring special equipment, and motor vehicles) between points in CA in and south of San Luis Obispo, Kern and San Bernardino counties. (Hearing site: Los Angeles, CA.)

Note.—Application is primarily a redescription of its existing authority to correspond with intrastate rights.

MC 104664 (Sub-1F), filed August 9, 1979. Applicant: SALKA & SONS, INC., 1127 East Main St., Meriden, CT 06450. Representative: Robert J. Gallagher, Esq., 1000 Connecticut Avenue, N.W., Suite 1200, Washington, DC. 20036. Transporting *household goods*, as defined by the Commission, between points in CT, on the one hand, and, on the other, points in ME, NH, VT, MA, RI, CT, NY, NJ, PA, MD, VA, and DC. (Hearing site: Hartford, CT.)

MC 105045 (Sub-113F), filed August 13, 1979. Applicant: R. L. JEFFRIES TRUCKING CO., INC., 1020 Pennsylvania St., Evansville, IN 47701. Representative: Paul F. Sullivan, 711 Washington, Bldg., Washington, DC 20005. Transporting *electrical equipment, parts and accessories* (except commodities transportation of traffic which, because of size or weight, requires the use of special equipment), between the facilities of Utilities Service Company, at Allentown, PA, on the one hand, and, on the other, points in the United States (except AK and HI). (Hearing site: Philadelphia, PA, or Washington, DC.)

MC 106074 (Sub-127F), filed August 28, 1979. Applicant: B AND P MOTOR LINES, INC., P.O. Box 727, Forest City, NC 28043. Representative: Mr. John J. Capo, P.O. Box 720434, Atlanta, GA 30328. Transporting *charcoal, charcoal briquettes, hickory chips, lighter fluid and items used in the manufacture of charcoal* (1) from Stamford and Scotia, NY, to points in CT, DE, MA, MD, ME, NC, NH, NJ, NY, PA, RI, SC, VA, VT,

and WV, and (2) from Gary, IN, to points in IA, IL, MO, NC, OH, PA, VA, WI, WV, and Indianapolis, IN. (Hearing site: Atlanta, GA, or Washington, DC.)

MC 106674 (Sub-415F), filed August 8, 1979. Applicant: SCHILLI MOTOR LINES, INC., P.O. Box 123, Remington, IN 47977. Representative: Jerry L. Johnson, P.O. Box 123, Remington, IN 47977. Transporting *Iron and steel articles*, from Newport and Wilder, KY, to points in MO and IA east of U.S. Hwy. 63. (Hearing Site: Chicago, IL, or Indianapolis, IN.)

MC 107295 (Sub-934F), filed August 27, 1979. Applicant: PRE-FAB TRANSIT CO., a corporation, P.O. Box 146, Farmer City, IL 61842. Representative: Mack Stephenson, 42 Fox Mill Lane, Springfield, IL 62707. Transporting (1) *buildings*, complete, knocked down, or in sections, (2) *building sections* and *building panels*, (3) *parts and accessories* used in the installation and completion of commodities in (1) and (2) above, and (4) *metal prefabricated structural components* and *panels* and *accessories* used in the installation and completion of such commodities, from the facilities of Armco, Inc., at Hanford, CA, to points in WA, OR, ID, NV, UT, AZ, CO, MT, WY, ND, SD, NE, KS, OK, NM, and TX. (Hearing site: San Francisco, CA, or Phoenix, AZ.)

MC 107295 (Sub-938F), filed August 28, 1979. Applicant: PRE-FAB TRANSIT CO., P.O. Box 146, Farmer City, IL 61842. Representative: Mack Stephenson, 42 Fox Mill Lane, Springfield, IL 62707 Transporting (1) *paper and paper products*, and *machinery* and *paper mill supplies* (except commodities in bulk), from Brownstown, IN, to Livingston, AL, and (2) *materials, equipment and supplies* (except commodities in bulk), used in the manufacture and distribution of commodities named in (1) above, from points in the United States (except AK and HI), to Brownstown, IN, and Livingston, AL. (Hearing site: Indianapolis, IN, or Chicago, IL.)

MC 107515 (Sub-1280F), filed August 24, 1979. Applicant: REFRIGERATED TRANSPORT CO., INC., P.O. Box 308, Forest Park, GA 30050. Representative: Alan E. Serby, 3390 Peachtree Road, N.E., Atlanta, GA 30326. Transporting (1) *printed materials*, and (2) *materials, machinery, articles and equipment* used in the production and distribution of the commodities in (1) above, (except in bulk), between the facilities of W.F. Hall Printing Company at Chicago, IL, Dresden, TN, Corinth, MS, and Augusta, GA, on the one hand, and, on the other, points in the United States (except AK and HI). (Hearing site: Chicago, IL.)

Note—Dual operations may be involved.

MC 116045 (Sub-52F), filed August 24, 1979. Applicant: NEUMAN TRANSIT CO., INC., P.O. Box 38, Rawlins WY 82301. Representative: Leslie R. Kehl, 1600 Lincoln Center, 1660 Lincoln Street, Denver, CO 80264. Transporting, *sulfuric acid*, in bulk, from Casper, WY, to points in CO, MT, NE, and SD. (Hearing site: Denver, CO.)

MC 116544 (Sub-178F), filed August 12, 1979. Applicant: ALTRUK FREIGHT SYSTEMS, INC., 1703 Embarcadero Rd., Palo Alto, CA 94303. Representative: Richard G. Lougee, P.O. Box 10061, Palo Alto, CA 94303. Transporting *food products*, in vehicles equipped with mechanical refrigeration from points in an area bounded by a line beginning at junction Sunset Boulevard and U.S. Hwy 101 Alternate, south of Pacific Palisades, then northeasterly along Sunset Boulevard to CA Hwy 7 then along CA Hwy 7 to CA Hwy 118, then along CA Hwy 118 via San Fernando to Pasadena, then along U.S. Hwy 66 to CA Hwy 19, then along CA Hwy 19 to junction with U.S. Hwy 101 Alternate at Ximeno Street, then along Ximeno Street, and its prolongation to the Pacific Ocean, then along the shoreline of the Pacific Ocean to a point south of junction Sunset Boulevard and U.S. Hwy 101 Alternate then in direct line to point of beginning, to points in Pima, Cochise, Yuma, Graham, Maricopa, Santa Cruz, Navajo and Gila Counties, AZ. (Hearing site: Washington, DC, or Philadelphia, PA.)

MC 116915 (Sub-98F), filed August 28, 1979. Applicant: ECK MILLER TRANSPORTATION CORP., Rt. #1, Box 248, Rockport, IN 47635. Representative: Fred F. Bradley, P.O. Box 773, Frankfort, KY 40602. Transporting *steel buildings*, and *materials, equipment, and supplies* used in the manufacture of steel buildings, between the facilities of Republic Buildings Corporation, at or near Rainsville, AL, and Van Wert, OH, on the one hand, and, on the other, points in the United States (except AK and HI). (Hearing site: Columbus, OH, or Louisville, KY.)

MC 119765 (Sub-89F), filed August 13, 1979. Applicant: EIGHT WAY XPRESS, INC., 5402 South 27th Street, Omaha, NE 68107. Representative: Arlyn L. Westergren, Suite 106, 7101 Mercy Rd., Omaha, NE 68106. Transporting *meats, meat products, meat byproducts, and articles distributed by meatpacking houses* as described in Sections A and C of Appendix I to the Report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766 (except hides and commodities in bulk), from Omaha, NE to points in CT, MA, NH, NJ, and NY. (Hearing site: Omaha, NE.)

MC 119765 (Sub-90F), filed August 13, 1979. Applicant: EIGHT WAY XPRESS, INC., 5402 South 27th Street, Omaha, NE 68107. Representative: Arlyn L. Westergren, Suite 106, 7101 Mercy Rd., Omaha, NE 68106. Transporting *Meats, meat products, meat byproducts, and articles distributed by meatpacking houses* as described in Sections A and C of Appendix I to the Report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766 (except hides and commodities in bulk), from Mankato, KS, to points in CT, DE, ME, MD, MA, MI, NH, NJ, NY, OH, PA, RI, VT, and DC. (Hearing site: Omaha, NE or Kansas City, MO.)

MC 119765 (Sub-91F), filed August 13, 1979. Applicant: EIGHT WAY XPRESS, INC., 5402 South 27th St., Omaha, NE 68107. Representative: Arlyn L. Westergren, Suite 106, 7101 Mercy Rd., Omaha, NE 68106. Transporting *Meats, meat products, meat byproducts, and articles distributed by meatpacking houses* as described in Sections A and C of Appendix I to the Report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766, from the facilities of American Beef Packers, Inc., at Oakland, IA, to points in FL, GA, NC, and VA. (Hearing site: Omaha, NE.)

MC 119765 (Sub-92F), filed August 13, 1979. Applicant: EIGHT WAY XPRESS, INC., 5402 South 27th St., Omaha, NE 68107. Representative: Arlyn L. Westergren, Suite 106, 7101 Mercy Rd., Omaha, NE 68106. Transporting *such merchandise as is dealt in by chain grocery stores*, from the facilities of A. E. Staley Manufacturing Company, at Chicago, IL, to points in IA, IN, KY, MI, NE, and WI. (Hearing site: Chicago, IL, or Omaha, NE.)

MC 124154 (Sub-87F), filed August 9, 1979. Applicant: WINGATE TRUCKING COMPANY, INC., Post Office Box 645, Albany, GA 31702. Representative: Thomas F. Panebianco, P.O. Box 1200, Tallahassee, FL 32302. Transporting *trailer axles, running gear assemblies, and components parts and materials* used in the manufacture of trailer axles and running gear assemblies (excluding commodities which because of size or weight require the use of special equipment and commodities in bulk), between the facilities of Foreman Manufacturing Company, at Ashburn, GA, on the one hand, and, on the other, points in AR, IN, MO, OH, OK, VA, and TX. (Hearing site: Atlanta, GA.)

MC 128685 (Sub-31F), filed August 27, 1979. Applicant: DIXON BROS., INC., P.O. Box Drawer 8, Newcastle, WY 82701. Representative: Jerome Anderson, 100 Transwestern Bldg., Billings, MT 59101. Transporting *cement*, in bulk,

from Trident, MT, to points in WY. (Hearing site: Sheridan or Casper, WY.)

MC 129784 (Sub-14F), filed August 13, 1979. Applicant: DAVISON TRANSPORT, INC., P.O. Drawer 846, Ruston, LA 71270. Representative: Tom E. Moore (same address as applicant). Transporting *petroleum and petroleum products,* in bulk, in tank vehicles, from Princeton, LA, to points in the United States (except AK and HI). (Hearing site: Shreveport or Baton Rouge, LA.)

MC 134105 (Sub-63F), filed August 2, 1979. Applicant: CELERYVALE TRANSPORT, INC., 208 east 28th St., Chattanooga, TN 37410. Representative: Daniel O. Hands, Suite 200, 205 West Touhy Ave., Park Ridge, IL 60068. Transporting *frozen foods (except commodities in bulk),* from the facilities of Winter Garden, Inc., at or near Bells, Memphis, and Rossville, TN, to points in IL, IN, IA, KS, MI, MN, MO, NE, OH, and WI, restricted to the transportation of traffic originating at the named origins and destined to the named destinations. (Hearing site: Memphis, TN, or Washington, DC.)

MC 134235 (Sub-23F), filed August 27, 1979. Applicant: KUHNLE BROTHERS, INC., P.O. Box 375, Newbury, OH 44065. Representative: Kenneth T. Johnson, Bankers Trust Bldg., Jamestown, NY 14701. To operate as *contract carrier,* by motor vehicle, in interstate or foreign commerce, over irregular routes, transportings *and,* from Streetsboro, OH, to points in IN, MI, IL, PA, WV, and NY (including ports of entry on the international boundary line between the United States and Canada located at Niagra Falls, Lewiston, and Buffalo, NY), under continuing contract(s) with Walter C. Best, Inc., of Chardon, OH, and Set Products, Inc., of Macedonia, OH.

MC 135524 (Sub-29F), filed August 24, 1979. Applicant: G. F. TRUCKING CO., a corporation, P.O. Box 229, 1028 West Rayen Ave., Youngstown, OH 44501. Representative: George Fedorisin, 914 Salts Springs Road, Youngstown OH 44509. Transporting *building equipment, building materials,* and *building supplies,* between points in AZ, CA, OR, TX, UT, and WA, on the one hand, and, on the other, points in the United States in and east of MN, IA, MO, AR, and LA. Condition: The person or persons who appear to be engaged in common control of applicant and another regulated carrier must either file an application under 49 U.S.C. § 11343(a) (1978) or submit an affidavit indicating why such approval is unnecessary. Affidavits are due 20 days from the date of publication. (Hearing site: Columbus, OH, or San Francisco, CA.)

Note.—Dual Operations may be involved.

MC 135524 (Sub-30F), filed August 24, 1979. Applicant: G.F. TRUCKING CO., a corporation, P.O. Box 229, 1028 West Rayen Ave., Youngstown, OH 44501. Representative: George Fedorisin, 914 Salts Springs Rd., Youngstown, OH 44509. Transporting *lumber* and *lumber products,* from Ashland, MT, to those points in the United States, in and east of ND, SD, NE, KS, OK, and TX. Condition: The person or persons who appear to be engaged in common control of applicant and another regulated carrier must either filed an application under 49 U.S.C. § 11343(a) 1978) or submit an affidavit indicating why such approval is unnecessary. Affidavits are due 20 days from the date of publication. (Hearing site: Columbus, OH, or San Francisco, CA.)

Note.—Dual operations may be involved.

MC 135524 (Sub-31F), filed August 24, 1979. Applicant: G. F. TRUCKING CO., a corporation, P.O. Box 229, 1028 West Rayen Ave., Youngstown, OH 44501. Representative: George Fedorisin, 914 Salts Springs Rd., Youngstown, OH 44509. Transporting *(1) lumber, particleboard, paneling, poles, piling, pallets, timbers, crossties and wallboard, and (2) materials, equipment and supplies used in the manufacture, production or distribution of the commodities named in (1) above, except commodities in bulk,* between points in AL, AR, FL, GA, IL, IN, IA, KS, KY, LA, MI, MN, MO, MS, NC, NE, NY, OH, OK, PA, SC, TN, TX, VA, WV, and WI. Condition: The person or persons who appear to be engaged in common control of applicant and another regulated carrier must either file an application under 49 U.S.C. § 11343(a) (1978) or submit an affidavit indicating why such approval is unnecessary. Affidavits are due 20 days from the date of publication. (Hearing site: Columbus, OH, or Nashville, TN.)

Note.—Dual operation may be involved.

MC 135524 (Sub-36F), filed August 13, 1979. Applicant: G.F. TRUCKING CO., a corporation, P.O. Box 229, 1028 West Rayen Ave., Youngstown, OH 44501. Representative: George Fedorisin, 914 Salts Springs Rd., Youngstown, OH 44509. Transporting *lumber and limber mill products,* from Oshkosh, WI, to points in CT, DE, DC, ME, MD, MA, NH, NY, NJ, OH, PA, RI, VT, and WV. (Hearing site: Columbus, OH, or Milwaukee, WI.)

MC 135524 (Sub-38F), filed August 27, 1979, Applicant: G. F. TRUCKING CO., a corporation, P.O. Box 229, 1028 West Rayen Ave., Youngstown, OH 44501. Representative: George Fedorisin, 914 Salts Springs Rd., Youngstown, OH 44509. Transporting *lumber* and *wood products,* from Kamas, UT, to points in AZ, AR, CA, CO, ID, IL, IN, IA, KS, KY, MI, MN, MO, NE, NM, OH, OK, TN, TX, WV, and WI. Condition: The person or persons who appear to be engaged in common control of applicant and another regulated carrier must either file an application under 49 U.S.C. § 11343(a) (1978) or submit an affidavit indicating why such approval is unnecessary. Affidavits are due 20 days from the date of publication.(Hearing site: Columbus, OH, or Salt Lake City, UT.)

Note.—Dual operations may be involved.

MC 135524 (Sub-39F), filed August 28, 1979, Applicant: G. F. TRUCKING CO., a corporation, P.O. Box 229, 1028 West Rayen Ave., Youngstown, OH 44501. Representative: George Fedorisin, 914 Salts Springs Rd., Youngstown, OH 44509. Transporting *gypsum, gypsum products and materials, equipment and supplies used in the manufacture, installation, and distribution of the foregoing commodities,* between the facilities of Grand Rapids Gypsum Company, Inc., at Grand Rapids, MI, on the one hand, and, on the other, points in IL, IN, IA, KY, OH, and WI. Condition: The person or persons who appear to be engaged in common control of applicant and another regulated carrier must either file an application under 49 U.S.C. § 11343(a) (1978) or submit an affidavit indicating why such approval is unnecessary. Affidavits are due 20 days from the date of publication. (Hearing site: Columbus, OH, or Lansing, MI.)

Note.—Dual operations may be involved.

MC 135524 (Sub-45F), filed August 26, 1979, Applicant: G. F. TRUCKING CO., a corporation, P.O. Box 229, 1028 West Rayen Ave., Youngstown, OH 44501. Representative: George Fedorisin, 914 Salts Springs Rd., Youngstown, OH 44509. Transporting *bentonite clay,* between Milwaukee, WI, on the one hand, and, on the other, points in the United States in and east of WI, IL, KY, TN and MS. Condition: The person or persons who appear to be engaged in common control of applicant and another regulated carrier must either file an application under 49 U.S.C. § 11343(a) (1978) or submit an affidavit indicating why such approval is unnecessary. Affidavits are due 20 days from the date of publication. (Hearing site: Columbus, OH, or Milwaukee, WI.)

Note.—Dual operations may be involved.

MC 135524 (Sub-56F), filed August 22, 1979, Applicant: G. F. TRUCKING CO., a corporation, P.O. Box 229, 1028 West Rayen Ave., Youngstown, OH 44501. Representative: George Fedorisin, 914

Salts Springs Rd., Youngstown, OH 44509. Transporting *lumber, lumber mill products and* wood products, from the facilities of Potlatch Corporation, at or near Coeur d'Alene, St. Maries, Potlatch, Lewiston, Kamiah, Spalding, Jaype (near Pierce), Santa and Post Falls, ID, to points in IN, KY, MI, MO, OH, PA, TN, and WV. Condition: The person or persons who appear to be engaged in common control of applicant and another regulated carrier must either file an application under 49 U.S.C. § 11343(a) (1978) or submit an affidavit indicating why such approval is unnecessary. Affidavits are due 20 days from the date of publication. (Hearing site: Columbus, OH, or Boise, ID.)

Note.—Dual operations may be involved.

MC 136635 (Sub-21F), filed August 2, 1979. Applicant: UNIVERSAL CARTAGE, INC., 640 W. Ireland Rd., South Bend, IN 46660. Representative: Donald W. Smith, P.O. Box 40248, Indianapolis, IN 46240. Transporting (1) *iron articles, steel articles, zinc articles, and* lead articles (except in bulk), springs and construction materials, supplies and equipment, (except in bulk), from the facilities of or used by Penn-Dixie Steel Corp., at or near Blue Island and Joliet, IL, Ft. Wayne, and Kokomo, IN, Centerville, IA, Grand Rapids and Lansing, MI, Jackson, MS, Columbus and Toledo, OH, to points in the United States in and east of ND, SD, NE, CO, and NM, and (2) *materials, equipment and supplies* (except in bulk), used in the manufacture and distribution of the commodities named in (1) above, in the reverse direction, restricted in (1) and (2) to the transportation of traffic originating at the named origins and destined to the named destinations, except traffic moving in foreign commerce. (Hearing site: Indianapolis, IN, or Chicago, IL.)

MC 138265 (Sub-4F), filed August 24, 1979. Applicant: W. A. BARNES TRUCKING CO., INC., Route 2, Box 234 D-2, Prince George, VA, 23875. Representative: Calvin F. Major, 200 West Grace Street, Suite 415, Richmond, VA 23220. To operate as a *contract carrier* by motor vehicle, in interstate or foreign commerce, over irregular routes transporting *iron and steel articles,* from Allenport, Aliquippa, Fairless Hills, Irwin and Philadelphia, PA, Sparrows Point, MD, and Yorkville, OH, to the facilities of Hon Industries, Chester, VA, under continuing contract(s) Hon Industries, of Chester, VA. (Hearing site: Richmond, VA.)

MC 139485 (Sub-19F), filed August 27, 1979. Applicant: Trans Continental Carriers, 169 East Liberty St., Anaheim, CA 92803. Representative: David P. Christianson, 707 Wilshire Boulevard, Suite 1800, Los Angeles, CA 90017. To operate as a *contract carrier* by motor vehicle, in interstate or foreign commerce, over irregular routes transporting (1) *polyester body filler, polishing and cleaning compounds, tools, buffing pads, cleaning cloths, putty,* and *paint,* and (2) *materials, supplies* and *equipment* used in the production or manufacture of the items set out in (1) above, between points in Stark County and Tuscarawas County, OH, on the one hand, and, on the other, points in the United States (except AK and HI). Hearing site: Los Angeles, CA.)

MC 140024 (Sub-161F), filed August 10, 1979. Applicant: J. B. MONTGOMERY, INC., 5565 East 52nd Ave., Commerce City, CO 80022. Representative: Don L. Bryce (same address as applicant). Transporting *malt beverages,* (except in bulk), (1) from ports of entry on the international boundary line between the United States and Mexico at Laredo, TX, and on the international boundary line between the United States and Canada at Calais, ME to points in the United States (except AK and HI), and (2) from New York, NY, Baltimore, MD, Portsmouth and Norfolk, VA, Philadelphia, PA, and Charleston, SC, to points in the United States (except AK and HI). (Hearing site: Denver, CO, or Washington, DC.)

MC 140605 (Sub-5F), filed August 28, 1979. Applicant: OHIO OIL GATHERING CORPORATION, Chilton Building, Suite 400, 201 King of Prussia Rd., Radnor, PA 19087. Representative: Walter R. Hall, II, 2321A the Fidelity Building, Philadelphia, PA 19109. To operate as a *contract carrier,* by motor vehicle, in interstate or foreign commerce, over irregular routes, transporting *petroleum,* in bulk, from points in Wood and Pleasants Counties, WV to points in Carroll, Coshocton, Fairfield, Hocking, Holmes, Knox, Licking, Morgan, Muskingum, Perry, Stark, Washington, and Wayne Counties, OH, for continuing transport by pipeline, rail, or water to points in PA and WV, under a continuing contract(s) with Ohio Oil Gathering Corporation II, of Radnor, PA. (Hearing site: Philadelphia, PA.)

MC 140645 (Sub-9F), filed August 28, 1979. Applicant: UNITED TRUCKING, INC., 100 Stoffel Drive, Tallapoosa, GA 30176. Representative: Clyde W. Carver, P.O. Box 720434, Atlanta, GA 30328. To operate as a *contract carrier,* by motor vehicle, in interstate or foreign commerce, over irregular routes, transporting (a) *liquid commodities,* in containers, and (b) *metal and plastic containers,* and *metal and plastic container spray valves and covers,* (a) from the facilities of Southeast Packaging Corporation, at Atlanta, GA, to points in the United States in and east of TX, OK, MO, IA, and MN, and (b) from the destination states identified in (a) above, to the facilities of Southeast Packaging Corporation, at Atlanta, GA, under continuing contract(s) with Southeast Packaging Corporation, of Atlanta, GA. (Hearing site: Atlanta, GA, or Washington, DC.)

MC 141575 (Sub-17F), filed August 24, 1979. Applicant: T.F.S., INC., Box 126, Rural Route 2, Grand Island, NE 68801. Representative: Lavern R. Holdeman, 521 South 14th St., Suite 500, P.O. Box 81849, Lincoln, NE 68501. To operate as a *contract carrier,* by motor vehicle, in interstate or foreign commerce, over irregular routes, transporting: (1) *Inedible meat products, animal feed and animal feed ingredients, additives and supplements* (except in bulk), and (2) *materials, equipment, and supplies* used in the manufacture, sale and distribution of the commodities in (1) above (except in bulk), between points in the United States (except AK and HI), under continuing contract(s) with Kal Kan Foods, Inc., of Vernon, CA. (Hearing site: Grand Island, NE.)

MC 142245 (Sub-3F), filed August 13, 1979. Applicant: NATIONWIDE TRUCK BROKERS, INC., 2101 Martindale SW, Wyoming, MI 49509. Representative: Edward Malinzak, 900 Old Kent Bldg., Grand Rapids, MI 49503. To operate as a *contract carrier,* by motor vehicle, in interstate or foreign commerce, over irregular routes, transporting *frozen potato products* (except commodities in bulk) in vehicles equipped with mechanical refrigeration, from the facilities of Mid-American Potato Company, at or near Grand Rapids, Lake Odessa, Martin, and Muskegon, MI, to points in the United States (except AK and HI), under continuing contract(s) with Mid-America Potato Company, of Grand Rapids, MI. (Hearing site: Lansing, MI, or Chicago, IL.)

MC 142254 (Sub-6F), filed August 26, 1979. Applicant: FRIEDL FUEL & CARTAGE, INC., 417 West Whitewater St., Whitewater, WI 53190. Representative: Wayne W. Wilson, 150 East Gilman St., Madison, WI 53703. Transporting *coke and coke breeze,* in dump vehicles, from the facilities of Koppers Company, Inc., at Toledo, OH, to points in IL, IN, IA, MI, MN, and WI. (Hearing site: Madison, or Whitewater, WI.)

MC 144524 (Sub-3F), filed August 27, 1979. Applicant: GK TRUCKING CORP., 411 West Putnam Ave., Greenwich, CT

06830. Representative: Morton E. Kiel, Suite 1932, 2 World Trade Center, New York, NY 10048. To operate as a *contract carrier*, by motor vehicle, in interstate or foreign commerce, over irregular routes, transporting *such commodities* as are dealt in by a manufacturer of capacitors and electric and electrical circuit components, and *materials, supplies and equipment* used in the conduct of such business (except in bulk), between the facilities of Sprague Electric Company, at or near Los Angeles and Visalia, CA, Longwood, FL, Sanford, ME, Annapolis Junction, MD, North Adams and Worcester, MA, Concord and Nashua, NH, Lansing, NC, Clinton, TN, Brownsville and Wichita Falls, TX, Barre, VT, Hillsville, VA, and Grafton, WI, on the one hand, and, on the other, points in the United States (except AK and HI), under continuing contract(s) with Sprague Electric Company, of North Adams, MA. (Hearing site: New York, NY.)

MC 144544 (Sub-2F), filed August 26, 1979. Applicant: CARL M. ILIFF, d.b.a. GLENCOE PRODUCE, P.O. Box 146, Glencoe, MN 55336. Representative: Samuel Rubenstein, 301 North Fifth St. Minneapolis, MN 55403. To operate as a *contract carrier*, by motor vehicle, in interstate or foreign commerce, over irregular routes transporting *cheese*, from Portage, WI, to points in AZ, CA, NM and UT, under continuing contract(s) with Associated Milk Producers, Inc., of New Ulm, MN. (Hearing site: Minneapolis or St. Paul, MN.)

MC 145205 (Sub-3F), filed Aguust 28, 1979. Applicant: RECO TRANSPORTATION, INC., P.O. Box 9926, Asheville, NC 28805. Representative: George W. Clapp, P.O. Box 836, Taylors, SC 29687. To operate as a *contract carrier*, by motor vehicle, in interstate or foreign commerce, over irregular routes, transporting *glass containers and closures for glass containers*, from Asheville, NC, to points in CA, OR, UT, and WA, under continuing contract(s), with Ball Corporation, of Muncie, IN. (Hearing site: Asheville, NC.)

MC 145245 (Sub-1F), filed August 10, 1979. Applicant: FRASER VALLEY BUS SERVICE LTD., 30586 South Fraser Way, Abbotsford, British Columbia, Canada V2S 1M3. Representative: Wallace Aiken, 1215 Norton Building, Seattle, Washington, 98104 206/624–2650. To operate as a *common carrier*, by motor vehicle, in interstate or foreign commerce, over irregular routes transporting *passengers and their baggage*, in special or charter operations, in round-trip tours beginning and ending at ports of entry on the international boundary line between the United States and Canada in WA, and extending to points in WA, OR, ID, CA and NV. (Hearing site: Seattle, WA.)

MC 145494 (Sub-2F), filed August 28, 1979. Applicant: EDINA CARTAGE CO., Front Street, P.O. Box 42, Mauricetown, NJ 08329. Representative: E. STEPHEN HEISLEY, 805 McLachlen Bank Building, 666 Eleventh Street, NW, Washington, DC 20001. Transporting *plastic articles and burlap articles*, from the facilities of PPD Corporation, at or near Newark, NJ, to points in the United States (except AK and HI). (Hearing site: New York, NY, Washington, DC.)

MC 145494 (Sub-3F), filed August 28, 1979. Applicant: EDINA CARTAGE CO., Front Street, P.O. Box 42, Mauricetown, NJ 08329. Representative: E. STEPHEN HEISLEY, 805 McLachlen Bank Building, 666 Eleventh Street, NW, Washington, DC 20001. Transporting *plastic and burlap articles*, from the facilities of PPD Corporation, at or near Atlanta, GA, to points in the United States (except AK and HI). (Hearing site: New York, NY, Washington, DC.)

MC 145515 (Sub-6F), filed August 26, 1979. Applicant: GREENE'S CARTAGE CO., INC., 1934 Avalon Avenue, Muscle Shoals, AL 35660. Representative: Robert E. Born, Suite 508, 1447 Peachtree Street, N.E., Atlanta, GA 30309. Transporting (1) *paper and paper products*, from Florence, AL, to points in GA, AR, LA, MS, TN, KY, OH, MI, IL, and IN, and (2) *materials, equipment and supplies used to manufacture and distribute paper and paper products*, from points in GA, AR, LA, MS, TN, KY, OH, IL, MI, and IN, to Florence, AL. (Hearing site: Birmingham, AL, or Atlanta GA.)

MC 146075 (Sub-2F), filed August 10, 1979. Applicant: TEXAS INTERMOUNTAIN TRANSPORTATION, INC., 6161 29th Place, Wheat Ridge, CO 80214. Representative: Edward C. Hastings, 666 Sherman St., Denver, CO 80203. Transporting *paint*, from Houston, TX, and Denver, CO, to points in CO, WY, MT, and UT. (Hearing site: Washington, DC.)

MC 146715 (Sub-5F), filed August 13, 1979. Applicant: FREEPORT TRANSPORT, INC., P.O. Box 1275, Freeport Center, Clearfield, UT 84016. Representative: Bruce W. Shand, 430 Judge Building, Salt Lake City, UT 84111. Transporting *lumber, lumber mill products and wood products*, from the facilities of Potlatch Corporation, at or near Coeur d'Alene, St. Maries, Potlatch, Lewiston, Kamiah, Spalding, Jaype, Santa, and Post Falls, ID, to points in IN, MI, MO, and OH. (Hearing site: Salt Lake City, UT.)

MC 147415 (Sub-3F), filed August 28, 1979. Applicant: SKY CORPORATION, P.O. Box 838, Bismarck, ND 58501. Representative: Charles E. Johnson, P.O. Box 1982, Bismarck, ND 58501. Transporting *hydraulic cylinders, hydraulic hoists, truck bodies*, and *truck platforms*, from Rugby, ND, to points in the United States (except AK and HI), and *materials and supplies* used in the manufacture of the foregoing commodities in the reverse direction, restricted to the transportation of traffic originating at or destined to the facilities of Rugby Manufacturing Co., at Rugby, ND. (Hearing site: Fargo, ND, or Minneapolis, MN.)

MC 147484 (Sub-1F), filed August 27, 1979. Applicant: MYERS TRANSFER, INC., 1241 Haines St., Jacksonville, FL 32206. Representative: Donald L. Myers (same address as applicant). Transporting *general commodities*, in containers, and empty containers, trailers, and chassis (except classes A and B explosives), between Jacksonville, FL, Brunswick and Savannah, GA, and Charleston, SC, on the one hand, and, on the other, points in FL, GA, and points in AL, on and southeast of a line beginning at Mobile, AL, and extending along Interstate Hwy 65 to Montgomery, AL, then along Interstate Hwy 85 to the AL-GA State line including the commercial zones of Mobile and Montgomery, restricted to the transportation of traffic having a prior or subsequent movement by water. (Hearing site: Jacksonville, FL, or Savannah, GA.)

MC 147634 (Sub-2F), filed August 14, 1979. Applicant: A & J TRANSFER CO., INC., P.O. Box 2335, Columbus, GA 31902. Representative: C. E. Walker, P.O. Box 1085, Columbus, GA 31902. To operate as a *contract carrier*, by motor vehicle, in interstate or foreign commerce, over irregular routes, transporting *general commodities* (except those of unusual value, classes A and B explosives, commodities in bulk, and household goods as defined by the Commission), between the facilities of Callaway Chemical Co., Inc., at Columbus, GA, and Callaway Insulation Co., Inc., at Morrow, GA, on the one hand, and, on the other, points in AL, AR, FL, KY, MS, MO, NC, SC, TN, and VA, under continuing contract(s) with Callaway Chemical Company, of Columbus, Ga, and with Callaway Insulation Company, Inc., of Morrow, GA. (Hearing site: Atlanta, GA.)

MC 147825 (Sub-2F), filed August 27, 1979. Applicant: VERNE'S AUTO SALES, INC., 2804 Neva Road, Antigo, WI 54409. Representative: Michael J.

Wyngaard, 150 East Gilman Street, Madison, WI 53703. Transporting (1) *pallets, pallet parts, lumber, lumber products, skids, ties, timbers, and posts,* from Menominee, MI, to points in AR, IL, IA, IN, KS, MO, and OK, (2) *pallets, pallet parts, lumber, lumber products, skids, ties, timbers and posts* from the facilities of Great Lakes Hardwood Lumber Co., Inc., at points in WI and Baraga and Iron River, MI, to points in IN, and (3) *lumber* from Belle Plaine, IA, Bloomington and Sullivan, IN, and Pekin, IL, to points in WI. (Hearing site: Madison, Milwaukee, WI.)

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Decided: February 7, 1980.

By the Commission, Review Board Number 3, Members Parker, Fortier, and Hill.

The following twenty-five (25) applications involves authority supported by North Star Steel Company, of Minneapolis, MN.

MC 3121 (Sub-10F), filed October 22, 1979. Applicant: STEEL TRUCKING, INC., 210 Northview Drive, Brookfield, OH 44403. Representative: William A. Gray, 2310 Grant Building, Pittsburgh, PA 15219. To operate as a *contract carrier,* by motor vehicle, over irregular routes, transporting *iron and steel articles, and materials, supplies, and equipment used in the manufacture and distribution of iron and steel articles,* between Monroe, MI, on the one hand, and, on the other, points in OH, PA, NY, NJ, DE, MD, and WV, under continuing contract(s) with North Star Steel Company, of Minneapolis, MN. (Hearing site: Pittsburgh, PA, or Washington, DC.)

MC 41406 (Sub-155F), filed August 14, 1979. Applicant: ARTIM TRANSPORTATION SYSTEM, INC., 8400 Westlake Dr., Merrillville, IN 46410. Representative: Wade H. Bourdon, 8400 Westlake Dr., Merrillville, IN 46410. Transporting (1) *iron and steel articles,* from the facilities of North Star Steel Company, at or near Monroe, MI, to points in AL, AR, CT, DE, FL, GA, KY, LA, ME, MD, MA, MN, MS, NH, NY, NC, RI, SC, TN, VT, VA, and DC; and (2) *materials, equipment, and supplies* used in the manufacture and distribution of iron and steel articles, from points in IL, IN, IA, MO, NY, OH, PA, WV, WI, and the destination States named in (1) above, to the origin facilities named in (1) above. (Hearing site: Detroit, MI, or Indianapolis, IN.)

MC 45194 (Sub-26F), filed November 2, 1979. Applicant: LATTAVO BROTHERS, INC., 2230 Shepler Church Ave. S.W., Canton, OH 44706. Representative: James W. Muldoon, 50 West Broad St., Columbus, OH 43215. Transporting *iron and steel articles,* and *materials, equipment, and supplies* used in the manufacture of iron and steel articles, (except commmodities in bulk), between Monroe, MI, on the one hand, and, on the other, points in DE, IL, IN, KY, MD, MI, NJ, NY, OH, PA, VA, and WV. (Hearing site: Columbus, OH, or Washington, DC.)

MC 52861 (Sub-81F), filed September 11, 1979. Applicant: WILLS TRUCKING, INC., 3185 Columbia Rd., Richfield, OH 44286. Representative: Paul F. Beery, 275 East State St., Columbus, OH 43215. Transporting *iron and steel articles,* and *equipment, materials and supplies* used in the manufacture of iron and steel articles, between Monroe, MI, on the one hand, and, on the other, points in OH, PA, IN, IL, KY, NY, WV, and WI. (Hearing site: Columbus, OH.)

MC 55896 (Sub-122F), filed August 20, 1979. Applicant: R–W SERVICE SYSTEM, INC., 20225 Goddard Rd., Taylor, MI 48180. Representative: George E. Batty (same address as applicant). Transporting (1) *iron and steel articles,* and (2) *material, equipment, and supplies* used in the manufacture and distribution of iron and steel articles (except commodities in bulk in tank vehicles, between the facilities of North Star Steel Company, at Monroe, MI, on the one hand, and, on the other, points in IL, IN, IA, MO, KY, OH, and WI. (Hearing site: St. Paul, MN, or Detroit, MI).

MC 61231, (Sub-157F), filed August 23, 1979. Applicant: EASTER ENTERPRISES, INC., d.b.a. ACE LINES, INC., P.O. Box 1351, Des Moines, IA 50305. Representative: William L. Fairbank, 1980 Financial Center, Des Moines, IA 50309. Transporting: (1) *iron and steel articles,* from the facilities of North Star Steel Company, at Monroe, MI, to points in AZ, AR, CO, ID, IL, IN, IA, KS, KY, LA, MI, MN, MO, MT, NE, NM, ND, OH, OK, SD, TN, TX, WI, and WY; and (2) *materials, equipment, and supplies* used in the manufacture of iron and steel articles, in the reverse direction. (Hearing site: St. Paul, MN, or Detroit, MI.)

MC 69116, (Sub-250F), filed September 13, 1979. Applicant: SPECTOR INDUSTRIES, INC., doing business as SPECTOR FREIGHT SYSTEM, 1050 Kingery Hwy., Bensenville, IL 60106. Representative: Carl W. Steiner, 39 South LaSalle St., Chicago, IL 60603. Transporting (1) *iron and steel articles,* from the facilities of North Star Steel Company, at or near Monroe, MI, to points in AL, AR, CO, DE, GA, IL, IN, KS, KY, LA, IA, MD, MA, MN, MS, MO, NH, NJ, NY, NC, OH, WV, and DC; and (2) *materials, equipment, and supplies* used in the manufacture and distribution of iron and steel articles, in the reverse direction. (Hearing site: Chicago, IL, or St. Paul, MN.)

MC 76266, (Sub-130F), filed July 25, 1979. Applicant: ADMIRAL-MERCHANTS MOTOR FREIGHT, INC., 215 South 11th St., Minneapolis, MN 55403. Representative: John B. Van de North, Jr., 2200 First National Bank, St. Paul, MN 55101. Transporting (1) *iron and steel articles,* from the facilities of North Star Steel Company at Monroe, MI, to points in CO, IL, IN, IA, KS, MN, MO, NE, OH, and WI; and (2) *materials, equipment and supplies used in the manufacture and distribution of iron and steel articles,* (except commodities in bulk), in the reverse direction. (Hearing site: Minneapolis/St. Paul, MN, or Detroit, MI.)

MC 106603, (Sub-205F), filed July 30, 1979. Applicant: DIRECT TRANSIT LINES, INC., 200 Colrain Street, SW, P.O. Box 8099, Grand Rapids, MI 49508. Representative: Martin J. Leavitt, 22375 Haggerty Road, P.O. Box 400, Northville, MI 48167. Transporting (1) *iron and steel articles* from the facilities of North Star Steel Company, at or near Monroe, MI, to points in IL, IN, KY, NY, OH, PA, WV, and WI; and (2) *materials, equipment and supplies* used in the manufacture and distribution of iron and steel articles; in the reverse direction. (Hearing site: Washington, DC, or Chicago, IL.)

MC 107103, (Sub-21F), filed September 4, 1979. Applicant: ROBINSON CARTAGE CO., a Corporation, 2712 Chicago Dr., SW, Grand Rapids, MI 49508. Representative: Ronald J. Mastej, 900 Guardian Bldg., Detroit, MI 48226. Transporting *iron and steel articles,* and *materials, equipment and supplies* used in the manufacture and distribution of iron and steel articles, between the facilities of North Star Steel Company, at or near Monroe, MI, on the one hand, and, on the other, points in the United States (except AK and HI). (Hearing site: Detroit, MI, or Chicago, IL.)

MC 108185 (Sub-53F), filed July 25, 1979. Applicant: JACK COLE-DIXIE HIGHWAY COMPANY, a Corporation, 215 South 11th Street, Minneapolis, MN 55403. Representative: John B. Van de North, Jr., 2200 First National Bank Building, St. Paul, MN 55101. Transporting (1) *iron and steel articles,* from the facilities of North Star Steel Company located at Monroe, MI, to points in AL, FL, GA, LA, and MS; and (2) *materials, equipment and supplies used in the manufacture and distribution of iron and steel articles* in the reverse direction. (Hearing site: Minneapolis/St. Paul, MN, or Detroit, MI.)

MC 111545 (Sub-289F), filed July 31, 1979. Applicant: HOME TRANSPORTATION COMPANY, INC., P.O. Box 6426, Station A, Marietta, GA 30065. Representative: Robert E. Born (same address as above). Transporting (1) *iron and steel articles,* from the facilities of North Star Steel Company at Monroe, MI, to points in CA and those in the United States in and east of MN, IA, NE, KS, OK, and TX; and (2) *materials, equipment and supplies* used in the manufacture and distribution of iron and steel articles, in the reverse direction. (Hearing site: St. Paul, MN, or Washington, DC.)

MC 112304 (Sub-211F), filed August 20, 1979. Applicant: ACE DORAN HAULING & RIGGING CO., a Corporation, 1601 Blue Rock Street, Cincinnati, OH 45223. Representative: John D. Herbert (same address as applicant). Transporting: (1) *iron and steel articles,* from the facilities of North Star Steel Company, at or near Monroe, MI, to points in the United States in and east of MN, SD, NE, CO, OK, and TX; and (2) *equipment, materials and supplies* used in the manufacture and distribution of iron and steel articles, (except commodities in bulk), in the reverse direction. (Hearing site: Detroit, MI, or Washington, DC.)

MC 114273 (Sub-633F), filed July 19, 1979. Applicant: CRST, INC., P.O. Box 68, Cedar Rapids, IA 52406. Representative: Kenneth L. Core (same address as applicant). Transporting *iron and steel articles,* from Monroe, MI, to points in CO, IA, IL, KS, MN, MO, NE, PA, and WI. (Hearing site: Chicago, IL, or Washington, DC.)

MC 119700 (Sub-61F), filed July 31, 1979. Applicant: STEEL HAULERS, INC., 306 Ewing Avenue, Kansas City, MO 64125. Representative: Frank W. Taylor, Jr., 1221 Baltimore Ave., Suite 600, Kansas City, MO 64105. Transporting *iron and steel articles,* from the facilities of North Star Steel Corporation, at or near Monroe, MI, to points in AL, AR, CO, IL, IN, IA, KS, KY, LA, MN, MS, MO, NE, OH, TN, WI, and OK. (Hearing site: Chicago, IL, or Kansas City, MO.)

MC 123744 (Sub-67F), filed November 5, 1979. Applicant: BUTLER TRUCKING COMPANY, a corporation, P.O. Box 88, Woodland, PA 16881. Representative: Dwight L. Koerber, Jr., 805 McLachlen Bank Building, 666 Eleventh Street NW., Washington, DC 20001. Transporting *iron and steel articles, and materials, equipment and supplies* used in the manufacture and distribution of iron and steel articles, between Monroe, MI, on the one hand, and, on the other, points in the United States in and east of IL, MO, AR, and LA. (Hearing site: Washington, DC.)

Note.—Dual operations may be involved.

MC 124692 (Sub-305F), filed August 23, 1979. Applicant: SAMMONS TRUCKING, a Corporation P.O. Box 4347, Missoula, MT, 59806. Representative: J. David Douglas (same address as applicant). Transporting (1) *iron and steel articles;* and (2) *equipment, materials and supplies* used in the manufacture and distribution of iron and steel articles (except liquid commodities in bulk), from North Star Steel Company, at or near Monore, MI, to points in the United States in and west of MI, WI, IL, MO, AR, and LA (except AK and HI). (Hearing site: St. Paul, MN.)

MC 127811 (Sub-19F), filed July 13, 1979. Applicant: BRYNWOOD TRANSFER, INC., 175, 8th Ave., SW., New Brighton, MN 55112. Representative: Robert P. Sack, P.O. Box 6010, West St. Paul, MN 55118. Transporting (1) *iron and steel articles,* from the facilities of North Star Steel Company, at or near Monroe, MI, to points in the United States (except AK and HI); and (2) *materials, equipment, and supplies* used in the manufacture of iron and steel articles (except commodities in bulk), in the reverse direction. (Hearing site: St. Paul, MN)

MC 129712 (Sub-27F), filed December 6, 1979. Applicant: GEORGE BENNETT MOTOR EXPRESS, INC., P.O. Box 569, McDonough, GA 30253. Representative: Frank D. Hall, Postell & Hall, P.C., Suite 713, 3384 Peachtree Rd., N.E., Atlanta, GA 30326. To operate as a *contract carrier,* by motor vehicle, in interstate or foreign commerce, over irregular routes, transporting (1) *iron and steel articles, and (2) materials, equipment and supplies* used in the manufacture and distribution of iron and steel articles, between the facilities of North Star Steel Co., at or near Monroe, MI, on the one hand, and, on the other, points in WI, IL, IN, OH, PA, NY, MA, ME, NH, NJ, RI, CT, VT, MD, WV, VA, DE, KY, TN, GA, FL, SC, NC, MS, AL, and LA, under continuing contract(s) with North Star Steel Company, of Minneapolis, MN. (Hearing site: Atlanta, GA.)

MC 135321 (Sub-39F), filed July 17, 1979. Applicant: NORTH STAR TRANSPORT, INC., Rt. 1, Hwy 1 and 59 West, Thief River Falls, MN 56701. Representative: Robert P. Sack, P.O. Box 6010, West St. Paul, MN 55118. Transporting (1) *iron and steel articles,* from the facilities of North Star Steel Company, at or near Monroe, MI, to points in IA, MN, NE, ND, SD, and WI; and (2) *materials, equipment and supplies* used in the manufacture of iron and steel articles (except commodities in bulk), in the reverse direction. (Hearing site: St. Paul, MN.)

Note.—Dual operations may be involved.

MC 135524 (Sub-52F), filed July 17, 1979. Applicant: G. F. TRUCKING CO., a corporation, P.O. Box 229, 1028 West Rayen Avenue, Youngstown, OH 44501. Representative: George Fedorisin, 914 Salts Springs Road, Youngstown, OH 44509. Transporting *iron and steel articles, and equipment, materials, and supplies* used in the manufacture and distribution of iron and steel articles, between the facilities of North Star Steel Corporation at or near Monroe, MI, on the one hand, and, on the other, points in the United States (except AK and HI). (Hearing site: Columbus, OH, or Minneapolis, MN.)

MC 139555 (Sub-8F), filed August 21, 1979. Applicant: MODULAR TRANSPORTATION CO., a corporation, P.O. Box 1822, Grand Rapids, MI 49501. Representative: William D. Parsley, 1200 Bank of Lansing Bldg., Lansing, MI 48933. Transporting *iron and steel articles,* from the facilities of North Star Steel Company, at or near Monroe, MI, to points in IN, IL, OH, PA, KY, WV, and MI; and (2) *material, equipment, and supplies* used in the manufacture and distribution of iron and steel articles, in the reverse direction. (Hearing site: Lansing or Detroit, MI.)

Note.—Dual operations may be involved.

MC 143032 (Sub-27F), filed July 23, 1979. Applicant: THOMAS J. WALCZYNSKI, d.b.a. WALCO TRANSPORT, 3112 Truck Center Dr., Duluth, MN 55806. Representative: William J. Gambucci, 414 Gate City Building, P.O. Box 1680, Fargo, ND 58107. Transporting (1) *iron and steel articles,* from the facilities of North Star Steel Company, at or near Monroe, MI to points in IA, MN, MT, NE, ND, SD, WI, and WY; and (2) *equipment, materials and supplies* used in the manufacture of iron and steel articles, in the reverse direction. (Hearing site: Detroit, MI; or Toledo, OH.)

MC 143267 (Sub-85F), filed August 28, 1979. Applicant: CARLTON ENTERPRISES, INC., P.O. Box 520, Mantua, Ohio 44255. Representative: Neal A. Jackson, 1155 15th Street NW., Washington, D.C. 20005. Transporting (1) *iron and steel articles, and* (2) *materials used in the manufacture and distribution of iron and steel articles,* between the facilities of North Star Steel Company, at or near Monroe, MI, on the one hand, and, on the other, points in GA, IN, IL, IA, MD, MO, NY, OH, OK, PA, TN, VA, WV, and WI. (Hearing site: Cleveland, OH, or Washington, DC.)

MC 149057F, filed December 10, 1979. Applicant: C & M TRUCKING, INC., 3500 North Monroe, Monroe, MI 48161. Representative: John C. Scherbarth, 22375 Haggerty Rd., P.O. Box 400, Northville, MI 48167. Transporting (1) *iron and steel articles*, from the facilities of North Star Steel Company, at or near Monroe, MI, to points in IL, IN, KY, NY, OH, PA, WV, and WI; (2) *materials, equipment, and supplies* used in the manufacture and distribution of iron and steel articles, in the reverse direction of (1) above; and (3) *iron and steel articles, and materials, equipment, and supplies* used in the manufacture and distribution of iron and steel articles, between the facilities of North Star Steel Company, at or near (a) Monroe, MI, (b) Wilton, IA, and (c) St. Paul, MN. (Hearing site: Detroit, MI, or Washington, DC.)

Agatha L. Mergenovich,

Secretary.

[FR Doc. 80-6793 Filed 3-4-80; 8:45 am]

BILLING CODE 7035-01-M

[Decision No. 37357]

Arizona Intrastate Rates and Charges—1980

Decided: February 13, 1980

By petition filed January 9, 1980, the Atchison, Topeka and Santa Fe Railway Company (Santa Fe or petitioner), a common carrier by railroad operating in intrastate commerce in Arizona, requests that the Commission institute an investigation of its Arizona intrastate freight rates, under 49 U.S.C. 11501, 11502, and 11704. Petitioner seeks an order prescribing a four percent surcharge to offset transaction privilege and educational excise taxes and also prescribing an increase of rates in the same amount approved for interstate application by the Commission in Ex Parte No. 357–A on pulpwood chips, pulpwood logs, lumber, lime, and sugar beets. Santa Fe argues that the failure of the Arizona Corporation Commission to authorize such actions has resulted in an unlawful burden on interstate commerce in violation of 49 U.S.C. 11501.

By petition filed January 18, 1980, Southern Pacific Transportation Company, Magma Arizona Railroad, and San Manuel Railroad Company (intervenors), filed a petition for leave to intervene in support of petitioner. By further petition filed January 31, 1980, the Apache Railway Company asks the same relief. Intervenors state that they have a vital interest in this proceeding and that their intervention will not unduly broaden the issues.

With regard to the X–357 increase on interstate traffic, petitioner and intervenors filed an application with the Arizona Corporation Commission on April 2, 1979, requesting authority to apply the same increases on intrastate rates within Arizona. By decision of August 2, 1979, the Arizona Commission granted the request in part, but denied the increase for pulpwood chips, pulpwood logs, lumber, lime and sugar beets pending further study of the record, and/or under further rate proceedings involving each railroad to which these rates were pertinent. No subsequent decisions have been issued. Since the state of Arizona has not acted finally by the 120th day after the request was filed, the Commission can assume jurisdiction to investigate pursuant to 49 U.S.C. 11501(b).

It appears that under Arizona law, petitioner and intervenors are subject to transaction privilege and educational excise taxes which total 4-percent of the gross revenues on Arizona intrastate traffic. This tax does not apply on interstate traffic. Petitioner and intervenors filed an application with the Arizona Corporation Commission on July 6, 1978, requesting authority to apply a 4-percent surcharge on intrastate traffic to recoup these taxes. The Arizona Commission has not acted on this request. To the extent that the railroads are not authorized to recoup these costs, the carriers allege that the Arizona intrastate rates do not contribute their fair share of revenues required to meet increased expenses in handling all traffic, and therefore the current rates cause unreasonable discrimination against and impose an unreasonable burden on interstate commerce. Since the state has not acted finally by the 120th day after the request was filed, the Commission can assume jurisdiction to investigate pursuant to 49 U.S.C. 11501(b).

In both instances, petitioners have stated grounds sufficient to warrant an investigation.

It is ordered:

The petition for investigation is granted. An investigation, under 49 U.S.C. 11501 and 11502, is instituted to determine whether the Arizona intrastate rail freight rates in any respect cause any unjust discrimination against or any undue burden on interstate or foreign commerce, or cause undue or unreasonable advantage, preference, or prejudice as between persons or localities in intrastate commerce and persons or localities in interstate or foreign commerce, or are otherwise unlawful, by reason of the failure of such rates and charges to include the present interstate rate level. In the investigation we shall also determine if any rates or charges, or maximum or minimum charges, or both, should be prescribed to remove any unlawful advantage, preference, discrimination, undue burden, or other violation of law, found to exist.

The petitions asking for leave to intervene are granted.

All persons who wish to participate in the proceeding and to file and receive copies of pleadings shall make known that fact by notifying the Office of Proceedings, Room 5342, Interstate Commerce Commission, Washington, DC 20423, on or before 15 days from the **Federal Register** publication date. Although individual participation is not precluded, to conserve time and to avoid unnecessary expense, persons having common interests should endeavor to consolidate their presentations to the greatest extent possible. This Commission desires participation of only those who intend to take an active part in this proceeding.

As soon as practicable after the last day for indicating a desire to participate in this proceeding, this Commission will serve a list of names and addresses on all persons upon whom service of all pleadings must be made. Thereafter, this proceeding will be assigned for oral hearing or handling under modified procedure.

A copy of this order shall be served upon the petitioner and intervenors herein. Arizona shall be notified of the proceeding by sending copies of this order by certified mail to the Governor of Arizona and to the Arizona Corporation Commission. Further notice of this proceeding shall be given to the public by depositing a copy of this order in the Office of the Secretary of the Interstate Commerce Commission at Washington, DC, and by filing a copy with the Director, Office of the Federal Register, for publication in the **Federal Register.**

This decision will not significantly affect either the quality of the human environment or conservation of energy resources.

By the Commission, Gary J. Edles, Director, Office of Proceedings.

Agatha L. Mergenovich,

Secretary.

[FR Doc. 80—6869 Filed 3-4-80; 8:45 am]

BILLING CODE 7035-01-M

Long- and Short-Haul Applications for Relief (Formerly Fourth Section Applications)

February 29, 1980.

These applications for long-and-short-haul relief have been filed with the I.C.C.

Protests are due at the I.C.C. on or before March 20, 1980.

No. 43802, Sourthwestern Freight Bureau, Agent No. B-52, on iron or steel pipe and related articles, in carloads, from Economy and Morado, PA., to Indpark, TX., published in Supplement No. 216 to Southwestern Freight Bureau, Agent Tariff ICC SWFB 4853, effective March 28, 1980. Grounds for relief—destination rate relationships.

No. 43803, Flo Carib Lines, Inc., No. 1, general commodities in marine type trailers or containers. Between rail carrier terminals at U.S. Gulf and West Coast ports, and ports in Jamaica, Dominican Republic, Haiti, Trinidad, South America and Central America via Charleston, SC., Jacksonville, FL., and Savannah, GA., in its Tariff ICC FCLU 301, effective March 16, 1980. Grounds for relief—water competition.

No. 43804, China Ocean Shipping Company, No. 1, general commodities in marine type trailers or containers. From ports in China to rail carrier terminals on the U.S. Atlantic and Gulf coast via Los Angeles, Oakland, Richmond and San Francisco, CA., Portland, OR., or Longview, Tacoma and Seattle, WA., in its Tariff ICC CHCU 701, effective March 26, 1980. Grounds for relief—water competition.

By the Commission.

Agatha L. Mergenovich,

Secretary.

[FR Doc. 80-6868 Filed 3-4-80; 8:45 am]

BILLING CODE 7035-01-M

Motor Carrier Temporary Authority Applications

The following are notices of filing of applications for temporary authority under Section 210a(a) of the Interstate Commerce Act provided for under the provisions of 49 CFR 1131.3. These rules provide that an original and six (6) copies of protests to an application may be filed with the field official named in the **Federal Register** publication no later than the 15th calendar day after the date the notice of the filing of the application is published in the **Federal Register**. One copy of the protest must be served on the applicant, or its authorized representative, if any, and the protestant must certify that such service has been made. The protest must identify the operating authority upon which it is predicated, specifying the "MC" docket and "Sub" number and quoting the particular portion of authority upon which it relies. Also, the protestant shall specify the service it can and will provide and the amount and type of equipment it will make available for use in connection with the service contemplated by the TA application. The weight accorded a protest shall be governed by the completeness and pertinence of the protestant's information.

Except as otherwise specifically noted, each applicant states that there will be no significant effect on the quality of the human environment resulting from approval of its application.

A copy of the application is on file, and can be examined at the Office of the Secretary, Interstate Commerce Commission, Washington, D.C., and also in the ICC Field Office to which protests are to be transmitted.

Note.—All applications seek authority to operate as a common carrier over irregular routes except as otherwise noted.

Motor Carriers of Property

[Notice No. 269]

MC 263 (Sub-232TA), filed January 29, 1980. Applicant: GARRETT FREIGHTLINES INC., 2055 Garrett Way, Pocatello, ID 83201. Representative: Wayne S. Green (same as above). *Plastic articles, premium merchandise and sales kits,* from Jerome, ID to Palmdale, CA, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper: Tupperware Co., P.O. Box "G", Jerome, ID 83338. Send protests to: Barney L. Hardin, D/S, ICC, Suite 110, 1471 Shoreline Dr., Boise, ID 83702.

MC 3062 (Sub-47TA), filed January 14, 1980. Applicant: INMAN FREIGHT SYSTEM, INC., 321 N. Spring Ave., Cape Girardeau, MO 63701. Representative: Guy H. Boles, address same as applicant. Common, regular; *General commodities, with the usual exceptions* serving Calvert City, KY as an off-route point in connection with carriers otherwise authorized regular route operations from and to Cairo, IL, for 180 days. Carrier does intend to tack and to interline. Supporting shipper(s): 17 shippers. Send protests to: Ruth Allport, TCS, ICC, 411 W. 7th St., Suite 600, Ft. Worth, TX 76102.

MC 4963 (Sub-113TA), filed December 3, 1979. Applicant: JONES MOTOR CO., INC., Bridge St. & Schuylkill Rd., Spring City, PA 19475. Representative: William H. Peiffer, same address as applicant. *Welded steel pipe or tubing, steel channels nested, iron or steel articles,* between Warren, OH, IN, KY, and TN, for 180 days, restricted to the plantsite and facilities of Van Huffel Tube Corporation. An underlying ETA seeks 90 days authority. Supporting shipper: Van Huffel Tube Corp., Dietz, Rd., Warren, OH 44481. Send protests to: ICC 101 N. 7 St., Philadelphia, PA 19106.

MC 4963 (Sub-114TA), filed December 3, 1979. Applicant: JONES MOTOR CO., INC., Bridge St. & Schuylkill Rd., Spring City, PA 19475. Representative: William H. Peiffer (same address as applicant). *Iron and steel and iron and steel articles,* between Niles, Warren and Youngstown, OH on the one hand, and, on the other, points in IN, KY, and TN, restriction: service at Niles, Warren and Youngstown restricted to the plantsites of Republic Steel Corporation, for 180 days. Supporting shipper: Republic Steel Corporation, P.O. Box 6778, Cleveland, OH 44101. Send protests to: ICC, 101 N. 7th St., Philadelphia, PA 19106.

MC 11592 (Sub-31TA), filed December 13, 1979. Applicant: BEST REFRIGERATED EXPRESS, INC., Room 824, Livestock Exchange Building, P.O. Box 7365, Omaha, NE 68107. Representative: Frank E. Myers, same address as applicant. *Meats, meat products, meat by-products and articles distributed by meat packinghouses as described in Sections A and C of Appendix I to the report in Descriptions in Motor Carrier Certificates 61 MCC 209 and 766 (except hides and commodities in bulk in tank vehicles)* from the plantsite and storage facilities of Union Packing Company located at or near Omaha, NE to Denver, CO for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper: Union Packing Company, William C. Rogers, Traffic Manager, 4501 South 36th Street, Omaha, NE 68107. Send protests to: D/S Carroll Russel, ICC, Suite 620, 110 North 14th St., Omaha, NE 68102.

MC 44913 (Sub-19TA), filed January 4, 1980. Applicant: E. ROSCOE WILLEY, INC., P.O. Box 116, Secretary, MD 21664. Representative: Walter T. Evans, 7961 Eastern Ave., Silver Spring, MD 20910. *Canned goods,* from (1) Cheriton, VA to points in CT, DE, DC, MD, MA, NC, NJ, NY, PA and RI, (2) from points in Sussex County, DE, to points in CT, DC, MD, MA, NC, NJ, NY, PA, RI, and VA, and (3) from Queen Anne, MD and points in Caroline and Dorchester Counties, MD to points in NC (except Greensboro, Raleigh, and Wilmington), NY (except those points on and south of NY Highway 7), PA (except those points on and east of Interstate Highway 83 and U.S. Highway 15), and VA (except those points on and east of U.S. Highway 1), for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Harper & Bateman Pickle Co., Inc., Hurlock, MD 21643; H. P. Cannon & Son, Inc., P.O. Box 277, Bridgeville, DE 19933; Williamsburg Canning Co., Inc., Route 2, Box 42A, Federalsburg, MD; John N. Wright, Jr., Inc., P.O. Box 69, Rte. 318, Federalsburg, MD 21632; KMC Foods, Inc., P.O. Box 298, Queen Anne, MD 21657. Send protests to: ICC, 101 N. 7th St., Philadelphia, PA 19106.

MC 52473 (Sub-11TA), filed September 4, 1979. Applicant: BEHNKE, INC., 77

South Monroe, Battle Creek, MI 49017. Representative: Karl L. Gotting, 1200 Bank of Lansing Building, Lansing, MI 48933. *Contract Carrier:* irregular routes: *Paperboard, folding paper boxes and scrap paper,* other than corrugated; between points in OH, IL, WI, IN and Battle Creek, MI under continuing contract or contracts with St. Regis Paper Company. For 180 days. An underlying ETA seeks 90 days authority. Supporting shipper: St. Regis Paper Company, 150 E. 42nd Street, New York, NY 10017. Send protests to: C. R. Flemming, D/S, I.C.C., 225 Federal Building, Lansing, MI 48933.

MC 58852 (Sub-1TA), filed November 26, 1979. Applicant: SALEM MOTOR TRANS., INC., 121 Webster Ave., Chelsea, MA 02150. Representative: Frank J. Weiner, 15 Court Square, Boston, MA 02108. *General commodities, (except Classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment),* from points in the Boston, MA Commercial Zone to points in VT. For 180 days. An underlying ETA seeks 90 days authority. Supporting shipper: Wilmington Warehousing Corp., 121 Webster Ave., Chelsea, MA 02150. Send protests to: John B. Thomas, D/S, ICC, 150 Causeway St., Boston, MA 02114.

MC 61403 (Sub-280TA), filed January 28, 1980. Applicant: THE MASON AND DIXON TANK LINES, INC., Hwy. 11W, Kingsport, TN 37662. Representative: James P. Ray (same address as applicant). *Chemicals, in bulk, in tank vehicles,* from the plantsite of Argus Chemical, Div. of Witco Chemical at Taft, LA to points in the U.S. in and east of MN, IA, MO, AR, & TX, for 180 days. Supporting shipper(s): Argus Chemical, Div. of Witco Chemical Corp. P.O. Box 308, Gretna, LA 70053. Send protests to: Glenda Kuss, TA, ICC, A–422 U.S. Court House, 801 Broadway, Nashville, TN 37203.

MC 69833 (Sub-153TA), filed January 5, 1980. Applicant: ASSOCIATED TRUCK LINES, INC., 200 Monroe Ave., NW, 6th Floor Grand Rapids, MI 49503. Representative: Harry Pohlad (address same as applicant). *General commodities (except those of unusual value, Classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment.)* between Jonesville, MI and Adrian, MI over MI Hwy. 99 to the junction with MI Hwy. 34, then MI Hwy. 34 to Adrian, serving all intermediate points and the off-route points of Homer, Litchfield, Addison, Tecumsen, Morenci, Camden and Reading, MI for 180 days. (Corresponding ETA seeks 90 days authority.) Supporting shipper(s): (Five supporting shippers). Send protests to: Transportation Assistant, ICC, 219 S. Dearborn, Room 1386.

MC 75302 (Sub-16TA), filed January 24, 1980. Applicant: DOUDELL TRUCKING COMPANY, 555 E. Capital Ave., San Jose, CA 95035. Representative: M. Handler/R. Chauvel, 100 Pine St., Suite 2500, San Francisco, CA 94111. (1) *Commodities dealt in by wholesale and retail food and pharmaceutical establishments* from CA to AZ for the account of Armour Dial, Inc; (2) *Alcoholic and non-alcoholic beverages* between points in CA on the one hand, and, on the other, points within the Phoenix and Tuscon, AZ commerical zones; (3) *Metals and metal articles* (this description is not restricted to iron and steel but includes all metals and metal articles) between points in CA, on the one hand, and, on the other, AZ, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): There are 18 supporting shippers to this application. Letters of support may be examined at the ICC offices in Washington, D.C., or at the field office listed below. Send protests to: D/S Neil C. Foster, 211 Main, Suite 500, San Francisco, CA 94105.

MC 76262 (Sub-4TA), filed December 28, 1979. Applicant: WEIR-COVE MOVING & STORAGE CO. 4224 Freedom Way Weirton, WV 26062. Representative: William J. Lavelle, 2310 Grant Bldg. Pittsburgh, PA 15219. *Iron and steel and aluminum, iron and steel and aluminum articles, and materials, equipment and supplies used in the manufacture thereof,* between points in and east of MN, IA, MO, AR, and LA for 180 days. Restriction: The above authority is restriced to traffic originating at or destined to the facilities of National Steel Corp. and/or its subsidiaries. Supporting shipper(s): National Steel Corp., 2800 Grant Bldg., Pittsburgh, PA 15219. Send protests to: ICC, Fed. Res. Bank Bldg., 101 N. 7th St., Rm. 620. Philadelphia, PA 19106.

MC 87523 (Sub-111TA), filed January 24, 1980. Applicant: STEWART TRUCKING COMPANY, INC., P.O. Box 5155, Manchester, NH 03301. Representative: Edward J. Kiley, 1730 M St. NW-Suite 501, Washington, DC 20036. Carbonated and non-carbonated beverages, in containers, from Boston and Springfield, MA, to points in ME, NH, and VT, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Country Club Soda, 180 Avacado St., Springfield, MA 01104. White Rock Products Corporation, 1705 Columbus Ave., Boston, MA 02119. Send protests to: Ross J. Seymour, DS, ICC, Rm. 3, 6 Loudon Rd., Concord, NH 03301.

MC 100892 (Sub-9TA), filed August 28, 1979. Applicant: TRANS-SOUTHWEST CARRIERS, INC., 1001 South 500 West, Bountiful, UT 84010. Representative: Lee Redman (same address as applicant). *Wooden kitchen cabinets* from the plant sites owned or utilized by Olympia Mfg. & Sales Company, Salt Lake City, UT to Reno, NV; Sacramento and Vallejo, CA and their commercial zones, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Olympia Mfg. & Sales Company, 1537 South 700 West, Salt Lake City, UT 84104.

MC 100892 (Sub-10TA), filed October 31, 1979. Applicant: TRANS-SOUTHWEST CARRIERS, INC., 1074 South 500 West, Salt Lake City, UT 84010. Representative: Lee Redman (same address as applicant). *Wooden kitchen cabinets* from the facilities utilized by Olympia Manufacturing & Sales Company, Salt Lake City, UT to points in the state of AZ, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Olympia Mfg. & Sales Company, 1537 South 700 West, Salt Lake City, UT 84104. Send protests to: L. D. Helfer, DS, ICC, 5301 Federal Bldg., Salt Lake City, UT 84138.

MC 106523 (Sub-7TA), filed January 24, 1980. Applicant: CARLSON TRANSPORT, INC., P.O. Box 20214, Billings, MT 59104. Representative: Donald L. Sand (same address as applicant). *Precast concrete building products* together with *supplies and equipment* to erect those products from Billings, MT to Campbell, Hot Springs, Natrona and Fremont Counties, WY, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Stanley Structures, P.O. Box 20336, Billings, MT 59104. Send protests to: Paul J. Labane, DS, ICC, 2602 First Avenue North, Billings MT 59101.

MC 107002 (Sub-571TA), filed January 29, 1980. Applicant: MILLER TRANSPORTERS, INC., P.O. Box 1123, U.S. Hwy. 80 W., Jackson, MS 39205. Representative: John J. Borth (same as applicant). *Materials used in the manufacture and production of chemicals,* in bulk, in tank vehicles, from (1) the facilities of Union Camp Corp. at or near Jacksonville, FL; (2) the facilities of Georgia Pacific Corp. at or near Plaquemine, LA; (3) the facilities of Exxon Corp. at or near Baton Rouge, LA; (4) the facilities of Monsanto Chemical Co. at Chocolate Bayou, TX; (5) the Atlantic Richfield Refinery at or near Pasadena, TX; and (6) the Kerr-Magee Refinery at or near Cotton Valley, LA, to

the facilities of Reichhold Chemicals, Inc. at or near Gulfport, MS, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Reichhold Chemicals, Inc., P.O. Box 6548, Gulfport, MS 39501. Send protests to: Alan Tarrant, D/S, ICC, Fed. Bldg., Suite 1441, 100 W. Capitol St., Jackson, MS 39201.

MC 107002 (Sub-572TA), filed January 30, 1980. Applicant: MILLER TRANSPORTERS, INC., P.O. Box 1123, Jackson, MS 39205. Representative: John J. Borth (same as applicant). *Chemicals and materials used in the manufacture thereof,* in bulk, in tank vehicles, between the facilities of Fallek-Lankro Corp. at or near Tuscaloosa, AL, on the one hand, and, on the other, points in the U.S., except Alaska and Hawaii, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Fallek-Lankro Corp., P.O. Box H, Tuscaloosa, AL 35404. Send protests to: Alan Tarrant, D/S, ICC, Fed. Bldg., Suite 1441, 100 West Capitol St., Jackson, MS 39201.

MC 107002 (Sub-573TA), filed January 30, 1980. Applicant: MILLER TRANSPORTERS, INC., P.O. Box 1123, Jackson, MS 39205. Representative: John J. Borth (same as applicant). *Chemicals,* in bulk, in tank vehicles, from Tunica, MS to points in GA, IL, IN, IA, KS, MN, NY, OH, OK, SD, TX and WI, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Drexel Chemical Co., P.O. Box 9306, Memphis, TN 38109. Send protests to: Alan Tarrant, D/S, ICC, Fed. Bldg., Suite 1441, 100 W. Capitol St., Jackson, MS 39201.

MC 107012 (Sub-493TA), filed December 12, 1979. Applicant: NORTH AMERICAN VAN LINES, P.O. Box 988, Fort Wayne, IN 46801. Representative: David D. Bishop (address same as applicant). *Biological reactor media,* from the facilities of Norton Company, located at or near Conneaut, OH to Chambersburg, PA for 180 days. (Corresponding ETA seeks 90 days authority. Supporting shipper(s): Norton Company, P.O. Box 350, Akron, OH 44309. Send protests to: Transportation Assistant, ICC, 219 S. Dearborn, Room 1386, Chicago, IL 60604.

MC 107012 (Sub-494TA), filed December 18, 1979. Applicant: NORTH AMERICAN VAN LINES, P.O. Box 988, Fort Wayne, IN 46801. Representative: David D. Bishop (address same as applicant). *Disposable medical supplies* from the facilities of Convertors, a Division of American Hospital Supply Corporation, at or near El Paso, TX to the facilities of American Hospital Supply Corporation at or near Birmingham, AL; Sacramento and South San Francisco, CA; Miami and Tampa, FL; Norcross, GA; McGaw Park and Peoria, IL; Indianapolis, IN; Cedar Rapids, IA; Louisville, KY; New Orleans, LA; Columbia, MD; Grand Rapids and Romulus, MI; Minneapolis, MN; Jackson, MS; North Kansas City and St. Louis, MO; Edison and Pennsauken, NJ; Williamsville, NY; Charlotte, NC; Cincinnati, Obetz, and Solon, OH; Oklahoma City, OK; Portland, OR; Monroeville, PA; Johnson City, Knoxville, and Memphis, TN; Cheaspeake, VA; Redmond, WA; Nitro, WV; and Brown Deer, WI for 180 days. (Corresponding ETA seeks 90 days authority.) Supporting shipper(s): Convertors, 1 Butterfield Trail, El Paso, TX 79906. Send protests to: Transportation Assistant, ICC, 219 South Dearborn Street, Room 1386, Chicago, IL 60604.

MC 107012 (Sub-495TA), filed December 26, 1979. Applicant: NORTH AMERICAN VAN LINES, P.O. Box 988, Fort Wayne, IN 46801. Representative: David D. Bishop, P.O. Box 988, Fort Wayne, IN 46801. *Such merchandise as is dealt in by retail department stores (except commodities which because of size or weight require the use of specialized equipment)* (a) from the facilities of Montgomery Ward and Co., at or near Charlotte, NC to the facilities of Montgomery Ward and Co., at or near Baltimore, MD; Allen Park and Grand Ledge, MI; and Akron and Sharonville, OH and (b) from the facilities of Montgomery Ward and Co., at or near Fort Worth, TX to the facilities of Montgomery Ward and Co., at or near Chicago, IL; Wichita, KS; Kansas City, MO; and Oklahoma City, OK for 180 days. (Corresponding ETA seeks 90 days authority.) Supporting shipper(s): Montgomery Ward and Co., 1 Montgomery Ward Plaza, Chicago, IL 60671. Send protests to: Transportation Assistant, ICC, 219 S. Dearborn St., Room 1386, Chicago, IL 60604.

MC 107012 (Sub-496TA), filed December 26, 1980. Applicant: NORTH AMERICAN VAN LINES, P.O. Box 988, Fort Wayne, IN 46801. Representative: David D. Bishop (address same as applicant). *Lawn mowers, rotary tillers, lawn and garden tractors, snow throwers, power lawn and garden equipment, and parts and accessories thereof,* from the facilities of MTD Products, Inc., at or near Indianola, MS to the facilities of Montgomery Ward and Co., at or near Chicago, Franklin Park, Northlake and Peoria, IL; Mishawaka, IN; Davenport and Des Moines, IA; Wichita, KS; Baltimore and Landover, MD; Allen Park and Grand Ledge, MI; St. Paul, MN; Kansas City, MO; Albany, NY; Akron and Sharonville, OH; Oklahoma City, OK; New Stanton, PA; Norfolk, VA; and Green Bay, WI for 180 days. Supporting shipper(s): Montgomery Ward & Co., 1 Montgomery Ward Plaza, Chicago, IL 60671. Send protests to: Transportation Assistant, ICC, 219 S. Dearborn, Room 1386, Chicago, IL 60604.

MC 107012 (Sub-497TA), filed December 26, 1979. Applicant: NORTH AMERICAN VAN LINES, P.O. Box 988, Fort Wayne, In 46801. Representative: David D. Bishop (address same as applicant). *Lawn mowers, rotary tillers, lawn and garden tractors, snow throwers, powered lawn and garden equipment, and parts and accessories thereof,* from the facilities of MTD Products-Brownsville, at or near Brownsville, TN to the facilities of Montgomery Ward and Co., at or near Chicago, Franklin Park, North Lake and Peoria, IL; Mishawaka, IN; Davenport and Des Moines, IA; Wichita, KS; Baltimore and Landover, MD; Allen Park and Grand Ledge, MI; St. Paul, MN; Kansas City, MO; Albany, NY; Akron and Sharonville, OH; Oklahoma City, OK; New Stanton, PA; Norfolk, VA; and Green Bay, WI. For 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Montgomery Ward & Co., 1 Montgomery Ward Plaza, Chicago, IL 60671. Send protests to: Transportation Assistant, ICC, 219 S. Dearborn, Room 1386, Chicago, IL 60604.

MC 107103 (Sub-25TA), filed September 7, 1979. Applicant: ROBINSON CARTAGE CO., 2712 Chicago Drive, SW, Grand Rapids, MI 49508. Representative: Donald Sterken, 2712 Chicago Drive SW, Grand Rapids, MI 49508. *Iron and steel and iron and steel articles;* from the facilities of Jones & Laughlin Steel Co., at or near Cleveland, OH to points in IN, IL, MI and WI. For 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Jones and Laughlin Steel Co., 3341 Jennings Road, Cleveland, OH 44101. Send protests to: C. R. Flemming, D/S, I.C.C., 225 Federal Building, Lansing, MI 48933.

MC 107162 (Sub-65TA), filed August 31, 1979. Applicant: NOBLE GRAHAM TRANSPORT, INC., Rural Route #1, Brimley, MI 49715. Representative: Michael S. Varda, 121 South Pinckney Street, Madison, WI 53701. *Fertilizer and chemicals* used in the manufacture of fertilizer (except in bulk); from Hazel Green, WI to points in the Upper Peninsula of MI. For 180 days. Supporting shipper(s): Swift Agricultural Chemicals, Corp., 1996 Orrie Lane, Green Bay, WI 54304. Send protests to:

C. R. Flemming, D/S, I.C.C., 225 Federal Building, Lansing, MI 48933.

MC 107403 (Sub-1310TA), filed December 7, 1979. Applicant: MATLACK, INC., 10 W. Baltimore Ave., Lansdowne, PA 19050. Representative: Martin C. Hynes (same address as applicant). *Sugars and syrups and blends of sugars and syrups,* in bulk, in tank vehicles from Atlanta, GA to points in IN, NC, SC, TN, AL, and FL, for 180 days. Supporting shipper(s): Sugars & Syrups Co., 818 Ashby St. NW, Atlanta, GA 30318. Send protests to: ICC, 101 N. 7 St., Philadelphia, PA 19106.

MC 107403 (Sub-1311TA), filed January 11, 1980. Applicant: MATLACK, INC., Ten West Baltimore Ave., Lansdowne, PA 19050. Representative: Martin C. Hynes, Jr. (same address as applicant). *Vegetable oil and vegetable oil products,* in bulk, in tank vehicles, from Opelousas, LA, on the one hand, and, on the other, points in the U.S. (except AK and HI), for 180 days. Supporting shipper(s): Lou Ana Foods, Inc., P.O. Box 591, Opelousas, LA 70570. Send protests to: ICC, 101 N. 7th St., Philadelphia, PA 19106.

MC 107403 (Sub-1312TA), filed January 21, 1980. Applicant: MATLACK, INC., Ten West Baltimore Ave., Lansdowne, PA 19050. Representative: Martin C. Hynes, Jr. (same address as applicant). *Petroleum oil, Noibn,* in bulk in tank vehicles, from Santa Fe Springs, CA to Belle Chasse, LA, for 180 days. Supporting Shipper(s): Neville Chemical Co., 12800 Imperial Highway, Santa Fe Springs, CA 90670. Send protests to: ICC, 101 N. 7th St., Philadelphia, PA 19106.

MC 107403 (Sub-1313TA), filed December 7, 1979. Applicant: MATLACK, INC., Ten West Baltimore Ave., Lansdowne, PA 19050. Representative: Martin C. Hynes, Jr., Ten West Baltimore Ave., Lansdowne, PA 19050. *Liquid Chemicals and acids,* in bulk, in tank vehicles, from the plant site of Jim Walter Resources, Inc., at Birmingham, AL to all points east of the Mississippi River including LA and TX, for 180 days. Supporting Shipper(s): Jim Walter Resources, Inc., P.O. Box 10406, Birmingham, AL 35202. Send protests to: ICC, 101 N. 7th St., Philadelphia, PA 19106.

MC 107403 (Sub-1314TA), filed January 29, 1980. Applicant: MATLACK, INC., Ten West Baltimore Ave., Lansdowne, PA 19050. Representative: Martin C. Hynes, Jr. (same as applicant). *Anhydrous ammonia, in bulk, in tank vehicles* from El Dorado, AR to Brookston, Cooper, Greenville, Itasca, McKinney, Waxahachie & Whitewright, TX for 180 days. An underlying ETA seeks 90 days authority. Supporting Shipper(s): Monsanto Co., 800 N. Lindbergh Blvd., St. Louis, MO 63166. Send protests to: ICC, Fed. Res. Bank Bldg., 101 N. 7th St., Rm. 620, Philadelphia, PA 19106.

MC 107403 (Sub-1315TA), filed January 23, 1980. Applicant: MATLACK, INC., 10 W. Baltimore Ave., Lansdowne, PA 19050. Representative: Martin C. Hynes, Jr. (same address as applicant). *Calcium chloride,* in bulk, in tank vehicles, from Germantown, WI to Wapakoneta, OH, for 180 days. An underlying ETA requests 90 days authority. Supporting Shipper(s): Dederich Corp., W194 N11411 McCormick Dr., Germantown, Wisc. 53022. Send protests to: ICC, 620 Fed. Res. Bank Bldg., 101 N. 7th St., Phila., PA 19106.

MC 108962 (Sub-4TA), filed December 31, 1979. Applicant: MIDWEST SPECIALIZED HAULERS, INC., P.O. Box 753, Dubuque, IA 52001. Representative: Larry D. Knox, 600 Hubbell Bldg., Des Moines, IA 50309. *Heavy machinery and contractors' machinery, equipment, materials, and supplies, and commodities, the transportation of which, because of size or weight, require the use of special equipment or special handling* from points in WI and MN to points in the U.S. (except AK, HI, OH, WV, VA, MD, PA, DE, NJ, NY, CT, and DC), for 180 days. An underlying ETA seeks 90 days authority. Supporting Shipper(s): Midwest Specialized Haulers, Inc., P.O. Box 753, Dubuque, IA 52001. Send protests to: Herbert W. Allen, DS, ICC, 518 Federal Bldg., Des Moines, IA 50309.

MC 113362 (Sub-382TA), filed December 28, 1979. Applicant: ELLSWORTH FREIGHT LINES, INC., 310 E. Broadway, Eagle Grove, IA 50533. Representative: Milton D. Adams, 1105½—8th Ave., N.E., Austin, MN 55912. *Such merchandise as is dealt in by wholesale and retail gift stores* (1) from Addision, TX, to Oklahoma City and Tulsa, OK; Kansas City, MO, and its commercial zone; St. Louis, MO; Louisville, KY; Memphis, TN; Little Rock, AR; and Atlanta, GA; and (2) from New York, NY, and its commercial zone; Boston, MA; Baltimore, MD; and Blanchard, OH, to Addison, TX, for 180 days, restricted to shipments originating at or destined to the facilities of Tuesday Morning, Inc. at the above-named origins and destinations. An underlying ETA seeks 90 days authority. Supporting shipper(s): Tuesday Morning, Inc., 14621 Inwood Rd. Addison, TX 75240. Send protests to: Herbert W. Allen, DS, ICC, 518 Federal Bldg., Des Moines, IA 50309.

MC 113843 (Sub-278TA), filed January 29, 1980. Applicant: REFRIGERATED FOOD EXPRESS, INC., 316 Summer Street, Boston , MA 02210. Representative: Lawrence T. Sheils, 316 Summer Street, Boston, MA 02210. *Such commodities as are dealt in by retail, wholesale and food business houses (except commodities in bulk—in tank vehicles)* from the facilities of and utilized by Lever Bros. Company located at or near Chicago, IL and Hammond, IN to points in the states of MD, NJ, NY, PA and RI. Supporting shipper(s): Lever Brothers Company, 390 Park Avenue, New York, N.Y. 10022. Send protests to: John B. Thomas, D/S ICC, 150 Causeway Street, Boston, MA 02114.

MC 114273 (Sub-695TA), filed January 24, 1980. Applicant: CRST, INC., P.O. Box 68, Cedar Rapids, IA 52406. Representative: Kenneth L. Core (same address as applicant). *Containers, container ends, and parts, materials, and supplies used in the distribution and manufacture of containers* between Fredericksburg, VA, on the one hand, and, on the other, Chicago, IL; Clinton, IA; Midland, MI; Pittsburgh, PA, and St. Paul, MN, and points in the commercial zones of the above cities for 180 days. An underlying ETA seeks 90 authority. Note: Common control may be involved. Supporting shipper(s): Steel-Pak, Inc., Office Park II, Greenwich, CT 06830. Send protests to: Herbert W. Allen, DS, ICC, 518 Federal Bldg., Des Moines, IA 50309.

MC 114273 (Sub-696TA), filed January 21, 1980. Applicant: CRST, INC., P.O. Box 68, Cedar Rapids, IA 52406. Representative: Kenneth L. Core (same address as applicant). *Foodstuffs (except in bulk, in tank vehicles)* from Richmond, VA, to Erie, PA, and points in their commercial zones and to points in NY, for 180 days. An underlying ETA seeks 90 days authority. NOTE: Common control may be involved. Supporting shipper(s): Nabisco, Inc., Biscuit Division, DeForest Ave., East Hanover, NJ 07936. Send protests to: Herbert W. Allen, DS, ICC 518 Federal Bldg., Des Moines, IA 50309.

MC 114273 (Sub-697TA), filed January 14, 1980. Applicant: CRST, INC., P.O. Box 68, Cedar Rapids, IA 52406 Representative: Kenneth L. Core (same address as applicant). (1) *pet food mix (except in bulk)* from the facilities of Geo. A. Hormel & Co. at Davenport, IA, to points in IL, KS, MN, MO,NE, SD, and WI; and (2) *hog and pig skins and trimmings,* in the reverse direction, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Geo. A. Hormel & Co., P.O. Box 800 Austin, MN 55912. Send protests to:

Herbert W. Allen, DS, ICC, 518 Federal Bldg., Des Moines, IA 50309.

Note.—Common control may be involved.

MC 115092 (Sub-99TA), filed November 28, 1979. Applicant: TOMAHAWK TRUCKING, INC., P.O. Box 0, Vernal, UT 84078. Representative: Walter Kobos, 1016 Kehoe Drive, St. Charles, IL 60174. *Lumber, lumber products, lumber mill products and wood products (except in bulk),* from points in OR and WA to points in CA, for 180 days. Supporting shipper(s): Dier Lumber Co., Oceanside, CA, Rain Forest Inc., Hoquiam, WA, Trus Joist Corp., Eugene, OR. Send protests to: Patricia Allgier, TA, ICC, 5301 Federal Bldg., 125 S. State St., Salt Lake City, UT 84138.

MC 115092 (Sub-101TA), filed September 11, 1979. Applicant: TOMAHAWK TRUCKING, INC., P.O. Box 0, Vernal, UT 84078. Representative: Walter Kobos, 1016 Kehoe Drive, St. Charles, IL 60174. *Molding* from El Paso, TX to points in AL, AR, AZ, CA, GA, KS, MS, NC, OK, TN, and TX for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Eagle Forest Products, 5671 Warehouse Way, Sacramento, CA 95826. Send protests to: L. D. Helfer, DS, ICC, 5301 Federal Bldg., Salt Lake City, UT 84138.

MC 115092 (Sub-102TA), filed August December 26, 1979. Applicant: TOMAHAWK TRUCKING, INC., P.O. Box 0, Vernal, UT 84078. Representative: Walter Kobos, 1016 Kehoe Drive, St. Charles, IL 60174. *Board, wall or insulating materials and supplies used in the installation thereof,* from the facilities of Grefco, Inc. located at or near Ontario, CA to points in AZ, CO, ID, MT, NM, OR, TX, WA and WY, for 180 days. There is an underlying ETA authorized 90 day authority. Supporting shipper(s): Grefco, Inc., 50 Monument Road, Bala Cynwyd, PA 19004. Send protests to: Patricia Allgier, TA, ICC, 5301 Federal Bldg., 125 S. State St., Salt Lake City, UT 84138.

MC 115092 (Sub-103TA), filed January 2, 1980. Applicant: TOMAHAWK TRUCKING, INC., P.O. Box 0, Vernal, UT 84078. Representative: Walter Kobos, 1016 Kehoe Drive, St. Charles, IL 60174. *(1) Doors, Door Frames, parts and accessories thereof; and (2) materials and supplies used in the manufacture and distribution of commodities in (1) above,* (a) from Colorado Springs, CO to points in MS, AR, MO, IA, MN, and States west thereof; and (b) from points in MS, AR, MO, IA, MN, and States west thereof, and IL, IN and OH to Colorado Springs, CO, for 180 days. There is an identical 90-day ETA authorized. Supporting shipper(s): Therma Tru, Inc., 6275 Lake Shore Court, Colorado Springs, CO 80915. Send protests to: Patricia Allgier, TA, ICC, 5301 Federal Bldg., 125 S. State St., Salt Lake City, UT 84138.

MC 115353 (Sub-42TA), filed January 23, 1980. Applicant: LOUIS J. KENNEDY TRUCKING COMPANY, 342 Schuyler Avenue, Kearny, NJ 07021. Representative: Morton E. Kiel, Suite 1832, Two World Trade Center, New York, NY 10048. Expanded plastic products from the facilities of Dow Chemical Company at Carteret, NJ to points in MA, RI, CT, NY, WV, DE, PA, MD, DC and VA for 180 days. Contract, Irregular. An underlying ETA seeks 90 days authority. Supporting shipper(s): Dow Chemical Company USA, 800 Federal Blvd., Carteret, NJ 07008. Send protests to: Robert E. Johnston, DS, ICC, 744 Broad Street, Room 522, Newark, NJ 07102.

MC 115523 (Sub-202TA), filed December 5, 1979. Applicant: CLARK TANK LINES COMPANY, 1450 Beck Street, Salt Lake City, UT 84110. Representative: Melvin J. Whitear (same address). *Petroleum Products, in bulk,* from (1) Woods Cross, UT plus 10 miles to Page, AZ and points in WY and NV; (2) Pocatello, ID to WY; and Clark County, NV to Kingman, AZ, for 180 days. An identical ETA requesting up to 90 days granted. Supporting shipper(s): Phillips Petroleum Company, 844 Adams Building, Bartlesville, OK 74004. Send protests to: Patricia Allgier, TA, ICC, 5301 Federal Bldg., 125 S. State St., Salt Lake City, UT.

MC 115523 (Sub-203TA), filed December 28, 1979. Applicant: CLARK TANK LINES COMPANY, 1450 Beck Street, Salt Lake City, UT 84110. Representative: Melvin J. Whitear (same address). *Chemicals, liquid and dry in bulk,* for the account of Nalco Chemical Co. between Salt Lake City, UT and points within 50 miles on the one hand and points and places in the continental U.S. west of the Mississippi River on the other, for 180 days. Supporting shipper(s): Nalco Chemical Company, 2901 Butterfield Road, Oak Brook, IL 60521. Send protests to: Patricial Allgier, TA, ICC, 5301 Federal Bldg., 125 S. State St., Salt Lake City, UT.

MC 115703 (Sub-22TA), filed December 6, 1979. Applicant: KREITZ MOTOR EXPRESS, INC., P.O. Box 375, Wyomissing, PA 19610. Representative: Robert Gunderman, 710 Statler Bldg., Buffalo, NY 14202. *Aircraft fuselages which, because of size, require the use of special equipment, and* related parts and accessories from Marietta, GA to the port of Portsmouth, VA, restricted to transportation of traffic having an immediately subsequent movement by water in trailer in ship service, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Atlantic Container Line, 80 Pine St., New York, NY 10005. Send protests to: ICC 101 N. 7 St., Philadelphia, PA 19106.

MC 116362 (Sub-7TA), filed February 1, 1980. Applicant: A. BELLAVANCE & SONS, INC., Boynton Street, Barre, VT 05641, 802–479–9311. Representative: John P. Monte, 61 Summer Street, P.O. Box 568, Barre, VT 05641. *Coal,* from points in PA, VA and WV to points in VT, and NH for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Clean Coal Ltd, PO Box 103, Waterbury Center, VT 05677; Couillard's Heating Oil, dba Barre Coal Company, Smith Street, Barre, VT 05641. Send protests to: Carol A. Perry, TA, ICC, P.O. Box 548, Montpelier, VT 05602.

MC 116763 (Sub-642TA), filed December 6, 1979. Applicant: CARL SUBLER TRUCKING, INC., North West St., Versailles, OH 45380. Representative: Gary J. Jira (same as applicant). *Such commodities as are dealt in by wholesalers, retailers, manufacturers and distributors of institutional furniture* (except commodities in bulk, in tank vehicles) between San Antonio, TX, on the one hand, and, on the other, points in the U.S. (except AK and HI), restricted to traffic originating at or destined to the facilities of KLN Steel Products Co., for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): KLN Steel Products Co., 8614 Perrin Beitel Rd., San Antonio, TX 78286. Send protests to: ICC, 101 N. 7 St. Philadelphia, PA 19106.

MC 116763 (Sub-643TA), filed September 20, 1979. Applicant: CARL SUBLER TRUCKING INC., North West St., Versailles, OH 45380. Representative: Gary J. Jira (same as applicant). *Paper and paper products (except commodities in bulk, in tank vehicles)* from the facilities of Scott Paper Co. at or near Detroit and Muskegon, MI, to points in the US in the east of MN, IA, MO, OK, and TX for 180 days. Restricted to traffic originating at the named origins and destined to the indicated destinations. Supporting shipper(s): Scott Paper Co., Scott Plaza, Phila., PA 19113.

MC 117613 (Sub-30TA), filed December 26, 1979. Applicant: D. M. BOWMAN, INC., Route 2, Box 43A1, Williamsport, MD 21795. Representative: Edward N. Button, 580 Northern Ave., Hagerstown, MD 21740. *Malt beverages* from Newark, NJ and Pabst, GA and their commercial zones to the facilities of the G. E. Murray Distributing Co., located at or near Hagerstown, MD and

its commercial zone, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): The G. E. Murray Distributing Co., Rear 1101 Virginia Ave., Hagerstown, MD 21740. Send protests to: ICC, 101 N. 7th St., Philadelphia, PA 19106.

MC 118142 (Sub-247TA), filed January 28, 1980. Applicant: M. BRUENGER & CO., INC., 6250 North Broadway, Wichita, KS 67219. Representative: Lester C. Arvin, 814 Century Plaza Bldg., Wichita, KS 67202. *Prepared flour mixes and frosting mixes, (except commodities in bulk)* from the facilities of Chelsea Milling Co. at or near Chelsea, MI to points in AR, IA, KS, MO, NE, OK, and TX for 180 days. Underlying ETA for 90 days has been filed. Supporting shipper(s): Chelsea Milling Co., Chelsea, MI 48118. Send protests to: Ruth Allport, TCS, ICC, 411 W. 7th St., Suite 600, Ft. Worth, TX 76102.

MC 119493 (Sub-353TA), filed January 17, 1980. Applicant: MONKEM COMPANY, INC., P.O. Box 1196, Joplin, MO 64801. Representative: Thomas D. Boone (address same as applicant). *Iron & steel, iron & steel articles, materials, supplies used in the manufacture and distribution thereof (except commodities in bulk)* between Sioux City, IA and S. Sioux City, NE on the one hand, and points in IA, IL, IN, KS, MN, and MO on the other hand, for 180 days. Underlying ETA for 90 days has been filed. Supporting shipper(s): Sioux City Foundry Co., 801 Division St., Sioux City, IA 51102. Send protests to: Ruth Allport, TCS, ICC, 411 W. 7th St., Suite 600, Ft. Worth, TX 76102.

MC 119493 (Sub-354TA), filed January 31, 1980. Applicant: MONKEM COMPANY, INC., P.O. Box 1196, Joplin, MD 64801. Representative: Thomas D. Boone, P.O. Box 1196, Joplin, MO 64801. *Lard, shortening, and edible oils (except in bulk)* from Carthage, MO to Cincinnati, OH; Chicago, IL; Decatur, IL; Miami, FL; Mobile, AL; Houston, TX and Brownsville, TX for 180 days. Underlying ETA for 90 days has been filed. Supporting shipper(s): Inland Products, Inc., 545 N. Main St., Carthage, MO 64836. Send protests to: Ruth Allport, TCS, ICC, 411 W. 7th St., Suite 600, Ft. Worth, TX 76102.

MC 121372 (Sub-6TA), filed January 10, 1980. Applicant: EXPRESS TRANSPORT CO., 1333 West Seventh St., Cincinnati, OH 45203. Representative: Paul F. Berry, 275 East State St., Columbus, OH 43215. *Iron and steel, and iron and steel articles,* between the Cincinnati, Ohio commercial zone on the one hand, and, on the other, points in the lower peninsula of MI, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Plymouth Steel Corp., 8505 Dixie Highway, Florence, KY 41042; Sumitomo Corporation of America, Suite 3818, 875 N. Michigan Ave., Chicago, IL 60611; Kurt Orban Co., Inc., Orban Way Wayne, NJ 07470; Mitsui & Co. (U.S.A.), Inc., 200 Park Ave. New York, NY 10017. Send protests to: ICC, 101 N. 7th St., Philadelphia, PA 19106.

MC 123993 (Sub-67TA), filed January 17, 1980. Applicant: FOGLEMAN TRUCK LINE, INC., P.O. Box 1504, Crowley, LA 70526. Representative: Austin L. Hatchell, 801 Vaughn Building, Austin, TX 78701. *Such commodities as are dealt with in the wholesale and retail grocery and variety store business (except commodities in bulk, and commodities requiring mechanical refrigeration in transit)* between points in LA, on the one hand, and on the other, points in TX, OK, KS, NE, MO, AR, LA, MS, TN, KY, IL, IN, AL, GA, and FL, for 180 days. Supporting shipper(s): 14 shippers. Send protests to: Ruth Allport, TCS, ICC, 411 W. 7th St., Suite 600, Ft. Worth, TX 76102.

MC 123993 (Sub-68TA), filed January 21, 1980. Applicant: FOGLEMAN TRUCK LINE, P.O. Box 1504, Crowley, LA 70526. Representative: Austin L. Hatchell, P.O. Box 2165, Austin, TX. *Commodities as are dealt with in the wholesale and retail grocery and drug store business, (except in bulk)* between the facilities of Colgate-Palmolive at or near Kansas City, KS on the one hand, and, on the other, points in LA for 180 days. Underlying ETA filed. Supporting shipper(s): Colgate-Palmolive Co., 1806 Kansas Avenue, Kansas City, KS 66105. Send protests to: Ruth Allport, TCS, ICC, 411 W. 7th St., Suite 600, Forth Worth, TX 76102.

MC 124212 (Sub-106TA), filed December 21 1979. Applicant: MITCHELL TRANSPORT, INC., 6500 Pearl Rd., P.O. Box 30248, Cleveland, OH 44130. Representative: J. A. Kundtz, 1100 National City Bank Bldg., Cleveland, OH 44114. *Waste limestone,* from Middletown, VA to the facilities of Alpha Portland Cement Company at Lime Kiln, MD, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Alpha Portland Cement Company, P.O. Box D, Frederick, MD 21701. Send protests to: ICC, 101 N. 7th St., Philadelphia, PA 19106.

MC 124813 (Sub-221TA), filed December 11, 1979. Applicant: UMTHUN TRUCKING CO., 910 S. Jackson St., Eagle Grove, IA 50533. Representative: William L. Fairbank, 1980 Financial Center, Des Moines, IA 50309. *Prestressed and precast concrete products* from Savage, MN, to points in IL, IN, IA, MI, ND, SD, and WI, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Fabcon, Inc., 6111 West Highway 13, Savage, MN 55378. Send protests to: Herbert W. Allen, DS, ICC, 518 Federal Bldg., Des Moines, IA 50309.

MC 124813 (Sub-222 TA), filed December 17, 1979. Applicant: UMTHUN TRUCKING CO., 910 S. Jackson St., Eagle Grove, IA 50533. Representative: William L. Fairbank, 1980 Financial Ctr., Des Moines, IA 50309. *Iron and steel articles* from the facilities of Nucor Corporation at or near Norfolk, NE, to points in CO, ID, IL, IN, IA, KS, MI, MN, MO, MT, ND, OH, OR, SD, UT, WA, WI, and WY, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Nucor Corporation, P.O. Box 59, Norfolk, NE 68701. Send protests to: Herbert W. Allen, DS, ICC, 518 Federal Bldg., Des Moines, IA 50309.

MC 125433 (Sub-372 TA), filed September 11, 1979. Applicant: F–B TRUCK LINE COMPANY, 1945 South Redwood Road, Salt Lake City, UT 84104. Representative: John B. Anderson (same address as applicant). (1) *Batteries and accessories and supplies used in connection with batteries,* (2) *material, equipment and supplies used in the manufacture and distribution of batteries,* between points in the United States (except AK and HI). Restricted to traffic originating at or destined to facilities utilized by Globe Battery Div. of Globe Union, Inc., for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Globe Battery Division of Globe Union, Inc., 5757 North Green Bay Avenue, Milwaukee, WI 53201. Send protests to: L. D. Helfer, DS, ICC, 5301 Federal Bldg., Salt Lake City, UT 84138.

MC 125433 (Sub-377 TA), filed January 8, 1980. Applicant: F–B TRUCK LINE COMPANY, 1945 S. Redwood Road, Salt Lake City, UT 84104. Representative: John B. Anderson, same address. *Equipment, material handling, container handling and related parts, materials, accessories, and supplies,* from Portland, OR to points in the U.S. (except AK and HI), for 180 days. There is an identical ETA requesting 15 days only authority, granted December 28, 1979. Supporting shipper(s): Raygo-Wagner, 4427 NE 158 Avenue, Portland, OR 97022. Send protests to: Patricia Allgier, TA, ICC, 5301 Federal Bldg., 125 S. State St., Salt Lake City, UT.

MC 125433 (Sub-378 TA), filed January 16, 1980. Applicant: F–B TRUCK LINE COMPANY, 1945 S. Redwood Road, Salt Lake City, UT 84104. Representative:

John B. Anderson, same address. (1) *Hose, all kinds, with or without fittings,* from facilities utilized by Swan Hose Division of Amerace Corporation, to points in the United States (except AK and HI), and (2) *Equipment, material and supplies* used in the manufacture of (1) above, from points in the United States (except AK and HI) to the facilities utilized by Swan Hose Div. of Amerace Corporation, for 180 days. There is also an identical ETA requesting 90-day authority. Supporting shipper(s): Swan Hose Div., Amerace Corporation, 8929 Columbus Pike, Box 509, Worthington, OH 43085. Send protests to: Patricia Allgier, TA, ICC, 5301 Federal Bldg., 125 S. State St., Salt Lake City, UT.

MC 125433 (Sub-379 TA), filed December 10, 1979. Applicant: F–B TRUCK LINE COMPANY, 1945 S. Redwood Road, Salt Lake City, UT 84104. Representative: John B. Anderson, same address. *Stone, natural or cast,* from Napa, CA to points in the U.S. (except AK and HI), for 180 days. Restricted to shipments originating at facilities of Brick N Wire, Inc. Supporting shipper(s): Brick N Wire, Inc., 1952 Iroquois, Napa, CA 94558. Send protests to: Patricia Allgier, TA, ICC, 5301 Federal Bldg., 125 S. State St., Salt Lake City, UT.

MC 126063. Filed November 15, 1979. Applicant: BIRD TRUCKING, INC., 1370 Swaner Road, Salt Lake City, UT 84104. Representative: Bruce W. Shand, 430 Judge Building, Salt Lake City, UT 84111. Contract Carrier: Irregular route: *meat by-products and articles distributed by meat packing houses as described in Section A and C to Appendix I of Descriptions in Motor Carrier Certificates, 61 M.C.C. 209 and 766,* from the facilities of Intermountain Protein Products, Inc., at West Jordan, UT to points in CA, CO, ID, OR, TX and UT, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Intermountain Protein Products, Inc., 5260 W. Old Bingham Hwy., West Jordan, UT 84084. Send protests to: L. D. Helfer, DS, ICC, 5301 Federal Bldg., Salt Lake City, UT 84138.

MC 126063. Filed November 14, 1979. Applicant: BIRD TRUCKING, INC., 1370 Swaner Road, Salt Lake City, UT 84104. Representative: Bruce W. Shand, 430 Judge Building, Salt Lake City, UT 84111. Contract Carrier: Irregular route: (1) Stone, marble, pre-cast mosaic, concrete panels, and trim, pre-mosaic mix and cast stone products, and (2) materials and supplies used in the installation and manufacture of the items in (1) above, between points in CA, UT, ID, CO, AZ and WY, under a continuing contract(s) with State Stone Corporation, Inc., for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): State Stone Corp., Inc., 4620 South 300 West, Murray, UT 84107. Send protests to: L. D. Helfer, DS, ICC, 5301 Federal Bldg., Salt Lake City, UT 84138.

MC 126472 (Sub-27TA), filed January 16, 1980. Applicant: WILLCOXSON TRANSPORT, INC., R.R. #2, Kahoka, MO 63445. Representative: Kenneth F. Dudley, 1501 East Main St., Ottumwa, IA 52501. *Petroleum products, in bulk, in tank vehicles* from Palmyra, MO to Fort Madison, IA for 180 days. Underlying ETA for 90 days has been filed. Supporting shipper(s): Hartney Oil Co., 4709 W. Walton, Chicago, IL 60651. Send protests to: Ruth Allport, TCS, ICC, 411 W. 7th St., Suite 600, Ft. Worth, TX 76102.

MC 127902 (Sub-16TA), filed December 21, 1979. Applicant: DIETZ MOTOR LINES, INC., P.O. Box 1427, Hickory, NC 28601. Representative: John R. Sims, Jr., 915 Pennsylvania Building, 425 13th St., NW, Washington, DC 20004. *Rough hardwood lumber, kiln dried and cut to size (furniture stock or furniture squares)* from North Little Rock, Heber Springs and Clarendon, AR to points in NC, TN, MS, those in VA on and South of U.S. Highway 60 and New Orleans, LA, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Southern Squares Co., Inc., P.O. Box 5392, North Little Rock, AR 72119. Send protests to: Sheila Reece, T/A, 800 Briar Creek Rd., Rm. CC516, Charlotte, NC 28205.

MC 128273 (Sub-380TA), filed September 13, 1979. Applicant: MIDWESTERN DISTRIBUTION, INC., P.O. Box 189, Fort Scott, KS 66701. Representative: Elden Corban, same as above. *Petroleum and petroleum products* from facilities of Delta Petroleum Company, Inc., at or near New Orleans, LA to points in the states of AL, AR, CO, DE, FL, GA, IL, IN, IA, KS, KY, MD, MS, MO, NE, NJ, NC, OH, OK, PA, SC, TN, TX, VA, WV and DC; for 180 days, common, irregular; Supporting shipper: Delta Petroleum Company, Inc., P.O. Box 10397, Jefferson, LA 70181. Send protests to: M. E. Taylor, ICC, DS, 101 Litwin Bldg., Wichita, KS 67202. An underlying ETA seeks 90 days authority.

MC 128273 (Sub-381TA), filed September 13, 1979. Applicant: MIDWESTERN DISTRIBUTION, INC., P.O. Box 189, Fort Scott, KS 66701. Representative: Elden Corban, (same as above). *Such commodities as are used, manufactured or dealt in by manufacturers and distributors of furniture and bedding products* (except commodities in bulk), for 180 days, common, irregular; Supporting shipper: Leggett & Plat, Inc., Carthage, MO 64638; Send protests to: M. E. Taylor, DS, ICC, 101 Litwin Bldg., Wichita, KS 67202. An underlying ETA seeks 90 days authority.

MC 128273 (Sub-385TA), filed January 28, 1980. Applicant: MIDWESTERN DISTRIBUTION, INC., P.O. Box 189, Fort Scott, KS 66701. Representative: Elden Corban, (address same as applicant). *Animal feed ingredients in bags, released value not exceeding 50c/lb.* from Liberty, MO to all points in the states of AZ and CA for 180 days. ETA for 90 days has been filed. Supporting shipper(s): American Cyanamid Co., P.O. Box 400, Princeton, NJ 08540. Send protests to: Ruth Allport, TCS, ICC, 411 W. 7th St., Suite 600, Ft Worth, TX 76102.

MC 128333 (Sub-5TA), filed January 15, 1980. Applicant: LES CALKINS TRUCKING, INC., 19501 North Highway 99, Acampo, CA 95220. Representative: Michael V. Thomas, P.O. Box 736, Lodi, CA 95240. Rock, Sand and Gravel, in specialized high-capacity equipment manufactured by applicant, from Dayton, NV to facilities of Basalite Block Company at or near Napa, CA, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Basalite Block Company, P.O. Box 819, Napa, CA 94558. Send protests to: A. J. Rodriguez, 211 Main Street, Suite 500, San Francisco, CA 94105.

MC 128883 (Sub-6TA), filed January 15, 1980. Applicant: NORTH IOWA EXPRESS, INC., 1921 N. E. 58th Ave., Des Moines, IA 50313. Representative: Thomas E. Leahy, Jr., 1980 Financial Ctr., Des Moines, IA 50309. *General commodities (except commodities in bulk, class A and B explosives, household goods, and commodities requiring special handling)* serving Northwood, Lake Mills, Fertile, Hanlontown, and Joice, IA, as off-route points in connection with applicant's present operations. Applicant will tack with presently held authority and interline at Des Moines, IA, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): There are 13 shippers. Their statements may be examined at the office listed below and Headquarters. Send protests to: Herbert W. Allen, DS, ICC, 518 Federal Bldg., Des Moines, IA 50309.

MC 133233 (Sub-69TA), filed January 18, 1980. Applicant: CLARENCE L. WERNER, d.b.a. WERNER ENTERPRISES, P.O. Box 37308, I–80 & Hwy 50, Omaha, NE 68137. Representative: J. F. Crosby, P.O. Box 37205, Omaha, NE 68137. Contract carrier, irregular routes: *Materials and*

supplies used in the manufacture and distribution of cast iron products from points in AZ, CA, CO, ID, MT, NV, NM, OR UT, WA and WY to points in Pottawattamie County, IA under a continuing contract with Griffin Pipe Products Co., Oak Brook, IL for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Griffin Pipe Products Co., J. A. Keenan, Director-Purchasing and Traffic, 2000 Spring Road, Oak Brook, IL 60521. Send protests to: D/S Carroll Russell, ICC, Suite 620, 110 North 14th St., Omaha, NE 68102.

MC 133233 (Sub-70TA), filed January 2, 1980. Applicant: CLARENCE L. WERNER, d.b.a. WERNER ENTERPRISES, P.O. Box 37308, I–80 and Highway 50, Omaha, NE 68137. Representative: J. F. Crosby, Box 37205, Omaha, NE 68137. *Stone, stone aggregates and stone whiting* from the facilities of Basins Engineering Co., Inc. at or near Wheatland, WY to points in MT, ID, UT, CO, NM, ND, SD, NE, KS, OK, TX, MN, IA, MO, WI, IL and MI under a continuing contract with Basins Engineering Co., Wheatland, WY for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Basins Engineering Co., Inc., Bill R. Addison, Vice President, P.O. Box 845, Wheatland, WY 82201. Send protests to: D/S Carroll Russell, ICC, Suite 620, 110 North 14th St., Omaha, NE 68102.

MC 133383 (Sub-3TA), filed January 25, 1980. Applicant: MERCURY TANKLINES LIMITED, P.O. Box 3500, Calgary, AB, CD T2P 2P9. Representative: R. F. Koby, P.O. 2567, Great Falls, MT 59401. *Egg whites,* in bulk, in tank vehicles, from Zanesville, OH to the U.S.-Canada International Boundary line at or near ports of entry in ND, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Ballas Egg Products Corporation, 40 N. 2nd, P.O. Box 2217, Zanesville, OH 43701. Send protests to: Paul J. Labane, DS, ICC, 2602 First Avenue North, Billings, MT 59101.

MC 133802 (Sub-6TA), filed December 26, 1979. Applicant: EMPAK TRANSPORTATION COMPANY, 6200 North 16th Street, Omaha, NE 68110. Representative: Arthur J. Cerra, 2100 TenMain Center, P.O. Box 19251, Kansas City, MO 64141. Contract carrier, irregular routes: *(1) Lubricants, oils, greases, petroleum products, antifreezes, windshield washer solvents, concrete form release agents and dispensers* from the facilities of Southwest Petro-Chem, Inc. at Compton, CA; Spencer, IA; Olathe and Wichita, KS; Kansas City, MO; Omaha, NE; and Bakerstown, PA to points in the U.S. (except AK and HI) and *(2) The commodities named in (1) above and materials and supplies used in the production, sale and distribution thereof* from points in the U.S. (except AK and HI) to the facilities of Southwest Petro-Chem, Inc. at Compton, CA; Spencer, IA; Olathe and Wichita, KS; Kansas City, MO; Omaha, NE; and Bakerstown, PA for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Southwest Petro-Chem, Inc., Fred A. Werbe, Vice President Manufacturing, P.O. Box 1974, Olathe, KS 66061. Send protests to: D/S Carroll Russell, ICC, Suite 620, 110 North 14th St., Omaha, NE 68102.

MC 134783 (Sub-64TA), filed January 31, 1980. Applicant: DIRECT SERVICE, INC., P.O. Box 2491, Lubbock, TX 79408. Representative: Charles M. Williams, 350 Capitol Life Center, 1600 Sherman St., Denver, CO 80203. *Meats, meat products, meat by-products, and articles distributed by meat packinghouses, as described in Sections A and C of Appendix I to the report in Descriptions In Motor Carrier Certificates, 61 M.C.C. 209 and 766 (except commodities in bulk)* (1) from the facilities of MBPXL Corp. at or near Plainview, TX to points in CT, DE, IL, IN, KY, MD, NJ, OH, PA, MI, RI, VA, WV, and DC; and (2) from the facilities of MBPXL Corp. at or near Friona, TX to points in AR, MO, LA, MS, TN, AL, GA, FL, NC, SC, IL, IN, KY, MI, OH, PA, WV, VA, MD, DE, NJ, NY, RI, CT, MA, and DC, for 180 days. Supporting shipper(s): MBPXL Corp., 2901 North Mead, Wichita, KS 67201. Send protests to: Ruth Allport, TCS, ICC, 411 W. 7th St., Suite 600, Ft. Worth, TX 76102.

MC 135283 (Sub-62TA), filed January 25, 1980. Applicant: GRAND ISLAND MOVING & STORAGE CO., INC., 432 South Stuhr Road, P.O. Box 2122, Grand Island, NE 68801. Representative: Lavern R. Holdeman, 521 South 14th Street, Suite 500, P.O. Box 81849. *Malt beverages* from St. Louis, MO to Grand Island, NE for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Hoch, Inc., d.b.a. H & H Distributing, Harry Hoch, Jr., Assistant Manager, 823 East 4th Street, Grand Island, NE. Send protests to: D/S Carroll Russell, ICC, Suite 620, 110 North 14th St., Omaha, NE 68102.

MC 135482 (Sub-7TA), filed January 31, 1980. Applicant: CEMENT TRANSPORT, LTD., P.O. Box 761, Valley City, ND 58072. Representative: Gene P. Johnson, P.O. Box 2471, Fargo, ND 58108. *Contract carrier:* irregular routes: *Flyash* from Portage, WI to Bismarck, ND for 180 days. (Corresponding ETA seeks 90 days authority.) Supporting shipper(s): Beyer's Cement, Inc., P.O. Box 757, Valley City, ND 58072. Send protests to: Transportation Assistant, ICC, 219 S. Dearborn, Room 1386, Chicago, IL 60604.

MC 135382 (Sub-2TA), filed December 4, 1979. Applicant: S & S RENTAL, INC. d.b.a. MIDWAY CHARTER COACH, 2601 Baker St., Baltimore, MD 21216. Representative: Jeremy K. Kahn, Atty., 1511 K St., NW, Suite 733, Washington, DC 20005 *Passengers in round-trip special operations,* beginning and ending at Baltimore, MD and extending to the facilities of the Federal Bureau of Investigation at Washington, DC, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): There are 11 supporting shippers. Their statements may be examined at the office listed below and Headquarters. Send protests to: ICC, 101 N. 7th St., Philadelphia, PA 19106.

MC 135953 (Sub-13TA), filed January 28, 1980. Applicant: CHEROKEE LINES, INC., P.O. Box 152, Cushing, OK 74023. Representative: Donald L. Stern, Suite 610, 7171 Mercy Road, Omaha, NE 68106. *Chemicals NOI, cleaning, defoaming and paint removing compounds, solvents, plastic liquid, ink, plastic, sheeting, machinery, machinery parts, paint, lacquer, varnish, and paint thinner,* (1) between Orange County, CA, on the one hand, and, on the other, Indianapolis and Terre Haute, IN, Elmhurst, IL, Herndon, VA, Charlotte and Matthews, NC, Moss Point, MS, Kearny, NJ, Farmingdale, NY, and Woburn and South Hadley Falls, MA; and (2) from Moss Point, MS, to Charlotte and Matthews, NC and South Hadley Falls, MA, restricted to traffic originating at or destined to the facilities of Thiokol/Dynachem Corporation, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Thiokol/Dynachem Corp., P.O. Box 12047, Santa Ana, CA.92711. Send protests to: Connie Stanley, ICC, Rm. 240, 215 NW 3rd, Oklahoma City, OK 73102.

MC 136343 (Sub-203TA), filed December 26, 1979. Applicant: MILTON TRANSPORTATION, INC., P.O. Box 355, Milton, PA 17847. Representative: Herbert R. Nurick, Esq., P.O. Box 1166, Harrisburg, PA 17108. *Bags and paper,* from the facilities of St. Regis Paper Company at Nazareth, PA to Hillsdale, MI, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): St. Regis Paper Company, 150 East 42nd St. New York, NY 10017. Send protests to: ICC, 101 N. 7th St., Philadelphia, PA 19106.

MC 136343 (Sub-204TA), filed December 19, 1979 Applicant: MILTON

TRANSPORTATION, INC., P.O. Box 355, Milton PA 17847. Representative: Herbert R. Nurick, Esp., P.O. Box 1166, Harrisburg, PA 17108. *Paper and paper products,* from the facilities of West Carrollton Parchment Company, West Carrollton, OH to to Philadelphia, Doylestown, Hatfield, and Coatesville, PA; New York City and commercial zone and Hudson Falls, NY; Newark, NJ and commercial zone; Boston, MA and commercial zone; New Haven, Danielson and Dayville, CT; and Winston Salem, NC, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): West Carrollton Parchment Co., P.O. Box 98, West Carrollton, OH 45449. Send protests to: ICC, 101 N. 7th St., Philadelphia, PA 19106.

MC 136343 (Sub-205TA), filed: January 23, 1980. Applicant: MILTON TRANSPORTATION, INC., P.O. Box 355, Milton, PA 17847. Representative: Herbert R. Nurick, Esq., P.O. Box 1166, Harrisburg, PA 17108. *Containers, container ends, and accessories and materials, equipment and supplies used in the sale, manufacture and distribution of containers and container ends (except commodities in bulk),* from the facilities of The Continental Group, Inc. at or near West Mifflin, PA to Derry, NH; Passaic and Patterson, NJ; and North Collins, NY, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): The Continental Group, Inc., Wayne Interchange Plaza 1, 145 Route 46, Wayne, NJ 07470. Send protests to: ICC, 101 N. 7th St., Philadelphia, PA 19106.

MC 136343 (Sub-206TA), filed: December 26, 1979. Applicant: MILTON TRANSPORTATION, INC., P.O. Box 355, Milton, PA 17847. Representative: Herbert R. Nurick, Esq., P.O. Box 1166, Harrisburg, PA 17108. *Plastic bags, plastic film and plastic sheeting and racks* (except commodities in bulk) from the facilities of St. Regis Paper Company located at or near Atlanta, GA to points in the states of IL, IN, MI, MO, NY, OH, PA and WI, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): St. Regis Paper Company, 150 East 42nd Street, New York, NY 10017. Send protests to: ICC, 101 N. 7th St., Philadelphia, PA 19106.

MC 136343 (Sub-207TA), filed: December 26, 1979. Applicant: MILTON TRANSPORTATION, INC., P.O. Box 355, Milton, PA 17847, Representative: Herbert R. Nurick, Esq., P.O. Box 1166 (100 Pine St.), Harrisburg, PA 17108. *Plastic bags, plastic film and plastic sheeting and racks* (except commodities in bulk), from the facilities of St. Regis Paper Company located at or near Birmingham, AL to points in the states of IL, IN, MI, NO, NY, OH, PA and WI, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): St. Regis Paper Company, 150 East 42nd St., New York, NY 10017. Send protests to: ICC, 101 N. 7th St., Philadelphia, PA 19106.

MC 136553 (Sub-98TA), filed: January 18, 1980. Applicant: ART PAPE TRANSFER, INC., 1080 E. 12th St., Dubuque, IA 52001. Representative: Thomas E. Leahy, Jr., 1980 Financial Ctr. Des Moines, IA 50309. (1) *cement, in bags,* from Milwaukee, WI, to Dubuque, IA; and (2) *wood veneer,* from Dubuque, IA, to Sweetgrass, MT, from 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Dubuque Stone Products, 504 Garfield Ave., Dubuque, IA 52001; R. S. Bacon Veneer Company, Box 773, Dubuque, IA 52001. Send protests to: Herbert W. Allen, DS, ICC, 518 Federal Bldg., Des Moines, IA 50309.

MC 136553 (Sub-99TA), filed: January 3, 1980. Applicant: ART PAPE TRANSFER, INC.,1080 E. 12th St., Dubuque, IA 52001. Representative: William L. Fairbank, 1980 Financial Ctr., Des Moines, IA 50309. *Pallets, pallet parts, and materials and supplies used in the manufacture of pallets* from points in IL, MN, SD, and WI to Dubuque, IA, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Dubuque Pallet & Wood Products, Inc. P.O. Box 522, Winfield, IL 60190. Send protests to: Herbert W. Allen, DS, ICC, 518 Federal Bldg., Des Moines, IA 50309.

MC 138313 (Sub-67TA), filed January 28, 1980. Applicant: BUILDERS TRANSPORT, INC., 409 14th Street S.W., Great Falls, MT 59404. Representative: Miss Irene Warr, 430 Judge Bldg., Salt Lake City, UT 84111. *Barite mud treating compound* from Missoula County, MT to ports of entry on the International Boundary line between the U.S. and Canada in ID and MT, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Wyo-Ben, Inc., 1242 North 28th, Billings, MT 59101. Send protests to: Paul J. Labane, DS, ICC, 2602 First Avenue North, Billings, MT 59101.

MC 140123 (Sub-8TA), filed January 22, 1980. Applicant: GRAHAM TRANSFER, INC., Route 2, Main St., Linden, TN 37096. Representative: Roland M. Lowell, 618 United American Bank Bldg., Nashville, TN 37219. (1) *Automotive parts* from Pikeville, TN and its commercial zone to points in the U.S., and (2) *Materials, equipment and supplies used in the manufacture of the above* from points in the U.S. to Pikeville, TN and points in its commercial zone, for 180 days. Supporting shipper(s): Ferro Manufacturing Corporation, Pikeville, TN 37367. Send protests to: Glenda Kuss, TA, ICC, A–422 U.S. Court House, 801 Broadway, Nashville, TN 37203.

MC 140163 (Sub-4TA), filed January 14, 1980. Applicant: POST & SONS TRANSFER, INC., 2326 Milwaukee Rd., Tacoma, WA 98421. Representative: George R. LaBissoniere, 1100 Norton Building, Seattle, WA 98104. *Lumber products and plywood,* from points in OR to points in Spokane County, WA, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Exchange Lumber and Manufacturing Co., N. 2615 Cincinnati, Spokane, WA 99207; Weyerhaeuser Company, P.O. Box 310, Greenacres, WA 99016. Send protests to: Shirley M. Holmes, T/A, ICC, 858 Federal Building, Seattle, WA 98174.

MC 140193 (Sub-10TA), filed December 13, 1979. Applicant: RICH GRANT, INC., 910 W. 24th Street, Ogden, UT 84401. Representative: Miss Irene Warr, 430 Judge Building, Salt Lake City, UT 84111. *Beer,* from Irwindale, Los Angeles, Fairfield and Van Nuys, CA to the facilities of Wasatch Distributing Company, Inc. at Ogden, UT, for 180 days. Supporting shipper(s): Wasatch Distributing Company, Inc., 2361 B Avenue, Box 1492, Ogden, UT 84401. Send protests to: Patricia Allgier, TA, ICC, 5301 Federal Bldg., 125 S. State St., Salt Lake City, UT.

MC 140403 (Sub-1TA), filed November 23, 1979. Applicant: FRANCISCAN LINES, INC., 375 Illinois St., San Francisco, CA 94107. Representative: E. M. Johnson, 650 California St., Suite 2808, San Francisco, CA 94108. *Passengers and their baggage,* in the same vehicle with passengers, in charter operations; beginning and ending at points in San Francisco, CA and extending to points in Douglas and Washoe Counties, and Carson City, NV for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): There are 15 statements in support of this application which may be examined in the field office named below, or at the I.C.C. in Washington, DC. Send protests to: D/S Neil C. Foster, 211 Main, Suite 500, San Francisco, CA 94105.

MC 141033 (Sub-62TA), filed January 22, 1980. Applicant: CONTINENTAL CONTRACT CARRIER CORP., 15045 East Salt Lake Avenue, P.O. Box 1257, City of Industry, CA 91749. Representative: James I. Mendenhall (same address). *(1) Carpet tacking, rims and strips, molding, staples, tools, nails,*

adhesives, sealants, solvents, stains, wood preservatives, floor mats, runners, and materials, equipment and supplies used in the manufacture, sale and distribution of the above-named commodities; from the facilities of Roberts Consolidated Industries, Inc./Silverline Industries a joint venture, at Asheville, NC, to all states in and east of Colorado, Oklahoma, Nebraska, North Dakota, South Dakota, and Texas, *(2) Materials, supplies and equipment utilized in the manufacture, sale and distribution of carpet tacking, rims and strips, molding, staples, tools, nails, adhesives, sealants, solvents, stains, wood preservatives, floor mats, and runners;* from all states in and east of Colorado, Oklahoma, Nebraska, North Dakota, South Dakota, and Texas, to the facilities of Roberts Consolidated Industries, Inc./Silverline Industries a joint venture, at Asheville, NC, *(3) Imported nails;* from Savannah, GA to the facilities of Roberts Consolidated Industries, Inc./Silverline Industries a joint venture, at Asheville, NC, for 180 days. An underlying ETA seeks up to 90 days operating authority. Supporting shipper(s): Roberts Consolidated Industries, Inc., Traffic Manager, 600 N. Baldwin Park Blvd., City of Industry, CA 91749. Send protests to: Irene Carlos, TA, ICC, Room 1321 Federal Building, 300 North Los Angeles Street, Los Angeles, CA 90012.

MC 141232 (Sub-10TA), filed January 22, 1980. Applicant: STATEWIDE TRUCKING CO., 1801 West Oxford, Englewood, CO 80150. Representative: Jack B. Wolfe, 350 Capitol Life Center, 1600 Sherman St., Denver, CO 80203. *Building materials,* from the facilities of Gittings Lumber Co., Inc., at or near Denver, CO to points in that part of KS on and east of U.S. Hwy 281 and on and west of U.S. Hwy 81, for 180 days. ETA filed seeking 90 days authority. Supporting shipper(s): Gittings Lumber Company, 4501 Wynkoop, Denver, CO 80216. Send protests to: R. Buchanan, 492 U.S. Customs House, Denver, CO 80202.

MC 141252 (Sub-12TA), filed January 31, 1980. Applicant: PAN WESTERN CORPORATION, 4105 Las Lomas, Las Vegas, NV 89102. Representative: Richard Truman (same as applicant). *Iron and steel articles,* flat and structural, from the state of California to the states of NV, AZ, UT, CO, OR, WA and ID and return iron and steel fabricated materials from the above mentioned states to any of the above mentioned states, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Viking Steel Corporation, 1408 Ryan Avenue, Las Vegas, NV 89101. Send protests to: W. J. Huetig, DS, ICC, 705 North Plaza Street, Carson City, NV 89701.

MC 141403 (Sub-17TA), filed November 19, 1979. Applicant: ROBERT RUPPRECHT d.b.a. REPCO, 900 N. Watertown Rd., Jefferson, WI 53549. Representative: Michael Varda, 121 S. Pinckney St., Madison, WI 53703. *Malt beverages* from Milwaukee, WI to points in the UP of MI, except Sault Ste. Marie, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): S & S Beverage Co., 122–24 W. Ayer, Ironwood, MI 49938. Send protests to: Gail Daugherty, TA, ICC, 517 E. Wisconsin Ave., Rm. 619, Milwaukee, WI 53202.

MC 141532 (Sub-67TA), filed January 4, 1980. Applicant: PACIFIC STATES TRANSPORT, INC., 3328 East Valley Road, Renton, WA 98055. Representative: Henry C. Winters, 525 Evergreen Building, Renton, WA 98055. *Construction materials,* from Sumas, WA to Las Vegas, NV, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Westland Masonry Supply, Inc., 1650 Linda Vista Rd., #240, San Marcos, CA 92069. Send protests to: Hugh H. Chaffee, D/S, ICC, 858 Federal Building, Seattle, WA 98174.

[Notice No. F–6]

The following applications were filed in Region 1. Send protests to: Complaint/Authority Center, ICC, 150 Causeway Street, Room 501, Boston, MA 02114.

MC 123408 (Sub-1–1TA), filed February 21, 1980. Applicant: FOOD HAULERS INC., 600 York Street, Elizabeth, New Jersey 07207. Representative: Philip J. Harter, 1101 Connecticut Avenue, N.W., Washington, D.C. 20036. *Contract carrier:* irregular routes. *Potting soil, top soil, peat humus, and cow manure (bagged)* in straight or mixed loads from Sussex, NJ to all points in CT, DC, DE, ME, MD, MA, NH, NY, PA, RI, VT, and VA for 180 days. Supporting shipper: Mt. Bethel Humus Co., Inc., Box 124, Rd. 2, Owens Station, Sussex, NJ 07461.

MC 145108 (Sub-1–1TA), filed February 21, 1980. Applicant: BULLET EXPRESS, INC., 5600 First Avenue, Brooklyn, NY 11220. Representative: George A. Olsen, P.O. Box 357, Gladstone, NJ 07934. *Contract carrier:* irregular routes: Toilet Preparations, in protective equipment, (1) From Stamford, CT, To Houston, TX and points in OH; (2) From New Haven, CT, To Camarillo and La Mirada, CA; Atlanta, GA; Chicago, IL; Dallas, TX; and points in MI and OH; (3) From Gadsden, AL, To Camarillo and La Mirada, CA; Stamford, CT; Chicago, IL; and Dallas, TX; (4) From points in VA, To Camarillo, La Mirada, and Los Angeles, CA; and (5) From Franklin County, KY, To Stamford, CT, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Clairol, Inc., 1 Blachley Road, Stamford, CT 06902.

MC 66807 (Sub-1–1TA), filed February 13, 1980. Applicant: MANUFACTURERS EXPRESS, INC., 294 Kimberly Avenue, New Haven, CT 06519. Representative: Gerald A. Joseloff, 80 State Street, Hartford, CT 06103. *Malt beverages* (except in bulk) from Merrimack, NH to Orange, CT, for 180 days. An underlying *ETA* seeks 90 days authority. Supporting shipper(s): Dichello Distributors, Inc., 11 Frontage Road, West Haven, Ct.

MC 150125 (Sub-1–1TA), filed February 21, 1980. Applicant: GEORGE J. OBERG and THOMAS K. RYANT, d.b.a. WACHUSETT TRANSPORTATION COMPANY, 176 Pearl Street, P.O. Box 23, Clinton, MA 01510. Representative: Mr. James M. Burns, 1383 Main Street, Suite 413, Springfield, MA 01103. Processed cereal grain, ingredients for confections and prepared breakfast foods, between Clinton, MA, on the one hand, and, on the other, points in IL, MO, NY and PA. Restricted to traffic originating at or destined to the facilities of Van Brode, Inc., Clinton, MA. Applicant has also filed an underlying ETA seeking up to 90 days of operating authority. Supporting shipper(s): Van Brode, Inc., Clinton, MA.

MC 144524 (Sub-1–2TA), filed February 21, 1980. Applicant: GK TRUCKING CORP., 411 West Putnam Avenue, Greenwich, CT 06830. Representatives: Morton E. Kiel and Eugene M. Malkin, Suite 1932, 2 World Trade Center, New York, NY 10048. *Contract carrier,* irregular routes: *Such commodities* as are dealt in by a manufacturer of capacitors and electric and electrical circuit components, and *materials, supplies and equipment* used in the conduct of such business (except in bulk), (1) from North Adams and Springfield, MA, Lawrenceville, IL, Norfolk, VA, Baltimore, MD, New York, NY, Wilmington, CA, and points in the respective commercial zones thereof to the facilities of Sprague Electric Company at or near Hillsville, VA, Clinton, TN, and Lansing, NC, and (2) between the facilities of Sprague Electric Company at or near Hillsville, VA, Clinton, TN, Lansing, NC, and North Adams, MA, under a continuing contract(s) with Sprague Electric Company of North Adams, MA, for 180 days. An underlying ETA seeks 90 days

authority. Supporting shipper: Sprague Electric Co., North Adams, MA 01247.

MC 95490, (Sub-1–1TA), filed February 21, 1980. Applicant: UNION CARTAGE COMPANY, 37 Southwest Cutoff, Worcester, MA 01604. Applicant's representative: Edward J. Kiley, 1730 M Street, N.W., Washington, DC 20036. Authority sought: Foodstuffs (primarily baby food in jars and boxes) from Canajoharie, NY to points in CT (Chesire, North Haven, Waterbury, Norwalk, Bridgeport, South Windsor, Windsor, Windsor Locks, East Hartford; for 180 days. Supporting shipper: Beechnut Foods, Canajoharie, NY 13317.

MC 140379 (Sub-1–1TA). Applicant: TRANSPORT SERVICE, INC., 216 Amaral Street, P.O. Box 4167, East Providence, RI 02914. Applicant's representative: Jeffrey A. Vogelman, Suite 400, Overlook Bldg., 6121 Lincolnia Road, Alexandria, VA 22312. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: (1) *Steel billets*, from the facilities of Washburn Wire Company located at or near Phillipsdale, RI to the facilities of Charter Rolling Division of Charter Mfg. Co., Inc. located at or near Saukville, WI and (2) *Steel rods*, from the facilities of Charter Rolling Division of Charter Mfg. Co., Inc. located at or near Saukville, WI to (a) the facilities of Washburn Wire Company located at or near Phillipsdale, RI, (b) North Branch, NJ, and (c) points in OH, limited to a transportation service to be performed under a continuing contract, or contracts, with Washburn Wire Company. An underlying ETA seeks 90 days authority. Supporting shipper(s): Washburn Wire Company, 300 Bourne Ave., Rumford, RI 02916.

MC 150096 (Sub-1–1TA), filed February 19, 1980. Applicant: GLENDALE TRUCKING CORP., 69–44 Cooper Ave., Glendale, NY 11385. Applicant's representative: George A. Olsen, P.O. Box 357, Gladstone, NJ 07934. Authority granted to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: Paper, Plastic, and Paper and Plastic Products, Between points in the New York, NY Commercial Zone, on the one hand, and, on the other, points in the states of CT, IL, IN, KY, MA, NJ, OH, PA, and RI. Under a continuing contract or contracts with Equitable Bag Co., Inc., Long Island City, NY., for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper: Equitable Bag Co. Inc., Long Island, NY 11101.

MC 124004 (Sub-1–1TA), filed February 19, 1980. Applicant: RICHARD DAHN, INC., 620 West Mountain Road, Sparta, NJ 07871. Applicant's representative: George A. Olsen, P.O. Box 357, Gladstone, NJ 07934. Lime, Limestone Products, and materials, equipment, and supplies used in the manufacture and sale of Lime and Limestone Products, Between Sussex County, NJ, on the one hand, and, on the other points in CT, DE, IL, IN, KY, ME, MD, MA, MI, NH, NY, NC, SC, OH, PA, RI, TN, VA, WV, and DC., for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper: Limestone Products Corp., Newton, NJ 07860.

MC 148387 (Sub-1–1TA), filed February 4, 1980. Applicant: S.M.P. INC., 166 Sitgreaves St., Phillipsburg, NJ 08865. Applicant's representative: George A. Olsen, P.O. Box 357, Gladstone, NJ 07934. Pipe, Pipe Fittings, and materials, equipment, and supplies used in the manufacture and sale of Pipe and Pipe Fittings, Between the facilities of Atlantic States Cast Iron Pipe Co., located at or near Phillipsburg, NJ, on the one hand, and, on the other, points in the states of VA, NC, OH, and MI., for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper: Atlantic States Cast Iron Pipe Co., Phillipsburg, NJ 08865.

The following applications were filed in Region 5. Send protests to: Consumer Assistance Center, Interstate Commerce Commission, 411 West 7th Street—Suite 600, Fort Worth, TX 76102.

MC 118130 (Sub-5–1TA), filed February 19, 1980. Applicant: SOUTH EASTERN XPRESS, INC., P.O. Box 6459, Fort Worth, TX 76115. Representative: Billy R. Reid, 1721 Carl Street, Fort Worth, TX 76103. (1) *Malt beverages and related advertising materials*, and (2) *empty used beverage containers and materials and supplies used in and dealt with by breweries*, (1) from Jefferson County, CO to points in AR, and (2) from points in AR to Jefferson County, CO, for 180 days. Applicant seeks underlying ETA for 90 days. Supporting shipper: Adolph Coors Company, Golden, CO 80401.

MC 146504 (Sub-5–1TA), filed February 19, 1980. Applicant: LEO TRUCKING COMPANY, INC., P.O. Drawer F, Poteau, Oklahoma 74953. Applicant's representative: Greg E. Summy, P.O. Box 1540, Edmond, Oklahoma 73034. *Barite*, in bulk, from the facilities of N.L. Baroid/N.L. Industries, Inc., at or near Malvern, AR, to points in OK and TX, for 180 days. Applicant has also filed an underlying ETA seeking up to 90 days of operating authority. Supporting shipper: N.L. Baroid/N.L. Industries, Inc., P.O. Box 1675, Houston, TX 77001.

MC 26825 (Sub-5–1TA), filed February 19, 1980. Applicant: ANDREWS VAN LINES, INC., P.O. Box 1609, Norfolk, NE 68701. Applicant's representative: J. Max Harding, P.O. Box 82028, Lincoln, NE 68501. *Iron and steel articles*, from the facilities of Nucor Steel Division, Nucor Corporation at or near Norfolk, NE to points in AZ, AR, IA, KS, LA, NE, NV, NM, OK and TX, for 180 days. Supporting shipper: Nucor Steel Division, Nucor Corporation, P.O. Box 309, Norfolk, NE 68701. Send protests to:

MC 126822 (Sub-5–3TA), filed: February 13, 1980. Applicant: WESTPORT TRUCKING COMPANY, 15580 South 169 Highway, Olathe, Kansas 66061. Applicant's representative: John T. Pruitt, 15580 South 169 Highway, Olathe, Kansas 66061. *Household appliances, equipment, materials, and supplies used in the Manufacture and distribution thereof* from the facilities of General Electric Company, at Louisville, KY, Appliance Park, to points in the states of AR, CO, IL, IN, IA, KS, MI, MN, MS, MO, ND, NE, NY, OH, PA, SD, TN, WV, and WI. Supporting shipper(s): General Electric Company, Appliance Park, Louisville, Kentucky 40225.

MC 114273 (Sub-5–3TA), filed: February 19, 1980. Applicant: CRST, INC., P.O. Box 68, Cedar Rapids, IA 52406.Applicant's representative: Kenneth L. Core (same address as applicant). Cigarettes, from Richmond and Chester, VA to Springfield, MO.

Note.—Common control may be involved.

MC 141396 (Sub-5–1TA), filed: February 19, 1980. Applicant: DELP, INC., Highway 71 South, P.O. Box 369, Springdale, AR 72764. Applicant's representative: Stanley W. Ludwig, Evans, Ludwig, & Evans, Attorneys at Law, P.O. Box 285, 529 S. Holcomb Street, Springdale, AR 72764. *Canned and preserved foodstuffs and frozen foodstuffs:* from the facilities of Allen Canning Company at or near Oak Grove, LA and Moorehead, MS and the facilities of Allen Canning Company in Sebastian, Benton, Washington, and Crawford Counties in AR and Haskell and Adair Counties in OK and the facilities of Stilwell foods, Inc. at or near Stilwell, OK to points in AL, AR, FL, GA, IL, IN, IA, LA, MI, MN, MS, NE, NC, ND, SC, SD, TX, and WI and from the facilities of Rio Grande Foods at or near McAllen, TX to Johnson, AR and Tulsa and Stilwell, OK.

MC 150053 (Sub-5–1TA), filed: February 11, 1980. Applicant: JERRY BELL, R.R. #2, P.O. Box 6, Columbus Junction, IA 52738. Applicant's representative: Larry D. Knox, 600

Hubbell Building, Des Moines, IA 50309. *Meat, Meat products, and meat by-products* (except commodities in bulk), from the facilities of, or utilized by, The Rath Packing Company at or near Burlington and Columbus Junction, IA, to points in AR, CO, IL, IN, KS, KY, LA, MI, MN, MO, MS, NE, OH, OK, TN, TX, SD, and WI. Supporting shipper: The Rath Packing Co., P. O. Box 330, Waterloo, IA 50704.

MC 120181 (Sub-5–1TA), filed: February 12, 1980. Applicant: MAIN LINE HAULING CO., INC., P.O. Box C, St. Clair, MO 63077. Applicant's representative: Ralph Howard, P.O. Box C, St. Clair, MO 63077. Hats, Caps, Foodstuffs, Feed Containers, Container Closures, Glassware, Packaging Products, container components and scrap materials and materials, equipment and supplies used in the manufacture, sale and distribution of the foregoing commodities, for 180 days. An underlyng ETA seeks 90 days authority. Supporting shipper(s): Geber Products, 445 State St., Fremont, Michigan 49412, Mr. Peter J. Sullivan, Director of Distribution & Transportation. Paramount Capmfg Co. Box 98, Bourbon, MO. 65441. Mr. Bruce Levinson, Vice President. Chattanooga Glass Co. 400 W. 45st. Chattanooga, Tenn. 37410. Mr. Bobby Wood Traffic Manager. American Can Co. 915 Harger Road, Oak Brook, Ill. 60521, Mr. William A. Frazier Transportation Manager. Rawlings Brokerage Co. Box 929 McComb, Miss 39648, Mr. Whitnwy Rawlings, President. Raqu' Foods Inc. 33 Benedict Place, Greenwich, Connecticut 06830, Mr. Kevin Clarke, Assistant Div. Traffic Manager.

MC 148038 (Sub-5–1TA), filed February 19, 1980. Applicant: BRUCE WILLEY, 2200 N. 16th Enid, OK 73701. Applicant's representative: C. L. Phillips, Room 248—Classen Terrace Bldg., 1411 N. Classen, Oklahoma City, OK 73106. Authority to operate as a common carrier, by motor vehicle, over irregular routes, transporting: (1) *Merchandise dealt in by wholesale, retail, chain and feed or food business houses; dairy based products, flour and soy products, paste ingredients, materials and supplies* used in the distribution, manufacture and sale of the above, (except in tank vehicles) Between the facilities of Ralson Purina Company, in or near Oklahoma City, OK. on the one hand, and on the other, points in the states of AR, LA, OK, KS, TX, IA, MO and NE.; (2) *Feed and Feed Ingredients,* in bulk or bags (except in tank vehicles) Between the facilities of Ralson Purina Company, located in or near Oklahoma City, OK; Liberal, Leoti and Wichita, KS; Kansas city, MO; Russellville, AR; Ft. Worth, Lubbock and Gonzales, TX, on the one hand, and on the other, points in the states of AR, LA, OK, KS, TX, IA, MO and NE. (Hearing site: Okla. City, OK.)

MC 135070 (Sub-5–4TA), filed February 19, 1980. Applicant: JAY LINES, INC., P.O. Box 30180, Amarillo, TX 79120. Applicant's representative: Gailyn L. Larsen, P.O. Box 82816, Lincoln, NE 68501. Coffee and coffee products from the facilities of The Procter & Gamble Distributing Co. and the Folger Coffee Company, at or near Sherman, TX, to points in AZ, for 180 days. Applicant has also filed an underlying ETA seeking up to 90 days operating authority. Supporting shipper: The Procter & Gamble Distributing Company, Joseph V. Schweitzer, Traffic Analyst, P.O. Box 599, Cincinnati, OH.

MC 144117 (Sub-5–1TA), filed February 19, 1980. Applicant: T. L. C. LINES, INC., P.O. Box 1090, 1666 Fabick Drive, Fenton, MO 63026. Applicant's representative: Daniel O. Hands, Attorney at Law, 205 West Touhy Avenue Suite 200, Park Ridge, IL 60068. *Plastic articles, rubber articles and plastic and rubber articles* from the facilities of Entek Corporation of America at Irving, TX to AZ, CA, CO, FL, ID, IL, IN, KY, MI, MO, MT, NV, NJ, NM, NY, OH, OR, PA, UT, WA, WV and WY, restricted to the transportation of traffic originating at the named origins. (Hearing site: Dallas, TX.)

MC 114273 (Sub-5–2TA), filed February 19, 1980. Applicant: CRST, INC., P.O. Box 68, Cedar Rapids, IA 52406. Applicant's Representative: Kenneth L. Core (same address as applicant). Macaroni, macaroni products and flour, packaged, from Lincoln, NE to points in the states of IN, MD, MI, MN, MO, NC, NJ, NY, OH, PA, RI, VA, and WV.

Note.—Common control may be involved.

MC 145488 (Sub-5–1TA), filed February 14, 1980. Applicant: RANDALL R. VAUGHT, d.b.a. West Plains Motor Lines, Inc., P.O. Box 274, West Plains, MO 65775. Applicant's Representative: Thomas A. Stroud, 2008 Clark Tower, 5100 Poplar Avenue, Memphis, TN 38137. *General commodities,* except commodities in bulk, *household goods* and commodities which because of size or weight require the use of special equipment, (1) between Mountainhome, AR and junction U.S. Hwy 62 and 65, from Mountainhome, AR over U.S. Hwy 62 to its junction with U.S. Hwy 65 and return; and (2) between Harrison, AR and Marshall, AR from Harrison, AR over U.S. Hwy 65 to Marshall, AR and return, serving all intermediate points on routes (1) and (2). An underlying ETA for 90 days is also sought.

MC 92983 (Sub-5–1TA), filed February 6, 1980. Applicant: AMERICAN BULK TRANSPORT CO., P.O. Box 1408, Kansas City, MO 64141. Applicant's Representative: William J. O'Neill, Traffic Manager, P.O. Box 1408, Kansas City, MO 64141. *Chemicals, in bulk,* from La Habra, CA to points and places in Kansas City for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper: Delst Chemical & Research, P.O. Box 2392, Fullerton, CA 90631.

MC 146128 (Sub-5–1TA), filed February 20, 1980. Applicant: MERRITT FOODS COMPANY, d.b.a. MERRITT REFRIGERATED SERVICE, 2840 Guinotte, Kansas City, MO 64120. Applicant's Representative: Arthur J. Cerra, 2100 TenMain Center, P.O. Box 19251, Kansas City, MO 64141. *(1) Malt Beverages and (2) Empty Containers and Pallets* (1) From points in the Commercial Zone of Belleville, IL, to points in the Commercial Zone of Kansas City, MO, and (2) From points in the Commercial Zone of Kansas City, MO, to points in the Commercial Zone of Belleville, IL. Applicant has filed an ETA seeking up to 90 days of operating authority. Supporting shipper: G. Heileman Brewing Co., Inc., 100 Harbor View Plaza, La Crosse, WI 54601.

MC 140829 (Sub-5–2TA), filed February 20, 1980. Applicant: CARGO, INC., P.O. Box 206, US Hwy 20, Sioux City, IA 51102. Applicant's Representative: David L. King, Vice President, P.O. Box 206, US Hwy 20, Sioux City, IA 51102. Tiolet preparation, from the facilities of Owen Laboratories, at or near Dallas and San Antonio, TX, to points in Illinois, Michigan, New Jersey and Pennsylvania for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Owen Laboratories, P.O. Box 1659, San Antonio, TX 78296.

MC 146078 (Sub-5–1TA), filed February 20, 1980. Applicant: CAL–ARK, INC., 854 Moline, P.O. Box 394, Malvern, AR 72104. Applicant's Representative: John C. Everett, 140 E. Buchanan, P.O. Box A, Prairie Grove, AR 72753. Plastic and plastic containers and materials and supplies used in the manufacture and distribution thereof: Between the plant site facilities of Sewell Plastics, Inc., at or near Collierville, TN, on the one hand, and on the other, all points and places in AR, TX, OK, KS, IL, KY, MO, and LA. Supporting shipper: Sewell Plastics, Inc., 89 Eastly Street, Collierville, TN 38017.

MC 150128 (Sub-5–1TA). Applicant: LOERTCO TRANSIT, INC., Route 6, Box

136, Lubbock, TX 79412. Applicant's Representative: Kenneth R. Hoffman, Lanham, Hatchell, Sedberry & Hoffman, P.O. Box 2165, Austin, TX 78768. Brick, tile and concrete block, (1) From points in Lubbock and Coleman Counties, TX, to points in AR, AZ, CA, LA, MS, NM, OK and (2) From points in AR, AZ, CA, LA, MS, MN, OK to points in TX. An underlying ETA seeks 90 days authority. Supporting shippers: Acme Brick Co., P.O. Box 425, Fort Worth, TX 76101. Featherlite Block Corporation, 1508 Erskine Road, P.O. Box 489, Lubbock, TX 79408.

MC 119789, (Sub-5–3TA), filed February 15, 1980. Applicant: CARAVAN REFRIGERATED CARGO, INC., P.O. Box 226188, Dallas, TX 75266. Representative: James K. Newbold, Jr., P.O. Box 226188, Dallas, TX 75266. (1) Malt beverages and related advertising materials from Jefferson County, CO to AR, and (2) Empty used beverage containers and materials and supplies used in and dealt with by breweries from AR to Jefferson County, CO. An underlying ETA seeks 90 days authority. Supporting shipper: Adolph Coors Company; Golden, CO 80401.

MC 147196, (Sub-5–2TA), filed February 18, 1980. Applicant: ECONOMY TRANSPORT, INC., P.O. Box 50262, New Orleans, LA 70150. Applicant's Representative: Donald A. Larousse, 3813 Lake Trail Drive, Kenner, LA 70062. Lignosulfonate (chemicals, NOI) in bags, loose or palletized between port of New Orleans on the one hand, and on the other all points in the State of Louisiana, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper: Chem-Lig International Inc., 30 Main St., Danbury, CT 06810.

MC 140829, (Sub-5–3TA), filed February 20, 1980. Applicant: CARGO, INC., P.O. Box 206, US Hwy 20, Sioux City, IA 51102. Applicant's Representative: David L. King, Vice President, P.O. Box 206, US Hwy 20, Sioux City, IA 51102. (1) Soap products and toilet preparations (except in bulk in tank vehicles), from the facilities of Minnestonka, Inc. in the Minneapolis/St. Paul, MN Commercial zone to the facilities of Minnetonka, Inc. in the commercial zones of Chicago, IL; Columbus, OH; Atlanta, GA; Dallas, TX; Denver, CO; Kansas City, KS; and those points in New York and New Jersey within the New York City commercial zone; (2) plastic dispensing bottles and parts and accessories therefore, (a) from Winona, MN; New Berlin, WI; Washington Court House, OH; Clifton, NJ; and Harrisonburg, VA; to the facilities of Minnetonka, Inc. in the Minneapolis/St. Paul, MN commercial zone, and (b) from Port Clinton, OH and Chicago, IL to Winona, MN; and (3) soap, from West Warwick, RI to the facilities of Minnetonka, Inc. in the Minneapolis/St. Paul, MN commercial zone for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper: Minnetonka, Inc., P.O. Box 1A, Minnetonka, MN 55343.

MC 531, (Sub-5–2TA), filed February 20, 1980. Applicant: YOUNGER BROTHERS, INC., 4904 Griggs Road (P.O. Box 14048), Houston, TX 77021. Applicant's Representative: Wray E. Hughes (same address as Applicant). Glycol, butyl and propylene, in bulk, in tank vehicles, From the facilities of KMCO, located at Crosby, Texas, To all points in CA, LA, MS, OH, OR and WA. Supporting shipper: KMCO, Inc., 16503 Ramsey Road, Crosby, Texas, 77532.

MC 134755, (Sub-5–1TA), filed February 19, 1980. Applicant: CHARTER EXPRESS, INC., P.O. Box 3772, Springfield, MO 65804. Applicant's Representative: Larry D. Knox, 600 Hubbell Building, Des Moines, IA 50309. (1) Railway car or locomotive parts, (2) Agricultural machinery, implements and parts, (3) Automotive equipment and parts, (4) Iron and steel articles, (5) Truck and trailer suspension systems and parts. Between Winamac and Kewanna, IN, Fayetteville, AR, on the one hand, and, on the other, all points in the United States (except AK & HI). Supporting shipper: Winamac Steel Products Division—Norris Industries, Inc., Fayetteville, AR 72701.

MC 143343, (Sub-5–1TA), filed February 20, 1980. Applicant: BALLENTINE TRANSPORT, INC., P.O. Box 463, Scottsbluff, NE 69361. Representative: Erma Ballentine, P.O. Box 463, Scottsbluff, NE 69361. Authority sought to operate as a contract carrier, by motor vehicle over irregular routes, transporting: Sugar, Dry, in bulk and in bags (except in bulk, in tank vehicles), From Ft. Morgan and Loveland, CO, and Gering and Scottsbluff, NE, to points in IA, NE, MN, Sioux Falls, SD, Belvidere and Chicago, IL, and points in KS on and north of Hwy 54. Under continuing contract(s) with International Distributing Corp., St. Louis, MO.

By the Commission.

Agatha L. Mergenovich,

Secretary.

[FR Doc. 6869 Filed 3-4-80; 8:45 am]

BILLING CODE 7035-01-M

INTERNATIONAL TRADE COMMISSION

[Investigation No. 337-TA-67]

Certain Inclined-Field Acceleration Tubes and Components; Commission Hearing on the Presiding Officer's Recommended Summary Determination

Recommendation of the Presiding Officer

On January 10, 1980, the presiding officer certified to the United States International Trade Commission a recommended summary determination of the Commission's investigation under section 337 of the Tariff Act of 1930 (19 U.S.C. 1337) of alleged unfair methods of competition and unfair acts in the importation and sale of certain inclined-field acceleration tubes and components thereof in the United States. On motion of respondent Dowlish Developments, Ltd., the presiding officer recommended that the Commission—

(1) Find that there is no genuine issue of material fact that must be decided in this case,

(2) Find that, based on the pleadings, affidavits, depositions, and admissions on file, respondent Dowlish is entitled to summary determination as a matter of law, and

(3) Terminate the investigation as to all respondents.

The presiding officer certified the evidentiary record to the Commission for its consideration. Copies of the presiding officer's recommendation and all other public documents may be obtained by contacting the Office of the Secretary to the Commission, 701 E Street NW., Washington, D.C. 20436, telephone (202) 523–0161.

Commission Hearing Scheduled

The Commission will hear oral argument on the recommended determination beginning at 10:00 a.m., e.s.t., on March 12, 1980, in the Commission's Hearing Room (Room 331), 701 E Street NW., Washington, D.C. 20436. A party to the Commission's investigation or an interested agency wishing to present to the Commission an oral argument concerning the presiding officer's recommendation will be limited to 30 minutes. A party or interested agency may reserve 10 minutes of its time for rebuttal. The oral arguments will be held in this order: complainant, respondents, other government agencies, Commission investigative attorney.

How To Participate in the Hearing

Any person desiring to appear at the Commission's hearing must file a

written request to appear with the Secretary to the U.S. International Trade Commission, 701 E Street NW., Washington, D.C. 20436, no later than the close of business (5:15 p.m., e.s.t.) on March 7, 1980. Only parties to the Commission's investigation, interested agencies, and the Commission investigative staff may present an oral argument concerning the presiding officer's recommended determination.

Written Submissions to the Commission

Parties to the Commission's investigation, interested agencies, and the Commission investigative staff are encouraged to file briefs concerning exceptions to the presiding officer's recommendation. Briefs must be served on all parties of record to the Commission's investigation on or before the date they are filed with the Secretary. Statements made in briefs should be supported by references to the record. The Commission requests that written submissions be filed no later than the close of business on March 24, 1980.

Additional Information

The original and 19 true copies of all briefs and written comments and any written request to participate must be filed with the Secretary to the Commission.

Any person desiring to discuss confidential information at the hearing shall request the Chairman to direct that a portion of the hearing be held *in camera*. Documents containing confidential information which has been previously submitted subject to the protective order in this investigation will be treated accordingly. Documents containing information which has not been previously submitted as confidential subject to the protective order will be treated as confidential only upon a written request directed to the Secretary which includes a full statement of the reasons why the Commission should grant such treatment. All nonconfidential written submissions will be open to public inspection at the Secretary's Office.

Notice of the Commission's investigation was published in the Federal Register of June 27, 1979 (44 FR 37567).

Issued: February 25, 1980.

By order of the Commission.

Kenneth R. Mason,

Secretary.

[FR Doc. 80-6689 Filed 3-4-80; 8:45 am]

BILLING CODE 7020-02-M

[Investigation No. 337-TA-80]

Certain Plastic Bouquet Holders; Investigation

Notice is hereby given that a complaint was filed with the United States International Trade Commission on January 18, 1980, and amended on February 7, 1980, under section 337 of the Tariff Act of 1930 (19 U.S.C. 1337), on behalf of Lomey Manufacturing Corporation, 301 Suburban Avenue, Deep Park, New York 11729, alleging that unfair methods of competition and unfair acts exist in the importation into the United States of certain plastic bouquet holders, or in their sale, because such plastic bouquet holders are allegedly covered by claims 1–4 of U.S. Letters Patent 3,576,699. The complaint alleges that the effect or tendency of the unfair methods of competition and unfair acts is to destroy or substantially injure an industry, efficiently and economically operated, in the United States.

Complainant requests that, after a full investigation has been conducted, the Commission order exclusion of the imports in question and such other and further relief as it may deem appropriate. The complainant has also requested that a temporary exclusion order be issued during the pendency of the investigation.

Named as a proposed respondent in the complaint is Sal Spitz Company, Inc. The Commission has also named International Artware Corporation as a party respondent based upon the informal investigation by the Commission investigative attorney. The investigation revealed that International Artware Corporation had allegedly imported plastic bouquet holders of a type alleged to infringe claims 1–4 of U.S. Letters Patent 3,576,699.

Having considered the complaint as amended and the investigatory memorandum, the Commission, on February 19, 1980, ORDERED THAT—

(1) Pursuant to subsection (b) of section 337 of the Tariff Act of 1930 (19 U.S.C. 1337), an investigation be instituted to determine whether there is reason to believe that there is a violation of subsection (a) of the section in the unauthorized importation of certain plastic bouquet holders and components thereof into the United States, or in their sale, because of the alleged infringement by such plastic bouquet holders of claims 1–4 of U.S. Letters Patent 3,576,699, the effect or tendency of which is to destroy or substantially injure an industry, efficiently and economically operated, in the United States;

(2) For the purposes of the investigation so instituted, the following are named as parties upon which this notice of investigation shall be served:

(a) The complainant is—

Lomey Manufacturing Corporation, 301 Suburban Avenue, Deer Park, New York 11729.

(b) The respondents are the following companies alleged to be engaged in the unauthorized importation of certain plastic bouquet holders into the United States, or in their sale, and are the parties upon which the complaint is to be served—

Sal Spitz Company, Inc., 120 Broadway, Garden City Park, N.Y. 11040;

International Artware Corporation, 1999 Enterprise Parkway, Twinsburg, Ohio 44087;

(c) Louis S. Mastriani, U.S. International Trade Commission, 701 E St., N.W., Washington, D.C. 20436, is hereby named Commission investigative attorney, a party to this investigation; and

(3) For the investigation so instituted, Chief Administrative Law Judge Donald K. Duvall, U.S. International Trade Commission, 701 E St., N.W., Washington, D.C. 20436, shall designate the presiding officer.

The phrase "and components thereof" has been added to paragraph (1) above on the basis of the informal investigatory activities by the Commission investigatory attorney which revealed that the plastic bouquet holders of the type alleged to infringe claims 1–4 of U.S. Letters Patent No. 3,576,699 can be imported in component parts rather than entirely assembled.

Responses must be submitted by the named respondents in accordance with § 210.21 of the Commission's Rules of Practice and Procedure (919 CFR 210.21). Pursuant to §§ 201.16(d) and 210.21(a) of the rules, such responses will be considered by the Commission if received not later than twenty (20) days after the date of service of the complaint. Extensions of time for submitting a response will not be granted unless good and sufficient cause therefor is shown.

Failure of a respondent to file a timely response to each allegation in the complaint and in this notice may be deemed to constitute a waiver of the right to appear and contest the allegations of the complaint and this notice, and to authorize the presiding officer and the Commission, without further notice to the respondent, to find the facts to be as alleged in the complaint and this notice and to enter both a recommended determination and a final determination containing such findings.

The complaint as amended is available for inspection by interested persons at the Office of the Secretary, U.S. International Trade Commission, 701 E St., N.W., Washington, D.C. 20436, and in the Commission's New York office, 6 World Trade Center, New York, New York, 10048.

Issued: February 29, 1980.

By order of the Commission.

Kenneth R. Mason,

Secretary.

[FR Doc. 80-6888 Filed 3-4-80; 8:45 am]

BILLING CODE 7020-02-M

[Investigation Nos. 701-TA-31-39 (Final), Investigation Nos. 701-TA-42-50 (Final), and Investigation No. 701-TA-51]

Hams and Pork Shoulders, Cooked and Packed in Airtight Containers From Belgium, Denmark, Federal Republic of Germany, France, Ireland, Italy, Luxembourg, Netherlands, and the United Kingdom; Tomatoes (Whether or Not Reduced in Size), Packed in Salt, in Brine, Pickled, or Otherwise Prepared or Preserved from Belgium, Denmark, Federal Republic of Germany, France, Ireland, Italy, Luxembourg, Netherlands, and the United Kingdom; Butter Cookies From Denmark; Change of Time of Hearing

Notice is hereby given that the hearings in these investigations will be held beginning at 10 a.m., e.d.t. rather than at 10 a.m., e.s.t. as previously announced. The hearings will be held in the Commission's Hearing Room, U.S. International Trade Commission Building, 701 E Street, NW., Washington, D.C. 20436.

Notice of the investigations and hearings was published in the **Federal Register** of February 22, 1980 (45 FR 11938).

Issued: February 29, 1980.

By order of the Commission.

Kenneth R. Mason,

Secretary.

[FR Doc. 80-6874 Filed 3-4-80; 8:45 am]

BILLING CODE 7020-02-M

[Investigation No. 701-TA-41 (Final)]

Handbags of Leather From Brazil; Termination of Investigation

AGENCY: U.S. International Trade Commission.

ACTION: In view of the withdrawal by the petitioner of the petition upon the basis of which investigation No. 701-TA-41 (Final) was initiated, the Commission hereby terminates such investigation pursuant to section 704(a) of the Tariff Act of 1930.

EFFECTIVE DATE: February 26, 1980.

FOR FURTHER INFORMATION CONTACT: Mr. Bruce Cates, Office of Investigations, telephone number (202) 523-0368.

SUPPLEMENTARY INFORMATION: By notice issued February 14, 1980, and published in the **Federal Register** (45 FR 1938) February 22, 1980), the Commission instituted the subject investigation to determine, with respect to the articles involved, whether an industry in the United States is materially injured, or is threatened with material injury, or the establishment of an industry in the United States is materially retarded, by reason of the subsidized imported merchandise. A public hearing was scheduled to be held at the International Trade Commission Building on April 28, 1980.

Issued: February 29, 1980.

By order of the Commission.

Kenneth R. Mason,

Secretary.

[FR Doc. 80-6904 Filed 3-4-80; 8:45 am]

BILLING CODE 7020-02-M

[Investigation No. 701-TA-6 (Final)]

Viscose Rayon Staple Fiber From Austria; Termination of Investigation

AGENCY: U.S. International Trade Commission.

ACTION: In view of the withdrawal by the petitioner of the petition upon the basis of which investigation No. 701-TA-6 (Final) was initiated, the Commission hereby terminates such investigation pursuant to section 704(a) of the Tariff Act of 1930.

EFFECTIVE DATE: February 29, 1980.

FOR FURTHER INFORMATION CONTACT: Ms. Vera Libeau, Office of Investigations, telephone number (202) 523-0368.

SUPPLEMENTARY INFORMATION: By notice issued January 10, 1980 and published in the **Federal Register** (45 FR 3400 (January 17, 1980)), the Commission instituted the subject investigation to determine, with respect to the articles involved, whether an industry in the United States is materially injured, or is threatened with material injury, or the establishment of an industry in the United States is materially retarded, by reason of the subsidized imported merchandise. A public hearing was scheduled to be held at the International Trade Commission Building, of April 3, 1980.

Issued: February 29, 1980.

By order of the Commission.

Kenneth R. Mason,

Secretary.

[FR Doc. 6903 Filed 3-4-80; 8:45 am]

BILLING CODE 7020-02-M

DEPARTMENT OF JUSTICE

Advisory Committee; Review

AGENCY: Department of Justice.

ACTION: Notice.

SUMMARY: Pursuant to the provision of section 7(b) of the Federal Advisory Committee Act (Pub. L. 92-463), the Department of Justice is conducting a comprehensive review of the following advisory committees:

1. Advisory Committee on Tax Litigation
2. Advisory Corrections Council
3. Committee on Selection of Federal Judicial Officers
4. Counsel on the role of Courts
5. Federal Advisory Committee on Immigration and Naturalization
6. Judicial Nominating Commission for the Disctrict of Puerto Rico
7. National Advisory Committee for Juvenile Justice and Delinquency Prevention
8. National Crime Information Center (NCIC) Advisory Policy Board
9. National Minority Advisory Council on Criminal Justice
10. United States Circuit Judge Nominating Commission.

The review will determine for each committee:

1. Whether the committee is carrying out its purpose;
2. Whether consistent with the provisions of applicable statutes, the responsibilities assigned to it should be revised;
3. Whether it should be merged with other advisory committees; or
4. Whether it should be abolished.

DATES: Interested persons are invited to submit comments by March 31, 1980, on the items covered in the comprehensive review as outlined above.

ADDRESS: Address any comments to Phillip B. Cover, Advisory Committee Management Control Officer, Department of Justice, Room 1616, Tenth Street and Constitution Avenues, N.W., Washington, D.C. 20530.

FOR FURTHER INFORMATION CONTACT: Phillip B. Cover, 202-633-4531.

Kevin D. Rooney,

Advisory Committee Management Officer.

[FR Doc. 80-6882 Filed 3-4-80; 8:45 am]

BILLING CODE 4410-01-M

LEGAL SERVICES CORPORATION

Grants and Contracts

February 28, 1980.

The Legal Services Corporation was established pursuant to the Legal Services Corporation Act of 1974, Pub. L. 93–355a, 88 Stat. 378, 42 U.S.C. 2996–2996*l*, as amended, Pub. L. 95–222 (December 28, 1977.) Section 1007(f) provides: "At least thirty days prior to the approval of any grant application or prior to entering into a contract or prior to the initiation of any other project, the Corporation shall announce publicly * * * such grant, contract, or protect * * *"

The February 21, 1980 issue of the **Federal Register** incorrectly printed that the Legal Services Corporation was considering a grant application of the Oakland County Legal Aid Society in Pontiac, Michigan, to serve Kings County, instead of Livingston County.

In order to correct any confusion, the Legal Services Corporation hereby announces that it is considering the grant application submitted by the Oakland County Legal Aid Society in Pontiac, Michigan, to serve Livingston County.

Interested persons are hereby invited to submit written comments or recommendations concerning the above application to the Regional Office of the Legal Services Corporation at: Legal Services Corporation, Northern Virginia Regional Office, 1730 North Lynn Street, Suite 600, Arlington, Va. 22209.

Dan J. Bradley,

President.

[FR Doc. 80-6813 Filed 3-4-80; 8:45 am]

BILLING CODE 6820-35-M

Grants and Contracts

February 28, 1980.

The Legal Services Corporation was established pursuant to the Legal Services Corporation Act of 1974, Pub. L. 93–355a, 88 Stat. 378, 42 U.S.C. 2996–2996*l*, and amended, Pub. L 95–222 (December 28, 1977). Section 1007(f) provides: "At least thirty days prior to the approval of any grant application or prior to entering into a contract or prior to the initiation of any other project, the Corporation shall announce publicly * * * such grant, contract, or project * * *"

The Legal Services Corporation hereby announces publicly that it is considering the grant application submitted by:

Bay Area Legal Services in Tampa, Florida, to serve Manatee and Sarasota Counties.

Interested persons are hereby invited to submit written comments or recommendations concerning the above application to the Regional Office of the Legal Services Corporation at: Legal Services Corporation, Atlanta Regional Office, 615 Peachtree Street, N.E., 9th Floor, Atlanta, Ga. 30308.

Dan J. Bradley,

President.

[FR Doc. 80-6814 Filed 3-4-80; 8:45 am]

BILLING CODE 6820-35-M

Grants and Contracts

February 28, 1980.

The Legal Services Corporation was established pursuant to the Legal Services Corporation Act of 1974, Pub. L. 93–355a, 88 Stat. 378, 42 U.S.C. 2996–2996*l*, and amended, Pub. L. 95–222 (December 28, 1977). Section 1007(f) provides: "At least thirty days prior to the approval of any grant application or prior to entering into a contract or prior to the initiation of any other project, the Corporation shall announce publicly * * * such grant, contract, or project * * *"

The Legal Services Corporation hereby announces publicly that it is considering the grant application submitted by:

Central Florida Legal Services in Daytona Beach, Fla., to serve Brevard and Flagler Counties.

Interested persons are hereby invited to submit written comments or recommendations concerning the above application to the Regional Office of the Legal Services Corporation at: Legal Services Corporation, Atlanta Regional Office, 615 Peachtree Street, N.E., 9th Floor, Atlanta, Ga. 30308.

Dan J. Bradley,

President.

[FR Doc. 80-6815 Filed 3-4-80; 8:45 am]

BILLING CODE 6820-35-M

Grants and Contracts

February 28, 1980.

The Legal Services Corporation was established purusant to the Legal Services Corporation Act of 1974, Pub. L 93–355a, 88 Stat. 378, 42 U.S.C. 2996–2996*l*, as amended, Pub. L. 95–222 (December 28, 1977). Section 1007(f) provides: "At least thirty days prior to the approval of any grant application or prior to entering into a contract or prior to the initiation of any other project, the Corporation shall announce publicly * * * such grant, contract, or project * * *."

The Legal Services Corporation hereby announces publicly that it is considering the grant application submitted by:

Coastal Bend Legal Services in Corpus Christi, Texas, to serve Gonzales County.

Interested persons are hereby invited to submit written comments or recommendations concerning the above application to the Regional Office of the Legal Services Corporation at: Legal Services Corporation, Denver Regional Office, 1726 Champa Street, Suite 500, Denver, Colorado 80202.

Dan J. Bradley,

President.

[FR Doc. 80-6816 Filed 3-4-80; 8:45 am]

BILLING CODE 6820-35-M

Grants and Contracts

February 28, 1980.

The Legal Services Corporation was established pursuant to the Legal Services Corporation Act of 1974, Pub. L. 93–355a, 88 Stat. 378, 42 U.S.C. 2996–2996*l*, as amended, Pub. L. 95–222 (December 28, 1977). Section 1007(f) provides: "At least thirty days prior to the approval of any grant application or prior to entering into a contract or prior to the initiation of any other project, the Corporation shall announce publicly * * * such grant, contract, or project * * *."

The Legal Services Corporation hereby announces publicly that it is considering the grant application submitted by:

Texas Rural Legal Aid, Inc. in Weslaco, Texas, to serve Comal and Guadalupe Counties.

Interested persons are hereby invited to submit written comments or recommendations concerning the above application to the Regional Office of the Legal Services Corporation at: Legal Services Corporation, Denver Regional Office, 1726 Champa Street, Suite 500, Denver, Colorado 80202.

Dan J. Bradley,

President.

[FR Doc. 80-6817 Filed 3-4-80; 8:45 am]

BILLING CODE 6820-35-M

NATIONAL AERONAUTICS AND SPACE ADMINISTRATION

[Notice 80-16]

NASA Advisory Council (NAC) Space and Terrestrial Applications Advisory Committee (STAAC); Meeting

The *Ad Hoc* Informal Advisory Subcommittee on Materials Processing in Space (MPS) of the NAC–STAAC will meet in Room P106 of Building 4200 at the NASA George C. Marshall Space

Flight Center in Huntsville, Alabama, from 8:00 a.m. to 5:00 p.m. on March 20, 1980, and from 8:00 a.m. to 12:00 noon on March 21, 1980. The meeting is open to the public. Members of the public will be admitted to the meeting on a first-come, first-served basis up to the seating capacity of 40 persons, and will be required to sign a visitors' register.

The STAAC ad hoc Informal Advisory Subcommittee was established to advise NASA on the Materials Processing in Space program's accomplishments, ongoing research, and long range plans. The Subcommittee has six members representing the scientific and industrial communities and is chaired by Dr. Martin E. Glicksman.

On March 20, the Subcommittee will participate in reviews of the scientific progress of a group of eight research projects sponsored by the MPS program. On March 21, it will review preliminary technical and program plans prepared by the MPS program for Fiscal Year 1982 in addition to discussing the material presented on the preceding day and hearing reports on current business.

The approved agenda for the meeting is as follows:

March 20, 1980

Time and Topic

8:00 a.m.—Introductory Remarks
8:30 a.m.—Review of Glass Research Projects
12:30 a.m.—Lunch
1:30 p.m.—Reviews of Containerless Experiment Techniques and Technology
5:00 p.m.—Adjourn

March 21, 1980

Time and Topic

8:00 a.m.—Recommendations Regarding Projects Reviewed
9:00 a.m.—Report on the STAAC Executive Subcommittee Meeting of 2/4/80
9:30 a.m.—Report on Formation of Proposal Evaluation Subcommittee
10:00 a.m.—Presentation of Preliminary MPS Program Plans for FY 1982
11:00 a.m.—Discussion and Recommendations
12:00 noon—Adjourn

For further information, contact Dr. James H. Bredt, Executive Secretary of the NAC–STAAC ad hoc Informal Advisory Subcommittee on Materials Processing in Space, Code EM–7, NASA Headquarters, Washington, D.C. 20546 (202/755–8580).

Frank J. Simokaitis,

Acting Deputy Associate Administrator for External Relations.

February 28, 1980.

[FR Doc. 80-6812 Filed 3-4-80; 8:45 am]

BILLING CODE 7510-01-M

NATIONAL CREDIT UNION ADMINISTRATION

Central Liquidity Facility; Notice of Programs Relating to the Purchase of CLF Stock; Limited Waiver of Borrowing Restrictions

AGENCY: National Credit Union Administration.

ACTION: Notice.

SUMMARY: This notice announces two programs of the Central Liquidity Facility intended to help credit unions with the purchase of CLF stock. One program, which is available to all natural person credit unions and any centrals which have received Agent qualification reviews prior to February 23, 1980, permits the credit union to purchase CLF stock through reverse repurchase agreements with CLF using U.S. Government or Agency securities. The second program, which is available only to central credit unions which have received Agent qualification reviews prior to February 23, 1980, involves the reinvestment of a portion of an Agent member's stock subscription in the Agent. This notice also announces a limited waiver of the six-month restriction on borrowing for certain credit unions electing to participate in either of these programs.

EFFECTIVE DATE: March 5, 1980.

ADDRESS: National Credit Union Administration, Central Liquidity Facility, 1776 G St., NW, Washington, DC 20456.

FOR FURTHER INFORMATION CONTACT: David Serlo, Treasurer, Central Liquidity Facility, at the above address. Telephone: (800) 424–3205.

This Notice announces two programs of the Central Liquidity Facility intended to mitigate some of the financial problems faced by credit unions in meeting the stock purchase requirements for membership in CLF. One program, which is available to all natural person credit unions and any centrals which received Agent qualification reviews prior to February 23, 1980, provides a means by which a credit union can use U.S. Government or Agency securities to purchase CLF stock. The second program, which is available only to central credit unions which received Agent qualification reviews prior to February 23, 1980, provides for CLF to reinvest a portion of an Agent's payment for CLF stock in the Agent. These programs will be offered until May 4, 1980, and will not be available thereafter. Eligible central credit unions that elect to participate in either of these programs within specified time frames will be granted a waiver of the 6-month restriction on borrowing from CLF applicable to members joining CLF after February 23, 1980. A waiver will also be granted to any natural person credit union that could not have purchased the CLF stock required for membership without incurring a substantial burden had the repurchase plan not been offered, if it joins CLF by May 4, 1980, using the repurchase plan.

Government Securities Reverse Repurchase Program

The National Credit Union Central Liquidity Facility Act provides that the Central Liquidity facility may accept payment for shares of its capital stock in U.S. Government or Agency securities in accordance with requirements set by the NCUA Board. The Board has approved a program pursuant to which CLF will accept U.S. Government or Agency securities for up to one-half of the paid-in portion of a member's CLF stock subscription under a one-year reverse repurchase agreement.

Under the terms of the agreement, CLF will purchase U.S. Government or Agency securities from the credit union, which will be use the proceeds of this transaction to purchase CLF stock. The agreement will require the credit union to repurchase the same or similar securities over a one-year period—one-half (in value of the securities must be repurchased after six months, and the remainder after one year. The repurchase price will be set at a level which will provide a yield to CLF equal to 12% per annum.

Up to one-half of the credit union's required CLF stock may be purchased in this manner. CLF will purchase the securities at 95% of market value, and the agreement will require the credit union to transfer cash or additional securities to CLF, at CLF's option, if the market value of the securities held by CLF declines, so that the sum of cash and market value of securities held by CLF may be kept at a level that will exceed the repurchase price by 5%. The agreement will also provide that all interest payments and pricipal reflows on the underlying securities will accrue to the credit union. Interest payments will be remitted as received; principal payments, if any, will be paid to the credit union upon repurchase of the securities.

The advantage of this arrangement to the credit union is that it mobilizes the market value of investment securities for liquidity purposes at a low cost. The cost of the transaction to the credit union will be equal to the difference between the dividend rate on the CLF stock and the 12% rate the credit union pays on the reverse repurchase

transaction. In the present circumstances, since th transaction will be for one year, the cost of the transaction will generally be lower than the foregone earnings of liquidating short term investments to fund the CLF stock requirement in cash. Credit unions will have the option of repurchasing the securities any time before the scheduled repurchase dates without penalty.

NCUA regulations require the credit union to treat this transaction as a borrowing (see 12 CFR 703.3 and Interpretative Ruling No. 79–4) subject to the 50% borrowing limitation of § 107(9) of the Federal Credit Union Act (12 U.S.C. § 1757(9)). NCUA is currently developing a regulation which would exclude this and other borrowings from CLF from the limitation imposed by Section 107(9).

This stock purchase plan is being offered on a one-time basis until May 4, 1980, to all natural person credit unions, and to any central credit unions which have received Agent qualification reviews prior to February 23, 1980. Credit unions which already are Regular or Agent members, as well as credit unions that currently have access to CLF through an Agent but wish to become Regular members, will also be given an opportunity to participate in this plan. Use of the plan to purchase the stock required for membership will not affect borrowing rights or the right to receive dividends of CLF stock. With regard to borrowing rights, the Board has approved a limited waiver of the 6-month restriction on borrowing from CLF for certain credit unions which join CLF and take advantage of this plan within specified time periods. The terms of this waiver are discussed in detail below.

Reinvestment of the Paid-In Portion of an Agent's Stock Subscription

The NCUA Board has approved a program under which the Central Liquidity Facility will maintain investments in central credit unions which are Agents of the CLF over the initial one-year period of membership. This program is being advanced in recognition of the disproportionate burden imposed on central credit unions desiring CLF membership by the stock subscription and purchase provisions of the CLF Act. The Board feels that the burden is disproportionate in that, whereas the stock subscription required for Regular membership is equal to one-half of the paid-in and unimpaired capital and surplus of the member, the stock subscription required for Agent membership is based not on the Agent's capital and surplus, but on the capital and surplus of its members. Thus, an Agent's stock subscription and purchase requirements exceed one-half and one-quarter, respectively, of its paid-in and unimpaired capital and surplus, with the result that an Agent must transfer a significantly larger portion of its assets to CLF than does a Regular member.

NCUA is cognizant of its mandate to supplement the system of central credit unions in providing liquidity to the credit union movement and recognizes the significant burden that the statutory stock purchase requirement imposes on central credit unions which desire to become Agent members of the Facility. NCUA is of the opinion that to require an immediate transfer of substantial assets of the central system without some remedial action to mitigate the movement-wide impact of this transfer is inconsistent with its purpose and with its role as lender of last resort.

Under the terms of this program, a central credit union, upon approval as an Agent member, will be required to forward one-half of its stock subscription to CLF for the purchase of CLF capital stock, which stock will be issued to the Agent upon receipt of the funds. Subject to applicable laws and regulations, CLF will immediately reinvest two-thirds of the amount received from the Agent in share certificates (or certificates of deposit) in the Agent, one-half for a period of six months, and one-half for a period of one year.

CLF will enter into this reinvestment arrangement with a central credit union which is already an Agent member of CLF and those centrals which have received Agent qualification reviews prior to February 23, 1980 (if they are subsequently approved by the NCUA Board as an Agent of CLF). Subject to applicable laws and regulations, the Agent will agree to pay dividends (or interest) on funds invested by CLF at the rate of 12% per annum. To insure that funds invested in an Agent pursuant to this arrangement will not be used for expansionary purposes, CLF will require that the Agent maintain liquid assets of the same types as are permitted for the on-call portion of the CLF stock subscription in the amount of the funds invested by CLF in the Agent. This requirement is in addition to the requirement that the on-call portion of the stock subscription be invested in liquid assets.

Central credit unions entering into this arrangement with CLF will become Agent members upon purchasing the appropriate amount of CLF stock. The reinvestment arrangement will not affect borrowing rights or the right to receive dividends on CLF stock. The program is being offered on a one-time basis until May 4, 1980, to all central credit unions which have received Agent qualification reviews prior to February 23, 1980, whether or not they are presently members of CLF (central credit unions which have already been approved for Agent membership by the Board will have until April 4, 1980, to elect whether to participate in the program), and centrals electing to participate within the specified time limits will be granted a waiver from the six-month borrowing restriction.

Limited Waiver of Borrowing Restriction

The NCUA Board is aware that many central credit unions have deferred seeking membership in the CLF on the expectation that there might be a legislative change which would permit them to become Agent members by subscribing to CLF capital stock based on the assets of only those members that desire to participate in CLF. At the same time, many natural person credit unions have deferred becoming Regular members of the CLF either because of a lack of available funds to meet the stock purchase requirement or on the expectation that their central would join before February 23, the deadline for joining CLF without being subject to a six-month waiting period for borrowing privileges.

No such change in the National Credit Union Central Liquidity Facility Act has been adopted. To enable eligible central credit unions and those natural person credit unions that could not have purchased the CLF stock required for membership without incurring a substantial burden had the repurchase plan not been offered, to take these programs into consideration in determining whether to become members of CLF, the Board is waiving the six-month borrowing restrictions for credit unions participating in either of these programs as follows:

1. A central credit union that has received an Agent qualification review prior to February 23, 1980, but has not been approved as an Agent member by the Board is granted a waiver if it (a) makes application for membership under the terms of either the repurchase or reinvestment programs by May 4, 1980, (b) is subsequently approved for Agent membership by the NCUA Board, and (c) makes payment for its CLF stock within 7 days of the Board's approval of Agent membership. If the central has already been approved for Agent membership by the NCUA Board and wishes to participate in either of these programs, it must make payment for CLF stock by April 4, 1980.

2. A natural person credit union that could not have purchased the CLF stock

required for membership without incurring a substantial burden had the repurchase plan not been offered, is granted a waiver if it joins CLF as a Regular member under the terms of the securities repurchase program and makes payment for its CLF stock by May 4, 1980.

Rosemary Brady,

Secretary of the Board.

February 29, 1980.

[FR Doc. 80-6879 Filed 3-4-80; 8:45 am]

BILLING CODE 7535-01-M

NATIONAL FOUNDATION ON THE ARTS AND THE HUMANITIES

Music Panel (Policy Section); Meeting

Pursuant to section 10(a)(2) of the Federal Advisory Committee Act (Pub. L. 92-463), as amended, notice is hereby given that a meeting of the Music Panel (Policy Section) to the National Council on the Arts will be held March 25, 1980 from 9:00 a.m.-5:30 p.m., and March 26, 1980 from 9:00 a.m.-5:30 p.m., Room 1422, Columbia Plaza Office Complex, 2401 E St., NW., Washington, D.C.

A portion of this meeting will be open to the public on March 25, 1980 from 9:00 a.m.-5:30 p.m., and March 26, 1980 from 9:00 a.m.-12:45 p.m. for the discussion of Policy.

The remaining sessions of this meeting on March 26, 1980 from 1:45 p.m.-5:30 p.m. are for the purpose of Panel review, discussion, evaluation, and recommendation on applications for financial assistance under the National Foundation on the Arts and the Humanities Act of 1965, as amended, including discussion of information given in confidence to the agency by grant applicants. In accordance with the determination of the Chairman published in the **Federal Register** March 17, 1977, these sessions will be closed to the public pursuant to subsection (c) (4), (6) and 9 (b) of section 552b of Title 5, United States Code.

Further information with reference to this meeting can be obtained from Mr. John H. Clark, Advisory Committee Management Officer, National Endowment for the Arts, Washington, D.C. 20506, or call (202) 634-6070.

John H. Clark,

Director, Office of Council and Panel Operations, National Endowment for the Arts.

[FR Doc. 80-6840 Filed 3-4-80; 8:45 am]

BILLING CODE 7537-01-M

OFFICE OF MANAGEMENT AND BUDGET

Privacy Act; Notice of New Systems

The purpose of this notice is to give members of the public an opportunity to comment on Federal agency proposals to establish or alter personal data systems subject to the Privacy Act of 1974.

The Act states that "each agency shall provide adequate advance notice to Congress and the Office of Management and Budget of any proposal to establish or alter any system of records in order to permit an evaluation of the probable or potential effects on such proposal on the privacy and other personal or property rights of individuals . . ."

OMB policies implementing this provision require agencies to submit reports on proposed new or altered systems to Congress and OMB 60 days prior to the issuance of any data collection forms or instructions, 60 days before entering any personal information into the new or altered systems, or 60 days prior to the issuance of any requests for proposals for computer and communications systems or services to support such systems—whichever is earlier.

The following reports on new or altered systems were received by OMB between January 7, and February 15, 1980. Inquiries or comments on the proposed new systems or change to existing systems should be directed to the designated agency point-of-contact and a copy of any written comments provided to OMB. The 60 day advance notice period begins on the report date indicated.

Railroad Retirement Board

System Name: Milwaukee Railroad Restructuring Act Benefit System

Report Date: January 9, 1980

Point-of-Contact: Mr. Kenneth P. Boehne, United States of America, Railroad Retirement Board, 844 Rush Street, Chicago, Illinois 60611

Summary: The RRB proposes a new system of records in order to carry out its payment and certification duties under the provisions of the Milwaukee Railroad Restructuring Act. The Act authorizes the Board to pay supplementary unemployment insurance and provide new career training assistance, and to certify to the Milwaukee Railroad, claims under an employee protection agreement entered into by the Milwaukee Railroad and the labor organizations representing its employees. The records in this new system will be used to document and verify payments and certifications made under this program.

Department of Justice

System Name: Clerical, Technical, and Professional (CTAP) Program Files

Report Date: January 11, 1980

Point-of-Contact: Mr. William J. Snider, Administrative Counsel, Justice Management Division, Department of Justice, Washington, D.C. 20530

Summary: The Drug Enforcement Administration (DEA) proposes to establish a new automated system of records to maintain information relating to career development plans for clerical, technical and professional employees of DEA. This information will be used to support a program to assist subject personnel in developing individualized career development programs. Participation will be on a voluntary basis.

System Name: Office of Professional Responsibility Record Index

Report Date: January 23, 1980

Point-of-Contact: Mr. William J. Snider, Administrative Counsel, Justice Management Division, Department of Justice, Washington, D.C. 20530

Summary: The Department of Justice proposes a new system of records to support the Office of Professional Responsibility in its investigations of allegations of misconduct by employees of the Department of Justice that may violate law, Department regulations or orders, or applicable standards of conduct. The system will contain complaints filed against Departmental employees, the results of investigations into the complaints, and actions taken after completion of the investigations. The Department is proposing to exempt the system from portions of the Privacy Act under subsection (j)(2), (k)(1), (k)(2) and (k)(5).

Department of Defense

System Name: Recruit Incident System

Report Date: December 13, 1979

Point-of-Contact: Mr. William Cavaney, Executive Secretary, Defense Privacy Board, 1735 N. Lynn Street, Arlington, Va. 22209

Summary: The U.S. Marine Corps proposes to establish a new automated system of records which will contain information on drill instructors who abuse recruits. The information will be taken from courts-martial records or proceedings under Article 15 of the Uniform Code of Military Justice. The system will be used to keep track of the subjects for a period of three years and to provide management reports to the Commandant of the Marine Corps.

System Name: USAFSAM Personnel Information File

Report Date: January 23, 1980

Point-of-Contact: Mr. William Cavaney, Executive Secretary, Defense Privacy Board, 1735 N. Lynn Street, Arlington, Va. 22209

Summary: The Department of the Air Force proposes to establish a new automated system of records to provide management information on military and civilian personnel assigned to the USAF School of Aerospace Medicine. The information maintained will be taken largely from existing personnel records and will consist of educational accomplishments, qualifications and professional activities. It will be used to more effectively employ the professional staff by taking advantage of their unique technical or scientifc skills and backgrounds.

System Name: Noncombat Area Casualties

Report Date: January 28, 1980

Point-of-Contact: Mr. William Cavaney, Executive Secretary, Defense Privacy Board, 1735 N. Lynn Street, Arlington, Va. 22209

Summary: The Office of the Secretary of Defense proposes to establish a new automated system of records to maintain statistical information on U.S. military personnel who die, become missing or are captured while on active duty. The information will be used to provide statistical information on casualties to offices within the Office of the Secretary of Defense, and to the Congress and the general public on request.

Department of Labor

System Name: Continuous Wage and Benefit History (CWBH) Date Bank System

Report Date: January 15, 1980

Point-of-Contact: Mr. Patrick Skees, Office of the Secretary, U.S. Department of Labor, Washington, D.C. 20210

Summary: The Department of Labor proposes a new automated system of records which will contain individual socio-economic characteristics, employment related data, unemployment insurance claims and benefit experience of unemployment insurance claimants and covered workers. The data will be obtained from State employment security agencies' records merged with unemployment insurance claimant questionaires, and add-on surveys conducted at the State level. The data will be used solely for research, statistical and reporting purposes and will not be used to make any legal determinations or determinations about benefit rights of any participants. Research findings will not contain any individually identifiable data and will be in statistical form only. The Department is proposing to exempt these records from certain provisions of the Privacy Act under subsection (k)(4).

Waiver Requests

OMB procedures permit a waiver of the advance notice requirements when the agency can show that the delay caused by the 60-day advance notice would not be in the public interst. It should be noted that a waiver of the 60-day advance notice period does not relieve an agency of the obligation to publish notice describing the system and to allow 30 days for public comment on any proposed routine uses of the personal information to be collected. A waiver of the 60-day advance notice provision was requested by agencies for the following reports received between January 7, and February 15, 1980. Public inquiries or comments on the proposed new or altered systems should be directed to the designated agency point-of-contact and a copy of any written comments provided to OMB. Comments on the operation of the waiver procedure should be directred to OMB.

Department of Housing and Urban Development

System Name: Previous Participation Files

Report Date: January 16, 1980

Point-of-Contact: Mr. Robert English, Departmental Privacy Act Officer, Office of the Assistant Secretary for Administration, Department of Housing and Urban Development, Washington, D.C. 20410

Summary: The Department of Housing and Urban Development proposes a new system of records to maintain information about principals (owners, general contractors, management agents, consultants, etc.) participating in HUD multifamily housing programs. Information maintained includes material showing whether a HUD project in which the subject is already participating has experienced a financial default or has received mortgage relief; reports prepared by field offices summarizing any financial or operating difficulties each project may have experienced and an opinion as to whether any difficulties were within the control of the principal; and form 1441.1 which shows whether the principal has been or is presently the subject of a government investigation. These files are searched to obtain information about the performance of prospective applicants before the Department enters into multifamily housing commitments with them. HUD is reporting this system as one that has been in existence prior to the enactment of the Privacy Act of 1974. It was not reported then because of administrative oversight. The Department is asking for a waiver of the 60-day advance notice requirement specified in OMB Circular A–108 because suspension of operation of the system would not be in the public interest.

Waiver status: Waiver granted on February 20, 1980.

David R. Leuthold,

Budget and Management.

[FR Doc. 80-6896 Filed 3-4-80; 8:45 am]

BILLING CODE 3110-01-M

OFFICE OF THE U.S. TRADE REPRESENTATIVE

Color Televisions; Adjusted Restraint Levels Under the Orderly Marketing Agreement With Taiwan

Below is a letter to the Commissioner of Customs adjusting the restraint levels on color televisions from Taiwan for the second restraint period (July 1, 1979 through June 30, 1980) as authorized by Presidential Proclamation 4634 of January 26, 1979.

Reubin O'D. Askew,

U.S. Trade Representative.

Hon. Robert Chasen,
Commissioner, U.S. Customs Service, Department of the Treasury, Washington, D.C. 20229

Dear Mr. Chasen: We have received a request from representatives of Taiwan concerning the carryover provision in paragraph 4(a) of the orderly marketing agreement between the United States and Taiwan on color television receivers.

Exports from Taiwan of color television receivers classified under TSUS items 923.74 and 923.76 were 426 sets short of the 153,368 units allotted for the first restraint period (February 1, 1979 through June 30, 1979). Taiwan has asked that the shortfall be carried forward to the second restraint period (July 1, 1979 through June 30, 1980).

Exports from Taiwan of incomplete television receivers classified under TSUS items 923.78 and 923.79 were 51,643 sets short of the 270,000 units allotted for the first restraint period. Taiwan has requested that the maximum carryover allowable under paragraph 4(a) of the agreement be granted.

Therefore, in accordance with paragraphs (6) and (7) of Presidential Proclamation 4634 of January 26, 1979, I request that you increase the second period restraint levels applicable to TSUS items 923.74 and 923.76 by 426 units, making the new restraint level 373,426 units. I also request that you increase the second period restraint levels applicable to TSUS items 923.78 and 923.79 by 29,700 units, making the new restraint level 677,700.

This letter will be published in the Federal Register.

Sincerely,
Reubin O'D Askew.

[FR Doc. 80-6871 Filed 3-4-80; 8:45 am]
BILLING CODE 3190-01-M

POSTAL RATE COMMISSION

[Docket No. A80-7; Order No. 318]

Condon, Mont., 59826 (Ms. Agnes E. Beck, et al., Petitioner); Order of Filing of Appeal

February 29, 1980.

On February 19, 1980, the Commission received a handwritten letter from Ms. Agnes Beck (hereinafter "Petitioner") concerning the alleged United States Postal Service plans to consolidate the Condon, Montana post office.[1] Although the letter makes no explicit reference to the Postal Reorganization Act, we believe it should be liberally construed as a petition for review pursuant to section 404(b) of the Postal Reorganization Act (39 U.S.C. 404(b)), so as to preserve Petitioners' right to appeal which is subject to a 30-day time limit.[2] Since the petition was apparently not written by an attorney, it does not conform perfectly with the Commission's rules of practice which also require a petitioner to attach a copy of the Postal Service's Final Determination to the petition.[3] However, section 1 of the Commission's rules of practice calls for a liberal construction of the rules to secure just and speedy determination of issues.[4]

The Act requires that the Postal Service provide the affected community with at least 60 days' notice of a proposed post office closing so as to "* * * ensure that such persons will have an opportunity to present their views."[5] The petition requests that the decision to close the Condon post office be reversed. From the face of the petition it is unclear whether the Postal Service provided 60 days' notice, whether any hearings were held, and whether a determination has been made under section 39 U.S.C. 403(b)(3). (Petitioners failed to supply a copy of the Postal Service's Final Determination, if one is in existence.) The Commission's rules of practice require the Postal Service to file the administrative record of the case within 15 days after the date on which the petition for review is filed with the Commission.[6]

The Postal Reorganization Act states:

> The Postal Service shall provide a maximum degree of effective and regular postal services to rural areas, communities, and small towns where post offices are not self-sustaining. No small post office shall be closed solely for operating at a deficit, it being the specific intent of the Congress that effective postal services be insured to residents of both urban and rural communities.[7]

Section 404(b)(2)(C) of the Act specifically includes consideration of this goal in determinations by the Postal Service to consolidate post offices. The effect on the community is also a mandatory consideration under section 404(b)(2)(A) of the Act. Petitioner claims that the proposed alternate service would be unfair to the community and the postal patrons of Condon, Montana.

The petition appears to set forth the Postal Service action complained of insufficient detail to warrant further inquiry to determine whether the Postal Service complied with its regulations for the discontinuance of post offices.[8]

Upon preliminary inspection, the petitions appear to raise the following issues of law:

1. Is the Postal Service's proposed alternative consolidation of this post office consistent with the "maximum degree of effective and regular postal services" standard of section 404(b)(2)(C)?

2. As part of its consideration of the effect on the community standard of section 404(b)(2)(A), did the Postal Service correctly gauge the size and growth of the community?

3. As part of the effect on the community standard of section 404(b)(2)(A), must the Postal Service consider the level of service given by the employees at the Condon post office as compared to that given by employees at larger offices?

4. As part of the effect on the community standard of section 404(b)(2)(A), must the Postal Service consider that the post office provides employment for someone living in the community?

5. As part of the effect on the community standard of section 404(b)(2)(A), must the Postal Service consider the effect the consolidation of the Condon post office would have on those doing business within the community?

6. Must the Postal Service consider that it is a 70 mile round trip to the alternative post office as part of its treatment of the "maximum degree of effective and regular postal services" standard of section 404(b)(2)(C)?

Other issues of law may become apparent when the Commission has had the opportunity to examine the determination made by the Postal Service. Such additional issues may emerge when the parties and the Commission review the Service's determination for consistency with the principles announced in *Lone Grove, Texas, et al.*, Docket Nos. A79-1, *et al.* (May 7, 1979). Conversely, the determination may be found to resolve adequately one or more of the issues described above.

In view of the above, and in the interest of expedition of this proceeding under the 120-day decisional deadline imposed by section 404(b)(5), the Postal Service is advised that the Commission reserves the right to request a legal memorandum from the Service on one or more of the issues described above, and/or any further issues of law disclosed by the determination made in this case. In the event that the Commission finds such memorandum necessary to explain or clarify the Service's legal position or interpretation on any such issue, it will within 20 days of receiving the Determination and record pursuant to section 113 of the rules of practice (39 CFR 3001.113), make the request therefor by order, specifying the issues to be addressed.

When such a request is issued, the memorandum shall be due within 20 days of the issuance, and a copy of the memorandum shall be served on Petitioners by the Service.

In briefing the case, or in filing any motion to dismiss for want of prosecution, in appropriate circumstances, the Service may incorporate by reference all or any portion of a legal memorandum filed pursuant to such an order.

The Act does not contemplate appointment of an Officer of the Commission in section 404(b) cases, and none is being appointed.[9]

The Commission Orders: (A) The letter of February 19, 1980, from Agnes Beck shall be construed as a petition for review pursuant to 404(b) of the Act (39 U.S.C. 404(b)).

(B) The Secretary of the Commission shall publish this Notice and Order in the **Federal Register.**

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[1] On February 20, an appeal letter was received from Eugene I. and Margaret R. Leistike, and on February 25 an appeal letter was received by Edward Beck. We are consolidating these appeal letters into this docket.

[2] 39 U.S.C. 404(b)(5). 39 U.S.C. 404(b) was added to title 39 by Pub. L. 94-421 (September 24, 1976), 90 Stat. 1310-1311. Our rules of practice governing these cases appear at 39 CFR 3001.110 *et seq.*

[3] 39 CFR 3001.111(a).

[4] 39 CFR 3001.1.

[5] 39 U.S.C. 404(b)(1).

[6] 39 CFR 3001.113(a). The Postal Rate Commission informs the Postal Service of its receipt of such an appeal by issuing PRC Form No. 56 to the Postal Service upon receipt of each appeal.

[7] 39 U.S.C. 101(b).

[8] 42 FR 59079-59085 (11/17/77); the Commission's standard of review is set forth at 39 U.S.C. 404(b)(5).

[9] In the Matter of Gresham, S.C., Route #1, Docket No. A78-1 (May 11, 1978).

(C) The Postal Service shall file the administrative record in this case on or before March 5, 1980, pursuant to the Commission's rules of practice (39 CFR 3001.113(a)).

By the Commission.

David F. Harris,

Secretary.

Appendix

February 19, 1980—Filing of Petition
February 29, 1980—Notice and Order of Filing of Appeal
March 5, 1980—Filing of record by Postal Service (*see* 39 CFR 3001.113(a))
March 10, 1980—Last day for filing of petitions to intervene (*see* 39 CFR 3001.111(b))
March 20, 1980—Petitioner's initial brief (*see* 39 CFR 3001.115(a))
April 4, 1980—Postal Service answering brief (*see* 39 CFR 3001.115(b))
April 29, 1980—(1) Petitioner's reply brief, if petitioner chooses to file such brief (*see* 39 CFR 3001.115(c))
(2) Deadline for motions by any party requesting oral argument. The Commission will exercise its discretion, as the interests of prompt and just decision may require, in scheduling or dispensing with oral argument.
June 18, 1980—Expiration of 120-day decisional schedule (*see* 39 U.S.C. section 404(b)(5))

[FR Doc. 80-6834 Filed 3-4-80; 8:45 am]
BILLING CODE 7715-01-M

[Docket No. A80-8; Order No. 319]

Painton, Mo., 63772 (Denver Head, et al., Petitioners); Order of Filing of Appeal

February 29, 1980.

On February 25, 1980, the Commission received a handwritten letter from Denver Head and others (hereinafter "Petitioners"), concerning alleged United States Postal Service plans to close Painton, Missouri, post office. Although the letter makes no explicit reference to the Postal Reorganization Act, we believe it should be construed as a petition for review pursuant to section 404(b) of the Act (39 U.S.C. 404(b)), so as to preserve Petitioners' right to appeal which is subject to a 30-day time limit.[1] The petition does not conform perfectly with the Commission's rules of practice which also require a petitioner to attach a copy of the Postal Service's Final Determination to the petition.[2] However, section 1 of the Commission's rules of practice calls for a liberal construction of the rules to secure just and speedy determination of issues.[3]

The Act requires that the Postal Service provide the affected community with at least 60 days' notice of a proposed post office closing so as to "ensure that such persons will have an opportunity to present their views."[4] The petition requests that the decision to close the Painton post office be reversed. From the face of the petition it is unclear whether the Postal Service provided 60 days' notice, whether any hearings were held and whether a determination has been made under 39 U.S.C. 403(b)(3). (Petitioner failed to supply a copy of the Postal Service's Final Determination, if one is in existence.) The Commission's rules of practice require the Postal Service to file the administrative record of the case within 15 days after the date on which the petition for review is filed with the Commission.[5]

The Postal Reorganization Act states:

> The Postal Service shall provide a maximum degree of effective and regular postal services to rural areas, communities, and small towns where post offices are not self-sustaining. No small post office shall be closed solely for operating at a deficit, it being the specific intent of the Congress that effective postal services be insured to residents of both urban and rural communities.[6]

Section 404(b)(2)(C) of the Act specifically includes consideration of this goal in determinations by the Postal Service to close post offices. The effect on the community is also a mandatory consideration under section 404(b)(2)(A) of the Act.

The petition appears to set forth the Postal Service action complained of in sufficient detail to warrant further inquiry to determine whether the Postal Service complied with its regulations for the discontinuance of post offices.[7]

Upon preliminary inspection, the petition appears to raise the following issue of law:

1. Whether the Proposal to Close which must be posted under Postal Service regulations (39 CFR 247.41) contained sufficient information to allow patrons to make reasoned comments.

Other issues of law may become apparent when the Commission had had the opportunity to examine the determination made by the Postal Service. Such additional issues may emerge when the parties and the Commission review the Service's determination for consistency with the principles announced in *Lone Grove, Texas, et al.*, Docket Nos. A79-1, *et al.* (May 7, 1979), and the Commission's subsequent decisions on appeals of post office closings and consolidations. The determination may be found to resolve adequately one or more of the issues involved in the case.

In view of the above, and in the interest of expediting this proceeding under the 120-day decisional deadline imposed by section 404(b)(5), the Postal Service is advised that the Commission reserves the right to request a legal memorandum from the Service on one or more of the issues described above and/or any further issues of law disclosed by the determination made in this case. In the event that the Commission finds such memorandum necessary to explain or clarify the Service's legal position or interpretation on any such issue, it will, within 20 days of receiving the determination and record pursuant to section 113 of the rules of practice (39 CFR 3001.113) make the request therefor by order, specifying the issues to be addressed.

When such a request is issued, the memorandum shall be due within 20 days of the issuance, and a copy of the memorandum shall be served on Petitioners by the Service.

In briefing the case or in filing any motion to dismiss for want of prosecution, in appropriate circumstances the Service may incorporate by reference all or any portion of a legal memorandum filed pursuant to such an order.

The Act does not contemplate appointment of an Officer of the Commission in section 404(b) cases,[8] and none is being appointed. The Commission orders that:

(A) The letter of February 25, 1980, from Denver Head and other residents of Painton be construed as a petition for review pursuant to section 404(b) of the Act (39 U.S.C. 404(b)).

(B) The Secretary of the Commission shall publish this Notice and Order in the **Federal Register.**

(C) The Postal Service shall file the administrative record in this case on or before March 11, 1980, pursuant to the Commission's rules of practice (39 CFR 3001.113(a)).

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[1] 39 U.S.C. 404(b)(5). 39 U.S.C. 404(b) was added to title 39 by Pub. L. 94-421 (September 24, 1976), 90 Stat. 1310-11. Our rules of practice governing these cases appear at 39 CFR 3001.110 *et seq.*

[2] 39 CFR 3001.111(a).

[3] 39 CFR 3001.1.

[4] 39 U.S.C. 404(b)(1).

[5] 39 CFR 3001.113(a). The Postal Rate Commission informs the Postal Service of its receipt of such an appeal by issuing PRC Form No. 56 to the Postal Service upon receipt of each appeal.

[6] 39 U.S.C. 101(b).

[7] 42 FR 59079-85 (11/17/77); the Commission's standard of review is set forth at 39 U.S.C. 404(b)(5).

[8] In the Matter of Gresham, S.C., Route #1, Docket No. A78-1 (May 11, 1978).

By the Commission.

David F. Harris,

Secretary.

Appendix

February 25, 1980—Filing of Petition
February 29, 1980—Notice of Order of Filing of Appeal
March 11, 1980—Filing of record by Postal Service (*see* 39 CFR 3001.113(a))
March 17, 1980—Last day for filing of petitions to intervene (*see* 39 CFR 3001.111(b))
March 26, 1980—Petitioners' initial brief (*see* 39 CFR 3001.115(a))
April 10, 1980—Postal Service answering brief (*see* 39 CFR 3001.115(b))
April 25, 1980—(1) Petitioners' reply brief, should petitioners choose to file such brief (*see* 39 CFR 3001.115(c))
(2) Deadline for motions by any party requesting oral argument. The Commission will exercise its discretion, as the interests of prompt and just decision may require, in sheduling or dispensing with oral argument.
June 24, 1980—Expiration of 120-day decisional schedule (*see* 39 U.S.C. 404(b)(5))

[FR Doc. 80-6835 Filed 3-4-80; 8:45 am]

BILLING CODE 7715-01-M

DEPARTMENT OF STATE

[Public Notice 705]

Allocation of Aggregate Sugar Import Quota in Conformity With the International Sugar Agreement, 1977 and Pursuant to Proclamation 4663

AGENCY: Department of State.

ACTION: Allocation of Aggregate Sugar Import Quota.

SUMMARY: This notice suspends the allocation of the aggregate sugar import quota among foreign countries, established by the designee of the Secretary of State after appropriate consultations with the Secretary of Agriculture and the United States Trade Representative and notice to the Commissioner of Customs on November 15, 1979, and published in the **Federal Register** on November 29, 1979. Pursuant to Proclamation 4663 of May 24, 1979, this suspension is in conformity with the International Sugar Agreement, 1977. The principal effect of this suspension is to eliminate quota limits on imports of sugar from nonmembers of the International Sugar Agreement. It does not affect the aggregate sugar import quota.

FOR FURTHER INFORMATION CONTACT: John A. Barcas, Deputy Chief, Tropical Products Division, Bureau of Economic and Business Affairs (202) 632-1490.

SUPPLEMENTARY INFORMATION: Proclamation 4610 (43 FR 56869) amended Headnote 3 of Subpart A, Part 10, Schedule 1 ("Headnote 3") of the Tariff Schedules of the United States (19 U.S.C. 1202, referred to as "TSUS") to establish an annual aggregate import quota of 6,900,000 short tons, raw value of sugars, sirups and molasses described in items 155.20 and 155.30 of the TSUS; to allocate a large portion of that quota to certain named countries which were then parties or provisional parties to the International Sugar Agreement, 1977; and to allocate a smaller portion to Taiwan. That proclamation was designed substantially to bring the United States into conformity with certain provisions of the International Sugar Agreement, 1977.

Proclamation 4663 (44 FR 30663), was designed to permit the Secretary of State or his designee to make periodic adjustments in the quota allocation to comply with International Sugar Agreement, 1977, without Presidential Proclamation in each instance. Since issuance of Proclamation 4663, the provisions of Article 57 of the International Sugar Agreement, 1977, have come into effect suspending quotas on imports from non-members. Accordingly, pursuant to Proclamation 4663, in conformity with the International Sugar Agreement, 1977, and after appropriate consultations with and notice to other interested agencies, the previous allocation of the sugar import quota has been suspended as described below.

Dated: February 22, 1980.

Deane R. Hinton,

Assistant Secretary for Economic and Business Affairs.

February 22, 1980.

Mr. Robert E. Chasen,

Commissioner of Customs, Washington, DC

Dear Mr. Chasen: Pursuant to Proclamation No. 4663 of May 24, 1979, 44 Federal Regulation 30663, Headnote 3 of Subpart A, Part 10, Schedule 1 of the Tariff Schedules of the United States (19 U.S.C. 1202, hereinafter referred to as "TSUS"), gives to the Secretary of State or his designee the authority to allocate the aggregate sugar import quota to the extent necessary to conform with provisions of the International Sugar Agreement (ISA). The Assistant Secretary of State for Economic and Business Affairs, designee of the Secretary of State, wrote to you on November 15, 1979, allocating the sugar import quota for the period beginning January 1, 1980, and extending through December 31, 1980, subject to adjustment to remain in conformity with the ISA. The purpose of this letter is to suspend that allocation in order to remain in conformity with the ISA.

The appropriate consultations with the Secretary of Agriculture and the United Stated Trade Representative have taken place. Therefore, pursuant to the above-referenced Headnote 3 of the TSUS, and in conformity with the ISA, you are directed, effective the day following publication of this letter in the **Federal Register** and until otherwise directed, to implement the sugar import quota of 6,900,000 short tons, raw value, as provided in Proclamation No. 4610 of November 30, 1978, 43 Federal Regulation 56869, without discrimination as to the particular foreign country or area producing such sugars, sirups or molasses. The allocation formulas set forth in the above-referenced letter of November 15, 1979, is hereby suspended until further notice in accordance with Proclamation Number 4663.

The actions taken with respect to the entry, or withdrawal from warehouse, for consumption in the United States of certain sugars, sirups and molasses produced by foreign countries had been determined to involve foreign affairs functions of the United States.

Therefore, the directions to the Commissioner of Customs, being necessary to the implementation of such actions, fall within the foreign affairs exception to the rulemaking provisions of 5 U.S.C. 553. This letter will be published in the **Federal Register.**

Sincerely,

Deane R. Hinton,

Assistant Secretary for Economic and Business Affairs.

[FR Doc. 80-6838 Filed 3-4-80; 8:45 am]

BILLING CODE 4710-07-M

DEPARTMENT OF THE TREASURY

Bureau of Alcohol, Tobacco and Firearms

[Notice No. 80-5]

Appointments of Individuals To Serve as Members of the Performance Review Board—Senior Executive Service

The Civil Service Reform Act of 1978, 5 U.S.C. 4314(c)(4) requires that the appointments of performance review boards be published in the **Federal Register.** Therefore, in compliance with the requirements, notice is hereby given that the individuals whose names and position titles appear below have been appointed to serve as members of the performance review board for the Bureau of Alcohol, Tobacco and Firearms for the rating year beginning January 1, 1980, and ending July 31, 1980.

Name and Title

Stephen E. Higgins—Deputy Director, ATF; John Simpson—Deputy Assistant Secretary (Operations), Department of the Treasury; William Nickerson—Deputy Assistant Secretary (Enforcement), Department of the Treasury; Miles N. Keathley, Assistant Director (Criminal Enforcement), ATF; Donald Zimmerman—Assistant Director

(Internal Affairs), ATF; William T. Drake—Assistant Director (Regulatory Enforcement), ATF; and Michael Hoffman, Assistant Director (Technical and Scientific Services), ATF.

FOR FURTHER INFORMATION CONTACT: Winifred D. Cook, Personnel Division, Bureau of Alcohol, Tobacco and Firearms, 1200 Pennsylvania Avenue NW., Washington, DC 20226 (202–566–7321).

Signed: February 13, 1980.

G. R. Dickerson,

Director.

[FR Doc. 80-6875 Filed 3-4-80; 8:45 am]

BILLING CODE 4810-31-M

Internal Revenue Service

[Delegation Order No. 35 (Rev. 11)]

Appeals Team Chiefs, et al.; Delegation of Authority

AGENCY: Internal Revenue Service, Treasury.

ACTION: Delegation of authority.

SUMMARY: Appeals Team Chiefs are added to the Delegation Order. The text of the Delegation Order appears below.

EFFECTIVE DATE: February 28, 1980.

FOR FURTHER INFORMATION CONTACT: Bruce Conyne, CP:AP:PP, 1111 Constitution Avenue, NW., Room 2324, Washington, DC 20224, Telephone No. 202–566–6131 (Not a toll free telephone number)

This document does not meet the criteria for significant regulations set forth in paragraph 8 of the Treasury Directive appearing in the **Federal Register** for Wednesday, November 8, 1978.

Bruce Conyne,

Chief Programs and Procedures Branch, National Office Appeals Division.

[Order No. 35 (Rev. 11)]

Date of issue: February 28, 1980.

Effective Date: February 28, 1980.

Agreements as Determinations Under Section 1313(a)(4) of the Internal Revenue Code of 1954

1. Pursuant to the authority granted to the Commissioner of Internal Revenue and District Directors by 26 CFR 301.7701–9 and 26 CFR 1.1313(a)–4, the authority to enter into agreements pursuant to section 1313(a)(4), Internal Revenue Code of 1954, relating to agreements treated as determinations, is hereby delegated to the following officials:

a. Regional Directors of Appeals;

b. Chiefs and Associate Chiefs of Appeals Offices;

c. Appeals Team Chiefs as to their respective cases;

d. Director of International Operations;

e. Assistant District Directors;

f. Chiefs of Examination Divisions; and

g. Chiefs of Employee Plans and Exempt Organizations Divisions.

2. In other than streamlined districts this authority may be redelegated only by District Directors and the Director of International Operations, who may redelegate to the Chief of Review Staff; to Revenue Agents and Tax Law Specialists (Reviewers) not lower than GS–11 for field examination cases; and to Revenue Agents and Tax Technicians (Reviewers) not lower than GS–9 for office examination cases. In streamlined districts, this authority may be redelegated by the District Director no lower than to GS–11 Revenue Agents.

3. This Order supersedes Delegation Order No. 35 (Rev. 10), issued January 29, 1979.

Jerome Kurtz,

Commissioner.

[FR Doc. 80-6855 Filed 3-4-80; 8:45 am]

BILLING CODE 4830-01-M

[Delegation Order No. 97 (Rev. 18)]

Appeals Team Chiefs; Delegation of Authority Regarding Closing Agreements; Internal Revenue Tax Liability

AGENCY: Internal Revenue Service, Treasury.

ACTION: Delegation of Authority.

SUMMARY: Appeals Team Chiefs are added to the Delegation Order. The text of the Delegation Order appears below.

EFFECTIVE DATE: February 28, 1980.

FOR FURTHER INFORMATION CONTACT: Bruce Conyne, CP:AP:PP, 1111 Constitution Avenue, NW., Room 2324, Washington, DC 20224, Telephone No. 202–566–6131 (Not a toll free telephone number).

This document does not meet the criteria for significant regulations set forth in paragraph 8 of the Treasury Directive appearing in the **Federal Register** for Wednesday, November 8, 1978.

Bruce Conyne,

Chief Programs and Procedures Branch, National Office Appeals Division.

[Order No. 97 (Rev. 18)]

Date of issue: February 28, 1980.

Effective Date: February 28, 1980.

Closing Agreements Concerning Internal Revenue Tax Liability

Pursuant to authority granted to the Commissioner of Internal Revenue by 26 CFR 301.7121–1(a); Treasury Department Order No. 150–32; Treasury Department Order No. 150–36; and Treasury Department Order No. 150–83; subject to the transfer of authority covered in Treasury Department Order No. 221, as modified by Treasury Department Order No. 221–3 (Rev. 2), as revised, this authority is hereinafter delegated.

1. The Assistant Commissioner (Technical) is hereby authorized in cases under his/her jurisdiction to enter into and approve a written agreement with any person relating to the Internal Revenue tax liability of such person (or of the person or estate for whom he/she acts) in respect to any prospective transactions or completed transactions if the request to the Assistant Commissioner (Technical) for determination or ruling was made before any affected returns have been filed.

2. The Assistant Commissioner (Compliance) is hereby authorized to enter into and approve a written agreement with any person relating to the Internal Revenue tax liability of such person (or of the person or estate for whom he/she acts) for a taxable period or periods ended prior to the date of agreement and related specific items affecting other taxable periods. The Assistant Commissioner (Compliance) is also authorized to enter into and approve a written agreement with any person relating to the Internal Revenue tax liability of such person (or of the person or estate for whom he/she acts) with respect to the performance of his/her functions as the competent authority in the administration of the operating provisions of the tax conventions of the United States.

3. The Assistant Commissioner (Employee Plans and Exempt Organizations) is hereby authorized to enter into and approve a written agreement with any person relating to the Internal Revenue tax liability of such person (or of the person or estate for whom he/she acts) in cases under his/her jurisdiction, that is, in respect of any transaction concerning employee plans or exempt organizations.

4. Regional Commissioners; Regional Directors of Appeals; Assistant Regional Commissioners (Examination); District Directors; Director of International Operations; Chiefs and Associate Chiefs of Appeals Offices; and Appeals Team Chiefs with respect to his/her team cases, are hereby authorized in cases under their jurisdiction (but excluding cases docketed before the United States

Tax Court) to enter into and approve a written agreement with any person relating to the Internal Revenue tax liability of such person (or of the person or estate for whom he/she acts) for a taxable period or periods ended prior to the date of agreement and related specific items affecting other taxable periods.

5. The Assistant Commissioner (Technical); the Assistant Commissioner (Employee Plans and Exempt Organizations); Regional Commissioners; Regional Directors of Appeals; Chiefs and Associate Chiefs of Appeals Offices; and Appeals Team Chiefs with respect to his/her team cases, are hereby authorized in cases under their jurisdiction docketed in the United States Tax Court and in other Tax Court cases upon the request of Chief Counsel or his/her delegate to enter into and approve a written agreement with any person relating to the Internal Revenue tax liability of such person (or of the person or estate for whom he/she acts) but only in respect to related specific items affecting other taxable periods.

6. The Director of International Operations is hereby authorized to enter into and approve a written agreement with any person relating to the Internal Revenue tax liability of such person (or of the person or estate for whom he/she acts) to provide for the mitigation of economic double taxation under section 3 of Revenue Procedure 64–54, C.B. 1964–2, 1008, under Revenue Procedure 72–22, C.B. 1972–1, 747, and under Revenue Procedure 69–13, C.B. 1969–1, 402, and to enter into and approve a written agreement providing the treatment available under Revenue Procedure 65–17, C.B. 1965–1, 833.

7. The authority delegated herein does not include the authority to set aside any closing agreement.

8. Authority delegated in this Order may not be redelegated, except that the Assistant Commissioner (Technical) may redelegate the authority contained in paragraph 1 to the Deputy Assistant Commissioner (Technical) and to the Technical Advisors on the Staff of the Assistant Commissioner (Technical) for cases that do not involve precedent issues, the Assistant Commissioner (Compliance) may redelegate the authority contained in paragraph 2 of this Order to the Deputy Assistant Commissioner (Compliance), and the Assistant Commissioner (Employee Plans and Exempt Organizations) may redelegate the authority contained in paragraph 3 of this Order to the Deputy Assistant Commissioner (Employee Plans and Exempt Organizations) and to the Technical Advisors on the Staff of the Assistant Commissioner (Employee Plans and Exempt Organizations) for cases that do not involve precedent issues.

9. Delegation Order No. 97 (Rev. 17), issued February 19, 1980, is hereby superseded.

Jerome Kurtz,

Commissioner.

[FR Doc. 80-6850 Filed 3-4-80; 8:45 am]

BILLING CODE 4830-01-M

[Delegation Order No. 149 (Rev. 1)]

Revocation of Authority and Redelegation of Authority of Chief Collection Branch To Levy on Property in Hands of Third Party

AGENCY: Internal Revenue Service, Treasury.

ACTION: Revocation Notice.

SUMMARY: Revokes the authority and redelegation authority of the Chief, Collection Branch in the Compliance Division, Cincinnati Service Center to levy on property in the hands of third parties.

EFFECTIVE DATE: February 29, 1980.

FOR FURTHER INFORMATION CONTACT: Mr. George W. Coakley, 1111 Constitution Ave. NW., Room 7539 CP:C:O, Washington, D.C. 20224 (202) 566–4471 (Not toll free).

This document does not meet the criteria for significant regulations set forth in paragraph 8 of the Treasury directive appearing in the Federal Register for Wednesday, November 8, 1978.

J. R. Starkey,

Director, Collection Division.

[Revocation Notice, Order No. 149 (Rev. 1)]

Date of issue: February 29, 1980.

Effective Date: February 29, 1980.

Delegation of Authority To Levy on Property in Hands of Third Parties

1. Delegation Order No. 149 (Rev. 1), issued July 11, 1979, granted authority to the Chief, Collection Branch in the Compliance Division, Cincinnati Service Center, to levy on wages, salaries, other income and bank deposits in the possession of third parties; to issue final demand for enforcement of levy; and to release levy and return property. Authority to redelegate to Collection Branch personnel in the GS–1169 series and selected GS–592–7 and GS–592–6 Tax Examiners the authority to levy on wages, salaries, other income and bank deposits in the possession of third parties; and to release levy and return property, was also granted. Redelegation authority to issue final demand for enforcement of levy was restricted to GS–1169 series personnel in the Collection Branch.

2. The taxpayer delinquent account batch processing operation, which required this authority, transferred November 1, 1979 from the Cincinnati Service Center to the district offices.

3. Accordingly, Delegation Order No. 149 (Rev. 1) issued July 11, 1979, is revoked.

Jerome Kurtz,

Commissioner.

[FR Doc. 80-6851 Filed 3-4-80; 8:45 am]

BILLING CODE 4830-01-M

[Delegation Order No. 77 (Rev. 14)]

Appeals Team Chiefs; Delegation of Authority To Issue Statutory Notices of Deficiency

AGENCY Internal Revenue Service, Treasury.

ACTION: Delegation of Authority.

SUMMARY: Appeals Team Chiefs are added to the Delegation Order. The text of the Delegation Order appears below.

EFFECTIVE DATE: February 28, 1980.

FOR FURTHER INFORMATION CONTACT: Bruce Conyne, CP:AP:PP, 1111 Constitution Avenue, NW., Room 2324, Washington, DC 20224, Telephone No. 202–566–6131 (Not a toll free telephone number).

This document does not meet the criteria for significant regulations set forth in paragraph 8 of the Treasury Directive appearing in the Federal Register for Wednesday, November 8, 1978.

Bruce Conyne,

Chief, Programs and Procedures Branch, National Office Appeals Division.

[Order No. 77 (Rev. 14)]

Date of issue: February 28, 1980.

Effective Date: February 28, 1980.

Authority To Issue Statutory Notices of Deficiency

1. The authority granted to the Commissioner of Internal Revenue and District Directors, by 26 CFR 301.7701–9, 26 CFR 301.6212–1, and 26 CFR 301.6861–1 to sign and send to the taxpayer by registered or certified mail any statutory notice of deficiency is hereby delegated to the following officials:

a. Regional Directors of Appeals;

b. Chiefs and Associate Chiefs of Appeals Offices;

c. Appeals Team Chiefs as to their respective cases;

d. Director of International Operations;

e. Service Center Directors;

f. Assistant District Directors;

g. Assistant Service Center Directors;

h. Chiefs of Examination Divisions;

i. Chiefs of Correspondence and Processing Sections; and

j. Chiefs of Employee Plans and Exempt Organizations Divisions.

2. This authority may be redelegated only by District Directors, Service Center Directors and the Director of International Operations, but not lower than Reviewers, Grade GS–9 in the Examination Division, Revenue Agents (GS–11) in streamlined district Examination Sections and/or groups, Examination Tax Examiners (Reviewers, GS–6) in Service Center Compliance Divisions, and Reviewers, Grade GS–12, in Employee Plans and Exempt Organizations Divisions.

3. This Order supersedes Delegation Order No. 77 (Rev. 13), issued May 24, 1979.

Jerome Kurtz,

Commissioner.

[FR Doc. 80-6852 Filed 3-4-80; 8:45 am]

BILLING CODE 4830-01-M

[Delegation Order No. 93 (Rev. 7)]

Appeals Team Chiefs; Delegation of Authority To Consent to Redetermination of Aggregations by Taxpayer in Case of Invalid Basic Aggregations on Invalid Additions

AGENCY: Internal Revenue Service, Treasury.

ACTIONS: Delegation of Authority.

SUMMARY: Appeals Team Chief are added to the Delegation Order. The text of the Delegation Order appears below.

EFFECTIVE DATE: February 28, 1980.

FOR FURTHER INFORMATION CONTACT: Bruce Conyne, CP:AP:PP, 1111 Constitution Avenue, N.W., Room 2324, Washington, DC 20224, Telephone No. 202–566–6131 (Not a toll free telephone number).

This document does not meet the criteria for significant regulations set forth in paragraph 8 of the Treasury Directive appearing in the Federal Register for Wednesday, November 8, 1978.

Bruce Conyne,

Chief, Programs and Procedures Branch, National Office Appeals Division.

[Order No. 93 (Rev. 7)]

Date of issue: February 28, 1980.

Effective Date: February 28, 1980.

Authority To Consent to a Redetermination of Aggregations by a Taxpayer in the Case of Invalid Basic Aggregations or Invalid Additions

1. The authority vested in the Commissioner of Internal Revenue as prescribed in 26 CFR 1.614–2(d)(5) and 26 CFR 1.614–3(f)(8) and described below is hereby delegated to Regional Directors of Appeals, Chiefs and Associate Chiefs of Appeals Offices, Appeals Team Chiefs as to their respective cases, District Directors, and in other than streamlined districts, Chiefs, District Examination Divisions. In streamlined districts, this authority is not delegated below the District Director.

Consent to the reforming of aggregations by a taxpayer where the taxpayer has formed invalid basic aggregations or made invalid additions to valid or invalid basic aggregations, and

Consent, in the case of oil and gas wells where an invalid aggregation has been formed under section 614(b), to the treatment by a taxpayer of all the properties included in the aggregation, which fall within a single operating unit, under the provisions of section 614(d) rather than section 614(b) of the 1954 Code if so requested by the taxpayer.

2. In the case of oil and gas wells this delegation order shall apply only to taxable years subject to the 1954 Code beginning before January 1, 1964.

3. The authority delegated herein may not be redelegated.

4. This Order supersedes Delegation Order No. 93 (Rev. 6), issued January 29, 1979.

Jerome Kurtz,

Commissioner.

[FR Doc. 80-6853 Filed 3-4-80; 8:45 am]

BILLING CODE 4830-01-M

[Delegation Order NO. 66 (Rev. 10), Chief Counsel's Order No. 1031.2D]

Appeals Team Chiefs; Delegation of Authority in Protested and Tax Court Cases

AGENCY: Internal Revenue Service, Treasury.

ACTION: Delegation of Authority.

SUMMARY: Appeals Team Chiefs are added to the Delegation Order. Also, the Delegation Order is amended to delegate to Regional Commissioners, Regional Directors of Appeals, Chiefs and Associate Chiefs of Appeals Offices, and Appeals Team Chiefs as to their respective cases, the authority to determine whether elections made by estates meet the conditions specified in Internal Revenue Code Sections 6166 and 6166A. IRC 6166, Alternate Extension of Time for Payment of Estate Tax Where Estate Consists Largely of Interest in Closely Held Business, and IRC 6166A, Extension of Time for Payment of Estate Tax Where Estate Consists Largely of Interest in Closely Held Business, were a part of or amended by the Tax Reform Act of 1976. The text of the Delegation Order appears below.

EFFECTIVE DATE: February 28, 1980.

FOR FURTHER INFORMATION CONTACT: Bruce Conyne, CP:AP:PP, 1111 Constitution Avenue NW., Room 2324, Washington, D.C. 20224, Telephone No. 202–566–6131 (Not a toll free telephone number).

This document does not meet the criteria for significant regulations set forth in paragraph 8 of the Treasury Directive appearing in the Federal Register for Wednesday, November 8, 1978.

Bruce Conyne,

Chief Programs and Procedures Branch, National Office Appeals Division.

[Delegation Order No. 66 (Rev. 10), Chief Counsel's Order No. 1031.2D]

Date of issue: February 28, 1980.

Effective Date: February 28, 1980.

Authority of Regional Director of Appeals in Protested and Tax Court Cases

The authority vested in the Commissioner of Internal Revenue by 26 CFR 301.6020–1, 26 CFR 301.6201–1, 26 CFR 301.7701–9 and Treasury Department Order No. 150–37, is hereby delegated as follows:

1. (a) In each region the Regional Commissioner, Regional Director of Appeals, Chiefs and Associate Chiefs of Appeals Offices, and Appeals Team Chiefs as to their respective cases, are authorized to represent the Commissioner in determining liability, qualification, exempt status or foundation classification for the following types of cases not docketed in the United States Tax Court when the taxpayer does not agree with the determination made by the District Director or by the Director of International Operations and requests consideration by the Regional Director of Appeals:

(1) Except as excluded under paragraph 5 of this Order, liability for excise, employment, income, profits, estate (including extensions for paying estate tax under Internal Revenue Code Section 6161(a)(2) and determinations whether elections made by estates meet

the conditions specified in Internal Revenue Code Sections 6166 and 6166A) and gift taxes including additions to tax, additional amounts and assessable penalties under chapter 68 of Subtitle F of the Internal Revenue Code of 1954 or corresponding provisions of the Internal Revenue Code of 1939;

(2) Initial or continuing qualification under Subchapter D of Chapter 1 of the Internal Revenue Code of 1954 and initial or continuing exempt status and foundation classification, *except* when a National Office ruling on the case with respect to exempt status or foundation classification, or National Office Technical Advice, with respect to qualification, exempt status or foundation classification, has been issued. In certain instances such as cases arising from the Examination Division or cases in which a National Office Technical Advice covers only a portion of the qualification issue of an employee plan, Appeals officials will have jurisdiction over the *proposed action* where a National Office ruling on the case with respect to exempt status or foundation classification or a National Office Technical Advice, with respect to qualification, exempt status or foundation classification has been issued. If the Appeals proposed disposition is contrary to the National Office ruling on the case with respect to exempt status or foundation classification or the National Office Technical Advice with respect to qualification, exempt status or foundation classification, the Assistant Commissioner (Employee Plans and Exempt Organizations) or the Assistant Commissioner (Technical), in Internal Revenue Code Section 521 cases, will make the final decision.

(b) The authorities delegated in this paragraph are subject to the exceptions set forth in paragraph 3 of this Order and they may not be redelegated, except, the authority with respect to appeals of assessed penalties may be redelegated by the Regional Directors of Appeals to Appeals Officers.

2. (a) In conformity with the provisions of Delegation Order No. 60 (as revised), in each income, excise, profits, estate, and gift tax case docketed in the United States Tax Court, the Regional Directors of Appeals, Chiefs and Associate Chiefs of Appeals Offices, and Appeals Team Chiefs as to their respective cases, are authorized to perform those functions delegated to the Regional Commissioner in that joint Order.

(b) The authorities delegated in this paragraph are subject to the exceptions set forth in paragraph 3 of this Order and may not be redelegated.

3. (a) The authorities delegated to the regional officials do not include authority to:

(1) Eliminate the ad valorem fraud penalty in any case in which the penalty has been determined by the district office or service center office in connection with a tax year or period, or which is related to or affects such year or period, for which criminal prosecution against the taxpayer (or related taxpayer involving the same transaction) has been recommended to the Department of Justice for willful attempt to evade or defeat tax, or for willful failure to file a return, except upon the recommendation or concurrence of Counsel; or

(2) Act in any case in which a recommendation for criminal prosecution is pending, except with the concurrence of Counsel.

(b) If the coordinating official has not concurred in any case referred to in paragraphs 1 and 2 of this Order involving an Appeals Coordinated Issue, except in the event of a final decision made by the Assistant Commissioner (Employee Plans and Exempt Organizations) or the Assistant Commissioner (Technical) as referred to in paragraph 1(a)(2) of this Order, the Regional Director of Appeals in the region having jurisdiction over the case makes the final determination as to the disposition of the Appeals Coordinated Issue. This authority may not be redelegated.

4. In any case not docketed in the Tax Court in which a statutory notice was issued by the office of a District Director, by a Service Center Director or by the Director of International Operations, the Regional Director of Appeals may relinquish the requested jurisdiction by waiver to the office of that Director. No such waiver shall be made in any case in which criminal prosecution has been recommended and not finally disposed of; nor shall such a waiver be made in any case in which the determination in the statutory notice includes the ad valorem fraud penalty. Notwithstanding any such waiver, upon filing of a petition with the Tax Court, jurisdiction shall revest in the Regional Director of Appeals.

5. The excise and employment taxes subject to the provisions of this Order include any Federal excise or employment tax under the Internal Revenue Code of 1954, except any tax imposed by the following provisions or corresponding provisions of the Internal Revenue Code of 1939:

(a) Subtitle E; or

(b) Subchapter D, Chapter 78 of Subtitle F, insofar as it relates to taxes imposed under Subtitle E.

6. The authority to make and subscribe to a return under provisions of Code section 6020 is delegated to Appeals Officers.

7. The authorities contained in this Order are intended to supplement the authorities contained in Delegation Order No. 60 (as revised).

8. This Order supersedes Commissioner's Delegation Order No. 66 (Rev. 9) and Chief Counsel's Order No. 1031.2C dated June 4, 1979.

N. Jerold Cohen,

Chief Counsel.

Jerome Kurtz,

Commissioner.

[FR Doc. 80-6854 Filed 3-4-80; 8:45 am]

BILLING CODE 4830-01-M

Performance Review Board

AGENCY: Notice of Members of Performance Review Board.

SUMMARY: The members of a Senior Executive Service Performance Review Board must be published in the Federal Register.

DATE: Performance Review Board Effective October 1, 1979.

FOR FURTHER INFORMATION CONTACT: G. JERRY SHAW, CC:GLS, 1111 Constitution Ave. NW., Room 4579, Washington, D.C. 20224, Telephone No. 202-566-3488 (not a toll free number).

SUPPLEMENTARY INFORMATION: Pursuant to section 4314(c)(4) of the Civil Service Reform Act of 1978, the members of the Office of Chief Counsel's Senior Executive Service Performance Review Board are as follows:

Stephen M. Miller, Deputy Chief Counsel (General), Office of Chief Counsel, Chairman
Lester Stein, Deputy Chief Counsel (Technical), Office of Chief Counsel
Joel Gerber, Deputy Chief Counsel (Litigation), Office of Chief Counsel
Emory L. Langdon, Regional Counsel, Western Region
Robert A. Bley, Director, Legislation and Regulations Division, Office of Chief Counsel
David R. Brennan, Deputy General Counsel, Department of Treasury

This document does not meet the criteria for significant regulations set forth in paragraph 8 of the Treasury Directive appearing in the Federal Register for Wednesday, November 8, 1978. (43 FR 52122).

G. Jerry Shaw,

Director, General Legal Services Division.

[FR Doc. 80-6849 Filed 3-4-80; 8:45 am]

BILLING CODE 4830-01-M

Sunshine Act Meetings

Federal Register
Vol. 45, No. 45
Wednesday, March 5, 1980

This section of the FEDERAL REGISTER contains notices of meetings published under the "Government in the Sunshine Act" (Pub. L. 94-409) 5 U.S.C. 552b(e)(3).

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[M-272, Amdt. 4; Feb. 28, 1980]

CIVIL AERONAUTICS BOARD.

Notice of change of status of item 24 from open to closed.

TIME AND DATE: 9 a.m.; February 28, 1980.

PLACE: Room 1027 (open), room 1012 (closed), 1825 Connecticut Avenue, NW., Washington, D.C. 20428.

SUBJECT: 24. Imposition of requirement to obtain prior approval for Third and Fourth Freedom charter flights. (Memo 9370-A, BIA, OGC).

STATUS: Open (items 1-23). Closed (items 24-27).

PERSON TO CONTACT: Phyllis T. Kaylor, the Secretary (202) 673-5068.

SUPPLEMENTARY INFORMATION: Item 24 is being changed from open to a closed status because negotiations may be affected by the discussion and resolution of this item. Public disclosure, particularly to foreign governments, of opinions, evaluations, and strategies discussed in connection with this item could seriously compromise the United States Government's ability to achieve future bilateral understandings which would be in the best interests of the United States. Accordingly, the following Members have voted that public observation of this meeting would reveal matters which, if prematurely disclosed, could significantly frustrate future agency action within the meaning of the exemption provided under 5 U.S.C. 552b(c)(9) and 14 CFR 310b.5(9)(B) and that the meeting on this item should be closed:

Chairman, Marvin S. Cohen; Member, Elizabeth E. Bailey; and Member, Gloria Schaffer.

Persons Expected To Attend

Board Members.—Chairman, Marvin S. Cohen; Member, Elizabeth E. Bailey; and Member, Gloria Schaffer.
Assistants to Board Members.—Mr. David Kirstein, Mr. James L. Deegan, and Mr. Stephen H. Lachter.
Managing Director.—Mr. Cressworth Lander.
Executive Assistant to the Managing Director.—Mr. John R. Hancock.
Bureau of International Aviation.—Mr. Daniel M. Kasper, Mr. Anthony M. Largay, Mr. Ivars V. Mellups, Mr. Donald L. Litton, Mr. Regis P. Milan, Jr., Ms. Patricia A. DePuy, Mr. Evans E. Wiley, and Mr. Richard M. Loughlin.
Office of the General Counsel.—Ms. Mary McInnis Schuman and Mr. Peter B. Schwarzkopf.
Bureau of Consumer Protection.—Mr. Reuben B. Robertson and Ms. Eleanor R. Minsky.
Office of the Secretary.—Mrs. Phyllis T. Kaylor and Ms. Deborah A. Lee.

General Counsel Certification

I certify that this meeting may be closed to the public under 5 U.S.C. 552b(c)(9)(B) and 14 CFR section 310b.5(9)(B) and that the meeting may be closed to public observation:

Mary McInnis Schuman,
General Counsel.

[S-437-80 Filed 3-3-80; 3:09 pm]
BILLING CODE 6320-01-M

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[M-272, Amdt. 5; Feb. 29, 1980]

CIVIL AERONAUTICS BOARD.

Notice of addition and closure of item at the February 28, 1980, meeting agenda.

TIME AND DATE: 9 a.m., February 28, 1980.

PLACE: Room 1027 (open), room L012 (closed), 1825 Connecticut Avenue, NW., Washington, D.C. 20428.

SUBJECT: 28. U.S.-U.K. negotiations. (BIA).

STATUS: Open (items 1-23). Closed (items 24-28).

PERSON TO CONTACT: Phyllis T. Kaylor, the Secretary, (202) 673-5068.

SUPPLEMENTARY INFORMATION: The United States and the United Kingdom are now conducting bilateral aviation discussions. The Board needs to consider this item at its February 28, 1980 meeting in order to be briefed on the progress of the negotiations, and to have the opportunity to express its views on the issues being discussed. Accordingly, the following Members have voted that Item 28 be added to the February 28, 1980 meeting and that no earlier announcement of this addition was possible.

Chairman, Marvin S. Cohen
Member, Elizabeth E. Bailey
Member, Gloria Schaffer

Public disclosure, particularly to foreign governments, of opinions, evaluations, and strategies discussed in connection with this item could seriously compromise the United States Government's ability to achieve future bilateral understandings which would be in the best interests of the United States. Accordingly, the following Members have voted that public observation of this meeting would reveal matters which, if prematurely disclosed, could significantly frustrate future agency action within the meaning of the exemption provided under 5 U.S.C. 552b(c)(9) and 14 CFR section 310b.5(9)(B) and that the meeting on this item will be closed:

Chairman, Marvin S. Cohen
Member, Elizabeth E. Bailey
Member, Gloria Schaffer

Persons Expected To Attend

Board Members.—Chairman, Marvin S. Cohen; Member, Elizabeth E. Bailey; and Member, Gloria Schaffer.
Assistants to Board Members.—Mr. David Kirstein, Mr. James L. Deegan, and Mr. Stephen H. Lachter.
Managing Director.—Mr. Cressworth Lander.
Executive Assistant to the Managing Director.—Mr. John R. Hancock.
Bureau of International Aviation.—Mr. Daniel M. Kasper, Mr. Anthony M. Largay, Mr. Ivars V. Mellups, Mr. Donald L. Litton, Mr. Regis P. Milan, Jr., Ms. Patricia A. DePuy, Mr. Evans E. Wiley, and Mr. Richard M. Loughlin.
Office of the General Counsel.—Ms. Mary McInnis Schuman and Mr. Peter B. Schwarzkopf.
Bureau of Consumer Protection.—Mr. Reuben B. Robertson and Ms. Eleanor R. Minsky.
Office of the Secretary.—Mrs. Phyllis T. Kaylor and Ms. Deborah A. Lee.

General Counsel Certification

I certify that this meeting may be closed to the public under 5 U.S.C. 552b(c)(9) and 14 CFR section

310b.5(9)(B) and that the meeting may be closed to public observation.

Mary McInnis Schuman,

General Counsel.

[S-438-80 Filed 3-3-80; 3:09 pm]

BILLING CODE 6320-01-M

3

COMMODITY FUTURES TRADING COMMISSION.

TIME AND DATE: 11 a.m. Friday, March 14, 1980.

PLACE: 2033 K Street NW, Washington, D.C., 8th floor conference room.

STATUS: Closed.

MATTERS TO BE CONSIDERED: Surveillance Briefing.

CONTACT PERSON FOR MORE INFORMATION: Jane Stuckey, 254-6314.

[S-431-80 Filed 3-3-80; 11:19 am]

BILLING CODE 6351-01-M

4

FEDERAL DEPOSIT INSURANCE CORPORATION.

Agency Meeting.

Pursuant to the provisions of subsection (e)(2) of the "Government in the Sunshine Act" (5 U.S.C. 552b(e)(2)), notice is hereby given that at 10:00 a.m. on Friday, February 29, 1980, the Board of Directors of the Federal Deposit Insurance Corporation met in closed session, by telephone conference call, to consider certain personnel actions.

Names of employees authorized to be exempt from disclosure pursuant to the provisions of subsections (c)(2) and (c)(6) of the "Government in the Sunshine Act" (5 U.S.C. 552b(c)(2) and (c)(6)).

In calling the meeting, the Board determined, on motion of Chairman Irvine H. Sprague, seconded by Director William M. Isaac (Appointive), concurred in by Mr. Lewis G. Odom, Jr., acting in the place and stead of Director John G. Heimann (Comptroller of the Currency), that Corporation business required its consideration of the matters on less than seven days' notice to the public; that no earlier notice of the meeting was practicable; that the public interest did not require consideration of the matters in a meeting open to public observation; and that the matter could be considered in a closed meeting by authority of subsections (c)(2) and (c)(6) of the "Government in the Sunshine Act" (5 U.S.C. 552b(c)(2) and (c)(6)).

Dated: February 29, 1980.

Federal Deposit Insurance Corporation.

Hoyle L. Robinson,

Executive Secretary.

[S-434-80 Filed 3-3-80; 2:35 pm]

BILLING CODE 6714-01-M

5

FEDERAL ENERGY REGULATORY COMMISSION.

"FEDERAL REGISTER" CITATION OF PREVIOUS ANNOUNCEMENT: 45 FR 11975, February 22, 1980.

PREVIOUSLY ANNOUNCED TIME AND DATE OF MEETING: 2:30 p.m., February 19, 1980.

CHANGE IN THE MEETING: The following has been rescheduled for March 4, 1980, at 3 p.m.

Docket No. and Company

CP77-71, *et al.*, Natural Gas Pipeline Company of America, *et al.*

Kenneth F. Plumb,

Secretary.

[S-435-80 Filed 3-3-80; 2:42 pm]

BILLING CODE 6450-85-M

6

FEDERAL ENERGY REGULATORY COMMISSION.

"FEDERAL REGISTER" CITATION OF PREVIOUS ANNOUNCEMENT: 45 FR 12353, February 25, 1980.

PREVIOUSLY ANNOUNCED TIME AND DATE OF MEETING: 10 a.m., February 27, 1980.

CHANGE IN THE MEETING: The following has been rescheduled for March 4, 1980, at 9:30 a.m.

Item No., Docket No., and Company

M-2(A)—RM80-9, Filing Requirements Regarding Interlocking Positions under Section 211 of the Public Utility Regulatory Policies Act of 1978.

Kenneth F. Plumb,

Secretary.

[S-436-80 Filed 3-3-80; 2:42 pm]

BILLING CODE 6450-85-M

7

FEDERAL RESERVE SYSTEM: Board of Governors.

TIME AND DATE: 10 a.m., Monday, March 10, 1980.

PLACE: 20th Street and Constitution Avenue NW., Washington, D.C. 20551.

STATUS: Closed.

MATTERS TO BE CONSIDERED:

1. Proposed adjustments to benefits for Federal Reserve Bank officers.

2. Personnel actions (appointments, promotions, assignments, reassignments, and salary actions) involving individual Federal Reserve System employees.

3. Any agenda items carried forward from a previously announced meeting.

CONTACT PERSON FOR MORE INFORMATION: Mr. Joseph R. Coyns, Assistant to the Board: (202) 452-3204

Dated: February 29, 1980.

Theodore E. Allison,

Secretary of the Board.

[FR Doc. S-430-80 Filed 3-3-80; 10:27 am]

BILLING CODE 6210-01-M

8

[SE-80-14]

INTERNATIONAL TRADE COMMISSION.

TIME AND DATE: 10 a.m., Tuesday, March 11, 1980.

PLACE: Room 117, 701 E Street, NW., Washington, D.C. 20436.

STATUS: Open to the public.

MATTERS TO BE CONSIDERED:

1. Agenda.
2. Minutes.
3. Ratifications.
4. Petitions and complaints, if necessary:
   a. Steel jacks (Docket No. 631).
5. Any items left over from previous agenda.

CONTACT PERSON FOR MORE INFORMATION: Kenneth R. Mason, Secretary, (202) 523-0161.

[S-429-80 Filed 2-29-80; 4:31 pm]

BILLING CODE 7020-02-M

9

NUCLEAR REGULATORY COMMISSION.

TIME AND DATE: Week of March 3, 1980 (Changes).

PLACE: Commissioners' Conference Room, 1717 H Street NW., Washington, D.C.

STATUS: Open.

MATTERS TO BE CONSIDERED:

Tuesday, March 4, 10 a.m.

Additional item: Briefing on Crystal River (Approximately 1½ hours)—Public meeting.

ADDITIONAL INFORMATION:

a) The ⅜ Briefing on Assessment of Workshops on Emergency Planning is Postponed.

b) The Affirmation Session Items on ⅜ will be: "Atlantic Research Corporation"; and "Req. for Proceeding in Diablo Canyon".

Other Affirmation items are Cancelled.

CONTACT PERSON FOR MORE INFORMATION: Walter Magee, (202) 634-1410.

Walter Magee,

Office of the Secretary.

March 3, 1980.

[S-432-80 Filed 3-3-80; 2:09 pm]

BILLING CODE 7590-01-M

10

NUCLEAR REGULATORY COMMISSION.

TIME AND DATE: Week of March 3, 1980.

PLACE: Commissioners' Conference Room, 1717 H Street NW., Washington, D.C.

STATUS: Open/closed.

MATTERS TO BE CONSIDERED.

Wednesday, March 5, 10 a.m.

1. Briefing on Assessment of Clean-up at TMI (Approximately 1½ hrs—Public meeting).

Wednesday, March 5, 2 p.m.

1. Briefing on Interim Actions on Performance Testing for Personnel Dosimetry (Approximately 1 hour—Public meeting).
2. Briefing on Assessment of Workshops on Emergency Planning (Approximately 1 hour—Public meeting).
3. Affirmation Session (Approximately 10 minutes—Public meeting—Items are tentaive).
   a. TMI-Prehearing Conference Orders,
   b. Consumers Power-Midland, and
   c. Draft Order—Guidance to TMI Licensing Board on Management Competence.

Thursday, March 6, 9:30 a.m.

1. Discussion of Management-Organization and Internal Personnel Matters (Approximately 1½ hours—Closed—Exemptions 2 and 6).

CONTACT PERSON FOR MORE INFORMATION: Walter Magee, (202) 634–1410.

Walter Magee,

Office of the Secretary.

February 27, 1980.

[S-433-80 Filed 3-3-80; 2:09 pm]

BILLING CODE 7590-01-M

federal register

Wednesday
March 5, 1980

Part II

Nuclear Regulatory Commission

Access to and Protection of National Security Information and Restricted Data

NUCLEAR REGULATORY COMMISSION

10 CFR Parts 25 and 95

Access to and Protection of National Security Information and Restricted Data

AGENCY: Nuclear Regulatory Commission (NRC).

ACTION: Final rules.

SUMMARY: The Nuclear Regulatory Commission has issued proposed rules governing access to and protection of National Security Information and Restricted Data. When former Atomic Energy Commission regulations were reissued in March 1975 by the Nuclear Regulatory Commission, rules governing access to and protection of the National Security Information and Restricted Data were not included. A joint Energy Research and Development Administration-Nuclear Regulatory Commission task force was formed on March 17, 1976, to propose a plan of action for improving the control and protection of nuclear materials at NRC-licensed fuel cycle facilities. The task force addressed the current status and future direction of physical security protection at NRC-licensed facilities possessing formula quantities of strategic special nuclear materials. These rules establish procedures to facilitate licensee access to and protection of National Security Information and Restricted Data.

EFFECTIVE DATE: These rules become effective May 19, 1980.

Note.—The Nuclear Regulatory Commission has submitted these rules to the Comptroller General for such reviews as may be appropriate under the Federal Reports Act, as amended, 44 U.S.C. 3512. The date on which the reporting requirements of these rules become effective, unless advised to the contrary, accordingly reflects inclusion of the 45-day period which that statute allows for such review (44 U.S.C. 3512(c)(2)).

FOR FURTHER INFORMATION CONTACT: Mr. Raymond J. Brady, Director, Division of Security, Office of Administration, U.S. Nuclear Regulatory Commission, Washington, DC 20555, (301) 427–4472.

SUPPLEMENTARY INFORMATION: In the July 2, 1979 issue of the **Federal Register** (44 FR 38533), the Nuclear Regulatory Commission published a notice of proposed rulemaking establishing procedures to facilitate licensee access to and protection of National Security Information and Restricted Data.

Interested persons were given until August 31, 1979, to submit written comments regarding the proposed rule. All comments received were carefully considered. Written comments received pursuant to that notice are available at the NRC's Public Document Room, 1717 H Street, NW., Washington, DC 20555, (301) 634–3273.

Summary of Comments Received and Responses

The following comments resulted in changes to the proposed rules and have been incorporated into the final versions:

One commenter did not understand why in §§ 25.13 and 95.13, only certain records concerning personnel security access authorizations and security facility approvals were subject to review and inspection during security surveys. The suggestion to delete the words "certain of" from each section was adopted.

One commenter indicated that § 25.21 did not establish a time frame for notification of developments which bear on continued eligibility for access authorization. A revision has been made which inserted the word "promptly" between the words "be" and "notified."

One commenter suggested that the 60-day period mentioned in § 25.33(a)(2) is excessively short and should be, as a minimum, extended to 90 days. The suggestion to extend this period to 90 days has been adopted.

One commenter suggested that the definition of "Combination Lock," § 95.5, be more precise and offered "The lock shall meet the Group 1 or Group IR combination lock requirement of UL Publication No. 768." The suggestion to modify the definition of "combination lock" has been adopted.

One commenter suggested that the alarming requirements for a "vault-type room," § 95.5, appeared excessive compared to the consequence of theft and further asked whether valid entries were meant to generate alarms. The definition of vault-type room has been changed to: A vault-type room is one that has a combination lock door and is protected by an intrusion alarm system which alarms upon the unauthorized penetration of a person anywhere into the room.

One commenter indicated it was his understanding relative to § 95.25(i), that "containers" will have combination locks, not keys. The following phrase was deleted "* * * on containers holding classified matter or * * *"

One commenter on § 95.37(i) advised that the Information Security Oversight Office (ISOO) Directive No. 1, Section V, requires that anonymity of the challenger of the propriety of a given classification be preserved on request. A revision of this section, which added the following sentence after the first complete sentence, has been made: "Whenever requested, this challenge of classification marking shall be handled in a manner which will assure the anonymity of the challenger."

One commenter found the tone of § 95.59, "The Commission *may* make such inspections and surveys of the premises, activities * * *" too permissive. The commenter believed security inspections should be conducted on a recurring basis for all cleared licensed facilities handling classified material to ensure compliance with the Atomic Energy Act of 1954, as amended, E.O. 12065, and the Commission's rules. The commenter also offered his thoughts on the purposes for and the benefits received from such inspections. This section was revised as follows: "The Commission *shall* make inspections and surveys * * * to effect the purposes of the Act, E.O. 12065, and Commission rules." NRC procedures provide for recurring periodic surveys for the very purposes mentioned by the commenter.

As a result of further review by the NRC staff, the following significant change was also made: In § 95.37(a) the following statement was added: "Such marking of information shall be in compliance with NRC classification guidance found in the NRC Classification Guide for Safeguards Information, Appendix A of this part.

In addition to the comments that resulted in changes in the proposed rules, a number of other issues were raised which resulted in no changes but which warrant discussion and explanation as follows:

One commenter noted, relative to § 25.17 (b and c), that if the NRC is going to accept the investigations and reports of other Federal Government agencies in lieu of complete new investigations for current access authorization holders, then the submittal of an abbreviated personnel security packet should be permitted to reduce the burden and cost of supplying a packet as outlined in this section. The NRC may accept the investigations and reports of other Federal Government agencies for current access authorization holders whenever the investigation is five years old or less and the scope of the investigation meets the criteria for the level of clearance requested. Individuals falling within this category will be granted an NRC access authorization providing no unresolved derogatory information has been added to their existing security file and no questionable information is contained in the security packet which they submit. If

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an access authorized individual's last investigation is more than five years old, a determination in accordance with accepted personnel security procedures will be made as to whether any supplemental investigation is necessary. While revisions to various forms are contemplated, a standard NRC security packet consists of the forms outlined in § 25.17(c). This standard packet is being requested from each individual to avoid the confusion inherent in having an individual attempt to determine which set of forms to complete. This will also eliminate any need for going back to an individual a second time for additional information. It has been estimated that approximately 1.5 to 2.0 hours would be required to complete this standard forms packet.

One commenter recommended that the term "immediately" in § 25.33(b) and the term "promptly" in § 25.33(c) be defined. These two terms are used throughout NRC's management directives applicable to direct NRC employees and NRC contractors handling classified information. In each case, notification should occur within one or two working days of the incident which precipitates the notification action. Since other events and tasks, perhaps of higher priority, would prevent immediate notification, it is NRC's intention not to prescribe a requirement which the licensee may violate due to circumstances beyond his control.

Two commenters recommended that § 25.37 include procedures to provide for visits with much shorter than 15-day notification periods to cover unusual situations and for multiple visits within an extended period of time. Certain facilities outside of NRC's control require the 15-day notification. Emergency procedures exist in some areas which provide for visits with a shorter than 15-day notification period. When such advance notice is not possible, but the NRC Form 277 has been received by the Division of Security, the visit may be processed telephonically. However, telephonic notifications of visits increase the probability of errors and the likelihood that the visit request will not be properly processed. Additionally, it increases the administrative effort of all concerned in the processing of the visit. These procedures, and others which provide for multiple visits within an extended period of time, will be covered in more detail in an NRC regulatory guide for protection of classified information and matter which is currently being written.

One commenter believed the scope of Part 95 as reflected in § 95.3 and the application of Part 95 as defined in § 95.15(a) are potentially enormous in breadth and urged that the regulations more specifically identify the kinds of persons affected and at what stage in the licensing process they become subject to the Parts. The emphasis or direction of the scope described in § 95.3 is aimed at those individuals who require access to NRC classified information, either National Security Information or Restricted Data. If this "need-to-know" principle has been established, and if personnel at a facility need to use, process, store, reproduce, transmit or handle classified information, then Part 95 provides the mechanism by which the facility can be approved by NRC to meet these needs. NRC will not attempt to apply these provisions "across-the-board" to all licensees and others regulated by the Commission, but rather will (1) respond to a request from those indicating a future need for access to NRC classified information and (2) request those who will possess NRC classified information (based on the new NRC safeguards classification guide) to adhere to the provisions of this part. It is estimated this latter area (i.e., those facilities possessing nonself-protecting formula quantities of SSNM) includes approximately sixteen facilities (light water reactors are not included within the scope of the classification guide).

The words "* * * licensee, or other person who has a need * * * in connection with Commission related activities * * *" in 95.15(a) is purposefully broad to permit the justifiable application of this Part to other support businesses or facilities (i.e., a licensee contractor) which may not be licensed by NRC, but which require access to NRC classified information. The provisions of this Part become applicable when, and only when, the licensee or other activity has indicated a need to use, process, store, reproduce, transmit or handle NRC classified information.

One commenter recommended that the definition of a safe, § 95.5, be written to comply with the publication of new UL specifications scheduled to be effective on January 31, 1980, indicating that new specifications will provide for "equivalent" resistance to steel. Most all facilities affected by these parts currently possess security containers as defined in § 95.5 and will be able to comply with its provisions. Section 95.5 provides for the use of other repositories, such as those noted by the commenter, which in the judgment of the Division of Security would provide comparable physical protection.

One commenter recommended that the terms "immediately" and "promptly" in § 95.21 be defined. The discussion above relative to § 25.33 applies here.

One commenter suggested that the requirement for NRC approval of intrusion alarms as reflected in § 95.25(a)(1) seemed unnecessary. Since alarm systems vary in quality and efficiency over an enormous range, NRC reserves the right to ensure the system is adequate.

One commenter pointed out that § 95.25(h) seemed to require a report to the NRC every time an unattended security container is found open and, similarly, that § 95.57 required that all "infractions" (defined to mean acts or omissions involving failure to comply with NRC security regulations) be "immediately" reported to NRC. This commenter and one other believed it was imperative that some kind of "rule of reason" be incorporated into the proposed regulations to avoid the suffocation in an ocean of paper resulting from minor infractions where security is not breached. Minor or major security infractions will not occur frequently if affected individuals and facilities adhere to proper security procedures. If those individuals affected by these Parts frequently leave safes open, leave documents unattended, or allow unauthorized access to classified information, NRC certainly wants to be aware of the situation and circumstances. These same reporting requirements apply to NRC Headquarters and Regional Offices as well as all other NRC contractors which handle NRC classified information. Experience has shown this does not result in unmanageable or burdensome reporting or paperwork.

One commenter questioned why individuals authorized access to a security area (§ 95.29) shall be issued a badge *only* "when the number of employees assigned to the area exceeds 30 per shift" and desired to know the rationale for not issuing badges to *all* such individuals. It has been NRC's experience that less than 30 individuals per shift requiring access to a security area can be physically recognized and identified by the individual controlling access. A printed roster of 30 individuals or less has proven to be an efficient and effective control device. The manufacturing cost of 30 or less unique identification badges or the alteration of existing plant or company badges would be burdensome. The provisions, as stated, conform to approved existing procedures relative to NRC contractor classified operations.

Relative to § 95.33, one commenter noted that the security education program should include alerting participants to the dangers of sabotage and espionage and to suggest preventive measures which a licensee may adopt to avoid such dangers. This commenter specifically asked whether NRC provided guidance for the security education program established and maintained by the licensee and whether the final program was subject to NRC approval. The NRC Division of Security will provide guidance for licensee security education programs.

Items such as those mentioned by the commenter shall be incorporated into their programs. An NRC regulatory guide for the protection of classified information and matter which identifies these elements of a good security education program is being prepared for licensees. A licensee's security education program and the records maintained to support it are reviewed and subject to NRC approval.

One commenter believed that more detail and guidance were needed concerning the handling and classification of material originated by licensees and applicants. He further suggested that the procedure for classification described in 95.37 would require much additional correspondence if implemented as written, and would be very time-consuming and inefficient. This commenter who is not affected by these Parts misunderstood the definition and application of the term "Restricted Data." He mistakenly believed his facility possessed large amounts of such material. True, if he or his facility were affected, it would result in additional correspondence, but not to the extent it would be time-consuming and inefficient. A licensee official may be an NRC authorized derivative classifier. This would eliminate much of the required correspondence. The handling and classification procedures parallel the Department of Energy (DOE) procedures covering such material. Additionally, a safeguards classification guide, Appendix A of Part 95, and an NRC regulatory guide for the protection of classified information and matter will provide most of any additional detail and guidance which may be necessary.

Another commenter, addressing § 95.37, believed this section would require, or at least authorize, classification markings, at variance with those required by the DOE under 10 CFR 795.32 (although they appear to be consistent with DOE's Appendix 2105). He believed this raised the possibility that certain documents subject to Part 95 might have two sets of classification stamps applied to them. Since the DOE's and NRC's Restricted Data handling and classification procedures are consistent or the same, there should be no variance in the application of markings and classification stamps in this area. Since, however, DOE's Part 795 pertains only to Restricted Data, while NRC's Part 95 pertains to Restricted Data and *National Security Information*, there are additional authorized classification markings for this type of information. These markings are not at variance with, but are in lieu of or in addition to, the markings for Restricted Data.

One commenter noted that the classification marking required by § 95.37(e)(2) is not provided for in Executive Order 12065. The commenter stated that this marking (required under the former Order) was eliminated from E.O. 12065 because it was considered superfluous. The NRC Division of Security recognizes that E.O. 12065 does not provide for this marking. However, it conversely does not preclude its use. Based on NRC Manual Chapter and Appendix 2101, Part III and NRC Bulletin 2101–11, this marking has been, and is being, used within the NRC. It is necessary to maintain consistency between Part 95's application and internal NRC classification procedures and markings. Therefore, no revision or change is recommended for this section.

One commenter did not understand the meaning in § 95.39(b)(3) of the expression "that the outer envelope * * * shall contain the addressee's *classified* mail address." The commenter believed this was a typographical error since no classified information shall be affixed to the outer envelope. The commenter misunderstood the definition of "classified mail address" as found in § 95.5 which indicates this is an address to which classified information (contained in an inner envelope) may be sent. The address itself is not classified, but represents a location, approved by NRC, to which classified information can be sent with the assurance that it will be received by properly cleared individuals.

Two commenters felt the provision of § 95.57 to submit a report whenever a classified document was generated, destroyed or had its classification changed was unnecessary. One of the two commenters did not believe the distinction among "originated," "generated," and "reproduced" was clear. More specifically, this commenter was uncertain whether a document would be "generated" for the purposes of § 95.57 if it were derived from information made available to them under the Access Permit Program administered by DOE. The requirements to submit a report whenever a classified document is generated, destroyed or has its classification changed stems from Section 5–202(h) of Executive Order 12065. Through this Section, the Information Security Oversight Office (ISOO), GSA has identified the minimum data necessary to fulfill its oversight responsibility of ensuring effective implementation of the Government's information security program. It also uses such data to keep the President informed on the status of the implementation of E.O. 12065. Such reports and records must be forwarded to NRC from those affected by Part 95 in order to fulfill this requirement. NRC in turn consolidates these reports and forwards data to ISOO. These reports also serve as the basis for NRC's own classification appraisals required by NRC management directives. Although only the word "generated" is used in § 95.59, the words "generated" and "originated" are synonymous. They are used to indicate papers or documents which are newly prepared, written or created; papers or documents which did not previously exist in that form. "Reproduce" means a physical duplication or exact copy of papers or documents which were previously "generated" or "originated." It may be possible for a document to be "generated" or "originated" for the purposes of Part 95, which is derived from Restricted Data available under DOE's Access Permit Program. In such cases, information as required by NRC Form 790, in accordance with § 95.57, shall be forwarded to the NRC Division of Security.

One commenter believed that the programs detailed in Part 95 represented an extreme and, in most cases, an unnecessary increase in the level of protection afforded Restricted Data associated with commercial, nuclear-powered electrical generating facilities and that the recommended protection was comparable to that given to Department of Defense "Secret" material (a disclosure of which, in the eyes of the commenter, would result in a much greater danger than disclosure of "Restricted Data" associated with nuclear powerplants). The commenter also believes that nearly everyone assigned to a plant or involved with its design would require a clearance, thus creating a logjam of clearance requests, requests for facility approvals and requests for classification of material.

Parts 25 and 95 specifically apply to less than twenty NRC-licensed facilities which possess nonself-protecting

formula quantities of SSNM since information relative to the protection of such material is covered within the classification guide. These parts do not routinely apply to normal commercial, light water reactor facilities unless such facilities otherwise specifically request personnel and facility clearances based on a need to store or handle other NRC classified information. This application should not result in a logjam of requests for personnel clearances, facility approvals or classification guidance. These Parts are, in fact, aimed at providing protection comparable to that given to Department of Defense "Secret" material since they do address classified information (National Security Information and Restricted Data). This commenter's view of Restricted Data, however, differs from that defined in the Atomic Energy Act of 1954, as amended, and as used in Parts 25 and 95. This commenter incorrectly viewed Parts 25 and 95 as being applicable to his facility.

One commenter, while recognizing that both the DOE and NRC have responsibility to control the dissemination of Restricted Data in the interest of the common defense and security, pointed out that DOE has the sole responsibility to establish the "basic standards and procedures." The commenter believed that the proposed rules largely ignored the existence of DOE's "basic standards and procedures" and DOE's regulations covering Restricted Data in the hands of DOE contractors and Access Permittees. Except for minor differences, NRC's procedures are consistent with DOE's "basic standards and procedures" covering personnel and facility clearances. DOE's Part 795 applies to persons who receive access to Restricted Data (RD) or develop Restricted Data under the Access Permit Program. Parts 25 and 95 are broader in scope in that they apply to persons who require access to Restricted Data and/or *National Security Information (NSI).* NRC recognizes DOE's interest in protecting Restricted Data, but does not relinquish its own required regulation and control of NRC Restricted Data and NSI.

One commenter stated that licensees and license applicants must be informed of the rules for determining what information they (licensees and applicants) develop might be considered classified by NRC. This commenter believed that a separate rulemaking was necessary to determine the procedures to be followed in classifying information which might be subject to the provisions of Parts 25 and 95. Two items prepared by NRC will help in this area; one, an NRC safeguards classification guide which specifically identifies the elements of information which will be classified; and two, a soon to be published NRC regulatory guide for the protection of classified information and matter.

One commenter asked whether a putative license applicant is subject to Part 95 in the early stages of its planning, long before a license application is drafted. If a license applicant can determine, or is aware, very early in the license application development, that his facility will maintain formula quantities of SSNM, he should be aware of the possibility that certain safeguards information he develops may be classified. If his facility will maintain formula quantities of SSNM, he may originate or need access to classified information very early in the facility design stage. If he can effectively rule out the requirement to safeguard formula quantities of SSNM and has no other need for access to classified information, he need not concern himself with the requirements of Parts 25 and 95.

One commenter asked whether suppliers and consultants of licensees are subject to Part 95 and if they are, when they become subject. Suppliers, consultants, and licensee contractors may be subject to Parts 25 and 95 if they, as individuals, require access to NRC classified information (as identified in the NRC classification guide) or if they need to use, store, handle, etc., classified information at their offices or facilities. They would become subject to these rules when the need for access to classified information has been established by the NRC.

One commenter noted they are now subject to DOE's Part 795 and could not perceive why NRC cannot adopt as its own, the precise language of 10 CFR Part 795. NRC's language and requirements covering Restricted Data (RD) in Part 95 are consistent with and, in fact, very similar to those in DOE's Part 795. The major differences in these two Parts stem from the broader coverage of Part 95 to include requirements governing the handling and storage of National Security Information, which based on Executive Order requirements, are somewhat different from those for RD.

One commenter noted that DOE, in 10 CFR Part 795, has reserved the authority to deny access to certain kinds of Restricted Data under the Access Permit Program, but saw no such restrictions by NRC. This resulted in his question whether a company that has not been afforded access to Restricted Data under Part 795 might be afforded such access through compliance with the NRC regulations or vice versa. Parts 25 and 95 have been prepared to facilitate access to classified information (Restricted Data and National Security Information) based upon the individual's "need-to-know." Any information which becomes classified based upon the application of the guidance provided by an NRC classification guide would be available to an individual (or individuals) providing they have the "need-to-know" and are cleared by NRC. Any information designated as RD by NRC's guide has been done so on the basis of a previous determination by DOE. Since all categories of RD in the NRC guide have already been addressed by DOE, it is highly unlikely that a licensee will have or require additional access to RD over that which he already has.

Assuming that NRC must adhere to the "basic standards and procedures" of DOE, one commenter did not understand the necessity for the apparent requirements for separate NRC access authorization determinations for a person who already has a DOE access authorization for Restricted Data. DOE's access authorization permits a licensee access to specific categories of Restricted Data (RD). This access authorization determination is made in accordance with the provisions of the Atomic Energy Act of 1954, as amended. NRC, in Part 25, applies the same "basic standards and procedures" to determine eligibility for access to RD. In addition, because additional access is involved, NRC also applies the necessary standards and procedures found in Executive Orders 12065 and 10865, governing the general provisions for handling National Security Information and the specific provisions as they relate to industry. The investigative basis for the existing DOE access authorization will be used for the NRC determination wherever possible and whenever the application of acceptable personnel security practices permit. There is no desire, nor is there any statutory method, by which NRC can relinquish its prerogative to make an independent judgement regarding eligibility for access to NRC classified information (NSI and RD). Arrangements with DOE and the Department of Defense will be made whereever possible to facilitate the common use of investigative and other security data.

One commenter advised their facility operates under rules and provisions of the DOE whose regulations cover all items addressed in Proposed Rules 10 CFR Parts 25 and 95 and that the application of these new regulations would constitute a total duplication of

an already effective program for possessing and handling classified information. As a result of the NRC's decision to classify certain safeguards information through the application of E.O. 12065 and an NRC classification guide, specific licensees will now possess NRC classified information. Existing statutes and Executive Orders (Atomic Energy Act, E.O. 12065, E.O. 10865) require an agency to determine the trustworthiness of the individuals requiring access to its information and ensure that providing access will not endanger the common defense and security. There is no way for an agency to relinquish this responsibility. Granted, there may be some duplication of programs; however, since DOE's and NRC's regulations are nearly identical, it should result in a minimal cost impact to those already operating under DOE's regulations.

One commenter took exception to the joint Energy Research and Development Administration Nuclear Regulatory Commission task force conclusion that a plan for improving the control and protection of nuclear materials at NRC-licensed generating stations is necessary. The commenter felt that applicable portions of 10 CFR 2.790 and 10 CFR Part 73 provided adequate control and protection of nuclear materials and associated documentation. This commenter believed that implementation of Parts 25 and 95 would provide no significant increase in the protection of the public safety or to the national defense and did not believe that NRC-licensed facilities needed access to classified information pertinent to the protection of their facilities. In September 1978, NRC approved a plan for implementation of a classified program applicable to activities possessing significant quantities of SSNM. This approval was based on a series of decisions by the National Security Council and a determination by the President that, owing to the potential consequences of loss or diversion of significant quantities of SSNM, or sabotage of facilities or activities involving SSNM, the unauthorized disclosure of certain information relating to the protection of such materials, facilities, or activities could reasonably be expected to cause some degree of damage to the national security and, therefore, certain such information should be classified. Certain site-specific safeguards information under current NRC regulations is "deemed to be commercial or financial information" and has been withheld from public disclosure while in the hands of the NRC based on 10 CFR 2.790(d)(1). There is, however, no existing law which expressly provides that unclassified NRC sensitive safeguards information be withheld from disclosure. The two basic objectives of this program are (1) assuring the trustworthiness of persons generating and having access to the subject information and (2) protecting the information from unauthorized disclosure while in the possession of NRC.

One commenter believed that most of the documentation and activities proposed for classification are already a matter of public record in the form of licensing documents, technical papers and job specifications and that costs and manpower needed to classify and impose controls on such information cannot be justified. The material and documentation proposed for classification and thus covered by these parts relates primarily to measures for the physical protection as well as control and accounting of nuclear materials, including inventory discrepancy data. This material, once submitted to NRC is not widely disseminated, but rather is protected and handled as proprietary information. It is expected that industry has taken other steps to protect this highly sensitive information as opposed to disseminating it widely.

One commenter believed that, since licensed facilities currently perform personnel screenings prior to employment and restrict access to special nuclear material in accordance with 10 CFR 73.55, additional "clearances" or "controls" would be redundant and serve no practical purpose. A licensee's own personnel screenings and 10 CFR 73.55 controls do not fulfill the statutory-executive order requirements relative to access to, and contol over, government classified information (NSI and RD). Only the Federal Government can grant final personnel security clearances authorizing access to such information. Additionally, those facilities (i.e., licensees) which need to store, use, handle, etc., information classified by the Federal Government must adhere to the provisions as contained in Part 95.

One commenter did not believe that the NRC Division of Security should determine a licensee employee's eligibility since the individual (not employed by NRC or as an NRC contractor) is not performing work directly related to national defense contracts. If it is determined that an individual employed by a licensee requires access to NRC classified information, then *NRC*, in accordance with E.O. 12065 and the Atomic Energy Act of 1954, as amended, must determine that individual's eligibility for access.

One commenter stated that the procedures in § 25.17 and eligibility determined in § 25.21 only present a "picture in time" and do not provide a significant degree of assurance against compromise of proprietary information, and do not significantly reduce present or future threats defined in 10 CFR 73.55(a). The eligibility determined in § 25.21 using the criteria contained in 10 CFR Part 10 has been used by the NRC and its predecessor agency (Atomic Energy Commission) since 1962. (While previous similar criteria existed as early as 1950, they were not published as part of the Code of Federal Regulations until May 5, 1962.) The eligibility determination and criteria have always been based on personal historical data as well as current data. This eligibility determination is made and the criteria have been developed to specifically afford protection of and control access to classified information.

One commenter believed that the financial and administrative burdens of compliance with both § 25.17 and 10 CFR 73.55 screening requirements were unreasonable, not necessary and resulted in unwarranted distributive costs to the licensee's customers/taxpayers. Compliance with § 25.17 should be a minor financial or administrative burden within any organization which has an existing security program. The financial burden (approximately $30.00 per access authorization requested) may be less for a facility which currently has affected employees cleared by DOE or the Department of Defense. The administrative burden associated with § 25.17, including the handling, reviewing and forwarding of security forms packets between affected employees and NRC, and minor record keeping requirements, are necessary in order to provide the proper protection and control over NRC classified information. It is believed that the procedures required by § 25.17 can be incorporated into existing security procedures without unreasonable and unwarranted distributive cost to the licensee's customers.

One commenter indicated the definition of "Restricted Data," § 95.5, was not very concise, leaving much to doubt, and recommended a more detailed description. This definition of Restricted Data has been extracted verbatim from the Atomic Energy Act of 1954, as amended, and has been used and understood throughout government

and industry since that time. For the most part, the majority of all Restricted Data has been originated by the DOD, DOE, NRC, and predecessor agencies. As pertains to Parts 25 and 95, very specific guidance shall be given to those facilities subject to the regulations (i.e., those prossessing more than formula quantities of nonself-protecting strategic special nuclear materials (SSNM)) as to the exact category (Restricted Data or National Security Information) and level (Confidential or Secret) of information they must protect. This particular commenter does not represent a facility which possesses nonself-protecting formula quantities of SSNM and would not be subject to the regulations unless a subsequent need arises to store and maintain NRC classified information.

Pursuant to the Atomic Energy Act of 1954, as amended, the Energy Reorganizaiton Act of 1974, as amended, and Section 552 and 553 of Title 5 of the United States Code, new Parts 25 and 95 to Title 10, Chapter I, Code of Federal Regulations, are published as a document subject to codification.

1. A new Part 25 is added which reads as follows:

PART 25—ACCESS AUTHORIZATION FOR LICENSEE PERSONNEL

General Provisions

Sec.

25.1 Purpose.
25.3 Scope.
25.5 Definitions.
25.7 Interpretations.
25.9 Communications.
25.11 Specific Exemptions.
25.13 Records Maintenance.

Access Authorizations

25.15 Access Permitted Under "Q" or "L" Access Authorization.
25.17 Approval for Processing Applicants for Access Authorization.
25.19 Processing Applications.
25.21 Determination of Initial and Continued Eligibility for Access Authorization.
25.23 Notification of Grant of Access Authorization.
25.25 Cancellation of Requests for Access Authorization.
25.27 Reopening of Cases in Which Requests for Access Authorizations Are Cancelled.
25.29 Reinstatement of Access Authorization.
25.31 Extensions and Transfers of Access Authorizations.
25.33 Termination of Access Authorizations.

Violations

25.35 Violations.

Classified Visits

25.37 Classified Visits.

Authority: Secs. 145, 161(i), Pub. L. 83–703, 68 Stat. 942, as amended, 948, as amended, (42 U.S.C. 2165, 2201); sec. 201(f), Pub. L. 93–438, 88 Stat. 1243 (42 U.S.C. 5841); E.O. 10865, and E.O. 12065

General Provisions

§ 25.1 Purpose.

This part establishes procedures for granting, reinstating, extending, transferring and terminating access authorizations of licensee personnel, licensee contractors or agents and other persons (e.g, individuals involved in adjudicatory procedures as set forth in 10 CFR Part 2, Subpart I) who may require access to information classified at the Secret and Confidential National Security Information and/or Restricted Data level.

§ 25.3 Scope.

The regulations in this part apply to licensees and others who may require access to National Security Information and/or Restricted Data related to a license or application for a license.

§ 25.5 Definitions.

"Access Authorization" is an administrative determination by the Commission that an individual (including a consultant) who is employed by or an applicant for employment with Commission contractors, licensee contractors, agents, or licensees of the Commission or any other individual designated by the Executive Director for Operations is eligible for access to National Security Information and/or Restricted Data; and an individual (including a consultant) who is a Commission employee or applicant for Commission employment is eligible for security clearance.

"Act" means the Atomic Energy Act of 1954 (68 Stat. 919), as amended.

"Commission" means the Nuclear Regulatory Commission or its duly authorized representatives.

"L" access authorization means an access authorization granted by the Commission which is normally based on a National Agency Check (NAC) or NAC and Inquiry (NACI) conducted by the Office of Personnel Management.

"License" means a license issued pursuant to 10 CFR Part 50 or Part 70.

"Matter" means documents or material.

"National Security Information" means information or matter that is owned by, produced for or by, or under the control of, the United States Government, and that has been determined pursuant to Executive Order 12065 or prior orders to require protection against unauthorized disclosure and is so designated.

"Need-to-know" means a determination by persons having responsibility for classified information or matter, that a proposed recipient's access to such classified information or matter is necessary in the performance of his official, contractual, or licensee duties of employment under the cognizance of the Commission.

"Person" means (1) any individual, corporation, partnership, firm, association, trust, estate, public or private institution, group, government agency other than the Commission or the Department of Energy (DOE), except that the DOE shall be considered a person to the extent that its facilities are subject to the licensing and related regulatory authority of the Commission pursuant to section 202 of the Energy Reorganization Act of 1974 and sections 104, 105 and 202 of the Uranium Mill Tailings Radiation Control Act of 1978, any State or any political subdivision of, or any political entity within a State, any foreign government or nation or any political subdivision of any such government or nation, or other entity; and (2) any legal successor, representative, agent, or agency of the foregoing.

"Q" Access Authorization means an access authorization granted by the Commission based on a full field investigation conducted by the Office of Personnel Management, the Federal Bureau of Investigation, or other U.S. Government agency which conducts personnel security investigations.

"Restricted Data" means all data concerning design, manufacture or utilization of atomic weapons, the production of special nuclear material, or the use of special nuclear material in the production of energy, but shall not include data declassified or removed from the Restricted Data category pursuant to Section 142 of the Act.

§ 25.7 Interpretations.

Except as specifically authorized by the Commission in writing, no interpretation of the meaning of the regulations in this part by any officer or employee of the Commission other than a written interpretation by the General Counsel will be recognized to be binding upon the Commission.

§ 25.9 Communications.

Except where otherwise specified, all communications and reports concerning the regulations in this part should be addressed to the Director, Division of Security, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555.

§ 25.11 Specific exemptions.

The Commission may, upon application of any interested party, grant an exemption from the

requirements of this Part 25. Exemptions will be granted only if they are authorized by law and will not constitute an undue risk to the common defense and security. Documentation related to the request, notification and processing of an exemption shall be maintained for two years beyond the period covered by the exemption.

§ 25.13 Records maintenance.

Each licensee or organization employing individuals approved for personnel security access authorization under this part, shall maintain records as prescribed within the part. These records shall be subject to review and inspection by NRC representatives during security surveys.

Access Authorizations

§ 25.15 Access permitted under "Q" or "L" access authorization.

(a) A "Q" access authorization permits an individual access on a need-to-know basis to (1) Secret and Confidential Restricted Data and (2) Secret and Confidential National Security Information including intelligence information, CRYPTO (i.e., cryptographic information) or other classified communications security (COMSEC) information.

(b) An "L" access authorization permits an individual access on a need-to-know basis to Confidential Restricted Data and Secret and Confidential National Security Information other than the categories specifically included in paragraph (a) of this section.

(c) Each employee of the Commission has a security clearance consisting of one of the two levels of access authorization. Licensees and other persons will furnish National Security Information and/or Restricted Data to a Commission employee on official business when the employee has the appropriate level of NRC security clearance and need-to-know. An "L" access authorization does not permit an NRC employee access to Restricted Data.

§ 25.17 Approval for processing applicants for access authorization.

(a) Access authorization shall be requested for licensee employees or other persons (e.g., 10 CFR Part 2, Subpart I) who need access to National Security Information and/or Restricted Data in connection with activities under Parts 50 or 70.

(b) The request shall include a completed personnel security packet (see § 25.17(c)) and request form (NRC–237) signed by a licensee or licensee contractor official which identifies: The person for whom access authorization is requested; his date of birth; the level of access authorization needed ("Q" or "L"); and the activity for which access is required.

(c) Each personnel security packet so submitted, shall include the following completed forms:

(1) Personnel Security Questionnaire, (NRC–1, Parts I and II);

(2) National Agency Check-Data for Nonsensitive or Noncritical-Sensitive Position (SF–85A)—for "L" cases only;

(3) Two Standard Fingerprint cards, (FD–258);

(4) Security Acknowledgment, (NRC–176);

(5) Authority to Release Information, (NRC–259); and

(6) Related forms where specified in accompanying instructions (NRC–254 and NRC–254–A).

Forms identified in paragraphs (c)(1) and (2) of this section must be typed.

(d) To avoid delays in processing requests for access authorizations, each security packet should be reviewed for completeness and correctness (including legibility of response on the forms) prior to submittal.

(e) Applications for access authorization processing must be accompanied by a check or money order, payable to the United States Nuclear Regulatory Commission, representing the current cost for the processing of each "Q" and "L" access authorization request. Access authorization fees will be published in December of each year and will be applicable to each access authorization request received during the following calendar year. Applications from individuals having current Federal access authorizations may be processed expeditiously at less cost, since the Commission may accept the investigations and reports of other Federal Government agencies which conduct personnel security investigations. The use of such investigations and reports is contingent upon their serving as the basis for a previous security clearance approval.

§ 25.19 Processing applications.

Each application for access authorization together with its accompanying fee shall be submitted to the NRC Division of Security. If necessary the NRC Division of Security may obtain approval from the appropriate Commission office exercising licensing or regulatory authority before processing the access authorization request.

If the applicant is disapproved for processing, the NRC Division of Security will notify the submitter in writing and will return the original application (security packet) and its accompanying fee.

§ 25.21 Determination of initial and continued eligibility for access authorization.

(a) Following receipt by the NRC Division of Security of the reports of the personnel security investigations, the record will be reviewed to determine that granting an access authorization will not endanger the common defense and security and is clearly consistent with the national interest. If such a determination is made, access authorization will be granted. Questions as to initial eligibility, and any subsequent developments that raise a question of continued eligibility for access authorization will be determined in accordance with Part 10 of Chapter I.

(b) The NRC Division of Security shall be promptly notified of developments which bear on continued eligibility for access authorization throughout the period for which the authorization is active (e.g., persons who marry subsequent to the completion of a personnel security packet must report this change by submitting a completed form entitled "Data Report on Spouse").

§ 25.23 Notification of grant of access authorization.

The determination to grant access authorization will be furnished in writing to the licensee or organization which initiated the request. Records of these notifications must be maintained by the licensee or requesting organization for one year after the access authorization has been terminated by the NRC Division of Security. This information may also be furnished to other representatives of the Commission, to licensees, contractors, or other Federal agencies. Notifications of access authorization will not be given in writing to the individual himself except:

(1) In those cases in which the determination was made as a result of a Personnel Security Board or a Personnel Security Review Board hearing, or

(2) When the individual also is the official designated by the licensee to whom written NRC notifications are forwarded.

§ 25.25 Cancellation of requests for access authorization.

When a request for an individual's access authorization is withdrawn or cancelled, the NRC Division of Security will be notified by the requestor immediately by telephone so that the full field investigation or National Agency Check may be discontinued. The caller will supply the full name and date of birth of the individual, the date of

request, and the type of access authorization originally requested ("Q" or "L"). Such telephone notice shall be promptly confirmed in writing.

§ 25.27 Reopening of cases in which requests for access authorizations are cancelled.

(a) In conjunction with a new request for access authorization for individuals whose cases were previously cancelled, new fingerprint cards in duplicate and a new Security Acknowledgment shall be furnished to the NRC Division of Security along with the request.

(b) Additionally, if six months or more have elapsed since the date of the last Personnel Security Questionnaire, a complete personnel security packet (see § 25.17 (c)) shall be executed by the individual. The NRC Division of Security, based on investigative or other needs, may require a complete personnel security packet in other cases as well. A fee, equal to the amount paid for an initial request, will be charged only if a new or updating investigation is required.

§ 25.29 Reinstatement of access authorization.

An up-to-date personnel security packet will be furnished with a request for reinstatement of an access authorization if 6 months or more have elapsed since termination of access authorization and a year or more has elapsed since the date of the previous Personnel Security Questionnaire, or if any significant changes are known to have occurred since the termination. A new Security Acknowledgment will be obtained in all cases. Where personnel security packets are not required, a request for reinstatement shall state the level of access authorization to be reinstated and the full name and date of birth of the individual in order to establish positive identification. A fee, equal to the amount paid for an initial request, will be charged only if a new or updating investigation is required.

§ 25.31 Extensions and transfers of access authorizations.

(a) The NRC Division of Security may, on request, extend the authorization of an individual who possesses an access authorization in connection with a particular employer or activity, to permit access to National Security Information and/or Restricted Data in connection with an assignment with another employer or activity.

(b) The NRC Division of Security may, on request, transfer an access authorization when an individual's access authorization under one interest is terminated, simultaneously with his being granted access authorization for another employer or activity.

(c) Requests for extension or transfer of access authorization shall state the full name of the person, his date of birth and level of access authorization. The Director, Division of Security, may require a new personnel security packet (see § 25.17(c)) to be completed by the applicant. A fee, equal to the amount paid for an initial request, will be charged only if a new or updating investigation is required.

§ 25.33 Termination of access authorizations.

(a) Access authorizations will be terminated when:

(1) Access authorization is no longer required, or

(2) An individual is separated from the employment or the activity for which he obtained an access authorization for a period of 90 days or more, or

(3) An individual, pursuant to 10 CFR Part 10, is no longer eligible for access authorization.

(b) A representative of the licensee or other organization which employs the individual whose access authorization will be terminated shall immediately notify the NRC Division of Security when the circumstances noted in paragraphs (a)(1) or (a)(2) of this section exist; inform the individual that his access authorization is being terminated, and the reason; and that he will be considered for reinstatement of access authorization if he resumes work requiring it.

(c) When an access authorization is to be terminated, a representative of the licensee or other organization shall conduct a security termination briefing of the individual involved, explain the Security Termination Statement (NRC Form 136) and have the individual execute the form. The official shall notify the NRC Division of Security promptly in writing that a briefing was conducted and forward the original copy of the executed Security Termination Statement to the Division of Security.

Violations

§ 25.35 Violations.

An injunction or other court order may be obtained prohibiting any violation of any provision of the Act or any regulation or order issued thereunder. Additionally, National Security Information is protected pursuant to the requirements and sanctions of E.O. 12065. In addition any person who willfully violates these provisions may be guilty of a crime, and upon conviction, may be punished by fine or imprisonment or both, as provided by law.

Classified Visits

§ 25.37 Classified visits.

Visits to NRC, NRC contractor, licensee or licensed related facilities, or other government agencies and their contractors involving access to classified information by individuals covered by this Part require advance certification of "need-to-know" and verification of NRC access authorization. Individuals planning such visits shall complete NRC Form 277, "Request for Visit or Access Approval," with the "need-to-know" certified by the appropriate Commission Office exercising licensing or regulatory authority. This Commission office shall then forward the request to the NRC Division of Security at least 15 days in advance of the date of the visit for appropriate verification of NRC access authorization. The Division of Security shall forward the form to the facility to be visited.

2. A new Part 95 is added which reads as follows:

PART 95—SECURITY FACILITY APPROVAL AND SAFEGUARDING OF NATIONAL SECURITY INFORMATION AND RESTRICTED DATA

General Provisions

Sec.

95.1 Purpose.
95.3 Scope.
95.5 Definitions.
95.7 Interpretations.
95.9 Communications.
95.11 Specific exemptions.
95.13 Records maintenance.

Physical Security

95.15 Approval for processing licensees and others for security facility approval.
95.17 Processing security facility approval.
95.19 Grant, denial or suspension of security facility approval.
95.21 Cancellation of requests for security facility approval.
95.23 Termination of security facility approval.
95.25 Protection of national security information and restricted data in storage.
95.27 Protection while in use.
95.29 Establishment of security areas.
95.31 Protective personnel.
95.33 Security education.

Control of Information

95.35 Access to national security information and/or restricted data.
95.37 Classification and preparation of documents.
95.39 External transmission of documents and material.
95.41 Accountability for secret matter.
95.43 Authority to reproduce.
95.45 Changes in classification.

Sec.

95.47 Destruction of matter containing national security information and/or restricted data.
95.49 Security of automatic data processing (ADP) systems.
95.51 Retrieval of classified matter following suspension or revocation of access authorization.
95.53 Termination, suspension or revocation of security facility approval.
95.55 Continued applicability of the regulations in this part.
95.57 Reports.
95.59 Inspections.

Violations

95.61 Violations.
Appendix A—Classification guide for safeguards information.

Authority: Secs. 145, 161(i), Pub. L. 83–703, 68 Stat. 942, as amended, 948, as amended, (42 U.S.C. 2165, 2201); Sec. 201(f), Pub. L. 93–438, 88 Stat. 1243 (42 U.S.C. 5841); E.O. 10865, and E.O. 12065.

General Provisions

§ 95.1 Purpose.

The regulations in this part establish procedures for obtaining security facility approval and for safeguarding Secret and Confidential National Security Information and Restricted Data received or developed in conjunction with activities licensed or regulated by the Commission. This Part does not apply to Top Secret information since no such information may be forwarded to licensees or others within the scope of an NRC license.

§ 95.3 Scope.

The regulations in this part apply to licensees and others regulated by the Commission who may require access to National Security Information and/or Restricted Data used, processed, stored, reproduced, transmitted or handled in connection with a license or application for a license.

§ 95.5 Definitions.

"Access Authorization" is an administrative determination by the Commission that an individual (including a consultant) who is employed by or an applicant for employment with Commission contractors, licensee contractors, agents, or licensees of the Commission or any other individual designated by the Executive Director for Operations is eligible for access to National Security Information and/or Restricted Data; and an individual (including a consultant) who is a Commission employee or applicant for Commission employment is eligible for security clearance.

"Act" means the Atomic Energy Act of 1954 (68 Stat. 919), as amended.

"Authorized Classifier" means an individual authorized in writing by appropriate NRC authority to classify, declassify or downgrade the classification of information, work projects, documents, and materials.

"Classified Mail Address" means a mail address established for each facility approved by the NRC, to which all National Security Information or Restricted Data for the facility is to be sent.

"Classified Matter" means documents and material containing classified information.

"Combination Lock" means a three position, manipulation resistant, dial type lock bearing an Underwriters' Laboratories, Inc. certification that it is a Group 1 or Group IR unit.

"Commission" means the Nuclear Regulatory Commission or its duly authorized representatives.

"Infraction" means an act or omission involving failure to comply with NRC security regulations, and may include a violation of law.

"Intrusion Alarm" means a tamper-indicating electrical, electro-mechanical, electro-optical, electronic or similar device which will detect unauthorized intrusion by an individual into a building, protected area, security area, vital area, or material access area, and alert guards or watchmen by means of actuated visible and audible signals.

"L" access authorization means an access authorization granted by the Commission which is normally based on a National Agency Check (NAC) or NAC and Inquiry (NACI) conducted by the Office of Personnel Management.

"License" means a license issued pursuant to 10 CFR Part 50 or Part 70.

"Material" means chemical substance without regard to form; fabricated or processed item; or assembly, machinery or equipment.

"Matter" means documents or material.

"National Security" means the national defense and foreign relations of the United states.

"National Security Information" means information or matter that is owned by, produced for or by, or under the control of, the United States Government and that has been determined pursuant to Executive Order 12065 or prior orders to require protection against unauthorized disclosure and is so designated.

"Need-to-know" means a determination, by persons having responsibility for classified information or matter, that a proposed recipient's access to such classified information or matter is necessary in the performance of his official, contractual or licensee duties of employment under the cognizance of the Commission.

"Person" means (1) any individual, corporation, partnership, firm, association, trust, estate, public or private institution, group, government agency other than the Commission or the Department of Energy (DOE), except that the DOE shall be considered a person to the extent that its facilities are subject to the licensing and related regulatory authority of the Commission pursuant to section 202 of the Energy Reorganization Act of 1974 and sections 104, 105 and 202 of the Uranium Mill Tailings Radiation Control Act of 1978, any State or any political subdivision of, or any political entity within a State, any foreign government or nation or any political subdivision of any such government or nation, or other entity; and (2) any legal successor, representative, agent or agency of the foregoing.

"Protective Personnel" means guards or watchmen as defined in 10 CFR Part 73 or other persons designated responsibility for the protection of classified matter.

"Q" access authorization means an access authorization granted by the Commission based on a full field investigation conducted by the Office of Personnel Management, the Federal Bureau of Investigation, or other U.S. Government agency which conducts personnel security investigations.

"Restricted Data" means all data concerning design, manufacture or utilization of atomic weapons, the production of special nuclear material, or the use of special nuclear material in the production of energy, but shall not include data declassified or removed from the Restricted Data category pursuant to Section 142 of the Act.

"Security Area" means a physically defined space containing classified matter and subject to physical protection and personnel access controls.

"Security Container" includes any of the following repositories: (1) A security filing cabinet—one that bears a Test Certification Label on the side of the locking drawer, inside wall adjacent to the locking drawer, or interior door plate, and is marked, "General Services Administration Approved Security Container" on the exterior of the top drawer or door.

(2) A safe—burglar-resistive cabinet or chest which bears a label of the Underwriters' Laboratories, Inc. certifying the unit to be a TL–15, TL–30, or TRTL–30, and has a body fabricated of not less than 1 inch steel and a door fabricated of not less than 1½ inches steel exclusive of the combination lock and bolt work; or bears a Test Certification Label on the inside of the

door and is marked "General Services Administration Approved Security Container" and has a body of steel at least ½" thick, and a combination locked steel door at least 1" thick, exclusive of bolt work and locking devices.

(3) A vault—a windowless enclosure constructed with walls, floor, roof and door(s) that will delay penetration sufficient to enable the arrival of emergency response forces capable of preventing theft, diversion, damage or compromise of classified information or matter, when delay time is assessed in conjunction with detection and communication subsystems of the physical protection system.

(4) A vault-type room—a room which has a combination lock door and is protected by an intrusion alarm system which alarms upon the unauthorized penetration of a person anywhere into the room.

(5) Other repositories which in the judgment of the Division of Security would provide comparable physical protection.

"Security Facility "—any facility which has been approved by NRC for using, processing, storing, reproducing, transmitting or handling classified matter.

"Security Facility Approval" means that a determination has been made by the NRC that a facility is eligible to use, process, store, reproduce, transmit or handle classified matter.

"Security Survey" is an examination by an NRC representative of all devices, equipment, and procedures employed at a security facility to safeguard classified matter.

§ 95.7 Interpretations.

Except as specifically authorized by the Commission in writing, no interpretation of the meaning of the regulations in this part by any officer or employee of the Commission other than a written interpretation by the General Counsel will be recognized to be binding upon the Commission.

§ 95.9 Communications.

Except where otherwise specified, all communications and reports concerning the regulations in this part should be addressed to the Director, Division of Security, Nuclear Regulatory Commission, Washington, DC 20555.

§ 95.11 Specific exemptions.

The Commission may, upon application of any interested party, grant an exemption from the requirements of Part 95. Exemptions will be granted only if they are authorized by law and will not constitute an undue risk to the common defense and security. Documentation related to the request, notification and processing of an exemption shall be maintained for two years beyond the period covered by the exemption.

§ 95.13 Records maintenance.

Each licensee or organization granted security facility approval under this part shall maintain such records as prescribed within the part. These records shall be subject to review and inspection by NRC representatives during security surveys.

Physical Security

§ 95.15 Approval for processing licensees and others for security facility approval.

(a) A licensee, or other person who has a need to use, process, store, reproduce, transmit or handle National Security Information and/or Restricted Data at any location in connection with Commission related activities shall promptly request an NRC security facility approval.

(b) The request shall include the following information: The name of the facility; the location of the facility; a security plan outlining the facility's proposed security procedures and controls for the protection of National Security Information and/or Restricted Data; a floor plan of the area in which the matter is to be used, processed, stored, reproduced, transmitted or handled.

(c) NRC will promptly inform applicants of the acceptability of the request for further processing and will notify the licensee or other person of their decision in writing.

§ 95.17 Processing security facility approval.

Following receipt of an acceptable request for security facility approval NRC will perform an initial security survey of the licensee or other facility to determine that granting a security facility approval would be consistent with the national security. If NRC makes such a determination, security facility approval will be granted. If not, security facility approval will be withheld pending compliance with survey recommendations or until an exemption is granted pursuant to § 95.11.

§ 95.19 Grant, denial, or suspension of security facility approval.

Notification of the Commission's grant, denial, or suspension of security facility approval will be furnished in writing, or orally with written confirmation. This information will also be furnished to representatives of NRC, NRC licensees, or other Federal agencies, having a need to transmit National Security Information and/or Restricted Data to the licensee or other person.

§ 95.21 Cancellation of requests for security facility approval.

When a request for security facility approval is to be withdrawn or cancelled, the NRC Division of Security will be notified by the requestor immediately by telephone so that processing for this approval may be terminated. The notification will identify the full name of the individual requesting discontinuance, his position with the facility, and the full identification of the facility. Such telephone advice shall be confirmed promptly in writing.

§ 95.23 Termination of security facility approval.

Security facility approval will be terminated when:

(a) There is no longer a need to use, process, store, reproduce, transmit or handle classified matter at the facility; or

(b) The Commission makes a determination that continued security facility approval is not in the interest of national security.

In such cases the licensee or other person will be notified in writing of the determination and the procedures outlined in § 95.53 will apply.

§ 95.25 Protection of national security information and restricted data in storage.

(a) Protection of Secret Matter:

(1) Secret documents while unattended or not in actual use shall be stored in locked security containers protected by an NRC approved intrusion alarm or by protective personnel.

(2) Protective personnel must be used where National Security Information or Restricted Data cannot be adequately safeguarded during working hours by employees or during non-working hours by an intrusion alarm system. In either case, protective personnel must be capable of responding within fifteen minutes.

(3) When protective personnel are used, physical checks of security containers shall be made as soon as possible after the close of each normal workday and at least once every eight hours thereafter during non-working hours. Records of such physical checks shall be maintained for one year.

(b) Confidential matter while unattended or not in use shall be stored:

(1) Under any of the methods used for Secret matter as set forth in paragraph (a) of this section, or

(2) In a locked security container within a locked room or building.

(c) Classified lock combinations:

(1) Knowledge of lock combinations protecting classified information shall be limited to a minimum number of personnel necessary for operating purposes, with a need-to-know, and possessing the highest access authorization of the matter stored or authorized to be stored in the container. Records identifying personnel having knowledge of such lock combinations shall be maintained until superseded by a new form or list, or until the container is removed from service.

(2) Combinations shall be changed:

(i) Whenever the container is placed in use.

(ii) Whenever a person knowing the combination no longer requires access to a combination. This may be as a result of a change in duties or location in the licensee's or licensee related organization or termination of employment with the licensee or other organization.

(iii) Whenever a combination has been subjected to possible compromise.

(iv) Whenever the container is taken out of service, and

(v) In any event at least once every year.

(d) Records of combinations: Records of combinations shall be classified, marked and safeguarded in a manner appropriate for the highest classification of the matter authorized to be stored in the security container.

(e) Selections of combinations: Each combination must be randomly selected and require the use of at least three different numbers. In selecting combinations, multiples, simple arithmetical ascending or descending series, telephone numbers, social security numbers, car license numbers, and calendar dates such as birthdates and anniversaries, shall be avoided.

(f) Cautions regarding combinations:

(1) When closing a combination lock, the dial must be turned at least four times in the same direction.

(2) Combinations shall be changed only by persons authorized access to Secret or Confidential National Security Information and/or Restricted Data depending upon the matter authorized to be stored in the security container.

(g) Posted information:

(1) The names, addresses, and telephone numbers of the custodian and all alternates having knowledge of the combination shall be posted on the outside of each security container.

(2) A record of the date of last change of the combination of each security container shall be maintained as long as the container is in service.

(3) A monitor sheet shall be posted on each security container approved for the storage of classified matter. The monitor sheet shall contain space for the date and initials of the persons locking and checking the container to assure it is secured. It shall be initialed at the end of each work day by the person locking the container and, where feasible, by another person who can physically double check the lock, locked drawer, or door and all exposed drawers to assure proper securing of the container. Such monitor sheets shall be maintained for one month.

(h) Unattended security container found opened: In the event that an unattended security container housing classified matter is found unlocked, the custodian or an alternate shall be notified immediately. The container shall be secured by protective personnel and the contents shall be inventoried as soon as possible but not later than the next workday. A report reflecting all actions taken shall be submitted to the responsible Regional Office (see Appendix A, 10 CFR Part 73 for addresses) with an information copy to the NRC Division of Security. Records pertaining to such matters shall be retained for two years after completion of final corrective action.

(i) Keys to locks used to secure gates or doors in security area perimeters shall be issued only to persons authorized access to the matter or to the area. Files relating to accountability for keys issued shall be maintained for 3 years after the key has been turned in.

§ 95.27 Protection while in use.

While in use, matter containing National Security Information or Restricted Data shall be under the direct control of an appropriately authorized individual to preclude physical, audio and visual access by persons who do not have the prescribed access authorization.

§ 95.29 Establishment of security areas.

(a) If, because of its nature, sensitivity or importance, matter containing National Security Information or Restricted Data cannot otherwise be effectively controlled in accordance with the provisions of §§ 95.25 and 95.27, a security area shall be established to protect such matter.

(b) The following measures shall apply to security areas:

(1) Security areas shall be separated from adjacent areas by a physical barrier designed to prevent unauthorized access (physical, audio and visual) into such areas.

(2) Controls shall be established to prevent unauthorized access to and removal of classified matter.

(3) Access to classified matter shall be limited to persons who possess appropriate access authorization and who require access in the performance of their official duties or contractual obligations.

(4) Persons without appropriate access authorization for the area visited shall be escorted by an appropriate NRC access authorized person at all times while within security areas.

(5) Each individual authorized to enter a security area shall be issued a distinctive form of identification (e.g., badge) when the number of employees assigned to the area exceeds thirty per shift.

(6) During nonworking hours, admittance shall be controlled by protective personnel. Protective personnel shall conduct patrols during nonworking hours at least every 8 hours and more frequently if necessary to maintain a commensurate level of protection. Entrances shall be continuously monitored by protective personnel or by an approved alarm system.

§ 95.31 Protective personnel.

Whenever protective personnel are used to protect National Security Information and/or Restricted Data they shall:

(a) Possess an "L" access authorization (or Department of Defense or DOE equivalent) if the licensee or other person possesses information classified Confidential National Security Information, Confidential Restricted Data or Secret National Security Information.

(b) Possess a "Q" access authorization (or Department of Defense or DOE equivalent) if the licensee or other person possesses Secret Restricted Data and the protective personnel require access as part of their regular duties.

§ 95.33 Security education.

A security education program shall be established and maintained by the licensee or license related organization which employs individuals possessing NRC personnel security access authorization under Part 25. The program shall include consideration and coverage of personnel access authorization requirements, the physical security features of the facilities, the classified nature of the work and the classification and sensitivity of the information. Each security education program shall provide for the security orientation and continuing security

education of employees, and for the appropriate security instruction of terminating employees. Records reflecting an individual's initial and refresher security orientations and security termination shall be maintained for one year after termination of the individual's access authorization.

Control of Information

§ 95.35 Access to national security information and/or restricted data.

(a) Except as the Commission may authorize, no person subject to the regulations in this Part may receive or may permit any individual to have access to Secret or Confidential National Security Information or Restricted Data unless the individual has:

(1) A "Q" access authorization which permits an individual access to (i) Secret and Confidential Restricted Data and (ii) Secret and Confidential National Security Information which includes intelligence information, CRYPTO (i.e., cryptographic information) or other classified communications security (COMSEC) information, or

An "L" access authorization which permits an individual access to Confidential Restricted Data and Secret and Confidential National Security Information other than that noted in paragraph (a)(1) of this section.

(2) An established "need-to-know" for the information. (See Definitions, § 95.5).

(3) NRC approved storage facilities if classified documents or material are to be transmitted to the individual.

(b) National Security Information or Restricted Data shall not be released by a licensee or other person to any personnel other than properly access authorized Commission licensee employees, or other individuals authorized access by the Commission.

§ 95.37 Classification and preparation of documents.

(a) *Classification.* National Security Information and Restricted Data generated or possessed by a licensee or other person must be appropriately marked. Such marking of information shall be in compliance with NRC classification guidance found in Appendix A of this part. If a person or facility generates or possesses information which is believed to be classified based on guidance provided by NRC or by derivation from classified documents, but which no authorized classifier has determined to be classified, it must be protected and marked with the appropriate classification markings pending review and signature of an NRC authorized classifier. This final determination should be made within 30 working days. The licensee or other person must protect the document as National Security Information or Restricted Data of the highest classification at issue while awaiting a final determination.

(b) *Classification consistent with content.* Each document containing National Security Information and/or Restricted Data shall be classified Secret or Confidential according to its content.

(c) *Markings required on face of classified document.* Each classified document must contain on its face:

(1) Identity of the classifier. The identity of the classifier shall be shown by completion of a "Classified By (Original Authority)" line and "Derivative Classifier" line. The completion of the "Classified By" line would show the authorized classifier, guide or guidance responsible for the classification. The "Derivative Classifier" line would show the licensee or other official who determined the classification of the individual document based on previous determinations of the classification of the information involved.

Classified By:
(Original Authority) _____
Derivative Classifier:
(Name and Title) _____

(2) Date of classification and office of origin. The date on a document at the time of its origination may be considered the date of classification if the document is marked as classified on the same day it is originated. If the document is marked on a day subsequent to its origination, the actual date of marking must be shown on the "Classified By" line.

(3) Classification designation (e.g., Secret, Confidential).

(4) Type of classified information (e.g., Restricted Data or National Security Information).

(5) Date or event for declassification or review. Completion of "DECLASSIFY or REVIEW ON" line will satisfy this requirement. This requirement does not apply to documents which contain Restricted Data.

(6) Authority and reason for extension (applicable only to National Security Information documents which are to remain classified longer than six years). The identity of the original Top Secret classification authority who authorizes extending classification for more than six years is entered on an "Extended by" line. In such cases the reason for the extension is given in a brief, narrative form on the "Reason for Extension" line (e.g., "effects long-term SSNM safeguards"). In cases where classification guides or bulletins require extension, the guide or bulletin is also indicated.

(7) Downgrading date or event. Documents containing solely National Security Information may also contain a downgrading date or event. If the classifier is aware that the document should be downgraded automatically at any particular time, the fact shall be indicated on the face of the document as follows:

Downgrade to _____ on _____.

(d) *Classification Markings.* The highest classification marking assigned to a document shall be placed in a conspicuous fashion in letters at the top and bottom of the outside of the front covers and title pages, if any, and first and last pages on which text appears, on both bound and unbound documents, and on the outside of back covers of bound documents. The balance of the pages shall be marked at the top and bottom either with:

(1) The classification marking assigned to the document, or

(2) The classification marking required by their content, or

(3) The marking UNCLASSIFIED if they have no classified content.

(e) *Additional markings.* (1) If the document contains any form of Restricted Data it shall bear the appropriate marking on the first page of text, on the front cover and title page, if any. For example:

Restricted Data

This document contains Restricted Data as defined in the Atomic Energy Act of 1954. Unauthorized disclosure subject to Administrative and Criminal sanctions.

(2) If the document does not contain a form of Restricted Data but does contain National Security Information, it shall bear the following marking, on the first page of text, on the front cover and title page, if any:

National Security Information

Unauthorized disclosure subject to Administrative and Criminal Sanctions

(3) Limitation on reproduction or dissemination. If the originator or classifier determines that reproduction or further dissemination of a document should be restricted, the following additional wording may be placed on the face of the document:

Reproduction or Further Dissemination Requires Approval of _____

If any portion of this additional marking does not apply, it should be crossed out.

(f) *Portion markings.* In addition to the information required on the face of the document, each classified document is

required, by marking or other means, to indicate clearly which portions are classified (e.g., paragraphs or pages) and which portions are not classified. The symbols (S) for Secret, (C) for Confidential, (U) for Unclassified, (RD) for Restricted Data, or (NSI) for National Security Information may be used immediately preceding or following the text to which it applies except that the designation shall follow titles or subjects. (Portion marking of paragraphs is not required for documents containing Restricted Data.) If such portion marking is not practicable, the document must contain a description sufficient to identify the classified information and the unclassified information.

Example

Pages 1–3 Secret National Security Information
Pages 4–19 Unclassified
Pages 20–26 Secret National Security Information
Pages 26–32 Confidential National Security Information

(g) *Documentation.* (1) All Secret documents shall bear on the first page a properly completed documentation stamp such as the following:

Document No. ——————————
This document consists of —— pages
Copy No. —— of —— copies Series ——.

(2) The series designation shall be a capital letter beginning with the letter "A" designating the original set of copies prepared. Each subsequent set of copies of the same document shall be identified by the succeeding letter of the alphabet. The document number identifies the originating ofice, year of origin, and numerical sequence of the document in the originating office.

(h) *Letter of transmittal.* Any correspondence transmitting National Security Information and/or Restricted Data shall be marked with a classification at least as high as its highest classified enclosure. The classification may be higher if the enclosures, when combined, warrant a higher classification than any individual enclosure. When the contents of the letter of transmittal warrant a lower classification than the highest classified enclosure(s) or combination of enclosure or require no classification, a stamp or marking such as the following shall be used on the letter:

When separated from enclosures, handle this document as ——————.

(i) Document which custodian believes is improperly classified or lacking appropriate classification markings. If a person receives a document which, in his opinion, is not properly classified, or does not have appropriate classification markings, he shall immediately notify the sender and suggest to the originator the classification which he believes to be appropriate. Whenever requested, this challenge of classification marking shall be handled in a manner which will assure the anonymity of the challenger. Pending final determination of proper classification, such document shall be safeguarded in accordance with the procedures required for the highest classification in question. Where unauthorized disclosure may have occurred, a report in accordance with Section 95.57 of this Part is required. Such reports shall be maintained for two years after final corrective action has been taken.

(j) *Files, folders or group of documents.* Files, folders, binders, or groups of physically connected documents shall be marked at least as high as the highest classified document which they contain. A document removed from the files, folders, binders or groups shall be handled in accordance with the document's respective classification.

§ 95.39 External transmission of documents and material.

(a) *Restrictions.* Documents and material containing National Security Information and/or Restricted Data received or originated in connection with an NRC license shall be transmitted only to Commission approved security facilities.

(b) *Preparation of documents.* Documents containing National Security Information and/or Restricted Data shall be prepared in accordance with the following, when transmitted outside an individual installation.

(1) They shall be enclosed in two sealed opaque envelopes or wrappers.

(2) The inner envelope or wrapper shall contain the addressee's classified mail address and the name of the intended recipient. The appropriate classification shall be placed on both sides of the envelope (top and bottom) and the additional markings, as appropriate, referred to in Section 95.37(e) of this Part shall be placed on the side bearing the address.

(3) The outer envelope or wrapper shall contain the addressee's classified mail address. No classification, additional marking or other notation shall be affixed which indicates that the document enclosed therein contains National Security Information or Restricted Data.

(4) A receipt which contains an unclassified description of the document, the document number, if any, date of the document, copy number and series, classification, the date of transfer, the recipient and the person transferring the document shall be enclosed within the inner envelope containing the document and shall be signed by the recipient and returned to the sender whenever the custody of a Secret document is transferred. Such receipting for Confidential National Security Information or Confidential Restricted Data is at the option of the sender.

(c) *Methods of Transportation.* (1) Secret matter shall be transported only by one of the following methods:

(i) By a messenger-courier system specifically created for that purpose,

(ii) U.S. registered mail,

(iii) By protective services provided by United States air or surface commercial carriers under such conditions as may be prescribed by the Commission,

(iv) When emergency situations preclude the use of any of the above, by specifically designated individuals possessing appropriate NRC or other Federal access authorizations, and written authority. Items being carried should be listed in an appropriate location to permit their identification if lost.

(2) Confidential matter shall be transported by one of the methods set forth in subparagraph (1) of this paragraph, by U.S. first class, express or certified mail. First class, express, or certified mail may be used in transmission of Confidential documents to the Canal Zone, Puerto Rico, or any United States territory or possession.

(d) *Telecommunication of Classified Information.* There shall be no telecommunication of National Security Information or Restricted Data unless the secure telecommunication system has been approved by the NRC Division of Security.

§ 95.41 Accountability for secret matter.

Each licensee or other person possessing secret National Security Information and/or Restricted Data shall establish an accountability procedure and shall maintain records to show the disposition of such matter. Records reflecting accountability and disposition of classified matter shall be maintained for two years after its disposition.

§ 95.43 Authority to reproduce.

Secret National Security Information and/or Restricted Data will not be reproduced without the written permission of the originator, his successor or higher authority. Confidential National Security Information and/or Confidential

Restricted Data may be reproduced to the minimum extent necessary consistent with efficient operation without the necessity for permission.

§ 95.45 Changes in classification.

(a) Documents containing National Security Information and/or Restricted Data shall not be downgraded or declassified except as authorized by the Commission or the declassification and downgrading markings described in § 95.37c (5) and (7). Requests for downgrading or declassifying any National Security Information and/or Restricted Data should be forwarded to the NRC Division of Security. Requests for downgrading or declassifying of Restricted Data will be coordinated as appropriate by the NRC Division of Security with the Department of Energy.

(b) If a change of classification or declassification is approved the previous classification marking shall be cancelled and the following statement, properly completed, shall be placed on the first page of the document:

Classification canceled (or changed to)

_____

(Insert appropriate classification)
by authority of

_____

(Person authorizing change in classification)
by

_____

(Signature of person making change and date thereof)

Any persons making a change in classification or receiving notice of such a change shall forward notice of the change in classification to holders of all copies as shown on their records.

§ 95.47 Destruction of matter containing national security information and/or restricted data.

Documents containing National Security Information and/or Restricted Data may be destroyed by burning, pulping, or another method that assures complete destruction of the information which they contain. The method of destruction must preclude recognition or reconstruction of the classified information. Any doubts on methods should be referred to the NRC Division of Security. If the document contains Secret National Security Information and/or Restricted Data a record of the subject or title, document number, if any, originator, its date of origination, its series designation and copy number, and the date of destruction shall be signed by the person destroying the document and shall be maintained in the office of the custodian at the time of destruction. Such destruction records shall be maintained for a period of two years.

§ 95.49 Security of automatic data processing (ADP) systems.

Classified data or information shall not be processed or produced on an ADP system unless the system or procedures to protect the classified data or information have been approved by the NRC Division of Security.

§ 95.51 Retrieval of classified matter following suspension or revocation of access authorization.

In any case where the access authorization of an individual is suspended or revoked in accordance with the procedures set forth in Part 25 of this chapter the licensee or licensed related organization shall, upon due notice from the Commission of such suspension or revocation, retrieve all National Security Information and Restricted Data possessed by the individual and take such action as necessary to preclude that individual having further access to such information.

§ 95.53 Termination, suspension or revocation of security facility approval.

(a) If the need to use, process, store, reproduce, transmit or handle classified matter, no longer exists, the security facility approval will be terminated. The facility may deliver all documents and materials containing National Security Information and Restricted Data to the Commission or to a person authorized to receive them; or the facility may destroy all such documents and materials. In either case the facility must submit a certification of nonpossession of National Security Information and Restricted Data to the NRC Division of Security.

(b) In any instance where security facility approval has been suspended or revoked based on a determination of the Commission that further possession of classified matter by the facility would endanger the common defense and national security, the facility shall, upon notice from the Commission, immediately deliver all classified documents and materials to the Commission along with a certificate of nonpossession of National Security Information and Restricted Data.

§ 95.55 Continued applicability of the regulations in this part.

The suspension, revocation or other termination of access authorization or security facility approval shall not relieve any person from compliance with the regulations in this part.

§ 95.57 Reports.

Each licensee or other person having a security facility approval shall immediately report to the Director of the appropriate Nuclear Regulatory Commission Inspection and Enforcement Regional Office listed in Appendix A, 10 CFR Part 73:

(a) Any alleged or suspected violation of the Atomic Energy Act, Espionage Act, or other Federal statutes related to National Security Information and/or Restricted Data.

(b) Any infractions, losses, compromises or possible compromise of National Security Information and/or Restricted Data or classified documents not falling within paragraph (a) of this section.

In addition, the licensee or other person shall submit to the NRC Division of Security NRC Form 790 (Classification Record) whenever a document containing National Security Information and/or Restricted Data is generated. Similarly, the NRC Division of Security shall be notified whenever a document's classification is changed.

§ 95.59 Inspections.

The Commission shall make such inspections and surveys of the premises, activities, records, and procedures of any person subject to the regulations in this part as the Commission deems necessary to effect the purposes of the Act, E.O. 12065 and Commission rules.

Violations

§ 95.61 Violations.

An injunction or other court order may be obtained prohibiting any violation of any provision of the Act or any regulation or order issued thereunder. Additionally, National Security Information is protected pursuant to the requirements and sanctions of E.O. 12065. In addition any person who willfully violates these provisions may be guilty of a crime, and upon conviction, may be punished by fine or imprisonment or both, as provided by law.

Appendix A.—Classification Guide for Safeguards Information

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Classification Guide for Safeguards Information

Introduction

A. *Purpose.* To provide security classification guidance for the safeguarding of information about certain nuclear material or facilities.

B. *Scope.* This guide provides for the classification of information concerning: (1) Reactor and research facilities which have nonself-protecting formula quantities of strategic special nuclear material (SSNM); (2) shipment activities involving nonself-protecting formula quantities of SSNM; and (3) fuel cycle facilities authorized to possess or use nonself-protecting formula quantities of SSNM.

For convenience, this guide divides safeguards information into the following five categories: (1) Material control and accountability; (2) physical protection at fixed sites; (3) in-transit protection of SSNM; (4) safeguards analyses and plans; and (5) safeguards research, development, test, and evaluation.

C. *Basic Policy.* The principle which underlies the policy for classification of safeguards information is to provide the maximum possible information to the public, while at the same time protectiong against unauthorized disclosure of information which could cause identifiable damage to the national security. Such information includes:

(1) Information from SSNM accounting and control systems that could: (a) Facilitate assistance to, frustrate or delay the detection of, or the response, to, the attempted theft or diversion of formula quantities of nonself-protecting SSNM; (b) enhance the credibility or frequency of nuclear threats;

(2) Information that could facilitate carrying out a successful sabotage mission against any facility or activity involving formula quantities of nonself-protecting SSNM;

(3) Information that could facilitate carrying out a successful theft or diversion or formula quantities of nonself-protecting SSNM.

Safeguards information placed officially in the public domain or obtainable by visual access from uncontrolled areas is unclassified.

Retention of safeguards information is subject to authorized records disposition shedules.

This guide is approved for use by Nuclear Regulatory Commission (NRC), NRC contractors, licensees, and other personnel in classifying safeguards information.

D. *Use of this Guide:*

1. Information designated as either "Confidential or Secret" in this guide will be classified accordingly by users of the guide. This guide constitutes a record of an original classification decision by the approving authority and directs the derivative classification of information which the guide indicates is classified. Any questions concerning the applicability of this guide should be directed to the Director, Division of Security, Nuclear Regulatory Commission, Washington, D.C. 20555.

2. Certain topics indicate that, information to which they apply may be either Confidential or Secret. Application of these topics requires informed judgment based on knowledge of the overall context of the information. Any questions concerning the applicability of this guide should be directed to the Director, Division of Security, Nuclear Regulatory Commission, Washington, D.C. 20555.

3. In some cases, more detailed supplementary guides may be required. Proposals for such guides should be forwarded to the Director, Division of Security, Nuclear Regulatory Commission. Washington, D.C. 20555.

4. Compilations of unclassified information are generally considered to be unclassified unless some additional factor is added in the process of compilation. For example: (a) The fact that the information is complete for its intended purposes maybe calssified; or (b) the fact that compiled information represents an official evaluation may be classified.

5. Care should be taken that the declassification of a document does not violate provisions of the guide when evaluated in connection with information already unclassified.

6. If classified information can be discerned from the use, presence, or capabilities of any equipment, the equipment will be classified at the level of and as long as classified information can be discerned from the equipment.

E. *Definitions used in the Guide:*

1. *Formula Quantity of Strategic Special Nuclear Material (SSNM)*—(sometimes referred to as: formula grams, trigger quantity, strategic quantity, threshold quantity and significant quantity), a formula quantity of strategic special nuclear material is 5,000 grams or more computed by the formula, grams = (grams contained U-235) + 2.5 (grams U-233 + grams Pu).

2. *Inventory Difference (ID)—(formerly Material Unaccounted For (MUF))*—the algebraic difference between a physical inventory and its concomitant book inventory after determining that all known removals and additions have been reflected in the book inventory. It is calculated by subtracting ending inventory plus removals from beginning inventory plus additions to inventory.

3. *Material Access Area*—any location which contains special nuclear material within a vault or a building, the roof, walls, and floor of which each constitutes a physical barrier.

4. *Material Control and Accounting Plan*—a site specific document (or group of documents) that gives a comprehensive description of the measures employed in the material control and accounting program.

5. *National Security Information (NSI)*—information or material collectively termed information, that is owned by, produced for or by, under the control of, or regulated by, the United States Government, and that has been determined pursuant to Executive Order 12065 or prior Executive Orders to require protection against unauthorized disclosure, and that is so designated.

6. *Nuclear Facility*—any facility for originating, producing, using, shipping, receiving or storing formula quantities of nonself-protecting SSNM.

7. *Physical Security Plan*—a site specific document (or group of documents) that provides a comprehensive description of the measures employed for the physical protection of nuclear facilities and materials against sabotage, theft, or diversion of formula quantities of nonself-protecting SSNM.

8. *Reporting Entity*—a licensee or contractor which has been assigned a unique reporting identification symbol (RIS) by NRC or the Department of Energy (DOE) and is required to submit periodic material status reports (NRC/DOE Form 742) identified by the RIS.

9. *Restricted Data (RD)*—defined in the Atomic Energy Act of 1954, as amended, as "all data concerning (1) design, manufacture, or utilization of atomic weapons; (2) the production of special nuclear material; or (3) the use of special nuclear material in the production of energy; but shall not include data declassified or removed from the Restricted Data category pursuant to Section 142."

10. *Secom*—a nationwide high frequency radio system which provides a means of communicating with and monitoring the progress of SNM shipments moving in the DOE transportation safeguards system.

11. *Self-Protecting Strategic Special Nuclear Material*—SSNM which is not readily separable from other radioactive material and which has a total external radiation dose rate in excess of 100 rems per hour at a distance of 3 feet from any accessible surface without intervening shielding.

12. *Special Nuclear Material (SNM)*—(1) plutonium, uranium-233, uranium enriched in the isotope-233 or in the isotope-235, and any other material which the Commission, pursuant to the provisions of Section 51 of the Atomic Energy Act, as amended, determines to be special nuclear material, but does not

include source material; or (2) any material artifically enriched by any of the foregoing but does not include source material.

13. *Strategic Special Nuclear Material* (SSNM)—uranium-235 (contained in uranium enriched to 20 percent or more in the U-235 isotope), uranium-233, or plutonium.

F. *Declassification and Review for Declassification—E.O. 12065.* Restricted Data does not require a date for declassification or a date for review for declassification. National Security Information identified in this guide will be marked for declassification or review for declassification as specified by the applicable topic of this guide. This guide has been approved by an original Top Secret classification authority. All classification durations in this guide beyond six years have been used only when it was determined that identifiable damage to national security, such as that stated in Section C, above, could still be expected to result throughout the entire period the classification will be in effect.

G. *Abbreviations.* The following abbreviations are used in this guide:

S—Secret.
C—Confidential.
U—Unclassified.
RD—Restricted Data.
NSI—National Security Information.
SSNM—Strategic Special Nuclear Material.

Classification Guidance

100 *Material Control and Accountability.*

110 SSNM quantities.

111 Total quantities of SSNM at any given time by total plant. — U.

112 Total quantities at any given time of SSNM by designated vault and vault-type storage areas. — CNSI—Review for declassification at the end of 7 years.

Note.—Inventories of SSNM for classified DOE programs (e.g., production, naval reactors) will be classified in accordance with DOE guidance applicable to those programs.

120 SSNM Measurement Data.

121 Measurement accuracy required by unclassified regulations (e.g., 10 CFR Part 70). — U.

122 Measurement uncertainties associated with bulk and analytical measurements that are typical for the nuclear industry provided information classified by other topics in this guide is not revealed. — U.

123 The Limit of Error on Inventory Difference (LEID) for individual material balance period or on a cumulative period basis. — CNSI—Review for declassification at the end of 7 years.

130 Material Control and Accounting Plans.

131 Plans submitted in accordance with 10 CFR Part 70 which contains details of the licensee plan for the material control and accounting programs. — U.

These include frequency and schedule of SSNM inventories, and measurement control, including equipment, methodology, quality assurance, destructive and nondestructive analyses, audit and organization.

140 Quantitative SSNM Balance Data.

The classification guidance in these topics applies to SSNM balance information not classified by other guides, e.g. production or naval reactors; classified topics in such guides take procedence where applicable.

141 Receipts ..... U.
142 Shipments ..... U.

But see Topic 312.

143 Other removals: measured discards, decay losses, and losses due to fission and transmutation and ID..

143.1 Total "other removals". — U.

143.2 Itemized "other removals" for a reporting period. — U-CNSI—See declassification note for Topic 144.

U when ID is unclassified. See Topic 144.

144 Inventory Difference in any amount. — CNSI.*

150 Other Items Pertaining to Material Control and Accounting.

151 Any computer output displays or printouts which provide itemized "other removals" or inventory difference data. — CNSI—See 143.2 or Topic 144 for applicable declassification marking.

200 *Physical Protection at Fixed Sites.*

201 The physical security plan for a nuclear facility or site. Plans may be SNSI in accordance with other applicable classification guidance. — C-SNSI—Review for declassification at the end of 20 years.

Secret if significant vulnerability is revealed, e.g., degree of seriousness, or explicit means of penetrating existing security defenses are disclosed. See, for example, Section 400 of this guide.

210 Site and Facility Description.

211 Only the general layout that can be seen from uncontrolled areas and which does not identify a vulnerability. This general layout may include: buildings, parking areas, access roads, fences, outside storage areas, natural terrain, landscaped areas, tunnels, storm and waste sewers, water intake and discharge conduits, culverts, creeks, canals, and any other physical characteristics such as features of buildings, barriers, fences, guard stations, etc.. — U.

212 Site specific "as built" drawings, diagrams, sketches, maps, etc., showing identity together with location and/or description of facility features of special interest because of their relationship to the physical security system, that if revealed could facilitate theft or diversion of SSNM, or sabotage of a facility. — CNSI—Review for declassification at the end of 20 years.

But see Topics 211, 213 and 221.

213 Scope, conceptual design, and construction drawings showing contruction characteristics of buildings and associated fencing, electrical and other utility system layouts. — U.

But see Topic 212.

214 Government sponsored or required evaluations of site-specific construction features or physical security barriers revealing vulnerabilities or limitations which could facilitate penetrating or by-passing physical security barriers. — C-SNSI—Review for declassification at the end of 20 years.

Secret if significant, vulnerability, e.g., degree of seriousness, or explicit means of defeating these systems is revealed.

*May be declassified after a period of six months from date of inventory assessment, provided (a) any resulting investigation is completed, and (b) the initial classification determination was not due to extenuating circumstances. ID data remains classified for the duration of an investigation.

220 Intrusion and Detection Alarm Systems.

Includes Manually Activated Duress Alarms.

221 Scope, conceptual design, and construction plan. — CNSI—Review for declassification at the end of 20 years.

See Topic 222.

222 As installed details of alarms system layout, location, and electrical design that if disclosed could facilitate gaining unauthorized access to SSNM, nuclear facilities, or classified information. — CNSI—Review for declassification at the end of 20 years.

223 Vendor hardware performance specifications. Specifications for vendor custom design equipment may be classified. — U.

224 Information, including the effect of specific modifications, revealing in-place operating capability that if disclosed facilitates bypassing such systems. — CNSI—Review for declassification at the end of 20 years.

225 Security-related vulnerability or weakness. — C-SNSI—Review for declassification at the end of 7 years.

Secret if significant vulnerability is revealed, e.g., degree of seriousness or explicit means of defeating these systems.

225.1 Vulnerability information directly available from vendor specifications. — U.

226 Sensitivity levels or limits to which installed systems have been set. — CNSI—Declassify at the end of 6 years if a predictable pattern is not revealed.

230 Plant Radio and Telephone Communication Systems.

231 Government sponsored or required evaluations of site-specific existing plant radio and telephone communications systems revealing vulnerabilities or limitations in operating capability or procedures. — C-SNSI—Review for declassification at the end of 7 years.

Secret if significant vulnerability is revealed, e.g., degree of seriousness or explicit means of defeating these systems.

240 Tamper Indicating Seals.

241 Information revealing ways of successfully circumventing seals which are used to protect SSNM. — C-SNSI—Review for declassification at the end of 7 years.

Secret if explicit means of successfully bypassing seals are disclosed.

242 Methodology of manufacture. — U.

243 Methodology of application. — U.

250 Keys, Locks, and Combinations.

251 Generic types and models of keys and locks used. — U.

252 Mechanical key design, e.g., key cut depths coding systems which are used to protect areas of a security interest. — C-SNSI.

Classify consistent with the level and duration of classification of information being protected, may be RD.

253 Combinations and codes . C-SNSI.

Classify consistent with the level and duration of classification of information being protected, may be RD.

254 Site-specific evaluation of lock or door locking systems that reveals vulnerability. — C-SNSI—Review for declassification at the end of 7 years.

Secret if explicit means of surreptitiously gaining access are disclosed.

260 Threat Response Capability and Procedures.

See also Section 400, Safeguards Analyses and Plans.

261 Number of security personnel..

261.1 Information available by visual access from uncontrolled areas to routine guard patrol activities. — U.

261.2 Total security personnel available onsite at a particular time for a site or particular activity including number and type of weapons, other than standard sidearm. — CNSI—Review for declassification at the end of 7 years.

261.3 Guard force deployment plan or scheme. — CNSI—Review for declassification at the end of 7 years.

261.4 Size and armament of in-house reserve forces. — CNSI—Review for declassification at the end of 7 years.

262 Contingency Plans.

262.1 Response to a specific threat, e.g., disposition, armanent or planned response of security forces including number of personnel responding to specific incidents. — C—SNSI—Review for declassification at the end of 7 years.

Secret when revealing increased degree of vulnerability of a site as a result of a specific action.

262.2 Arrangements with local, state, and federal law enforcement units. — U.

See Topic 262.1.

262.3 Numerical threat level for contingency planning. — CNSI—Review for declassification at the end of 7 years.

263 Response Time of Guards and Back-Up Force..

263.1 Response time required. — U–CNSI—Review for declassification at the end of 7 years.

Unclassified if stated in unclassified NRC manual chapters or regulations.

263.2 Actual response time capabilities. — C–SNSI—Review for declassification at the end of 7 years.

Secret when revealing increased degree of vulnerability of a site as a result of a specific action.

264 Security Patrols.

264.1 Procedures, schedules and frequency for routine security tours. — CNSI—Declassify after 6 months provided significant patterns of patrols and times are not revealed.

264.2 Actual prearranged schedule including the specific times and locations. — CNSI—Declassify at the end of 6 months.

270 Personal Verification (Emergency or Duress) Codes and/or How They Are Used. — CNSI—Declassify at the end of 7 years.

280 Audit and Assessment Information.

281 General methods for auditing of physical security measures or assessing of these measures. — U.

282 General procedures for routine inspection and testing of equipment (e.g., barriers, alarms, communications). — U.

283 Government sponsored or required evaluations of security systems revealing vulnerabilities or limitations in physical security measures, operating procedures or personnel capabilities. — C–SNSI—Review for declassification at the end of 7 years.

Secret if significant vulnerabilities are revealed, e.g., degree of seriousness or explicit means of penetrating security defenses.

290 Miscellaneous.

291 Detailed reports of attempted or successful penetration of nuclear facilities and attempted or successful diversion or theft of special nuclear material within or from a nuclear facility. — CNSI—Review for declassification at the end of 7 years.

Reports of facts of attempted or successful penetration or diversions, without further elaboration, are unclassified.

Information covered by this topic is declassified when operationally necesary to repel attacks or recover stolen SSNM.

292 Reports of other unusual or abnormal occurrences or incidents, the release of which would not reveal security-related vulnerabilities. — U.

293 Administrative control procedures. — U.

294 Complete emergency plans such as fire, safety and radiological emergency plans provided they do not reveal information classified by other topics of this guide. — U.

300 *In-Transit Protection of SSNM.*

Topics in this section apply only to shipments of formula or greater quantities of SSNM.

Certain classification guidance in the area of in-transit protection is classified.

301 Fact that SSNM shipments are protected by various unspecified means. — U.

302 Information regarding operations, shipments, routing and protection available as a result of uncontrolled visual access to the shipment when it is in progress. — U.

303 Fact of use of any shipment mode, e.g., air, rail, truck, ship, etc. — U.

310 Shipment Contents.

The classification guidance in this section applies to shipment composition information not classified by other guides, e.g., those relating to production, weapons, or naval reactors; classified topics in such guides take precedence where applicable.

Shipment contents information for a specific shipment is declassifed when it is determined to be necessary to release such information in the event of an operational exigency, e.g., vehicle accident.

311 Fact that a specific shipment contains radioactive material. — U.

311.1 Any further elaboration as to identity or composition of the material, e.g., fact that it is SSNM, fact that it is PU or U. — CNSI—May be declassified after arrival of shipment at final destination provided neither classified shipping patterns nor other information classified by this guide is revealed.

312 Quantity of SSNM in a particular shipment. — CNSI—May be declassified after arrival of shipment at final destination provided neither classified shipping patterns nor other information classified by this guide is revealed.

312.1 Number and size of packages provided that the information classified by other topics of this or other applicable guides is not revealed. — U.

320 Schedules and Itinerary for Specific Shipment.

A. Total itinerary is declassified when it is determined to be necessary to release such information. — CNSI—May be declassified after arrival of shipment at final destination provided neither classified shipping patterns nor other information classified by this guide is revealed.

1. To uncleared commercial carrier(s) selected to move a shipment(s).
2. In the process of filing flight plans with FAA.

B. Individual items of schedule information, less than the total itinerary are declassified when it is determined to be necessary to release such information.

1. In the event of an operational exigency, e.g., vehicle accident or communications failure, when cleared communications facilities are unavailable.
2. In those cases when it is determined to be necessary to advise state or local law enforcement agencies regarding the movement of the shipment through areas under their jurisdiction.

330 SECOM (Secure Communications) Operations.

331 The fact of existence of SECOM System and a general description of the operation. — U.

332 A general description of the SECOM equipment and SECOM Control Center. — U.

But see Topics 334 and 337.

333 Operating procedures.

333.1 Base Station Operating Procedures. — CNSI—Declassified at the end of 6 years.

333.2 General Mobile Operating Procedures. — U.

But See Topics 333.3 and 334.

333.3 Appendices to General Operating Procedures that concern the security/safeguards of shipments. — CNSI**—Review for declassification at the end of 7 years.

334 Detailed description of.

334.1 Operation and equipment. — CNSI**—Review for declassification at the end of 7 years.

334.2 Checkpoint System. — CNSI**—Review for declassification at the end of 7 years.

334.3 Authentication System. — CNSI**—Review for declassification at the end of 7 years.

335 Emergency Response Procedures. — CNSI**—Review for declassification at the end of 7 years.

336 Authenticator Lists. — CNSI**—Declassified at the end of 6 years (see Topic 336.2).

336.1 Before use.

336.2 After use, if information relevant to subsequent use is not revealed. — U.

337 Maps showing in-transit locations of shipments. — CNSI—Maps become declassified after removal of in-transit locations.

338 Records.

338.1 Voice Recordings. — U.

338.2 SECOM station logs. — U–SNSI.

Classification of the station log depends upon the level and duration of classification of the information entered in the log.

339 Software and Software Documentation (guidance for specific program to be identified as developed).

Classification level and duration depends upon what information, covered by other topics in this guide, is revealed.

340 Inter-Vehicle Communications.

341 Fact of radio communications and the radio frequencies used between SSNM vehicle and escort vehicles. — U.

Elaboration may be classified.

342 Communications procedures and system information not revealing information classified by other topics of this guide. — U.

**Individual items of information not revealing (1) significant information concerning the (a) security protection, (b) the disposition, armament, or planned response of security forces or (2) information classified under other topics of this guide or other applicable guides should be submitted through channels to the NRC Division of Security, for possible declassification.

350 Communications Equipment Per Se. U.

360 Information Concerning Communications Systems Procedures and Equipment which *Must* be exchanged with Local Law Enforcement Agencies Providing it Does not Reveal Information Contained in the Physical Security Plan. U.

370 Guard Organization And Capabilities.

371 The fact that armed guards accompany special nuclear material shipment. U.

372 The total number of guards that accompany a particular shipment. CNSI—Review for declassification at the end of 7 years.

373 Contingency plans for safeguarding enroute shipments, e.g., disposition, armament or planned response of security forces. CNSI—Review for declassification at the end of 7 years.

374 Arrangements with local law enforcement agencies. U.

380 Secure Transport Vehicles.

381 Fact of existence of such vehicles, e.g., Safe Secure ATMX Car, and Special Nuclear Material Vehicles (SNMVs) and commercial vehicles designed to carry and safeguard SSNM. U.

382 General description of purpose and function, e.g., to reduce the vulnerability of shipment to diversion and to deter unauthorized access to transported cargo. U.

383 Visual access to vehicle exterior. U.

384 Visual access to vehicle cargo compartment, provided information classified by other topics of this guide is not revealed. U.

385 Fact of use of specific passive or active protection features. U–CNSI—Review for declassification at the end of 7 years.

Fact of use of armor plate, bullet resistant glass, foam, and brake locking is unclassified.

386 Design details of passive or active protection. CNSI—Review for declassification at the end of 7 years.

400 *Safeguards Analyses and Plans.*

410 Diversion or Sabotage Vulnerability Studies. C–SNSI—Review for declassification at the end of 7 years.

411 Site-specific or route specific scenarios for theft, diversion or sabotage. C–SNSI**—Review for declassification at the end of 7 years.

Secret if significant vulnerability is revealed, e.g., degree of seriousness or explicit means of penetrating security defenses are disclosed.

412 Evaluations of scenarios for theft, diversion or sabotage. C–SNSI**—Review for declassification at the end of 7 years.

Secret if significant vulnerability is revealed, e.g., degree of seriousness or explicit means of penetrating security defenses are disclosed.

413 Site-specific or route specific diversion path or vulnerability analysis. C–SNSI**—Review for declassification at the end of 7 years.

Secret if significant vulnerability is revealed, e.g., degree of seriousness or explicit means of penetrating security defenses is disclosed.

414 Diversion path or vulnerability analysis methodology, e.g., general techniques (fault tree, event tree, systems analysis, etc.). U.

420 Plans for Response To Threats. C–SNSI**—Review for declassification at the end of 7 years.

Secret if significant vulnerability is revealed, e.g., degree of seriousness or explicit means of penetrating security defenses is disclosed.

421 Fact that current NRC regulations are intended to cover a threat of several people. U.

422 Vulnerabilities of specific facilities. C–SNSI**—Review for declassification at the end of 7 years.

Secret if significant vulnerability is revealed, e.g., degree of seriousness or explicit means of penetrating security defenses.

423 Threat Levels.....

423.1 Specific threat levels against which the NRC licensees can or cannot protect. C–SNSI**—Review for declassification at the end of 7 years.

423.2 Threat levels against which NRC licensees intend to protect in the future. C–SNSI—Review for declassification at the end of 7 years.

Note.—The threat level of one internal employee and an external threat of three individuals in unclassified. Also the threat level specified in 10 CFR 73.55 and the Upgrade Rule is unclassified.

423.3 External and internal threat levels which are used as part of a sensitivity analysis of a security system to threats in that system. C–SNSI—Review for declassification at the end of 7 years.

500 *Safeguards Research, Development, Test, and Evaluation (RDT&E).*

510 Generic Functions, General Performance Characteristics, and General Applications of Materials, Equipment, Processes, and Conceptual Studies in RDT&E for New or Improved Safeguards, Provided Information Classified by Other Topics in This Guide is Not Revealed. U.

520 Conceptual Studies for a Generic Facility or Site. The Objectives, Capabilities, and Applications for an Entire Site Security System. U.

530 Evaluations of Commerical or Commerically Developed Equipment Which has Undergone or is Undergoing Laboratory Testing. U.

But see Topics 214, 222, 224, 231, 241, 410.

540 Specific Performance Capabilities or Vulnerabilities of Systems, Subsystems, Materials, Equipment, or Processes in RDT&E for New or Improved Safeguards.

541 Information revealing a vulnerability which would significantly assist the bypass or defeat of the integrated safeguards system actually installed (or planned to be installed) at a specific facility or in the transportation system. CNSI—Review for declassification at the end of 7 years.

542 Information about a characteristic or feature that meets all of the following criteria: (1) it would significantly delay the bypass or defeat of an operational application, and (2) its presence in an operation configuration and application would not be reasonably expected or predicted. CNSI—Review for declassification at the end of 7 years.

550 Hardware is Classified in Accordance With the Information It Reveals.

**Individual items of information not revealing (1) significant information concerning the (a) security protection, (b) the disposition, armament, or planned response of security forces or (2) information classified under other topics of this guide or other applicable guides should be submitted through channels to the NRC Division of Security, for possible declassification.

Dated at Washington, DC this 26th day of February 1980.

For the U.S. Nuclear Regulatory Commission.

Samuel J. Chilk

Secretary of the Commission.

[FR Doc. 80-6526 Filed 3-4-80; 8:45 am]

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Part III

Environmental Protection Agency

Standard for Emission of Particulate Regulation for Diesel-Fueled Light-Duty Vehicles and Light-Duty Trucks

ENVIRONMENTAL PROTECTION AGENCY

40 CFR Part 86

[FRL 1011-7]

Standard for Emission of Particulate Regulation for Diesel-Fueled Light-Duty Vehicles and Light-Duty Trucks

AGENCY: Environmental Protection Agency.
ACTION: Final rule.

SUMMARY: This rule establishes a standard for the emission of particulate matter from diesel-fueled light-duty vehicles and light-duty trucks.[1] Beginning with the 1982 model year, this standard is 0.60 gram per mile (0.37 gram per kilometer) for both diesel-fueled light-duty vehicles and light-duty trucks. Manufacturers will have the option of certifying their vehicles to this standard for the 1981 model year if they desire to carryover their 1981 certification results to the 1982 model year. Beginning with the 1985 model year the standard is 0.20 gram per mile (0.12 gram per kilometer) for diesel-fueled light-duty vehicles and 0.26 gram per mile (0.16 gram per kilometer) for diesel-fueled light-duty trucks. This action also amends the emission testing regulations at 40 CFR Part 86 to establish procedures for the testing of new diesel-fueled light-duty vehicles and light-duty trucks to determine compliance with the applicable particulate emission standard. In addition, this action deletes separate test procedures for Selective Enforcement Audits (SEA) beginning immediately and will require that the test procedures used for certification be used for SEA with some exceptions which will be discussed below.

The statutory authority for this action is provided in Sections 202 and 301(a) of the Clean Air Act (42 U.S.C. 7521 and 7601). Section 202(a)(3)(A)(iii) of the Act provides, in part, that "The Administrator shall prescribe regulations under paragraph (1) of this subsection applicable to emissions of particulate matter from classes or categories of vehicles manufactured during and after model year 1981 (or during any earlier model year, if practicable)." Section 301(a) provides, in part, that "the Administrator is authorized to prescribe such regulations as are necessary to carry out his functions under this Act."

EFFECTIVE DATE: April 4, 1980.

ADDRESSES: Materials relevant to this Final Rule are contained in Public Docket No. OMSAPC-78-3 at the U.S. Environmental Protection Agency, Central Docket Section, Waterside Mall, Room 2903B (EPA Library), 401 M Street, SW., Washington, D.C. 20460, (202) 755-0308. These materials include the transcript of the public hearing held in connection with the proposed rule, written comments received in response to the proposed rule, EPA's detailed summary and analysis of these oral and written comments, and the Regulatory Analysis containing environmental and economic analyses and the analysis of alternatives. Copies of these materials are available on request. (As provided in 40 CFR Part 2 the Agency may charge a reasonable fee for copying services.)

FOR FURTHER INFORMATION CONTACT: Merrill W. Korth or Jeff Alson, Standards Development and Support Branch, Emission Control Technology Division, Environmental Protection Agency, 2565 Plymouth Road, Ann Arbor, Michigan 48105, Telephone: (313) 668-4200.

SUPPLEMENTARY INFORMATION: Despite significant gains made in the control of particulate emissions from stationary sources, there are many air quality regions which are not able to meet the primary National Ambient Air Quality Standard (NAAQS) for total suspended particulate (TSP) matter of 75 micrograms per cubic meter (annual mean). As diesel-fueled vehicles assume an increasing portion of the light-duty vehicle market, their contribution to ambient TSP and fine particulate levels will increse because diesel-fueled engines emit approximately 30 to 70 times the amount of particulate that is emitted by gasoline-fueled engines equipped with catalytic converters.

EPA expects that between 15 and 25 percent of all new light-duty vehicles and trucks sold by the late 1980's will be powered by diesel engines. These light-duty diesels would have emitted between 152,000 and 253,000 metric tons of particulate matter annually by 1990 without control. EPA arrived at this figure by assuming that between 10 and 17 percent of the total miles traveled by light-duty vehicles and light-duty trucks would be by diesels in 1990. Urban areas would be most heavily affected by these emissions. Ambient particulate levels from light-duty diesels alone would have reached 2–11 micrograms per cubic meter (annual geometric mean) in cities such as Chicago, Los Angeles, New York, and Dallas. Somewhat smaller levels of 2–7 micrograms per cubic meter (annual geometric mean) would have occurred in smaller cities such as St. Louis, Denver, and Phoenix. These levels would have been expected to occur over large-scale areas within these cities. Additional particulate levels of 5–9 micrograms per cubic meter (annual geometric mean) would have been expected in localized areas within 90 meters of very busy roadways. These impacts would be almost exclusively comprised of fine and inhalable particles, which have the greatest potential for adverse health effects.

On February 1, 1979 EPA proposed standards for the emission of particulate matter from diesel-fueled light-duty vehicles and light-duty trucks under the authority of Sections 202(a)(3)(A) (iii) and 301(a) of the Clean Air Act. EPA held a public hearing on March 19–20, 1979 in Washington, D.C., to allow for public comment on the proposed rule. The Agency also held a prior public hearing in Ann Arbor, Michigan to allow General Motors to present its concept of a corporate average particulate standard. Written comments concerning the proposed regulation were permitted to be submitted through April 19, 1979. Eleven parties made presentations at the hearing held in Washington and twenty-eight parties submitted written comments. The majority of these comments were from automobile manufacturers; though congressmen, Federal agencies, environmental groups and private citizens also commented. EPA then analyzed these comments and revised the proposed rule as necessary in light of the comments. A description of the standards and test procedures being promulgated follows, along with a discussion of the technological, environmental and economic impacts of the regulation and of the major comments made concerning the proposed rule.

Standards: Beginning with the 1982 model year, standards for both diesel-fueled light-duty vehicles and light-duty trucks will be 0.60 gram per mile (0.373 gram per kilometer) as tested over the standard EPA Urban Dynamometer Driving Schedule. Beginning with the 1985 model year, the particulate emission standard will be 0.20 gram per mile (0.124 gram per kilometer) for diesel-fueled light-duty vehicles and 0.26

[1] The designation "light-duty truck" used in this regulation is based upon the definition of this class of vehicles which appears in § 86.079-2 of 40 Code of Federal Regulations. According to the interpretations of vehicle classes published in the conference report on the 1977 amendments to the Clean Air Act, H.R. Rep. No. 95-564, 95th Cong., 1st. Sess. 164, " the recent classification of vehicles between 6,000 and 8,500 pounds as light-duty trucks would continue to be appropriate provided regulations developed for such vehicles conform to this section." Light-duty vehicles and light-duty trucks are distinct classes of motor vehicles but have similar operating characteristics, share similar engine types, and are tested using similar test procedures.

gram per mile (0.162 gram per kilometer) for diesel-fueled light-duty trucks.

The initial standard as proposed was to become effective beginning with the 1981 model year. EPA's analysis of technology and leadtime concluded that the manufacturers did have the ability to meet the 0.60 gram per mile (0.373 gram per kilometer) standard in 1981. However, there was not enough time available to ensure that the manufacturers could complete their certification programs if they had not begun the certification process before final promulgation of the particulate standards. While EPA expects most, if not all, engine families to meet the 0.60 gram per mile (0.373 gram per kilometer) level in 1981, we cannot require the industry to do so because of the insufficient amount of time between promulgation and the 1981 model year. Given this situation, EPA has decided to promulgate the 0.60 gram per mile (0.373 gram per kilometer) standard for the 1982 model year but to allow optional certification to this standard in 1981. Since the gaseous emission standards do not change from 1981 to 1982, a manufacturer would incur full certification costs in both 1981 and 1982 if it waited to demonstrate compliance with the particulate standard until 1982. Thus, we expect some manufacturers to attempt to certify to the voluntary standard in 1981 and carryover the particulate results to 1982 in order to reduce certification costs. Since the initial particulate standard does not go into effect until 1982, particulate emission testing on 1981 certification vehicles would be prohibited, unless authorized by the Administrator, under § 86.080–26 (a)(10) of 40 Code of Federal Regulations. The Administrator will provide this authorization (via written correspondence) to those manufacturers which want to certify to the optional standard in 1981 for carryover puposes, provided that those manufacturers abide by the test procedures that are required for particulate measurement for 1982 and later model year vehicles.

The second emission standard for both vehicle classes was originally proposed to be 0.20 gram per mile (0.124 gram per kilometer) beginning with the 1983 model year. The implementation of the second standard was delayed two years to ensure optimum development of the necessary control technology. The level of the standard for light-duty trucks was raised to take into account their higher inertia weight and aerodynamic drag. These vehicles will still be required to comply with the applicable gaseous emission standards for hydrocarbon, carbon monoxide, and oxides of nitrogen.

Technology: The Clean Air Act Amendments of 1977 mandate particulate emission control based upon best available control technology, considering costs and other specified factors. EPA believes that both the 1982 and 1985 particulate standards for light-duty diesels can be achieved in the time available.

EPA expects that only minor engine modifications will be necessary for current light-duty diesels to meet the 1982 standard of 0.60 gram per mile (0.373 gram per kilometer). This determination is based in part on the availability of waiver of the statutory oxides of nitrogen (NO_x) standard of 1.0 gram per mile (0.62 gram per kilometer) for light-duty diesel engine families produced during model years 1981–1984. Since manufacturers have presented data to show that use of exhaust gas recirculation (EGR), currently the most popular NO_x control technology, increases particulate emissions, EPA has examined both NO_x and particulate levels in assessing the feasibility of the particulate standards. EPA already has granted NO_x waivers for several 1981–82 model year light-duty diesel engine families in order to allow those manufacturers which showed an inability to achieve the 1.0 gram per mile (0.62 gram per kilometer) NO_x standard in 1981 sufficient leadtime to reduce NO_x emissions with acceptable durability and particulate emissions control (44 FR (January, 1980)). Other light-duty diesel engine families for which sufficient emissions data is provided to show their emissions control capabilities also may be allowed to meet a less stringent, interim NO_x standard.

In addition, particulate and NO_x emissions results which have been achieved on prototypes or past EPA certification vehicles (see Table 1) show that the NO_x emissions of all these vehicles, except for the Volkswagen Audi, are below the maximum interim standard allowed under the NO_x waiver provision. All of the vehicles exhibit particulate emissions below the 0.6 gram per mile (0.373 gram per kilometer) level being promulgated by EPA. Volkswagen stated in its comments to the proposed particulate regulations that the Audi would be able to meet the 0.6 gram per mile (0.373 gram per kilometer) level by 1982 with a NO_x waiver. Volkswagen's application for a waiver for the Audi was denied due to presentation of insufficient data upon which to base a waiver determination. However, Volkswagen may reapply for a waiver. Therefore, EPA expects the availability of the diesel NO_x waiver to allow all light-duty diesels to comply with the 1982 particulate standard.

The 0.20 gram per mile (0.124 gram per kilometer) particulate standard in 1985 can be met by the successful application of an aftertreatment technology. EPA expects trap-oxidizers to be the preferred aftertreatment technology. A trap-oxidizer is simply a trap with a mechanism by which the collected particulate is oxidized to regenerate the trap and to maintain the collection efficiency and exhaust gas back-pressure at acceptable levels. The three most critical issues with respect to the feasibility of trap-oxidizers are (1) collection efficiency, (2) trap regeneration, and (3) trap durability.

The particulate collection efficiencies of many trap materials are very good. Efficiencies of 60 to 65 percent have been reported by manufacturers for several materials, such as alumina-coated metal mesh, metal wool, and quadralobe catalyst beads, and EPA has tested alumina-coated steel wool trap material which was 50 to 60 percent efficient. Because of the particulate reductions expected from other strategies (discussed later in this section), only a 60 percent efficiency will be required for the worst case vehicles to meet the 0.20 gram per mile (0.124 gram per kilometer) standard. This requisite initial efficiency has been achieved with several materials; the question is how to maintain this efficiency through repetitive regenerations over the useful life of the vehicle.

Several trap-oxidizer regeneration approaches have been investigated. The simplest solution would be to continuously (or near-continuously) oxidize the particulate, in which case the trap-oxidizer would function much like a diesel catalytic converter. The problem with diesel converters is simply in maintaining the high-temperature conditions that ensure continual oxidation. Much effort is being expended on producing converters which would function on diesels, and designs have been tested by EPA that are close to what is needed. An alternative is to oxidize the particulate only occasionally, when enough organic material has been collected by the trap to aid the process and when the exhaust temperature is high enough to initiate oxidation. Many approaches have been suggested to initiate the oxidation process, but the most promising is the addition of an inlet air throttle, which would limit the intake air into the combustion chambers, thus raising the

temperature of the exhaust. The throttling would be periodic, and could be actuated by a combination of the odometer reading and rack position, or might have to be linked to a controller unit coordinating several parameters such as rack position, back-pressure, exhaust gas recirculation, etc. GM reported that over a 1000-mile series of load-up and regeneration tests, utilizing throttling to initiate oxidation, the trap collection efficiency actually increased slightly. There appear to be no technical problems with utilizing throttling to initiate oxidation, and there is evidence that throttling may possibly reduce engine-out particulate and NO_x emissions slightly.

Collection efficiencies and regeneration techniques have progressed to the point where the most critical issue is whether the efficiency and regeneration mechanism can be maintained over the useful life of the vehicle. At this time, EPA has limited trap-oxidizer durability data, as researchers have been reluctant to fund durability testing until other, more basic questions were solved. The problems of durability are problems which lend themselves to engineering solutions; no major new technology is required. We are confident that the durability questions will be resolved in the near future.

EPA is very confident that trap-oxidizers will be available to permit compliance with the 1985 standard. As discussed above, the basic concept of the trap-oxidizer is well understood. The improvements that are necessary are engineering problems, and are more a function of the resources allocated to the problem than any scientific or technical breakthrough. Considerable progress has occurred in the last 1½ years. Initial aftertreatment research concentrated on the use of simple traps and gasoline engine catalytic converters, with basic problems of efficiency and backpressure. In the last 1½ years we have seen marked improvements in efficiency and backpressure, and more importantly, a general consensus that the trap-oxidizer can periodically (and possibly even continually) incinerate the particulate matter. Methods for regeneration initiation and control have been investigated and repetitive incineration has been demonstrated for several trap-oxidizers. There is every reason to expect that with a concerted effort by industry, this progress will continue and will result in trap-oxidizers being available for vehicle application by the 1985 model year. EPA has tested trap-oxidizers from several corporations, and the manufacturers are working with many catalyst, petrochemical, and materials companies in an attempt to produce a satisfactory trap-oxidizer design.

In fact, EPA's technical analysis concluded that there is a strong likelihood that trap-oxidizers will be sufficiently developed by the 1984 model year (see the Regulatory Analysis). Because of the uncertainty that exists with regard to trap-oxidizer durability and vehicle application, however, EPA has decided to minimize the economic risk of this rulemaking by delaying the implementation of the 0.20 gram per mile (0.124 gram per kilometer) standard until 1985. This extra year will have only a marginal effect on ambient suspended particulate levels yet will ensure that the manufacturers have enough time to optimize trap-oxidizer application. The 1985 implementation date gives the manufacturers 3 to 3½ years of development leadtime since publication of the NPRM, and 2 to 2½ years of development leadtime from publication of the Final Rule, in addition to the 2 to 2½ years of production leadtime deemed necessary.

Particulate emissions are a classic economic externality for the automotive industry. Left to the marketplace, it is extremely unlikely that sufficient pressure would be brought to bear on the industry to aggressively pursue trap-oxidizer development. Experience has shown the greatest emission control development work to have taken place when direct regulatory incentives were in place. Since final trap-oxidizer designs are not now available to successfully comply with the 1985 standard, to the extent that the standard motivates the industry to aggressively pursue research and development it is a "technology-forcing" standard. The term "technology-forcing" often implies that the sought-after technology is completely unknown or unforeseeable, but such is not the case here. The basic concept of the trap-oxidizer is very well understood, and, as explained above, much development has already occurred. Indeed, many commenters stated or implied that successful application of trap-oxidizers was feasible. Thus, this rulemaking is technology-forcing only in the respect that it will encourage a feasible control strategy that might otherwise be ignored.

In addition to the lower particulate standard in 1985, the light-duty vehicle diesel NO_x standard will drop to 1.0 gram per mile (0.62 gram per kilometer) in the 1983 to 1985 time frame (waivers are possible until 1985). Should manufacturers rely on heavier rates of EGR to achieve the lower NO_x levels, particulate levels will increase due to the recognized deleterious effect of EGR on particulate emissions. EPA expects that as the particulate/EGR relationship becomes better understood, and as the EGR controls become more sophisticated (possibly applying greater EGR rates during low particulate modes and lesser EGR at higher particulate modes), this negative effect of EGR on paraticulate will be lessened. EPA expects additional particulate reductions from further engine modifications and optimizations (including turbocharging) and from continued downsizing of the manufacturers' largest vehicles. All diesel light-duty vehicle manufacturers are expected to be able to comply with the 0.20 gram per mile (0.124 gram per kilometer) particulate and 1.0 gram per mile (0.62 gram per kilometer) NO_x standards in 1985.

EPA analyzed the available data on the effects of the greater inertia weight and road load settings of light-duty trucks on particulate emissions and concluded that the differences between light-duty vehicles and light-duty trucks could increase particulate emissions by 30 percent. Thus, EPA increased the 1985 standard for light-duty trucks to 0.26 gram per mile (0.162 gram per kilometer). Until 1985, light-duty trucks will only have to comply with a 2.3 grams per mile (1.43 grams per kilometer) NO_x standard, which is far less stringent than the 1.0 to 1.5 grams per mile (0.62 to 0.93 gram per kilometer) NO_x standard with which light-duty vehicles must comply. Given the current trade-off between NO_x and particulate emissions, EPA concluded that the less stringent NO_x standard more than made up for the increased inertia weight and road load horsepower settings of light-duty trucks and that no adjustment to the particulate standard was needed until 1985. EPA expects the very same technologies that will be used to meet the light-duty vehicle standards to be applicable to light-duty trucks.

Environmental Impact: Section 202(a)(3)(A)(iii) directs EPA to control particulate emissions; it does not require that the Agency first conduct an environmental impact assessment. Nevertheless, EPA has carefully examined the environmental impact of this rulemaking.

If a final market penetration for diesels of 15–25% is estimated (actual 1990 light-duty fleet being 10–17 percent diesel), these standards will reduce particulate emissions from light-duty diesels by 74 percent in 1990 with respect to what would be expected

without these regulations. National particulate emissions in 1990 from light-duty diesels will be reduced from approximately 152,000–253,000 metric tons per year to 40,000–66,000 metric tons per year. Urban emissions from these vehicles will also decrease 74 percent in 1990 from 84,000–141,000 metric tons per year to 22,000–37,000 metric tons per year. This emission reduction will reduce ambient light-duty diesel particulate levels in large cities (e.g., New York, Chicago, Dallas) from 2.0–11.3 to 0.5–2.9 micrograms per cubic meter. Light-duty diesel particulate levels in smaller cities (e.g., St. Louis, Pittsburgh) will also decrease from 1.5–7.5 to 0.4–1.9 micrograms per cubic meter. Localized levels which occur over and above these larger-scale impacts will also decrease from 5–9 micrograms per cubic meter to 1–2 micrograms per cubic meter. These latter impacts could occur as far as 90 meters away from very busy roadways.

The above impacts clearly show the significant ambient light-duty diesel particulate emission level reductions that are expected from these regulations. But not all types of particulate matter have the same level of impact on human health. Small particles, which are much more likely to be deposited in the alveolar region and which require much longer periods of time to be cleared from the respiratory tract, have a greater potential to affect human health than larger particles. Thus, control of diesel particulate, of which 100 percent is less than 15 micrometers in diameter and approximately 97 percent of which is less than 2.5 micrometers in diameter, is especially important with respect to human health. There is also particular concern over the chemical composition of diesel particulate emissions, as the extractable organic fraction of diesel particulate has been shown to be mutagenic in short-term bioassays, and EPA is currently performing a health assessment to determine the carcinogenic risk (if any) to human health. EPA believes that this uncertainty is another factor which necessitates priority control of diesel particulate emissions. Should future results from the diesel health effects studies indicate that further action is necessary to control particulate emissions, EPA will exercise its authority under title II to do so.

Economic Impact: EPA expects the retail price of light-duty diesel vehicles and trucks to increase by approximately $11–12 in 1982 and by $138–164 in 1985 due to the vehicle modifications necessitated by this regulation. The wider range of costs for the 1985 standard is simply due to possible differences in trap-oxidizer systems which may be used on different models. These estimates include profit at both the manufacturer and dealer levels. As a result of past and future increases in the price of gasoline-fueled vehicles attributable to emission controls, EPA expects no decrease in diesel sales relative to the sales of gasoline-fueled vehicles as a result of the aggregate environmental regulation. The trap-oxidizer system is also expected to require maintenance costing about $30 over its useful life. However, the vehicle modifications involved in adding the trap-oxidizer will eliminate the need to replace the exhaust pipe and muffler throughout the vehicle's life. This will save about $80 in maintenance costs during the vehicle's life (at the fifth year). In all, vehicle maintenance costs should decrease by $50 due to the 1985 standard. All costs are in terms of 1979 dollars.

The aggregate cost of the first standard over the three years it will be in effect will be $42–76 million depending on total light-duty diesel sales (present value taken in 1985, 1979 dollars). The aggregate cost of the second standard over five years (1985–1989) will be $897–1857 million (present value taken in 1985, 1979 dollars). The aggregate costs were calculated using 1985 as the present value reference point, since this is the year the more significant of the two standards (with respect to economics) is being implemented. By using a future year as the reference point, the aggregate costs better represent the monies the nation will be required to spend in some future year to control light-duty diesel particulate emissions. If the present time had been used as the present value reference point (as it was when this regulation was proposed), the aggregate costs would better represent the monies the nation would be required to set aside today for the control of light-duty diesel particulate emissions in the future. From present value theory, the latter aggregate costs would numerically appear much smaller than those cited above, but would indeed represent the same real costs. While these costs are significant, they are affordable. The added costs should not hamper the marketability of diesel vehicles.

Cost Effectiveness: Section 202(a)(3)(A)(iii) of the Clean Air Act does not require EPA to conduct a cost benefit analysis. Nevertheless, EPA has examined the cost effectiveness of the standards. EPA examined the traditional methodology used to measure cost effectiveness of particulate control strategies and modified it slightly. In general, the traditional methodology focused only on total emission reductions and not on health and air quality improvements. After improving the methodology somewhat, the final standard appears consistent with recent EPA actions to control stationary source particulate emissions which in themselves were cost effective.

For example, the traditional measure of cost effectiveness (dollars per metric ton of particulate controlled) can be made more relevant to health improvements by considering only the inhalable (less than or equal to 15 micrometers in diameter) or fine (less than or equal to 2.5 micrometers in diameter) particulate that is controlled. It is the inhalable and, especially, the fine fractions of suspended particulate which appear to have the greatest potential for adverse health impacts. When only these fractions are considered, the marginal cost effectiveness ratio for the 1985 standard is $2,400–3,025 per metric ton of inhalable particulate and $2,500–3,150 per metric ton of fine particulate. When these bases are used, the cost effectiveness of light-duty diesel control is found to be consistent with the cost effectiveness of particulate control strategies implemented in the past.

It is important to emphasize that in some respects the mobile and stationary source strategies for particulate control have certain differences in their primary purposes. Therefore, selections of a measure of effectiveness for comparison purposes has inherent limitations. In spite of these, however, the comparison may still be useful to the degree that it focuses on one of these common purposes, protection of public health and welfare.

There is another step which could be taken to improve the measure of cost effectiveness and that is to relate it to reductions in ambient pollution concentrations instead of emission reductions. People's exposure to pollutants is directly related to the ambient pollutant concentration of the air they breathe, but only indirectly related to the emissions from various sources. However, the data necessary to perform such calculations are very difficult to obtain and generally not available. Still, to indicate the potential differences between the air quality impacts of different sources and the extent that the results of the previous paragraph can be misleading, a very rough air quality analysis was performed. Using some rough indicators of a source's impact on air quality relative to its emissions, EPA found that

light-duty diesels produce between 32 and 134 times the ambient pollutant concentration produced by the largest power plants (2,920 megawatt heat input) based on equivalent emission rates. Similarly, light-duty diesels produce between 0.8 and 3.4 times the ambient pollutant concentration produced by smaller power plants (73 megawatt heat input), based on equivalent emission rates. No localized impacts from either source were examined, only large-scale impacts. If localized impacts had been examined, the result might be different.

The results for other stationary sources could also be quite different. Just considering this one factor, the results of any comparison of cost effectiveness can be changed drastically and there are many other factors which should also be considered. As mentioned earlier, the above ratios are only an extremely rough estimate of the relative air quality impacts of diesels and power plants. Many simplifications were necessary to be able to make this comparison at all. However, the results also indicate clearly that control of diesel particulate is no less cost-effective than other cost-effective control measures adopted by EPA using the measures of effectiveness discussed above.

Alternative Actions: Control of particulate emissions from light-duty diesel vehicles is required by the Clean Air Act. Thus, EPA does not have the authority to forego control of light-duty diesel particulate emissions in favor of other control strategies. However, other control strategies were examined in the course of this rulemaking and they include: (1) Further control of stationary particulate sources; (2) control of mobile sources of particulate emissions other than diesel-fueled light-duty vehicles and light-duty trucks; (3) sales-weighted average particulate standards for light-duty vehicles and light-duty trucks, averaged over either a manufacturer's total production or a manufacturer's diesel production; and (4) alternative individual vehicle standards and/or implementation dates for diesel-fueled light-duty vehicles and light-duty trucks.

The potential reduction in particulate emissions from light-duty diesels is significant when compared to aggregate emissions from major stationary source categories. Most major urban areas are unable to attain the ambient standard for particulate matter even after the application of reasonable controls to stationary sources. New Source Performance Standards can only mitigate the impact of new source growth and reductions such as those projected for these diesel regulations will be necessary to attain ambient standards.

The only other significant mobile sources of particulate emissions are diesel-fueled heavy-duty vehicles. The Clean Air Act also requires the control of heavy-duty diesel particulate emissions and a proposal to do so is now being developed. Because a transient test procedure is necessary to adequately measure particulate emissions, and since the heavy-duty engine transient test procedure is not required for diesels until 1985, particulate regulations for heavy-duty vehicles are not scheduled to be implemented until 1985. The planned heavy-duty diesel particulate regulations do not obviate or lessen the need for light-duty diesel particulate regulations.

Two approaches which would require each manufacturer to meet a sales-weighted average particulate standard, one which would include all light-duty vehicles and trucks and one which would involve only diesel-fueled light-duty vehicles and trucks, were examined as alternatives to the individual vehicle standards. Although both offered increased flexibility and the possibility of cost savings to the manufacturers (no specific estimates were presented), both averaging approaches were rejected due to statutory, equity, enforcement, and localized impact problems (see the discussion under the Public Participation section below). Should interested parties submit information on the relative advantages and disadvantages of a diesel average particulate standard, with particular attention to the problems mentioned above, EPA will, of course, evaluate them.

Finally, alternative levels of control and implementation dates for the individual vehicles standards were rejected because the standards and implementation dates selected are consistent with the requirement of Section 202(a)(3)(A)(iii) of the Clean Air Act. In addition, the adopted standards and implementation dates are cost effective when compared to other particulate emission controls that have been promulgated by EPA.

Test Procedures: In the past, provisions for testing diesel-fueled vehicles have been included in the Federal Test Procedure (FTP) along with those for gasoline-fueled vehicles. The testing specified for diesels applied to the same gaseous pollutants (HC, CO, NOx) regulated for gasoline-fueled vehicles. Now, with the additional mandated regulation of particulate emissions from light-duty diesel vehicles, EPA has made major additions and changes to sections of the FTP. These changes affect only diesel testing, but due to their inclusion into the existing FTP there are some minor numbering and clarification changes in the test procedures for gasoline-fueled vehicles.

Additions and changes to the current FTP for diesels which are brought about by the incorporation of particulate testing are discussed below:

(1) The particulate measurement procedure requires a dilution tunnel and a constant volume sampler. The dilution tunnel must be sufficiently long to assure thorough mixing at the sampling probes. The use of a mixing box with extensive baffling is ruled out due to suspected particulate loss on its surfaces. The constant volume sampler must have sufficient capacity to maintain a maximum temperature of 125°F (51.7°C) at the probe tips. (Constant volume sampler units presently used for gaseous analysis may not be sufficiently large to maintain this maximum temperature when used in conjunction with larger engine displacement light-duty diesels). The proposed use of the dilution tunnel and constant volume sampler in this manner will assure that the diesel exhaust is in a state of equilibrium with the surrounding air similar to what would be encountered in actual road use;

(2) The total mass of particulate emissions is measured simultaneously with regulated gaseous emission over the Urban Dynamometer Driving Schedule. The particulate matter, after dilution and mixing with ambient air in a dilution tunnel, is collected on filter media maintained at 125°F (51.7°C) or less over each of the three phases (bags) of the driving cycle;

(3) Hydrocarbons are continuously measured and integrated over each of the three phases (bags) of the test by a heated flame ionization detector (HFID). The hydrocarbon sampling system consists of three elements: (1) A sample probe which is placed in the dilution tunnel at a distance sufficiently downstream that thorough mixing of the gas stream is assured, (2) a filter to remove all particulate matter from the sample gas stream and (3) the HFID. The entire sampling system from the probe tip to the HFID is heated to prevent condensation and to assure the measurement of all hydrocarbons which are volatile at or below the set temperature. The gas streams entering the particulate filter and HFID must be maintained 375±20°F (191±11°C).

These changes to the FTP will also apply to Selective Enforcement Audit

(SEA) testing, beginning with the 1982 model year. Currently, the test procedures for SEA are incorporated in a separate appendix to 40 CFR Part 86. Separate test procedures were published for SEA based on a suggestion by several manufacturers that all of the details of the application of the FTP in certification may not be appropriate in the context of SEA. However, EPA's experience with testing under the SEA program since its implementation indicates that there is no compelling reason to continue to have separate test procedures for SEA. Therefore, this regulation deletes separate SEA test procedures beginning immediately and applies the certification test procedures to SEA. Some clarifications have been made which did not appear in the proposal to insure that those requirements of the FTP not appropriate for SEA (e.g., evaporative HC testing, insertion of thermocouples into fuel tanks) are not required for SEA.

EPA has found that the gaseous emissions results from the test procedures that have been designed to incorporate particulate measurement (featuring a dilution tunnel) are not significantly different than gaseous emissions results obtained from the test procedures now in use (featuring a mixing box). Diesel manufacturers which exercise their option to test for particulate emissions in 1981 (in order to carry over data to 1982) must abide by the particulate/dilution tunnel test procedures which are mandatory for diesel testing in 1982 and later model years. EPA will use the same test procedures for confirmatory certification testing of particulate and gaseous emissions in 1981. Diesel manufacturers which choose not to measure particulate emissions on their 1981 certification vehicles have the option of using either set of test procedures for gaseous emissions testing. EPA retains the authority to utilize either set of test procedures for confirmatory certification testing of gaseous emissions in 1981, but at this time, in order to conserve resources, EPA intends to use the particulate/dilution tunnel test procedures for confirmatory gaseous emissions testing in 1981. We do not expect the Agency's use of the particulate/dilution tunnel test procedures for 1981 confirmatory certification testing of gaseous emissions to present any difficulties to the manufacturers since: (1) The gaseous emissions results from the particulate/dilution tunnel test procedures are not significantly different from those from the current test procedures, (2) the proposal was for 1981 so manufacturers should have been planning to have the new test equipment in place by 1981 anyway, and (3) we received no major comments disputing the ability of manufacturers to obtain the required test equipment for 1981. In any case, manufacturers which do not participate in the optional particulate certification program in 1981 can use either set of test procedures in their own compliance testing. It should be noted that EPA is offering the optional certification program in order to enable manufacturers to reduce certification costs.

High Altitude: This action does not establish an interim high altitude standard for the 1982–1983 model years. Light-duty diesel vehicles and trucks sold in high altitude areas will only have to comply with the particulate standard at low altitude. EPA will soon publish a separate rulemaking implementing Clean Air Act Section 206(f)(1), which states that: "All light-duty vehicles and engines manufactured during or after model year 1984 shall comply with the requirements of section 202 of this Act regardless of the altitude at which they are sold."

Nonconformance Penalties: Section 206(g) of the Clean Air Act states that a nonconformance penalty should be available "* * * in the case of any class or category of heavy-duty vehicles or engines to which a standard promulgated under section 202(a) of this Act applies * * *" According to the Act, "heavy-duty vehicle means a truck, bus, or other vehicle manufactured primarily for use on the public streets, roads, and highways which has a gross vehicle weight in excess of 6,000 pounds." A portion of the diesel light-duty truck population has a gross vehicle weight greater than 6,000 pounds and these vehicles are considered heavy-duty vehicles by the act. Thus, it might appear that nonconformance penalties should be available.

These regulations, however, do not provide a nonconformance penalty alternative for manufacturers of this category of heavy-duty vehicles. The legislative history behind Section 206(g) indicates that a nonconformance penalty alternative was to be made available to accommodate manufacturers who are technological laggards and are unable to meet emission standards set according to the technological leader among manufacturers of a class or category of vehicles or engines. These regulations set particulate emission standards for light-duty diesel trucks (including those which qualify as heavy-duty vehicles) according to the emission reduction capabilities of the light-duty diesel truck industry as a whole. We project that all members of the light-duty truck industry will be capable of complying with these standards, and hence, expect that there will be no technological laggards that will need to be accommodated by a nonconformance penalty alternative. Thus, no nonconformance penalty scheme has been included in this regulation. However, the question of whether or not nonconformance penalties are appropriate for light-duty trucks with gross vehicle weights in excess of 6,000 pounds is still under consideration by the Agency.

Public Participation: With the proposal of this regulation on February 1, 1979, EPA requested comments from all interested parties on any or all aspects of this regulation. In addition, a public meeting was held on March 16, 1979 to allow General Motors to present its corporate averaging proposal. A public hearing to discuss all aspects of the regulation was held on March 19–20, 1979. The comments received centered on five major areas: (1) The environmental impact of light-duty diesels; (2) sales-averaged standards as a means of control; (3) the technological feasibility of the standards; (4) the economic impact of the regulation; and (5) the test procedures. Discussions of the major comments in each of these areas follow below.

Environmental Impact: A number of commenters questioned the ambient levels of diesel particulate which EPA projected would occur in 1990. They argued that EPA (1) used a regional dispersion model which overestimates mobile source impacts; (2) overestimated growth in traffic in downtown areas; (3) overemphasized the impact in Kansas City without adequate justification for extrapolation to the rest of the nation; (4) used unrealistic diesel sales projections; and (5) overemphasized localized impact using an inaccurate model. EPA analyzed these comments and found that: (1) The regional dispersion model used is more likely to underestimate mobile source impacts than to overestimate them; (2) the projected traffic growth rate of 1.5% per year is likely too high and has been reduced to 1% per year; (3) too much emphasis was placed on Kansas City and this has been alleviated by extending EPA's analysis to include over 30 cities; (4) the projected scenarios for diesel sales did overestimate diesel sales in the early and mid 1980s and a revised scenario (based on several studies) has been developed resulting in a 16% reduction in the diesel fraction of light-duty traffic

in 1990; and (5) an overemphasis of the localized impact did occur due to deficiencies in the model used; to correct this, more accurate models have been used and the results have been given a more proper emphasis.

The net result of these comments and the subsequent improvement of the analysis was that the impact of light-duty diesels on air quality became more prominent. While some factors which had led to an overestimation of the impact were corrected, the extension of the analysis to more cities revealed that the mobile source impact in Kansas City is much lower than that in other urban areas. As these differences were not adequately accounted for in the original analysis, their inclusion has definitely increased EPA's projection of ambient concentrations of diesel particulate in urban area.

Some commenters also requested that EPA take into consideration those aspects of diesel particulate which may cause it to be more harmful to health than other types of particulate matter. Although Section 202(a)(3)(A)(iii) does not provide for consideration of this factor as a basis for setting the standards, EPA has added a section to its Regulatory Analysis which examines the importance of the size and chemical composition of diesel particulate.

Finally, some commenters raised questions concerning the validity of the population exposure estimate made in EPA's original analysis. EPA found some of these concerns to be valid. As the need to promulgate this regulation in time for the 1982 model year was a pressing one, time did not allow a full analysis and revision of the population exposure estimate. As the estimate was not crucial to the regulation, it was deleted from the Regulatory Analysis.

Sales-Averaged Standards: The commenters suggested two possible alternative approaches to the individual vehicle standards which EPA has traditionally used to control mobile source emissions. One approach would require the sales-weighted average particulate level of each manufacturer's entire (diesel and gasoline-powered) light-duty vehicle fleet to be equal to or less than a Corporate Average Particulate Standard (CAPS). The second approach would exclude gasoline-powered vehicles from the averaging procedure so that each manufacturer's sales-weighted diesel average particulate level would have to comply with a Diesel Average Particulate Standard (DAPS). Both approaches would give manufacturers greater flexibility and the possibility of cost savings in being able to meet particulate emission standards. With CAPS, more lower particulate-emitting gasoline-fueled vehicles could be sold to reduce the average emission level if a manufacturer found its diesel emissions too high. With DAPS, a manufacturer could trade off large diesels which typically have high particulate emissions with smaller diesels which tend to have lower particulate emissions. This could result in lower costs of control as a manufacturer could optimize its control of both small and large cars to reach the average standard at the lowest cost. An additional advantage of CAPS (but not DAPS) is that it would put an implicit ceiling on total light-duty diesel particulate emissions to the atmosphere.

While CAPS does provide the advantages discussed above, EPA finds too many difficulties associated with its implementation and we reject it as an alternative to the individual vehicle standards. In the first place, it raises difficult and novel questions under the structure of Title II of the Clean Air Act. For example, Sections 202 and 207 assume individual vehicle compliance with the applicable standards. A second drawback involves manufacturer equity. Since the CAPS concept averages diesel and gasoline-powered vehicle particulate levels, and since the latter are typically very low, a manufacturer's corporate average particulate level would be dependent not only on its diesel vehicle particulate levels but also on its relative proportion of diesel to gasoline-powered vehicles. A manufacturer which produced a small percentage of diesels could tolerate much higher particulate levels from its diesels, and still comply with a specific CAPS, than could a manufacturer which marketed a much higher percentage of diesels. CAPS licenses a manufacturer to produce greater quantities of and progressively higher particulate-emitting diesels as it increases its gasoline-powered vehicle production. EPA considers this to be unacceptable. CAPS might also act to restrain competition in the industry as a firm which wanted to produce only light-duty diesel vehicles would likely find it impossible to comply with CAPS without also producing similar quantities of gasoline-powered vehicles. Another major problem with CAPS concerns enforcement. Changing from enforcement on an engine family basis with each family having to meet the same standard to enforcement on a fleet-wide basis with a multitude of different engine family standards would require a new enforcement apparatus and would likely result in unforeseeable problems. Finally, since CAPS would only be useful to the industry if the maximum allowable emission rate was greater than the corresponding individual vehicle standards (otherwise the manufacturers would gain nothing from the averaging approach) CAPS would increase the possibility of localized particulate impact problems in certain cities, downtown areas, or roadways which might have an unusually high concentration of diesels emitting at or near the maximum level allowed.

DAPS is much more equitable to diesel manfacturers than is CAPS. Regardless of the quantity of gasoline-powered or diesel vehicles a manufacturer produces, each manufacturer would have to comply with the same average diesel particulate level. Analysis of the data available to us has suggested that DAPS levels consistent with best available control technology would not provide much flexibility to the manufacturers, however, since DAPS precludes the averaging of gasoline-powered vehicle particulate levels and since it becomes more difficult to "balance out" a high particulate-emitting diesel with lower particulate-emitting diesels as the standard decreases. Like other averaging approaches, DAPS raises difficult and novel questions under the structure of Title II of the Clean Air Act which assumes individual vehicle compliance with applicable standards. Although DAPS does not share the manufacturer inequity problems of CAPS, it does share the remaining problems discussed above: it would result in different standards for different engine families, it would involve cumbersome enforcement problems, and it would increase the likelihood of localized impact problems. Based on these problems, EPA rejects the use of DAPS in favor of the individual vehicle standards. (For a more thorough discussion of CAPS and DAPS, see the Regulatory Analysis, Chapter VIII.)

Technological Feasibility: EPA originally proposed standards of 0.60 gram per mile (0.373 gram per kilometer) in 1981 and 0.20 gram per mile (0.124 gram per kilometer) in 1983 for light-duty diesel vehicles and light-duty diesel trucks, which was based on the use of engine modifications and turbochargers in 1981 with the subsequent addition of trap-oxidizers in 1983. Most of the light-duty diesel manufacturers commented that these standards were not achievable in the time allowed. A number of reasons were given for this: (1) That the simple addition of a turbocharger often did not reduce particulate levels, and in any case, could not be integrated into production

designs by the 1981 model year; (2) that trap-oxidizers were still an unproven technology and could not be perfected by the 1983 model year; (3) that EPA had not considered important parameters such as emissions deterioration and variability; and (4) that EPA had failed to recognize the deleterious effect of lower NO_x requirements on particulate levels.

EPA analyzed these comments and the available data and concluded that: (1) Turbochargers can reduce particulate levels if properly integrated into the vehicle design, but will not be universally available until 1983; (2) the successful application of trap-oxidizers would not likely occur until at least 1984; (3) deterioration and variability should be considered; and (4) the levels of the standards would only be feasible in the near term if some relaxation of the 1.0 gram per mile (0.62 gram per kilometer) NO_x standard was granted through the waiver provision of Section 202(b)(6)(B) of the Clean Air Act for at least some engine families. As noted above, the NO_x waiver has already been granted for several engine families through 1982, and the waiver may be extended to other engine families or past 1982 if manufacturers provide information showing it to be necessary.

In addition, EPA determined that much greater particulate reductions had been achieved through engine modifications than had been expected and that the 1981 standard of 0.60 gram per mile (0.373 gram per kilometer) could be met without the addition of turbochargers. However, because of insufficient certification leadtime for 1981, the 0.60 gram per mile (0.373 gram per kilometer) standard will not apply until the 1982 model year.

EPA agrees with the majority of the commenters that trap-oxidizers are not now feasible for production application. Advances are still needed in the areas of collection efficiency, durability, and regeneration initiation and control. The information submitted by commenters working on trap-oxidizer development in response to the Notice of Proposed Rulemaking has convinced EPA that trap-oxidizers can be successfully ultilized to reduce particulate emissions.

EPA's technical analysis concluded that there was a strong possibility that trap-oxidizers could be utilized on 1984 model year vehicles, but due to the uncertainty involved the implementation date has been delayed until 1985. Additional particulate reductions will likely be derived from further engine modifications, turbocharging, and downsizing, and the negative effect of greater NO_x control on particulate levels is expected to diminish by 1985. Thus, EPA concludes that all manufacturers should be able to comply with the 0.20 gram per mile (0.124 gram per kilometer) particulate standard in 1985 with a NO_x standard of 1.0 gram per mile (0.62 gram per kilometer).

Thus, the levels of the particulate standards for light-duty diesel vehicles have been retained at 0.60 and 0.20 gram per mile (0.373 and 0.124 gram per kilometer), respectively, but the implementation dates have been delayed to 1982 and 1985.

Some concern was expressed about the possiblity of the trap-oxidizer being a safety hazard in operation. Certainly safety should be a primary trap-oxidizer design parameter. EPA expects trap-oxidizers to have the same type of safety characteristics as oxidation catalytic converters; in any case, EPA would not require a particulate control technology that was known to involve serious safety problems. If during the development of the trap-oxidizer safety problems are discovered, EPA would reconsider the control requirements implemented by this rulemaking.

With respect to the standards for diesel-powered light-duty trucks, some commenters requested that EPA take into account the heavier inertia weight and larger size of these vehicles and increase their standards accordingly. EPA analyzed the available data on the effects of inertia weight and road load on particulate emissions and concluded that the difference between light-duty vehicles and light-duty trucks could increase particulate emissions by 30 percent. This factor was then considered in the analysis of light-duty truck standards noted above.

Economic Impact: A number of commenters questioned the costs that EPA had estimated for certain control techniques, such as engine modifications, turbochargers, and trap-oxidizers. In response, EPA re-examined its analyses and revised its estimates of these costs. The cost of engine modifications has been increased from $1 to $10 per vehicle to better reflect the cost of development and retooling. The cost of turbocharging has been increased from $145–185 to $207–238 per vehicle due primarily to the inclusion of engine modifications necessary for acceptance of the turbocharger which were omitted in the initial analysis. However, based upon data and comments from manufacturers, EPA no longer expects that turbochargers will be needed to comply with the standards. Last, EPA has increased its estimated cost of trap-oxidizers to $128–224 per vehicle from $114–157 per vehicle. The cost increase is primarily due to an increase in the size of the trap-oxidizer required to obtain the desired efficiency, and the addition of the cost of stainless-steel exhaust pipes. Maintenance costs were also revised in this area. A $30 charge was added to reflect possible maintenance of the trap-oxidizer system and an $80 savings was added to reflect the elimination of one in-use replacement of the exhaust pipe and muffler.

A large number of commenters questioned EPA's 8 percent estimate of the fuel economy improvement resulting from turbocharging. Most commenters stated that the improvement should be lower while one stated that the improvement was greater than 8 percent. EPA analyzed the data submitted with the comments and concluded that the fuel economy improvement should indeed be 8 percent.

Two commenters questioned EPA's projection that fuel prices would increase 10 percentage points per year faster than the general price index. EPA analyzed trends in fuel prices and the general price index over the last six years and determined that a more appropriate difference in the two inflation rates would be 5 percentage points per year. This was the recommendation of one of the two commenters.

Two comments were made that EPA had underestimated the cost of test equipment modifications required by this regulation. EPA revised its original estimates for a larger flow sample system and for inflation. The revised costs are $55,000 per test cell and $30,000 per test facility. The original costs were $40,000 per test cell and $8,000 per test facility.

Finally, one commenter questioned the cost effectiveness of the final standard and presented what it believed to be a more effective alternative strategy. EPA examined the alternative control strategy, street cleaning, and found it to be unproven in its ability to reduce ambient particulate levels over a large area.

Test Procedure: The comments received in this area centered on three aspects of the test procedure: Double-counting of some hydrocarbon emissions, the 125°F (52°C) maximum temperature requirement for the particulate sample zone, and the procedure for assessing the efficiency of the particulate filter.

Several commenters objected that EPA's proposed test procedure considers those hydrocarbon emissions which are associated with particulate matter at 125°F (52°C) but which are not associated with particulate matter at 375°F (191°C), as both hydrocarbons

with respect to the standard for hydrocarbon emissions and particulate with respect to the particulate standard. EPA has done this purposely because it believes that particulate related hydrocarbons could interact in the atmosphere both in the formation of oxidant and as particulate matter. One commenter did submit data in an attempt to demonstrate that these hydrocarbons would not react in the atmosphere to form oxidants. EPA has not accepted this conclusion because the tests performed were unrealistic in simulating atmospheric conditions. This double-counting does not affect the stringency of the particulate standard since the standard is technology-based and has been based on tests with particulate sample zone temperatures of 125°F (52°C) or less. Thus any change in the test procedures affecting particulate measurement would likely result in different standards of equivalent stringency.

A number of commenters claimed that EPA's proposed maximum temperature for the particulate sample zone is arbitrary. This is not the case. EPA must measure emissions in a state as close as possible to that occurring in the atmosphere without causing unreasonable burden. As engine exhaust is much hotter than the ambient temperature to which it eventually is cooled, it is beneficial to reduce the exhaust temperature as near as possible to ambient temperatures. Both EPA and industry data indicate that particulate emissions begin to decrease above 125°F. Thus, to adequately determine the true amount of particulate entering the atmosphere, EPA has concluded that the 125°F limit is necessary.

Finally, some commenters stated that the proposed method of assessing filter efficiency is unacceptable. Due to the specific comments of each of these commenters, EPA has revised its filter acceptance criteria from 98% to 95% efficiency. A back-up filter will be required during all certification tests and if the measured efficiency is below 95%, the test will not be voided, but the weight of the particulate on the back-up filter will be added to that of the first filter.

Evaluation Plan: EPA intends to review the effectiveness and need for continuation of this regulation within five years after the implementation of the final standard. Since the final standard first affects the 1985 model year, its implementation date will be taken to be September 1, 1984. Thus, EPA will have completed its review by September 1, 1989. This review will include a public request for information concerning the cost and effectiveness of the regulation some time in 1987.

Reporting and Recordkeeping Requirements: This regulation does not require any new reporting or recordkeeping requirements. However, it does add particulate matter to the list of exhaust pollutants which are currently regulated from diesel-powered light-duty vehicles and trucks. As such it will have some impact on the current load of reporting and recordkeeping requirements. Specifically, it will require: (1) Submission of the design of all new emission control systems added solely for the purpose of particulate control as part of the manufacture's application for certification; and (2) inclusion of the rate of particulate emission from affected vehicles along with other test results. Both of these additions are quite minor compared with the current reporting requirements. Detailed designs of the diesel engine are already required and the only device likely to come under (1) above is the trap-oxidizer. Similarly, results from gaseous emission tests are already required and these regulations will only require the addition of a few numbers to two pages of values.

Given that the reporting requirements of this regulation only involve minor additions to existing requirements, EPA does not find it reasonable to automatically delete these requirements unless affirmative action is taken within five years. The effort required of manufacturers by such a review (i.e., requests for comment) could even exceed that of the additional requirements of this regulation. Rather, EPA believes that it is in the public's best interests to perform a review of the reporting requirements of this regulation along with the review of all of the reporting requirements of mobile source air pollution regulation. This overall review of reporting requirements will be part of an overall review of the regulations themselves which will take place within the next five years.

Note.—The Administrator has determined that this action is a "Significant" regulation. We have prepared a document entitled "Light-Duty Diesel Particulate Regulations: Regulatory Analysis" detailing the Regulatory Analysis required Executive Order 12044 and the Economic Impact Assessment required by Section 317 of the amended Clean Air Act. Anyone may review and reproduce this document in the EPA Central Docket Section. Copies are also available upon request.

Dated: February 20, 1980.

Douglas M. Costle,

Administrator.

Table 1.—*Emission Data from Light-Duty Diesels Tested over the EPA Recommended Test Procedure*

Manufacturer and model	Vehicle weight (lb.)	Particulate (g/mi)	NO_x (g/mi)
Daimler-Benz:			
240D	3,500	0.40	1.47
300D	3,875	.30	1.31
300SD	4,000	.47	1.21
Peugeot: 504D	3,500	.29	1.16
Volkswagen:			
Rabbit	2,250	.23	.87
Dasher	2,500	.32	.98
Dasher Wagon	3,125	.32	1.03
Audi 5000D	3,000	.46	1.68
Fiat	3,000	.53	1.19
General Motors:			
4.3 Litre	4,000	.41	1.06
5.7 Litre	4,500	.36	1.15

SOURCE: 1979 and 1980 EPA certification vehicles and data submitted by manufacturers in response to EPA's NPRM.

EPA amends Subparts A, B, and G of 40 CFR Part 86 as set forth below:

1. Section 86.081–8 is revised to read as follows:

§ 86.081–8 Emission standards for 1981 light-duty vehicles.

(a)(1) Exhaust emissions from 1981 and later model year light-duty vehicles shall not exceed:

(i) *Hydrocarbons.* 0.41 grams per vehicle mile (0.255 grams per vehicle kilometer);

(ii) *Carbon monoxide.* 3.4 grams per vehicle mile (2.11 grams per vehicle kilometer), except that carbon monoxide emissions from light-duty vehicles of the following 1981 model year engine families shall not exceed 7.0 grams per vehicle mile (4.35 grams per vehicle kilometer):

Manufacturer	*Engine family*
American Motors Corp	151 CID.
	258 CID.
BL Cars, Ltd	TR8.
	XJ12.
Chrysler Corp	1.7 liter.
	3.7 liter
	5.2 liter/4–V.
General Motors Corp	2.8 liter/173 CID–2V.
	3.8 liter/231 CID–2V.
	3.8 liter/231 CID–4V turbo.
Lotus Cars, Ltd	2.0 liter.
Toyo Kogyo Co., Ltd	91 CID.
	120 CID.
Toyota Motor Co., Ltd	88.6 CID

(iii) *Oxides of nitrogen.* 1.0 gram per vehicle mile (0.62 grams per vehicle kilometer), except where noted below for 1981 model year light-duty vehicles.

Manufacturer	Engine family	Standard
American Motors	All	2.0 grams per vehicle mile. (1.24 grams per vehicle kilometer).
Mercedes	3.0 liters	1.5 grams per vehicle mile. (0.93 grams per vehicle kilometer).
	2.4 liters	1.5 grams per vehicle mile. (0.93 grams per vehicle kilometer).
Volvo	2.4 liters (naturally aspirated only).	1.5 grams per vehicle mile. (0.93 grams per vehicle kilometer).
General Motors Corp.	5.7 liters	1.5 grams per vehicle mile. (0.93 grams per vehicle kilometer).

(2) The standards set forth in paragraph (a)(1) of this section refer to the exhaust emitted over a driving schedule as set forth in Subpart B of this part and measured and calculated in accordance with the procedures outlined in either § 86.109–78 or § 86.110–82.

(b)(1) Fuel evaporative emissions from 1981 and later model year gasoline-fueled light-duty vehicles shall not exceed:

(i) *Hydrocarbons.* 2.0 grams per test.

(2) The standard set forth in paragraph (b)(1) of this section refers to a composite sample of the fuel evaporative emissions collected under the conditions set forth in Subpart B of this part and measured in accordance with those procedures.

(c) No crankcase emissions shall be discharged into the ambient atmosphere from any 1981 and later model year gasoline-fueled light-duty vehicle.

2. Section 86.081–9 is revised to read as follows:

§ 86.081–9 Emission standards for 1981 light-duty trucks.

(a)(1) Exhaust emissions from 1981 and later model year light-duty trucks shall not exceed:

(i) *Hydrocarbons.* 1.7 grams per vehicle mile (1.06 grams per vehicle kilometer);

(ii) *Carbon monoxide.* 18 grams per vehicle mile (11.16 grams per vehicle kilometer);

(iii) *Oxides of nitrogen.* 2.3 grams per vehicle mile (1.43 grams per vehicle kilometer);

(2) The standards set forth in paragraph (a)(1) of this section refer to the exhaust emitted over a driving schedule as set forth in Subpart B of this part and measured and calculated in accordance with the procedures outlined in either § 86.109–78 or § 86.110–82.

(b)(1) Evaporative emissions from 1981 and later model year gasoline-fueled light-duty trucks shall not exceed:

(i) *Hydrocarbons.* 2.0 grams per test.

(2) The standard set forth in paragraph (b)(1) of this section refers to a composite sample of the evaporative emissions collected under the conditions set forth in Subpart B of this part and measured in accordance with those procedures.

(c) No crankcase emissions shall be discharged into the ambient atmosphere from any 1981 and later model year gasoline-fueled light-duty trucks.

3. A new § 86.082–8 is added to read as follows:

§ 86.082–8 Emission standards for 1982 light-duty vehicles.

(a)(1) Exhaust emissions from 1982 and later model year light-duty vehicles shall not exceed:

(i) *Hydrocarbons.* 0.41 grams per vehicle mile (0.255 grams per vehicle kilometer);

(ii) *Carbon monoxide.* 3.4 grams per vehicle mile (2.11 grams per vehicle kilometer), except that carbon monoxide emissions from light-duty vehicles of the following 1982 model year engine families shall not exceed 7.0 grams per vehicle mile (4.35 grams per vehicle kilometer):

Manufacturer	*Engine family*
American Motors Corp	258 CID.
BL Cars, Ltd	TR8.
	XJ12.
Chrysler Corp	1.7 liter.
	3.7 liter.
	5.2 liter/4–V.
General Motors Corp	2.8 liter/173 CID–2V.
	3.8 liter/231 CID–2V.
Toyota Motor Co., Ltd	88.6 CID.

(iii) *Oxides of nitrogen.* 1.0 gram per vehicle mile (0.62 gram per vehicle kilometer), except where noted below for 1982 model year light-duty vehicles.

Manufacturer	Engine	Standard
American Motors	All	2.0 grams per vehicle mile. (1.24 grams per vehicle kilometer).
Mercedes	3.0 liters	1.5 grams per vehicle mile. (0.93 gram per vehicle kilometer).
	2.4 liters	1.25 grams per vehicle mile. (0.78 gram per vehicle kilometer).
Volvo	2.4 liters (naturally aspirated only).	1.5 grams per vehicle mile. (0.93 gram per vehicle kilometer).
General Motors Corp.	5.7 liters	1.5 grams per vehicle mile. (0.93 gram per vehicle kilometer).

(iv) *Particulate emissions* (diesels only). 0.60 gram per vehicle mile (0.373 gram per vehicle kilometer).

(2) The standards set forth in paragraph (a)(1) of this section refer to the exhaust emitted over a driving schedule as set forth in Subpart B of this part amd measured and calculated in accordance with those procedures.

(b)(1) Fuel evaporative emissions from 1982 and later model year gasoline-fueled light-duty vehicles shall not exceed:

(i) *Hydrocarbons.* 2.0 grams per test.

(2) The standards set forth in paragraph (b)(1) of this section refers to a composite sample of the fuel evaporative emissions collected under the conditions set forth in Subpart B of this part and measured in accordance with those procedures.

(c) No crankcase emissions shall be discharged into the ambient atmosphere from any 1982 and later model year gasoline-fueled light-duty vehicle.

4. A new § 86.082–9 is added to read as follows:

§ 86.082–9 Emission standards for 1982 light-duty trucks.

(a)(1) Exhaust emissions from 1982 and later model year light-duty trucks shall not exceed:

(i) *Hydrocarbons.* 1.7 grams per vehicle mile (1.06 grams per vehicle kilometer);

(ii) *Carbon monoxide.* 18 grams per vehicle mile (11.16 grams per vehicle kilometer);

(iii) *Oxides of nitrogen.* 2.3 grams per vehicle mile (1.43 grams per vehicle kilometer);

(iv) *Particulate emissions* (diesel only). 0.60 grams per vehicle mile (0.373 grams per vehicle kilometer).

(2) The standards set forth in paragraph (a)(1) of this section refer to the exhaust emitted over a driving schedule as set forth in Subpart B of this part and measured and calculated in accordance with those procedures.

(b)(1) Evaporative emissions from 1982 and later model year gasoline-fueled light-duty trucks shall not exceed:

(i) *Hydrocarbons.* 2.0 grams per test.

(2) The standard set forth in paragraph (b)(1) of this section refers to a composite sample of the evaporative emissions collected under the conditions set forth in Subpart B of this part and measured in accordance with those procedures.

(c) No crankcase emissions shall be discharged into the ambient atmosphere from any 1982 and later model year gasoline-fueled light-duty trucks.

5. A new § 86.085–8 is added to read as follows:

§ 86.085–8 Emission standards for 1985 light-duty vehicles.

(a)(1) Exhaust emissions from 1985 and later model year light-duty vehicles shall not exceed:

(i) *Hydrocarbons.* 0.41 gram per vehicle mile (0.255 gram per vehicle kilometer);

(ii) *Carbon monoxide.* 3.4 grams per vehicle mile (2.11 grams per vehicle kilometer);

(iii) *Oxides of nitrogen.* 1.0 gram per vehicle mile (0.62 gram per vehicle kilometer);

(iv) *Particulate emissions* (diesels only). 0.20 gram per vehicle mile (0.124 gram per vehicle kilometer).

(2) The standards set forth in paragraph (a)(1) of this section refer to the exhaust emitted over a driving schedule as set forth in Subpart B of this part and measured and calculated in accordance with those procedures.

(b)(1) Fuel evaporative emissions from 1985 and later model year gasoline-fueled light-duty vehicles shall not exceed:

(i) *Hydrocarbons.* 2.0 grams per test.

(2) The standard set forth in paragraph (b)(1) of this section refers to a composite sample of the fuel evaporative emissions collected under the conditions set forth in Subpart B of this part and measured in accordance with those procedures.

(c) No crankcase emissions shall be discharged into the ambient atmosphere from any 1985 and later model year gasoline-fueled light-duty vehicle.

6. A new § 86.085–9 is added to read as follows:

§ 86.085–9 Emission standards for 1985 light-duty trucks.

(a)(1) Exhaust emissions from 1985 and later model year light-duty trucks shall not exceed:

(i) *Hydrocarbons.* 1.7 grams per vehicle mile (1.06 grams per vehicle kilometer);

(ii) *Carbon monoxide.* 18 grams per vehicle mile (11.16 grams per vehicle kilometer);

(iii) *Oxides of nitrogen.* 2.3 grams per vehicle mile (1.43 grams per vehicle kilometer);

(iv) *Particulate emissions* (diesels only). 0.26 grams per vehicle mile (0.162 grams per vehicle kilometer).

(2) The standards set forth in paragraph (a)(1) of this section refer to the exhaust emitted over a driving schedule as set forth in Subpart B of this part and measured and calculated in accordance with those procedures.

(b)(1) Evaporative emissions from 1985 and later model year gasoline-fueled light-duty trucks shall not exceed:

(i) *Hydrocarbons.* 2.0 grams per test.

(2) The standard set forth in paragraph (b)(1) of this section refers to a composite sample of the evaporative emissions collected under the conditions set forth in Subpart B of this part and measured in accordance with those procedures.

(c) No crankcase emissions shall be discharged into the ambient atmosphere from any 1985 and later model year gasoline-fueled light-duty truck.

7. A new § 86.082–28 is added to read as follows:

§ 86.082–28 Compliance with emission standards.

(a)(1) Paragraph (a) of this section applies to light-duty vehicles and light-duty trucks.

(2) The applicable exhaust and fuel evaporative emission standards of this subpart apply to the emissions of vehicles for their useful life.

(3) Since it is expected that emission control efficiency will change with mileage accumulation on the vehicle, the emission level of a vehicle which has accumulated 50,000 miles will be used as the basis for determining compliance with the standards.

(4) The procedure for determining compliance of a new motor vehicle with exhaust emission standards is as follows:

(i) Separate emission deterioration factors shall be determined from the exhaust emission results of the durability-data vehicle(s) for each engine-system combination. A separate factor shall be established for exhaust HC, exhaust CO, exhaust NO_x, and exhaust particulate (diesel vehicles only) for each engine-system combination. A separate evaporative emission deterioration factor shall be determined for each evaporative emission family-evaporative emission control system combination from the testing conducted by the manufacturer (gasoline-fueled vehicles only).

(A) The applicable results to be used in determining the exhaust emission deterioration factors for each engine-system combination shall be:

(*1*) All valid exhaust emission data from the test required under § 86.080–26(a)(4) except the zero-mile tests. This shall include the official test results, as determined in § 86.079–29 for all tests conducted on all durability-data vehicles of the combination selected under § 86.080–24(c) (including all vehicles elected to be operated by the manufacturer under § 86.080–24(c)(1)(ii)).

(*2*) All exhaust emission data from the tests conducted before and after the scheduled maintenance provided in § 86.079–25.

(*3*) All exhaust emission data from tests required by maintenance approved under § 86.079–25, in those cases where the Administrator conditioned his approval for the performance of such maintenance on the inclusion of such data in the deterioration factor calculation.

(B) All applicable exhaust emission results shall be plotted as a function of the mileage on the system, rounded to the nearest mile, and the best fit straight lines, fitted by the method of least squares, shall be drawn through all these data points. The interpolated 4,000- and 50,000-mile points on this line must be within the standards provided in § 86.082–8 or § 86.082–9, as applicable, or the data will not be acceptable for use in calculation of a deterioration factor, unless no applicable data point exceeded the standard. An exhaust emission deterioration factor shall be calculated for each engine-system combination as follows:

Factor = Exhaust emissions interpolated to 50,000 miles divided by exhaust emissions interpolated to 4,000 miles.

These interpolated values shall be carried out to a minimum of four places to the right of the decimal point before dividing one by the other to determine the deterioration factor. The results shall be rounded to three places to the right of the decimal point in accordance with ASTM E 29–67.

(C) An evaporative emissions deterioration factor (gasoline-fueled vehicles only) shall be determined from the testing conducted as described in § 86.079–21(b)(4)(ii), for each evaporative emission family-evaporative emission control system combination to indicate the evaporative emission level at 50,000 miles relative to the evaporative emission level at 4,000 miles as follows:

Factor = Evaporative emission level at 50,000 miles minus the evaporative emission level at 4,000 miles.

The factor shall be established to a minimum of two places to the right of the decimal.

(ii)(A) The official exhaust-emission test results for each emission-data vehicle at the 4,000-mile test point shall be multiplied by the appropriate deterioration factor: *Provided;* That if a deterioration factor as computed in paragraph (a)(4)(i)(B) of this section is less than one, that deterioration factor shall be one for the purposes of this paragraph.

(B) The official evaporative emission test results (gasoline-fueled vehicles only) for each evaporative emission-data vehicle at the 4,000-mile test point shall be adjusted by addition of the appropriate deterioration factor: *Provided;* That if a deterioration factor as computed in paragraph (a)(4)(i)(C) of this section is less than zero, that deterioration factor shall be zero for the purposes of this paragraph.

(iii) The emissions to compare with the standard shall be the adjusted emissions of paragraphs (a)(4)(ii) (A) and (B) of this section for each emission-data vehicle. Before any emission value is compared with the standard, it shall be rounded, in accordance with ASTM E 29–67, to two significant figures. The rounded emission values may not exceed the standard.

(iv) Every test vehicle of an engine family must comply with the exhaust emission standards, as determined in paragraph (a)(4)(iii) of this section, before any vehicle in that family may be certified.

(v) Every test vehicle of an evaporative emission family must comply with the evaporative emission standard, as determined in paragraph (a)(4)(iii) of this section before any vehicle in that family may be certified.

(b)(1) Paragraph (b) of this section applies to heavy-duty engines.

(2) The exhaust emission standards for gasoline-fueled engines in § 86.079–10 or for diesel engines in § 86.079–11 apply to the emissions of engines for their useful life.

(3) Since emission control efficiency decreases with the accumulation of hours on the engine, the emission level of a gasoline-fueled engine which has accumulated 1,500 hours of dynamometer operation or a diesel engine which has accumulated 1,000 hours of dynamometer operation will be used as the basis for determining compliance with the standards.

(4) The procedure for determining compliance of a new engine with exhaust emission standards is as follows:

(i) Separate emission deterioration factors shall be determined from the emission results of the durability-data engines for each engine-system combination. Separate factors shall be established for HC, CO, and for the combined emissions of HC and NO_x. For diesel engines, separate factors shall also be established for the acceleration mode (designated as "A"), the lugging mode (designated as "B") and the peak opacity (designated as "C").

(A) The applicable results to be used in determining the deterioration factors for each combination shall be:

(*1*) All valid emission data from the tests required under § 86.079–26(b). These shall include the official test results, as determined in § 86.079–29, for all tests conducted on all gasoline-fueled durability-data engines of the combination selected under § 86.079–24(c)(2) or on all diesel durability-data engines of the combination selected under § 86.079–24(c)(3) (including all engines elected to be operated by the manufacturer under § 86.079–24(c)(2)(iii) for gasoline-fueled engines or under § 86.079–24(c)(3)(ii) for diesel engines).

(*2*) All emission data from the tests conducted before and after maintenance provided in § 86.079–25(c)(2)(i)(A) for gasoline-fueled engines or in § 86.079–25(c)(2)(i)(B) for diesel engines.

(*3*) All emission data from the tests conducted before and after maintenance provided in § 86.079–25(c)(2)(v)(C) for diesel engines if emission tests were conducted.

(B) All applicable emission results for (*1*) HC, (*2*) CO, (*3*) HC+NO_x, (*4*) acceleration smoke ("A"), (*5*) lugging smoke ("B"), and (*6*) peak smoke ("C") shall be plotted as a function of durability hours which shall be consistently rounded to the nearest hour. Emission data shall have two figures to the right of the decimal. The best fit straight lines, fitted by the method of least squares, shall be drawn through these data points. The interpolated 125-hour and 1,500-hour points for gasoline-fueled engines or the 1,000-hour point for diesel engines on each line, rounded to whole numbers in accordance with ASTM E 29–67, must be within the standards specified in § 86.079–10 for gasoline-fueled engines or in § 86.079–11 or diesel engines for the data shall not be used in the calculation of a deterioration factor, unless no applicable data points exceed the standards.

(C) The interpolated values shall be used to calculate a deterioration factor as follows:

Factor = Exhaust emissions interpolated to 1,500 hours for gasoline-fueled engines or 1,000 hours for diesel engines minus the exhaust emissions interpolated to 125 hours. (Negative deterioration factors shall be considered zero.)

(ii) The appropriate deterioration factor, carried out to two places to the right of the decimal point, shall be added to the exhaust emission test results, carried out to two places to the right of the decimal point, for each emission-data engine.

(iii) The emission values to compare with the standards shall be the adjusted emission values of paragraph (b)(4)(ii) of this section rounded to two significant figures in accordance with ASTM E 29–67 for each emission-data engine.

(iv) Every test engine of each engine family must comply with all applicable standards, as determined in paragraph (b)(4)(iii) of this section, before any engine in that family will be certified.

8. A new § 86.085–28 is added to read as follows:

§ 86.085–28 Compliance with emission standards.

(a)(1) Paragraph (a) of this section applies to light-duty vehicles and light-duty trucks.

(2) The applicable exhaust and fuel evaporative emission standards of this subpart apply to the emissions of vehicles for their useful life.

(3) Since it is expected that emission control efficiency will change with mileage accumulation on the vehicle, the emission level of a vehicle which has accumulated 50,000 miles will be used as the basis for determining compliance with the standards.

(4) The procedure for determining compliance of a new motor vehicle with exhaust emission standards is as follows:

(i) Separate emission deterioration factors shall be determined from the exhaust emission results of the durability-data vehicle(s) for each engine-system combination. A separate factor shall be established for exhaust HC, exhaust CO, exhaust NO_x, and exhaust particulate (diesel vehicles only) for each engine-system combination. A separate evaporative emission deterioration factor shall be determined for each evaporative emission family-evaporative emission control system combination from the testing conducted by the manufacturer (gasoline-fueled vehicles only).

(A) The applicable results to be used in determining the exhaust emission deterioration factors for each engine-system combination shall be:

(*1*) All valid exhaust emission data from the test required under § 86.080–26(a)(4) except the zero-mile tests. This shall include the official test results, as determined in § 86.079–29 for all tests conducted on all durability-data vehicles of the combination selected under § 86.080–24(c) (including all vehicles elected to be operated by the manufacturer under § 86.080–24(c)(1)(ii)).

(*2*) All exhaust emission data from the tests conducted before and after the scheduled maintenance provided in § 86.079–25.

(*3*) All exhaust emission data from tests required by maintenance approved under § 86.079–25, in those cases where the Administrator conditioned his approval for the performance of such maintenance on the inclusion of such data in the deterioration factor calculation.

(B) All applicable exhaust emission results shall be plotted as a function of the mileage on the system, rounded to the nearest mile, and the best fit straight lines, fitted by the method of least squares, shall be drawn through all these data points. The interpolated

4,000- and 50,000-mile points on this line must be within the standards provided in § 86.082–8 or § 86.082–9, as applicable, or the data will not be acceptable for use in calculation of a deterioration factor, unless no applicable data point exceeded the standard. An exhaust emission deterioration factor shall be calculated for each engine-system combination as follows:

Factor=Exhaust emissions interpolated to 50,000 miles divided by exhaust emissions interpolated to 4,000 miles.

These interpolated values shall be carried out to a minimum of four places to the right of the decimal point before dividing one by the other to determine the deterioration factor. The results shall be rounded to three places to the right of the decimal point in accordance with ASTM E 29–67.

(C) An evaporative emissions deterioration factor (gasoline-fueled vehicles only) shall be determined from the testing conducted as described in § 86.079–21(b)(4)(ii), for each evaporative emission family-evaporative emission control system combination to indicate the evaporative emission level at 50,000 miles relative to the evaporative emission level at 4,000 miles as follows:

Factor=Evaporative emission level at 50,000 miles minus the evaporative emission level at 4,000 miles.

The factor shall be established to a minimum of two places to the right of the decimal.

(ii)(A) The official exhaust-emission test results for each emission-data vehicle at the 4,000-mile test point shall be multiplied by the appropriate deterioration factor: *Provided*, That if a deterioration factor as computed in paragraph (a)(4)(i)(B) of this section is less than one, that deterioration factor shall be one for the purposes of this paragraph.

(B) The official evaporative emission test results (gasoline-fueled vehicles only) for each evaporative emission-data vehicle at the 4000-mile test point shall be adjusted by addition of the appropriate deterioration factor: *Provided*, That if a deterioration factor as computed in paragraph (a)(4)(i)(C) of this section is less than zero, that deterioration factor shall be zero for the purposes of this paragraph.

(iii) The emissions to compare with the standard shall be the adjusted emissions of paragraphs (a)(4)(ii) (A) and (B) of this section for each emission-data vehicle. Before any emission value is compared with the standard, it shall be rounded, in accordance with ASTM E 29–67, to two significant figures. The rounded emission values may not exceed the standard.

(iv) Every test vehicle of an engine family must comply with the exhaust emission standards, as determined in paragraph (a)(4)(iii) of this section, before any vehicle in that family may be certified.

(v) Every test vehicle of an evaporative emission family must comply with the evaporative emission standard, as determined in paragraph (a)(4)(iii) of this section before any vehicle in that family may be certified.

(b)(1) Paragraph (b) of this section applied to heavy-duty engines.

(2) The exhaust emission standards for gasoline-fueled engines in § 86.084–10 or for diesel engines in § 86.084–11 apply to the emissions of engines for their useful life.

(3) Since emission control efficiency generally decreases with the accumulation of service on the engine, deterioration factors will be used in combination with emission-data engine test results as the basis for determining compliance with the standards.

(4)(i) Paragraph (b)(4) of this section describes the procedure for determining compliance of an engine with emission standards, based on deterioration factors supplied by the manufacturer.

(ii) Separate exhaust emission deterioration factors, determined from tests of engines, subsystems, or components conducted by the manufacturer, shall be supplied for each engine-system combination. For gasoline and diesel engines, separate factors shall be established for idle CO. For diesel smoke testing, separate factors shall also be established for the acceleration mode (designated as "A"), the lugging mode (designated as "B"), and the peak opacity (designated as "C").

(iii)(A) For transient HC, CO, and NO_x (and, in the case of gasoline-fueled engines, for idle CO), the official exhaust emission results for each emission-data engine at the 125-hour test point shall be adjusted by multiplication by the appropriate deterioration factor. However, if the deterioration factor supplied by the manufacturer is less than one, it shall be one for the purposes of this paragraph.

(B) For acceleration smoke ("A"), lugging smoke ("B"), and peak smoke ("C"), the official exhaust emission results for each emission-data engine at the 125-hour test point shall be adjusted by the addition of the appropriate deterioration factor. However, if the deterioration factor supplied by the manufacturer is less than zero, it shall be zero for the purposes of this paragraph.

(iv) The emission values to compare with the standards shall be the adjusted emission values of paragraph (b)(4)(iii) of this section rounded to two significant figures in accordance with ASTM E 29–67 for each emission-data engine.

(5) [Reserved]

(6) [Reserved]

(7) Every test engine of an engine family must comply with all applicable standards, as determined in paragraph (b)(4)(iv) of this section, before any engine in that family will be certified.

9. Section 86.102 is revised to read as follows:

§ 86.102 Definitions.

The definitions in Subpart A apply to this subpart.

10. Section 86.103 is revised to read as follows:

§ 86.103 Abbreviations.

The abbreviations in Subpart A apply to this subpart.

§ 86.104 [Amended]

11. Section 86.104–78 is amended by deleting the "–78" from the section number. As amended the section heading reads: "§ 86.104 *Section numbering; construction.*"

12. Section 86.105–78 is amended by deleting the "–78" from the section number and by changing the first sentence in paragraph (a) to read as follows:

§ 86.105 Introduction; structure of subpart.

(a) This subpart describes the equipment required and the procedures to follow in order to perform gaseous exhaust, Diesel particulate, and evaporative emission tests on light-duty vehicles and light-duty trucks. * * *

* * * * *

13. A new § 86.106–82 is added and reads as follows:

§ 86.106–82 Equipment required; overview.

(a) This subpart contains procedures for exhaust emissions tests on light-duty diesel vehicles and light-duty diesel trucks, and exhaust and evaporative emission tests on gasoline-fueled light-duty vehicles and light-duty trucks. Certain items of equipment are not necessary for a particular test, e.g., evaporative enclosure when testing diesel vehicles. Equipment required and specifications are as follows:

(1) *Evaporative emission tests, gasoline-fueled vehicles.* The evaporative emission test is closely related to and connected with the exhaust emission test. All vehicles

tested for evaporative emissions must be tested for exhaust emissions. Further, unless the evaporative emission test is waived by the Administrator under § 86.078–26, all gasoline-fueled vehicles must undergo both tests. (Diesel vehicles are excluded from the evaporative emission standard.) Section 86.107 specifies the necessary equipment.

(2) *Exhaust emission tests.* All vehicles subject to this subpart are tested for exhaust emissions. The exhaust from gasoline-fueled vehicles is tested for gaseous emissions only, using the CVS concept (§ 86.109). The exhaust from diesel vehicles is tested for both gaseous and particulate emissions. Diesel testing also utilizes the CVS concept of measuring emissions, but requires that a PDP–CVS or CFV with heat exchanger be used, and that it be connected to a dilution tunnel in order to sample particulate emissions (§ 86.110). All gasoline-fueled vehicles are either tested for evaporative emissions or undergo a diurnal heat build. Diesel vehicles are excluded from this requirement. Equipment necessary and specifications appear in §§ 86.108 through 86.114.

(3) *Fuel, analytical gas, and driving schedule specifications.* Fuel specifications for exhaust and evaporative emissions testing and for mileage accumulation for gasoline-fueled and diesel vehicles are specified in § 86.113. Analytical gases are specified in § 86.114. The EPA Urban Dynamometer Driving Schedule (UDDS) for use in both gasoline-fueled and diesel exhaust emissions tests is specified in § 86.115 and Appendix I.

14. A new § 86.109–82 is added and reads as follows:

§ 86.109–82 Exhaust gas sampling system; gasoline-fueled vehicles.

(a)(1) *General.* The exhaust gas sampling system described in this paragraph is designed to measure the true mass of gaseous emissions in the exhaust of gasoline-fueled vehicles. In the CVS concept of measuring mass emissions, two conditions must be satisfied; the total volume of the mixture of exhaust and dilution air must be measured, and a continuously proportioned sample of volume must be collected for analysis. Mass emissions are determined from the sample concentration and total flow over the test period.

(2) *Positive displacement pump.* The positive displacement pump-constant volume sampler (PDP–CVS), Figure B82–1, satisfies the first condition by metering at a constant temperature and pressure through the pump. The total volume is measured by counting the revolutions made by the calibrated positive displacement pump. The proportional sample is achieved by sampling at a constant flow rate.

(3) *Critical flow venturi.* The operation of the critical flow venturi (CFV) sample system, Figure B82–2, is based upon the principles of fluid dynamics associated with critical flow. Proportional sampling throughout temperature excursions is maintained by use of a small CFV in the sample line. The variable mixture flow rate is maintained at sonic velocity, is inversely proportional to the square root of the gas temperature, and is computed continuously. Since the pressure and temperature are the same at both venturi inlets, the sample volume is proportional to the total volume.

(4) *Other systems.* Other sampling systems may be used if shown to yield equivalent results, and if approved in advance by the Administrator.

(b) *Component description, PDP–CVS.* The PDP–CVS, Figure B82–1, consists of a dilution air filter and mixing assembly, heat exchanger, positive displacement pump, sampling system, and associated valves, pressure and temperature sensors. The PDP–CVS shall conform to the following requirements:

(1) Static pressure variations at the tailpipe(s) of the vehicle shall remain within ±5 inches of water (1.2 kPa) of the static pressure variations measured during a dynamometer driving cycle with no connection to the tailpipe(s). (Sampling systems capable of maintaining the static pressure to within ±1 inch of water (0.25 kPa) will be used by the Administrator if a written request substantiates the need for this closer tolerance.)

(2) The gas mixture temperature, measured at a point immediately ahead of the positive displacement pump, shall be within ±10° F (6° C) of the designed operating temperature at the start of the test. The gas mixture temperature variation from its value at the start of the test shall be limited to ±10° F (6° C) during the entire test. The temperature measuring system shall have an accuracy and precision of ±2° F (1.1° C).

(3) The pressure gauges shall have an accuracy and precision of ±1.6 inches of water (0.4 kPa).

(4) The flow capacity of the CVS shall be large enough to virtually eliminate water condensation in the system. (300 to 350 cfm (0.142 to 0.165 m^3/s) is sufficient for most vehicles.)

(5) Sample collection bags for dilution air and exhaust samples shall be sufficient size so as not to impede sample flow.

(c) *Component description, CFV.* The CFV sample system, Figure B82–2, consists of a dilution air filter and mixing assembly, a cyclone particulate separator, a sampling venturi, a critical flow venturi, a sampling system and assorted valves, and pressure and temperature sensors. The CFV sample system shall conform to the following requirements:

(1) Static pressure variations at the tailpipe(s) of the vehicle shall remain within ±5 inches of water (1.2 kPa) of the static pressure variations measured during a dynamometer driving cycle with no connection to the tailpipe(s). (Sampling systems capable of maintaining the static pressure to within ±1 inch of water (0.25 kPa) will be used by the Administrator if a written request substantiates the need for this closer tolerance.)

(2) The temperature measuring system shall have an accuracy and precision of ±2° F (1.1° C) and a response time of 0.100 seconds of 62.5 percent of a temperature change (as measured in hot silicone oil).

(3) The pressure measuring system shall have an accuracy and precision of ±1.6 inches of water (0.4 kPa).

(4) The flow capacity of the CVS shall be large enough to virtually eliminate water condensation in the system. (300 to 350 cfm (0.142 to 0.165 m^3/s) is sufficient for most vehicles.)

(5) Sample collection bags for dilution air and exhaust samples shall be of sufficient size so as not to impede sample flow.

15. A new § 86.110–82 is added and reads as follows:

§ 86.110–82 Exhaust gas sampling system; diesel vehicles.

(a) *General.* The exhaust gas sampling system described in this paragraph is designed to measure the true mass of both gaseous and particulate emissions in the exhaust of light-duty Diesel vehicles. This system utilizes the CVS concept (described in § 86.109) of measuring mass emissions. The mass of gaseous emissions is determined from the sample concentration and total flow over the test period. The mass of particulate emissions is determined from a proportional mass sample collected on a filter and from the total flow over the test period. General requirements are as follows:

(1) This sampling system requires the use of a PDP–CVS or CFV sample system with heat exchanger connected to a dilution tunnel. Figure B82–3 is a schematic drawing of the PDP system. Figure B82–4 is a schematic drawing of the CFV system.

(2) Diesel vehicles require a heated flame ionization detector (HFID) sample for hydrocarbon analysis. The HFID sample must be taken directly from the diluted exhaust stream through a heated probe in the dilution tunnel.

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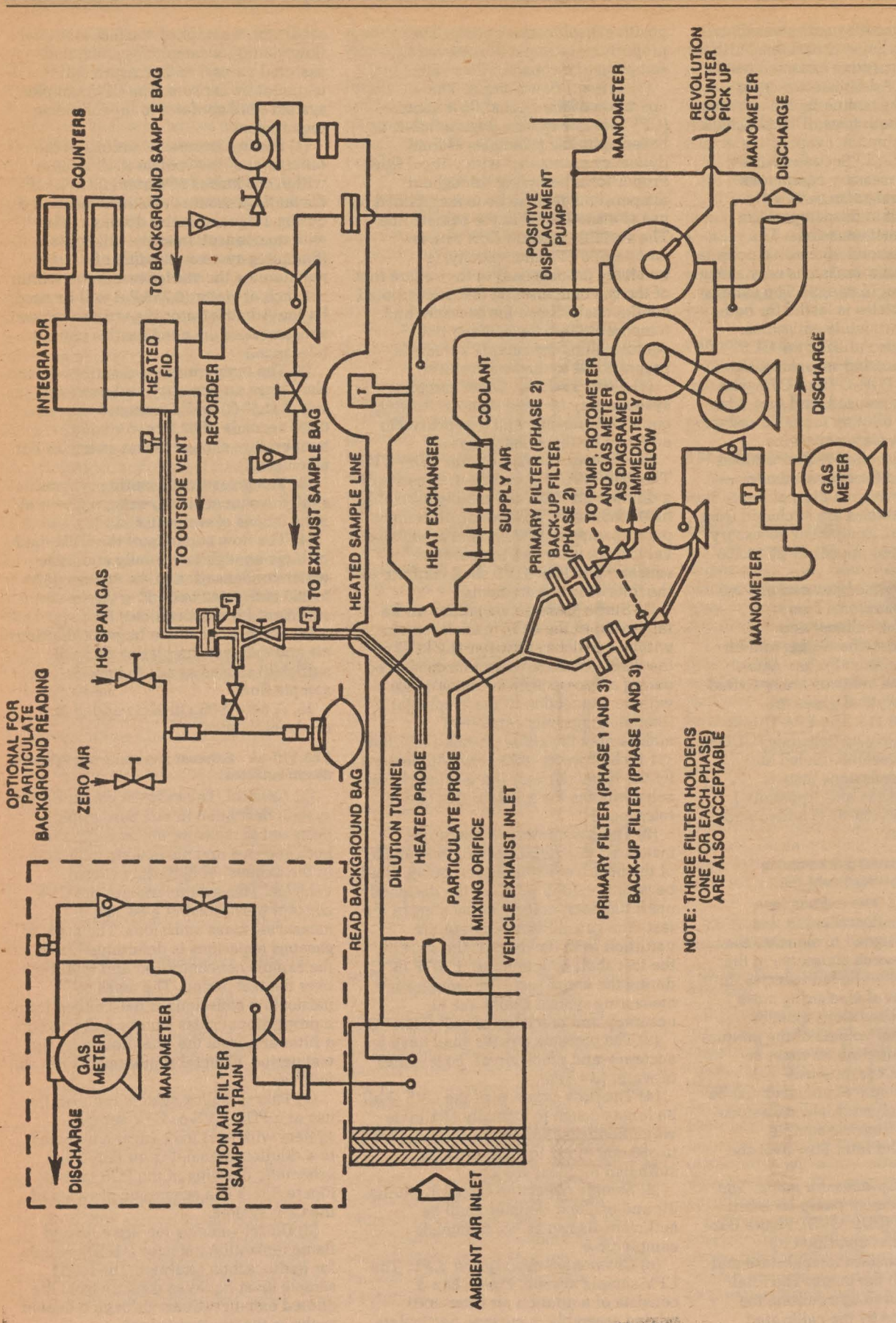


FIGURE B82-3
GASEOUS AND PARTICULATE EMISSIONS SAMPLING SYSTEM (PDP-CVS)
(FOR DIESEL VEHICLES ONLY)

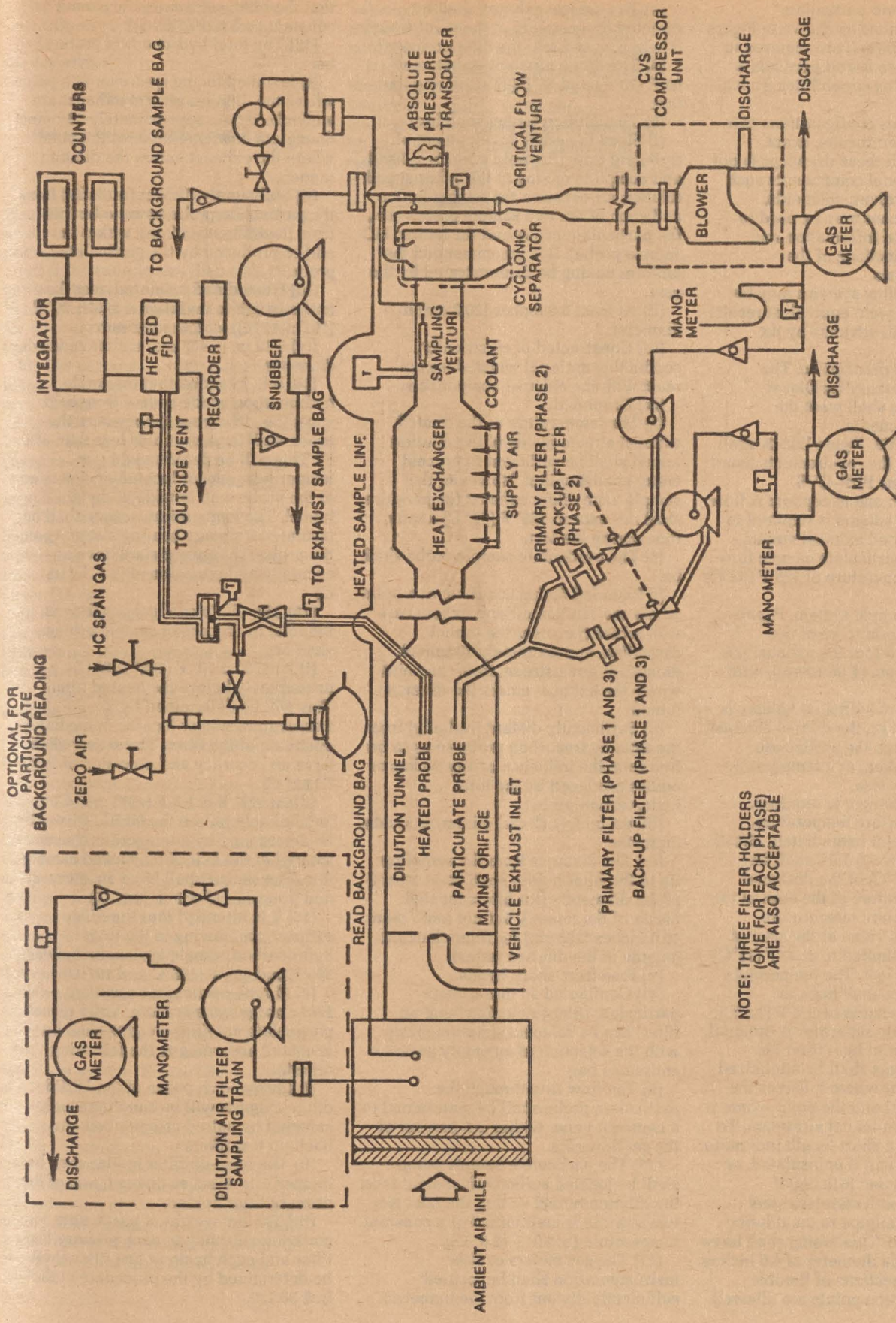


FIGURE B82-4
GASEOUS AND PARTICULATE EMISSIONS SAMPLING SYSTEM (CFV-CVS)
(FOR DIESEL VEHICLES ONLY)

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(3) Bag, HFID and particulate sampling capabilities as shown in Figure B82–3 (or Figure B82–4) are required to provide both gaseous and particulate emissions sampling capabilities from a single system.

(4) Since various configurations can produce equivalent results, exact conformance with these drawings is not required. Additional components such as instruments, valves, solenoids, pumps, and switches may be used to provide additional information and coordinate the functions of the component systems.

(5) Other sampling systems may be used if shown to yield equivalent results and if approved in advance by the Administrator.

(b) *Component description.* The components necessary for Diesel exhaust sampling shall meet the following requirements:

(1) The PDP–CVS, Figure B82–3, shall conform to all of the requirements listed for the exhaust gas PDP–CVS (§ 86.109(b)), with one exception: A flow rate of sufficient volume is required to maintain the diluted exhaust stream, from which the particulate sample flow is taken, at a temperature of 125°F (52°C) or less.

(2) The CFV sample system, Figure B82–4, shall conform to all of the requirements listed for the exhaust gas CFV sample system (§ 86.109(c)), with four exceptions:

(i) A flow rate of sufficient volume is required to maintain the diluted exhaust stream, from which the particulate sample flow is taken, at a temperature of 125°F (52°C) or less.

(ii) A heat exchanger is required.

(iii)The gas mixture temperature, measured at a point immediately ahead of the critical flow venturi, shall be within ±20°F (11°C) of the designed operating temperature at the start of the test. The gas mixture temperature variation from its value at the start of the test shall be limited to ±20°F (11°C) during the entire test. The temperature measuring system shall have an accuracy and precision of ±2°F (1.1°C).

(iv) The cyclonic separator is optional.

(3) The transfer of heat from the vehicle exhaust gas shall be minimized between the point where it leaves the vehicle tailpipe(s) and the point where it enters the dilution tunnel airstream. To accomplish this, a short length (not more than 12 feet (365 cm) if uninsulated, or not more than 20 feet (610 cm) if insulated) of smooth stainless steel tubing from the tailpipe to the dilution tunnel is required. This tubing shall have a maximum inside diameter of 4.0 inches (10.2 cm). Short sections of flexible tubing at connection points are allowed.

(4) The vehicle exhaust shall be directed downstream at the point where it is introduced into the dilution tunnel.

(5) The dilute air shall be between 68°F (20°C) and 86°F (30°C) during the test.

(6) The dilution tunnel shall be:

(i) Sized to permit development of turbulent flow (Reynold's No. $>>4000$) and complete mixing of the exhaust and dilution air between the mixing orifice and each of the two sample probes (i.e., the particulate probe and the heated HC sample probe). It is recommended that uniform mixing be demonstrated by the user.

(ii) At least 8.0 inches (20.3 cm) in diameter.

(iii) Constructed of electrically conductive material which does not react with the exhaust components.

(iv) Grounded.

(7) The temperature of the diluted exhaust stream inside of the dilution tunnel shall be sufficient to prevent water condensation. However, the sample zone dilute exhaust temperature shall not exceed 125° F (52° C) at any time during the test.

(8) The particulate sample probe shall be:

(i) Installed facing upstream at a point where the dilution air and exhaust are well mixed (i.e., near the tunnel centerline, approximately 10 tunnel diameters downstream from the point where the exhaust enters the dilution tunnel).

(ii) Sufficiently distant (radially) from the total hydrocarbon probe so as to be free from the influence of any wakes or eddies produced by the total hydrocarbon probe.

(iii) 0.5 inch (1.27 cm) minimum inside diameter.

(iv) The distance from the sampling tip to the filter holder shall be at least 5 probe diameters (for filters located inside of the tunnel), but not more than 40.0 inches (102 cm) for filters located outside of the dilution tunnel.

(v) Free from sharp bends.

(vi) Configured so that a clean particulate filter (including back-up filter) can be selected simultaneously with the selection of an empty gaseous emissions bag.

(9) The flow rate through the particulate probe shall be maintained to a constant value within ±5 percent of the set flow rate.

(10) The particulate sample pump shall be located sufficiently distant from the dilution tunnel so that the inlet gas temperature is maintained at a constant temperature (±5.0° F (2.8° C)).

(11) The gas meters or flow instrumentation shall be located sufficiently distant from the tunnel so that the inlet gas temperature remains constant (±5.0° F (2.8° C)).

(12) The total hydrocarbon probe shall be:

(i) Installed facing upstream at a point where the dilution air and exhaust are well mixed (i.e., approximately 10 tunnel diameters downstream from the point where the exhaust enters the dilution tunnel).

(ii) Sufficiently distant (radially) from the particulate probe so as to be free from the influence of any wakes or eddies produced by the particulate probe.

(iii) Heated and insulated over the entire length to maintain a 375°±20° F (191°±11° C) *wall* temperature.

(iv) 0.19 in. (0.457 cm) minimum inside diameter.

(13) It is intended that the total hydrocarbon probe be free from cold spots (i.e., free from spots where the probe *wall* temperature is less than 355° F). This will be determined by a temperature sensor located on a section of the probe wall outside of the dilution tunnel, The temperature sensor shall be insulated from any heating elements on the probe. The sensor shall have an accuracy and precision of ±2° F (1.1° C).

(14) The *dilute exhaust gas* flowing in the total hydrocarbon sample system shall be:

(i) At 375° ±10° F (191° ±6° C) immediately before the heated filter. This will be determined by a temperature sensor located immediately upstream of the filter. The sensor shall have an accuracy and precision of ±2° F (1.1° C).

(ii) At 375° F ±10° F (191° ±6° C) immediately before the HFID. This will be determined by a temperature sensor located at the exit of the heated sample line. The sensor shall have an accuracy and precision of ±2° F (1.1° C).

(15) It is intended that the *dilute exhaust gas* flowing in the total hydrocarbon sample system be between 365°F and 385°F (185°C and 197°C).

(c) *Filters, particulate sampling.*—(1) *Filter acceptance criteria.* Valid diesel particulate net filter weights shall be accepted according to the following criteria:

(i) During each phase of the UDDS, dilute exhaust will be simultaneously sampled by paired primary test and back-up test filters.

(ii) The back-up filter holder shall be located 3 to 4 inches downstream of the primary filter holder.

(iii) The net weight of particulate material collected on each primary test filter and each back-up test filter shall be determined by the procedure outlined in § 86.139.

(iv) A ratio of net weights will be determined by the following formula:

$$\text{Ratio of net weights} = \frac{(\text{Mass particulate})_{\text{Back-up filter}}}{(\text{Mass particulate})_{\text{Test filter}} + (\text{Mass particulate})_{\text{Back-up filter}}}$$

(v) If the ratio is greater than 0.95, then particulate emissions calculations are based on the net weight of the primary filter only.

(vi) If the ratio is less than 0.95, then particulate emissions calculations are based on the combined net weights of the back-up test filter and the primary test filter.

(2) The particulate filter must have a minimum 47 mm diameter (37 mm stain area). Larger diameter filters are also acceptable. (Larger diameter filters may be desirable in order to reduce the pressure drop across the filter when testing vehicles which produce large amounts of particulate.)

(3) The recommended minimum loading on the 47 mm filter is 2 milligrams. Equivalent loadings (i.e., mass/stain area) are recommended for larger filters.

(4) Fluorocarbon coated glass fiber filters or fluorocarbon based (membrane) filters are required for particulate collection.

16. A new § 86.111–82 is added and reads as follows:

§ 86.111–82 Exhaust gas analytical system.

(a) *Schematic drawings.* Figure B82–5 is a schematic drawing of the exhaust gas analytical system. The schematic diagram of the hydroocarbon analysis train for diesel vehicles is shown as part of Figure B82–3 (or Figure B82–4). Since various configurations can produce accurate results, exact conformance with either drawing is not required. Additional components such as instruments, valves, solenoids, pumps and switches may be used to provide additional information and coordinate the functions of the component systems.

(b) *Major component description.* The analytical system, Figure B82–5, consists of a flame ionization detector (FID) for the determination of hydrocarbons, nondispersive infrared analyzers (NDIR) for the determination of carbon monoxide and carbon dioxide and a chemiluminescence analyzer (CL) for the determination of oxides of nitrogen. A heated flame ionization detector (HFID) is used for the continuous determination of hydrocarbons from diesel-fueled vehicles, Figure B82–3 (or B82–4). The exhaust gas analytical system shall conform to the following requirements:

(1) The CL requires that the nitrogen dioxide present in the sample be converted to nitric oxide before analysis. Other types of analyzers may be used if shown to yield equivalent results and if approved in advance by the Administrator.

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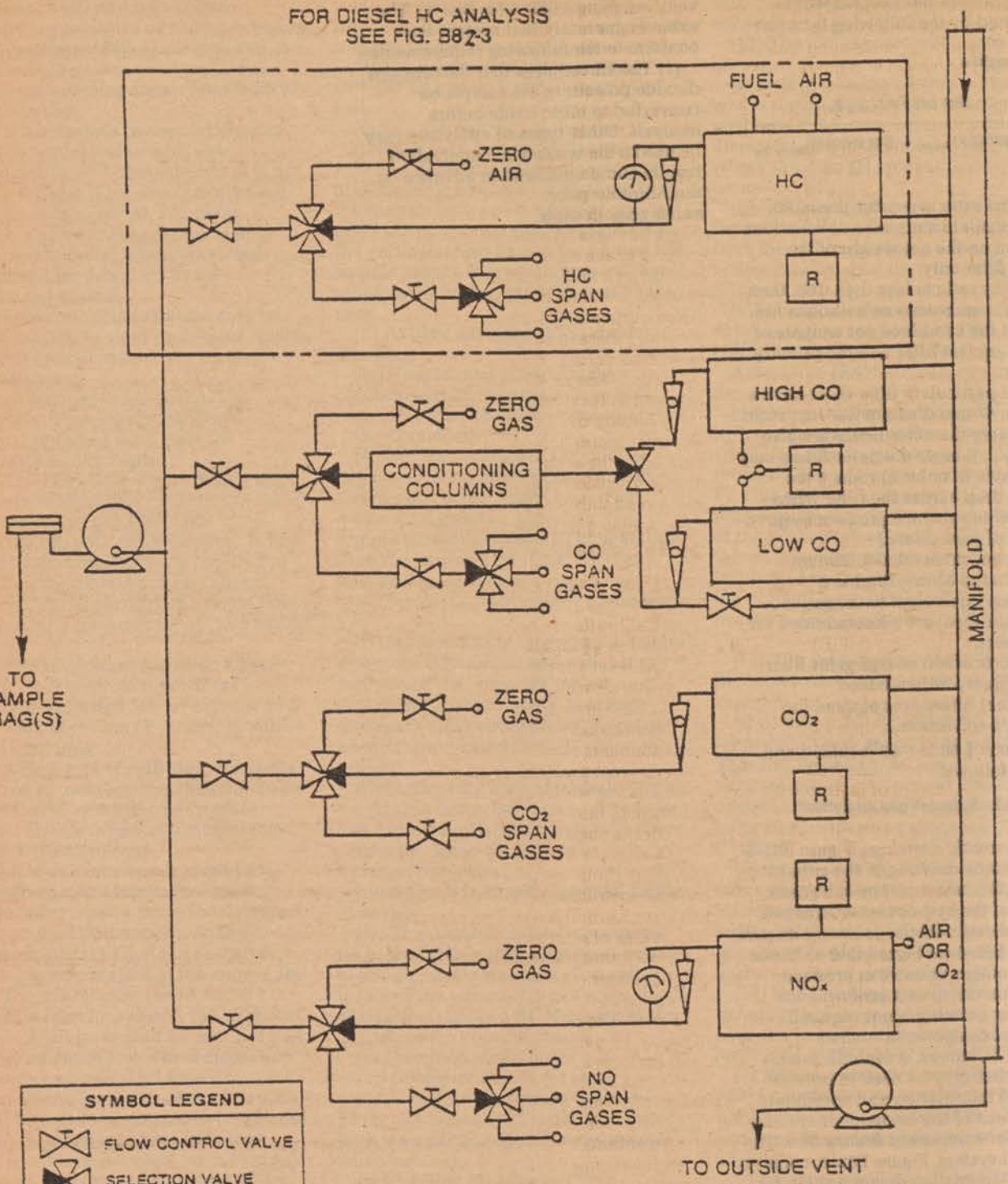


FIGURE B82-5 EXHAUST GAS ANALYTICAL SYSTEM

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(2) The carbon monoxide (NDIR) analyzer may require a sample conditioning column containing $CaSO_4$, or indicating silica gel to remove water vapor and containing ascarite to remove carbon dioxide from the CO analysis stream.

(i) If CO instruments which are essentially free of CO_2 and water vapor interference are used, the use of the conditioning column may be deleted, see §§ 86.122 and 86.144.

(ii) A CO instrument will be considered to be essentially free of CO_2 and water vapor interference if its response to a mixture of 3 percent CO_2 in N_2 which has been bubbled through water at room temperature produces an equivalent CO response, as measured on the most sensitive CO range, which is less than 1 percent of full scale CO concentration on ranges above 300 ppm full scale or less than 3 ppm on ranges below 300 ppm full scale, see § 86.122.

(3) For diesel vehicles a continuous hydrocarbon sample shall be measured using a heated analyzer train as shown in Figure B82–3 (or B82–4). The train shall include a heated probe, a heated continuous sampling line, a heated particulate filter and a heated hydrocarbon instrument (HFID) complete with heated pump, filter and flow control system.

(i) The response time of this instrument shall be less than 1.5 seconds for 90 percent of full scale response.

(ii) Sample transport time from sampling point to inlet of instrument shall be less than 4 seconds.

(iii) The sample line and filter shall be heated to maintain a sample gas temperature of 375° ± 10° F (191 ± 6° C) before the filter and before the HFID.

(c) *Other analyzers and equipment.* Other types of analyzers and equipment may be used if shown to yield equivalent results and if approved in advance by the Administrator.

17. A new § 86.112–82 is added and reads as follows:

§ 86.112–82 Weighing chamber (or room) and microgram balance specifications.

(a) *Ambient conditions*—(1) *Temperature.* The temperature of the chamber in which the particulate filters are conditioned and weighed shall be maintained to within ± 10° F (6° C) of a set point between 68° F (20° C) and 86° F (30° C) during all filter conditioning and filter weighing. A continuous recording of the temperature is required.

(2) *Humidity.* The relative humidity of the chamber in which the particulate filters are conditioned and weighed shall be maintained to within ± 10 percent of a set point between 30 and 70 percent during all filter conditioning and filter weighing. A continuous recording of the temperature is required.

(3) The environment shall be free from any ambient contaminants (such as dust) that would settle on the particulate filters during their stabilization. It is required that two reference filters remain in the weighing room at all times, and that these filters be weighed once each 24-hour period. If the weight of either or both of these two reference filters changes by more than ± 1.0 percent of the nominal filter loading (minimum 2 milligrams) during the 24-hour period, then all filter weighings taken during the 24-hour period are invalid. Filters in the process of being stabilized during this period should be discarded. The reference filters shall be changed at least once per month.

(b) *Microgram balance specifications.* The microgram balance used to determine the weights of all filters shall have a precision (standard deviation) and a readability of one microgram.

18. A new § 86.116–82 is added and reads as follows:

§ 86.116–82 Calibrations, frequency and overview.

(a) Calibrations shall be performed as specified in §§ 86.117 through 86.126.

(b) At least yearly or after any maintenance which could alter background emission levels, evaporative enclosure background emission measurements shall be performed.

(c) At least monthly or after any maintenance which could alter calibration, the following calibrations and checks shall be performed:

(1) Calibrate the hydrocarbon analyzers (both evaporative and exhaust instruments), carbon dioxide analyzer, carbon monoxide analyzer, and oxides of nitrogen analyzer.

(2) Calibrate the dynamometer. If the dynamometer receives a weekly performance check (and remains within calibration) the monthly calibration need not be performed/

(3) Perform a hydrocarbon retention check and calibration on the evaporative emission enclosure.

(4) Calibrate the gas meters or flow instrumentation used for providing total flow measurement for particulate sampling.

(d) At least weekly or after any maintenance which could alter calibration, the following calibrations and checks shall be performed:

(1) Check the oxides of nitrogen converter efficiency, and

(2) Perform a CVS system verification.

(3) Run a performance check on the dynamometer. This check may be omitted if the dynamometer has been calibrated within the preceding month.

(e) The CVS positive displacement pump or Critical Flow Venturi shall be calibrated following initial installation, major maintenance or as necessary when indicated by the CVS system verification (described in § 86.119).

(f) Sample conditioning columns, if used in the CO analyzer train, should be checked at a frequency consistent with observed column life or when the indicator of the column packing begins to show deterioration.

19. A new § 86.120–82 is added and reads as follows:

§ 86.120–82 Gas meter or flow instrumentation calibration, particulate measurement.

Sampling for particulate emissions requires the use of gas meters or flow instrumentation to measure flow through the particulate filters. The meters or instrumentation shall receive initial and periodic calibrations as follows:

(a) Install a standard air flow measurement device upstream of the gas meter or instrument being calibrated. This standard device shall measure air flow at standard conditions with an accuracy of ±1 percent. Standard conditions are defined as 68°F (20°C) and 29.92 in. Hg (101.3 kPa). A critical flow orifice, a bellmouth, or a laminar flow element is recommended as the standard device.

(b) Flow air through the calibration system at the sample flow rate used for particulate testing and at the backpressure which occurs during the sample test.

(c) When the temperature and pressure in the system have stabilized, measure the gas meter or instrument indicated volume over a time period of at least 5 minutes and until a flow volume of at least ±1 percent accuracy can be determined by the standard device. Record the stabilized air temperature and pressure upstream of the gas meter or instrument being calibrated and as required for the standard device.

(d) Calculate air flow at standard conditions as measured by both the standard device and the gas meter or instrument being calibrated.

(e) Repeat the procedures of paragraphs (b) through (d) of this section using flow rates which are 10 percent above the nominal sampling flow rate and 10 percent below the nominal sampling flow rate.

(f) If the air flow at standard conditions measured by the gas meter or instrument being calibrated differs by more than ±1 percent from the standard measurement at any of the three measured flow rates, then a correction

shall be made by either of the following two methods:

(1) Mechanically adjust the gas meter or instrument so that it agrees within 1 percent of the standard measurement at the three specified flow rates, or

(2) Develop a continuous best fit calibration curve for the gas meter (as a function of the standard device flow measurement) from the three calibration points that represents the data to within 1 percent at all points to determine corrected flow.

(g) *Other systems.* A bell prover may be used to calibrate the gas meter if the procedure outlined in ANSI B109.1–1973 is used. Prior approval by the Administrator is not required to use the bell prover.

20. A new §86.121–82 is added and reads as follows:

§ 86.121–82 Hydrocarbon analyzer calibration.

The FID hydrocarbon analyzer shall receive the following initial and periodic calibration. The HFID shall be operated at a temperature of 375°F±10°F (191±6°C).

(a) *Initial and periodic optimization of detector response.* Prior to its introduction into service and at least annually thereafter, the FID hydrocarbon analyzer shall be adjusted for optimum hydrocarbon response. Alternate methods yielding equivalent results may be used, if approved in advance by the Administrator.

(1) Follow the manufacturer's instructions or good engineering practice for instrument startup and basic operating adjustment using the appropriate fuel and zero-grade air.

(2) Optimize on the most common operating range. Introduce into the analyzer a propane in air mixture with a propane concentration equal to approximately 90 percent of the most common operating range.

(3) Select an operating fuel flow rate that will give near maximum response and least variation in response with minor fuel flow variations.

(4) To determine the optimum air flow, use the fuel flow setting determined above and vary air flow.

(5) After the optimum flow rates have been determined, record them for future reference.

(b) *Initial and periodic calibration.* Prior to its introduction into service and monthly thereafter the FID hydrocarbon analyzer shall be calibrated on all normally used instrument ranges. Use the same flow rate as when analyzing sample.

(1) Adjust analyzer to optimize performance.

(2) Zero the hydrocarbon analyzer with zero-grade air.

(3) Calibrate on each normally used operating range with propane in air calibration gases having nominal concentrations of 15, 30, 45, 60, 75, and 90 percent of that range. For each range calibrated, if the deviation from a least squares best-fit straight line is 2 percent or less of the value at each data point, concentration values may be calculated by use of a single calibration factor for that range. If the deviation exceeds 2 percent at any point, the best-fit non-linear equation which represents the data to within 2 percent of each test point shall be used to determine concentration.

21. A new § 86.127–82 is added and reads as follows:

§ 86.127–82 Test procedures; overview.

The procedures described in this and subsequent sections are used to determine the conformity of vehicles with the standards set forth in subpart A for light-duty vehicles and light-duty trucks.

(a) The overall test consists of prescribed sequences of fueling, parking and operating conditions. Vehicles are tested for any or all of the following emissions:

(1) Gaseous exhaust HC, CO, NO_x, CO_2 (both gasoline-fueled and diesel vehicles).

(2) Particulates (diesels only).

(3) Evaporative HC (gasoline-fueled vehicles only).

The evaporative portion of the test procedure occurs before and after the exhaust emission test, and in some cases, during the exhaust emission test.

(b) The gasoline-fueled exhaust emission test is designed to determine hydrocarbon, carbon monoxide, and oxides of nitrogen mass emissions while simulating an average trip in an urban area of 7.5 miles (12.1 kilometers). The test consists of engine startups and vehicle operation on a chassis dynamometer, through a specified driving schedule. A proportional part of the diluted exhaust is collected continuously for subsequent analysis, using a constant volume (variable dilution) sampler or critical flow venturi sampler.

(c) The diesel exhaust emission test is designed to determine particulate and gaseous mass emissions during a test similar to the test in § 86.127–82(b). Dilute exhaust is continuously analyzed for total hydrocarbons using a heated sample line and analyzer. The other gaseous emissions, CO, CO_2 and NO_x are collected continuously for analysis as in § 86.127–82(b). Simultaneous with the gaseous exhaust collection and analysis, particulates from a proportional part of the diluted exhaust are collected continuously on a filter. The mass of particulate is determined by the procedure described in § 86.139. This testing requires a dilution tunnel as well as the constant volume sampler.

(d) The evaporative emission test (gasoline-fueled vehicles only) is designed to determine hydrocarbon evaporative emissions as a consequence of diurnal temperature fluctuation, urban driving, and hot soaks during parking. It is associated with a series of events representative of a motor vehicle's operation, which result in hydrocarbon vapor losses. The test procedure is designed to measure:

(1) Diurnal breathing losses resulting from daily temperature changes, measured by the enclosure technique;

(2) Running losses from suspected sources (if indicated by engineering analysis or vehicle inspection) resulting from a simulated trip on a chassis dynamometer, measured by carbon traps; and

(3) Hot soak losses, which result when the vehicle is parked and the hot engine is turned off, measured by the enclosure technique.

(e) Except in cases of component malfunction or failure, all emission control systems installed on or incorporated in a new motor vehicle shall be functioning during all procedures in this subpart. Maintenance to correct component malfunction or failure shall be authorized in accordance with § 86.078–25.

22. A new § 86.132–82 is added and reads as follows:

§ 86.132–82 Vehicle preconditioning.

(a) The vehicle shall be moved to the test area and the following operations performed:

(1) The fuel tank(s) shall be drained through the provided fuel tank(s) drain(s) and filled to the prescribed "tank fuel volume" with the specified test fuel, § 86.113. For the above operations the evaporative emission control system shall neither be abnormally purged nor abnormally loaded.

(2) Within one hour of being fueled the vehicle shall be placed, either by being driven or pushed, on a dynamometer and operated through one Urban Dynamometer Driving Schedule test procedure, see § 86.115 and Appendix I. A test vehicle may not be used to set dynamometer horsepower.

(3) For those unusual circumstances where additional preconditioning is desired by the manufacturer, such preconditioning may be allowed with

the advance approval of the Administrator. The Administrator may also choose to conduct or require the conduct of additional preconditioning to insure that the evaporative emission control system is stabilized in the case of gasoline engines, or to insure that the exhaust system is stabilized in the case of diesel engines. The additional preconditioning shall consist of an initial one hour minimum soak and, one, two, or three driving cycles of the UDDS, as described in paragraph (a)(2) of this section, each followed by a soak of at least one hour with engine off, engine compartment cover closed and cooling fan off. The vehicle may be driven off the dynamometer following each UDDS for the soak period.

(b) Within five minutes of completion of preconditioning, the vehicle shall be driven off the dynamometer and parked. The vehicle shall be stored for not less than 12 hours nor for more than 36 hours prior to the cold start exhaust test. (Gasoline-fueled vehicles undergo a one-hour diurnal heat build prior to the cold start exhaust test. A wait of up to one hour is permitted between the end of the diurnal heat build and the beginning of the cold start exhaust test. See § 86.130 and Figure B79–5.)

(c) Vehicles to be tested for evaporative emissions shall be processed in accordance with procedures in §§ 86.133 through 86.138. Vehicles to be tested for exhaust emissions only shall be processed according to §§ 86.133 through 86.137.

23. A new § 86.135–82 is added and reads as follows:

§ 86.135–82 Dynamometer procedure.

(a) *Overview*—(1) *Gasoline-fueled vehicles.* The dynamometer run consists of two tests, a "cold" start test after a minimum 12-hour and a maximum 36 hour soak according to the provisions of §§ 86.132 and 86.133, and a "hot" start test following the "cold" start test by 10 minutes. Engine startup (with all accessories turned off), operation over the UDDS and engine shutdown make a complete cold start test. Engine startup and operation over the first 505 seconds of the driving schedule complete the hot start test. The exhaust emissions are diluted with ambient air and a continuously proportional sample is collected for analysis during each phase. The composite samples collected in bags are analyzed for hydrocarbon, carbon monoxide, carbon dioxide, and oxides of nitrogen. A parallel sample of the dilution air is similarly analyzed for hydrocarbon, carbon monoxide, carbon dioxide, and oxides of nitrogen.

(2) *Diesel vehicles.* The dynamometer run consists of two tests, a "cold" start test after a minimum 12 hours soak and a maximum 36 hour soak according to the provisions of §§ 86.132 and 86.133, and a "hot" start test following the "cold" start by 10 minutes. Engine startup (with all accessories turned off), operation over the UDDS and engine shutdown make a complete cold start test. Engine startup and operation over the first 505 seconds of the driving schedule complete the hot start test. The exhaust emissions are diluted with ambient air in the dilution tunnel as shown in Figure B82–3 (and Figure B82–4). Six particulate samples are collected on filters for weighing; the first sample plus back-up is collected during the first 505 seconds of the cold start test; the second sample plus back-up is collected during the remainder of the cold start test (including shutdown); the third sample plus back-up is collected during the hot start test. Continuous proportional samples of gaseous emissions are collected for analysis during each test phase. The composite samples collected in bags are analyzed for carbon monoxide, carbon dioxide, and oxides of nitrogen. Hydrocarbons are sampled and analyzed continuously according to the provisions of § 86.110. Parallel samples of the dilution air are similarly analyzed for hydrocarbon, carbon monoxide, carbon dioxide, and oxides of nitrogen.

(b) During dynamometer operation, a fixed speed cooling fan shall be positioned so as to direct cooling air to the vehicle in an appropriate manner with the engine compartment cover open. In the case of vehicles with front engine compartments, the fan shall be squarely positioned within 12 inches (30.5 centimeters) of the vehicle. In the case vehicles with rear engine compartments (or if special designs make the above impractical), the cooling fan shall be placed in a position to provide sufficient air to maintain vehicle cooling. The fan capacity shall normally not exceed 5300 cfm (2.50 cubic meters per second). If, however, the manufacturer can show that during field operation the vehicle receives additional cooling, and that such additional cooling is needed to provide a representative test, the fan capacity may be increased or additional fans used if approved in advance by the Administrator.

(c) The vehicle speed as measured from the dynamometer rolls shall be used. A speed vs. time recording, as evidence of dynamometer test validity, shall be supplied on request of the Administrator.

(d) Practice runs over the prescribed driving schedule may be performed at test point, provided an emission sample is not taken, for the purpose of finding the minimum throttle action to maintain the proper speed-time relationship, or to permit sampling system adjustment.

Note.—When using two-roll dynamometers a truer speed-time trace may be obtained by minimizing the rocking of the vehicle in the rolls; the rocking of the vehicle changes the tire rolling radius on each roll. This rocking may be minimized by restraining the vehicle horizontally (or nearly so) by using a cable and winch.

(e) The drive wheel tires may be inflated up to a gauge pressure of 45 psi (310 kPa) in order to prevent tire damage. The drive wheel tire pressure shall be reported with the test results.

(f) If the dynamometer has not been operated during the 2 hour period immediately preceding the test it shall be warmed up for 15 minutes by operating at 30 mph (48 kph) using a non-test vehicle or as recommended by the dynamometer manufacturer.

(g) If the dynamometer horsepower must be adjusted manually, it shall be set within 1 hour prior to the exhaust emissions test phase. The test vehicle shall not be used to make this adjustment. Dynamometers using automatic control of preselectable power settings may be set anytime prior to the beginning of the emissions test.

(h) The driving distance as measured by counting the number of dynamometer roll or shaft revolutions, shall be determined for the transient cold start, stabilized cold start, and transient hot start phases of the test. The revolutions shall be measured on the same roll or shaft used for measuring the vehicle's speed.

24. A new § 86.136–82 is added and reads as follows:

§ 86.136–82 Engine starting and restarting.

(a) *Gasoline-fueled vehicles.* This paragraph (a) applies to gasoline-fueled vehicles.

(1) The engine shall be started according to the manufacturer's recommended starting procedures in the owner's manual. The initial 20-second idle period shall begin when the engine starts.

(2) Choke operation: (i) Vehicles equipped with automatic chokes shall be operated according to the manufacturer's operating instructions in the owner's manual, including choke setting and "kick-down" from cold fast idle.

(ii) Vehicles equipped with manual chokes shall be operated according to the manufacturer's operating instructions in the owner's manual.

(3) The transmission shall be placed in gear 15 seconds after the engine is

started. If necessary, braking may be employed to keep the drive wheels from turning.

(4) The operator may use the choke, accelerator pedal, etc., where necessary to keep the engine running.

(5) If the manufacturer's operating instructions in the owner's manual do not specify a warm engine starting procedure, the engine (automatic- and manual-choke engines) shall be started by depressing the accelerator pedal about half way and cranking the engine until it starts.

(b) *Diesel vehicles.* The engine shall be started according to the manufacturer's recommended starting procedures in the owner's manual. The initial 20-second idle period shall begin when the engine starts. The transmission shall be placed in gear 15 seconds after the engine is started. If necessary, braking may be employed to keep the drive wheels from turning.

(c) If the vehicle does not start after 10 seconds of cranking, cranking shall cease and the reason for failure to start shall be determined. The gas flow measuring device on the constant volume sampler (usually a revolution counter) or CFV (and the hydrocarbon integrator and particulate sampling system when testing diesel vehicles, see § 85.135 Dynamometer test runs) shall be turned off and the sampler selector valves placed in the "standby" position during this diagnostic period. In addition, either the CVS should be turned off, or the exhaust tube disconnected from the tailpipe during the diagnostic period. If failure to start is an operational error, the vehicle shall be rescheduled for testing from a cold start.

(1) If a failure to start occurs during the cold portion of the test and is caused by a vehicle malfunction, corrective action of less than 30 minutes duration may be taken (according to § 86.078–25), and the test continued. All sampling system(s) shall be reactivated at the same time cranking begins. When the engine starts, the driving schedule timing sequence shall begin. If failure to start is caused by vehicle malfunction and the vehicle cannot be started, the test shall be voided, the vehicle removed from the dynamometer, and corrective action may be taken according to § 86.078–25. The reason for the malfunction (if determined) and the corrective action taken shall be reported to the Administrator.

(2) If a failure to start occurs during the hot start portion of the test and is caused by vehicle malfunction, the vehicle must be started within one minute of key on. All sampling system(s) shall be reactivated at the same time cranking begins. When the engine starts, the driving schedule timing sequence shall begin. If the vehicle cannot be started within one minute of key on, the test shall be voided, the vehicle removed from the dynamometer, corrective action taken (according to § 86.078–25), and the vehicle rescheduled for testing. The reason for the malfunction (if determined) and the corrective action taken shall be reported to the Administrator.

(d) If the engine "false starts" the operator shall repeat the recommended starting procedure (such as resetting the choke, etc.).

(e) *Stalling:* (1) If the engine stalls during an idle period, the engine shall be restarted immediately and the test continued. If the engine cannot be started soon enough to allow the vehicle to follow the next acceleration as prescribed, the driving schedule indicator shall be stopped. When the vehicle restarts, the driving schedule indicator shall be reactivated.

(2) If the engine stalls during some operating mode other than idle, the driving schedule indicator shall be stopped, the vehicle shall then be restarted and accelerated to the speed required at that point in the driving schedule and the test continued. During acceleration to this point, shifting shall be performed in accordance with § 86.128.

(3) If the vehicle will not restart within one minute, the test shall be voided, the vehicle removed from the dynamometer, corrective action taken, and the vehicle rescheduled for test. The reason for the malfunction (if determined) and the corrective action taken shall be reported to the Administrator.

25. A new § 86.137–82 is added and reads as follows:

§ 86.137–82 Dynamometer test run, gaseous and particulate emissions.

(a) *General.*—(1) *Gasoline-fueled vehicles.* The vehicle shall be allowed to stand with the engine turned off for a period of not less than 12 hours or more than 36 hours before the cold start exhaust emission test. The cold start exhaust test shall follow the diurnal breathing loss test by not more than one hour. The vehicle shall be stored prior to the emission test in such a manner that precipitation (e.g., rain or dew) does not occur on the vehicle. The complete dynamometer test consists of a cold start drive of 7.5 miles (12.1 kilometers) and simulates a hot start drive of 7.5 miles (12.1 kilometers). The vehicle is allowed to stand on the dynamometer during the 10 minute time period between the cold and hot start tests. The cold start test is divided into two periods. The first period, representing the cold start "transient" phase, terminates at the end of the deceleration which is scheduled to occur at 505 seconds of the driving schedule. The second period, representing the "stabilized" phase, consists of the remainder of the driving schedule including engine shutdown. The hot start test, similarly, consists of two periods. The first period, representing the hot start "transient" phase, terminates at the same point in driving schedule as the first period of the cold start test. The second period of the hot start test, "stabilized" phase, is assumed to be identical to the second period of the cold start test. Therefore, the hot start test terminates after the first period (505 seconds) is run.

(2) *Diesel vehicles.* The vehicle shall be allowed to stand with the engine turned off for a period of not less than 12 hours or more than 36 hours before the cold start exhaust emission test. The vehicle shall be stored prior to the emission test in such a manner that precipitation (e.g., rain or dew) does not occur on the vehicle. The complete dynamometer test consists of a cold start drive of 7.5 miles (12.1 km), and simulates a hot start drive of 7.5 miles (12.1 km). The vehicle is allowed to stand on the dynamometer during the 10 minute time period between the cold and hot start tests. The cold start test is divided into two periods. The first period, representing the cold start "transient" phase, terminates at the end of the deceleration which is scheduled to occur at 505 seconds of the driving schedule. The second period, representing the "stabilized" phase, consists of the remainder of the driving schedule including engine shutdown. The hot start test, similarly, consists of two periods. The first period, representing the start of the "transient" phase, terminates at the same point in the driving schedule as the first period of the cold start test. The second period of the hot start test, "stabilized" phase, is assumed to be identical to the second period of the cold start test. Therefore, the hot start test terminates after the first period (505 seconds) is run.

(b) The following steps shall be taken for each test:

(1) Place drive wheels of vehicle on dynamometer without starting engine.

(2) Open the vehicle engine compartment cover and position the cooling fan.

(3) With the sample selector valves in the "standby" position connect evacuated sample collection bags to the dilute exhaust and dilution air sample collection systems.

(4) Start the CVS (if not already on), the sample pumps (except the diesel

particulate sample pump, if applicable), the temperature recorder, the vehicle cooling fan, and the heated hydrocarbon analysis recorder (diesels only). (The heat exchanger of the constant volume sampler, if used, diesel hydrocarbon analyzer continuous sample line and filter, if applicable, should be preheated to their respective operating temperatures before the test begins.)

(5) Adjust the sample flow rates to the desired flow rate and set the gas flow measuring devices to zero.

(i) For gaseous samples (except hydrocarbon samples), the minimum flow rate is 0.17 cfm (0.08 1/s).

(ii) For hydrocarbon samples, the minimum FID (or HFID in the case of diesels) flow rate is 0.067 cfm (0.031 1/sec).

Note.—CFV sample flow rate is fixed by the venturi design.

(6) Attach the exhaust tube to the vehicle tailpipe(s).

(7) Carefully install a particulate sample filter into each of the filter holders for diesel tests. The filters must be handled only with forceps or tongs. Rough or abrasive filter handling will result in erroneous weight determination.

(8) Start the gas flow measuring device, position the sample selector valves to direct the sample flow into the "transient" exhaust sample bag and the "transient" dilution air sample bag (turn on the diesel hydrocarbon analyzer system integrator, mark the recorder chart, start particulate sample pump No. 1, and record both gas meter or flow measurement instrument readings, if applicable), turn the key on, and start cranking the engine.

(9) Fifteen seconds after the engine starts, place the transmission in gear.

(10) Twenty seconds after the engine starts, begin the initial vehicle acceleration of the driving schedule.

(11) Operate the vehicle according to the Urban Dynamometer Driving Schedule (§ 86.115).

Note.—During diesel testing, adjust the flow rate through the particulate sample probe to maintain a constant value within ±5 percent of the set flow rate. Record the average termperature and pressure at the gas meter or flow instrument inlet. If the set flow rate cannot be maintained because of high particulate loading on the filter, the test shall be terminated. The test shall be rerun using a lower flow rate, or larger diameter filter, or both.

(12) At the end of the deceleration which is scheduled to occur at 505 seconds, simultaneously switch the sample flows from the "transient" bags to the "stabilized" bags, switch off gas flow measuring device No. 1, (switch off the No. 1 diesel hydrocarbon integrator and the No. 1 particulate sample pump, mark the diesel hydrocarbon recorder chart, and close valves isolating particulate filter No. 1, if applicable) and start gas flow measuring device No. 2 (and start the diesel hydrocarbon integrator No. 2 and the No. 2 particulate sample pump and open valves isolating particulate filter No. 2, if applicable). Before the acceleration which is scheduled to occur at 510 seconds, record the measured roll or shaft revolutions and reset the counter or switch to a second counter. As soon as possible transfer the "transient" exhaust and dilution air samples to the analytical system and process the samples according to § 86.140 obtaining a stabilized reading of the exhaust sample on all analyzers within 20 minutes of the end of the sample collection phase of the test.

(13) Turn the engine off 2 seconds after the end of the last deceleration (at 1,369 seconds).

(14) Five seconds after the engine stops running, simultaneously turn off gas flow measuring device No 2 (and the diesel hydrocarbon integrator No 2, mark the hydrocarbon recorder chart, turn off the No. 2 particulate sample pump and close the valves isolating particulate filter No. 2, if applicable) and position the sample selector valves to the "standby" position (and open the valves isolating particulate filter No. 1, if applicable). Record the measured roll or shaft revolutions, (both gas meter or flow measurement instrumentation readings), and re-set the counter. As soon as possible, transfer the "stabilized" exhaust and dilution air samples to the analytical system and process the samples according to § 86.140, obtaining a stabilized reading of the exhaust sample on all analyzers within 20 minutes of the end of the sample collection phase of the test. (Carefully remove both pairs of particulate sample filters from their respective holders, and place each in a separate petri dish, and cover, if applicable.)

(15) Immediately after the end of the sample period, turn off the cooling fan and close the engine compartment cover.

(16) Turn off the CVS or disconnect the exhaust tube from the tailpipe(s) of the vehicle.

(17) Repeat the steps in paragraph (b)(2) through (b)(11) of this section for the hot start test, except only two evacuated sample bags (and only one pair of particulate sample filters if applicable) are required; one bag is for sampling exhaust gas and the other bag is for sampling dilution air. The step in paragraph (b)(8) of this section shall begin between 9 and 11 minutes after the end of the sample period for the cold start test.

(18) At the end of the deceleration which is scheduled to occur at 505 seconds, simultaneously turn off gas flow measuring device No. 1 (and the diesel hydrocarbon integrator No. 1, mark the diesel hydrocarbon recorder chart and turn off the No. 1 particulate sample pump, if applicable) and position the sample selector valve to the "standby" position. (Engine shutdown is not part of the hot start test sample period.) Record the measured roll or shaft revolutions (and the No. 1 gas meter reading or flow measurement instrument). (Carefully remove the third pair of particulate sample filters from its holder and place in a clean petri dish and cover, if applicable.)

(19) As soon as possible, transfer the hot start "transient" exhaust and dilution air samples to the analytical system and process the samples according to § 86.140 obtaining a stablized reading of the exhaust sample on all analyzers within 20 minutes of the end of the sample collection phase of the test.

(20) As soon as possible, and in no case longer than one hour after the end of the hot start phase of the test, transfer the six particulate filters to the weighing chamber for post-test conditioning, if applicable.

(21) Disconnect the exhaust tube from the vehicle tailpipe(s) and drive the vehicle from dynamometer.

(22) The CVS or CFV may be turned off, if desired.

(23) Vehicles to be tested for evaporative emissions will proceed according to § 86.138. For all others this completes the test sequence.

26. A new § 86.139–82 is added and reads as follows:

§ 86.139–82 Diesel particulate filter handling and weighing.

(a) At least 8 hours, but not more than 56 hours before the test, place each filter in an open, but protected, petri dish and place in the weighing chamber which meets the humidity and temperature specifications of § 86.112.

(b) At the end of the 8 to 56 hour stabilization period, weigh the filter on a balance having a precision of one microgram. Record this weight. This reading is the tare weight.

(c) The filter shall then be stored in a covered petri dish which shall remain in the weighing chamber until needed for testing.

(d) If the filter is not used within one hour of its removal from the weighing chamber, it shall be re-weighed.

(e) After the test, and after the sample filter is returned to the weighing room, condition it for at least 1 hour but not more than 56 hours. Then weigh a second time. This latter reading is the gross weight of the filter. Record this weight.

(f) The net weight (Pe) is the gross weight minus the tare weight.

Note.—Should the sample on the filter contact the petri dish or any other surface, the test is void and must be rerun.

27. A new § 86.140–82 is added and reads as follows:

§ 86.140–82 Exhaust sample analysis.

The following sequence of operations shall be performed in conjunction with each series of measurements:

(a) for CO, CO_2, NO_x and gasoline HC:

(1) Zero the analyzers and obtain a stable zero reading. Recheck after tests.

(2) Introduce span gases and set instrument gains. In order to avoid errors, span and calibrate at the same flow rates used to analyze the test sample. Span gases should have concentrations equal to 75 to 100 percent of full scale. If gain has shifted significantly on the analyzers, check the calibrations. Show actual concentrations on chart.

(3) Check zeros; repeat the procedure in paragraphs (a) (1) and (2) of this section if required.

(4) Check flow rates and pressures.

(5) Measure HC, CO, CO_2 and NO_x concentrations of samples.

(6) Check zero and span points. If difference is greater than 2 percent of full scale, repeat the procedure in paragraphs (a) (1) through (5) of this section.

(b) For diesel HC:

(1) Zero HFID analyzer and obtain a stable zero reading.

(2) Introduce span gas and set instrument gains. Span gas should have concentration equal to 75 to 100 percent of full scale.

(3) Check zero as in paragraph (b)(1) of this section.

(4) Introduction of zero and span gas into the analyzer can be accomplished by either of the following methods:

(i) Close heated valve in HC sample (see Figures B82–3 or B82–4), and allow gases to enter HFID. Extreme care should be taken not to introduce gases under high pressure.

(ii) Connect zero and span line directly to HC sample probe and introduce gases at a flow rate between 190 percent and 210 percent of the HFID flow rate (see Figures B82–3A or B82–4A). Excess flow must be allowed to exit probe inlet.

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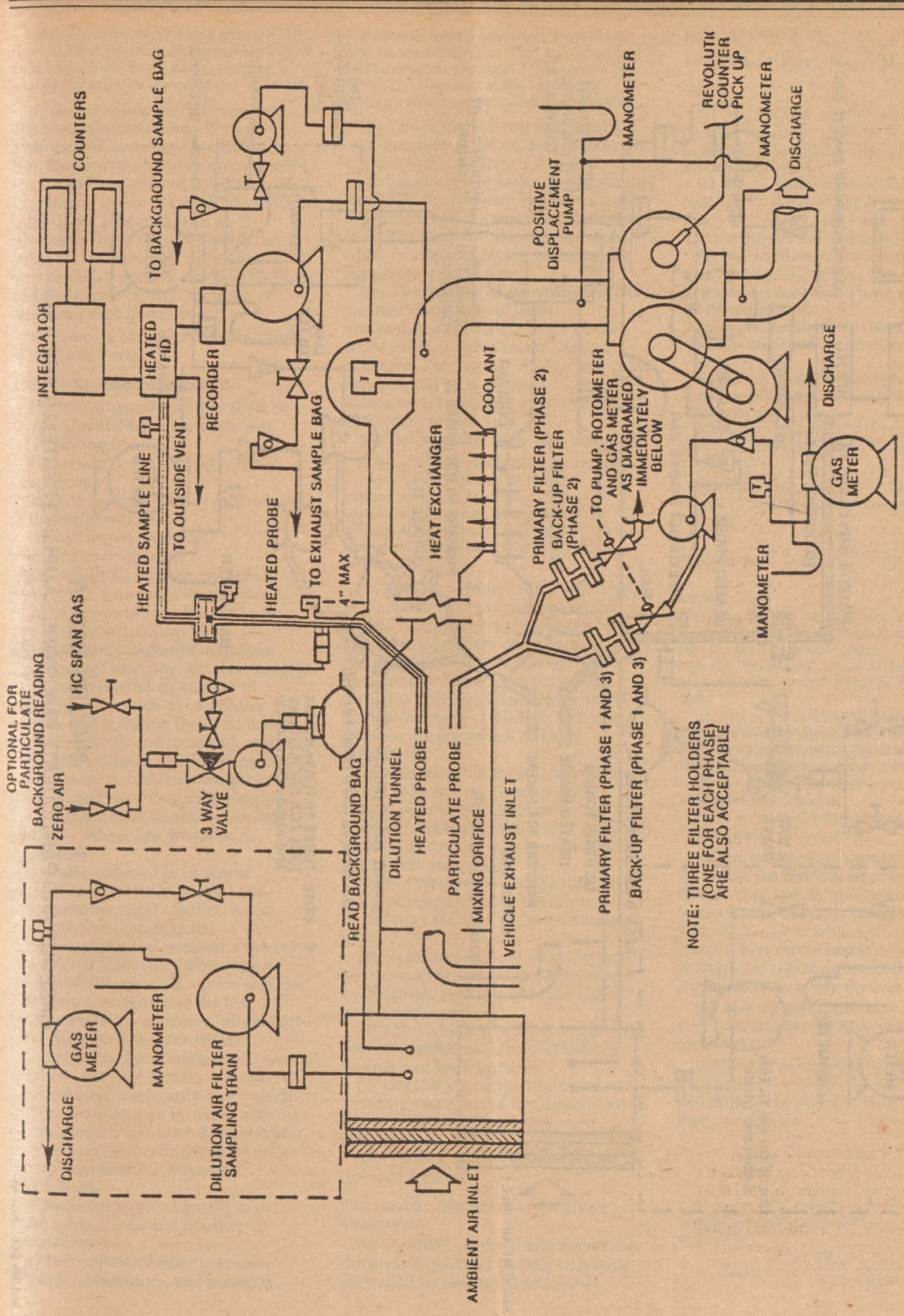


FIGURE B82-3A
GASEOUS AND PARTICULATE EMISSIONS SAMPLING SYSTEM (PDP-CVS)
(FOR DIESEL VEHICLES ONLY)

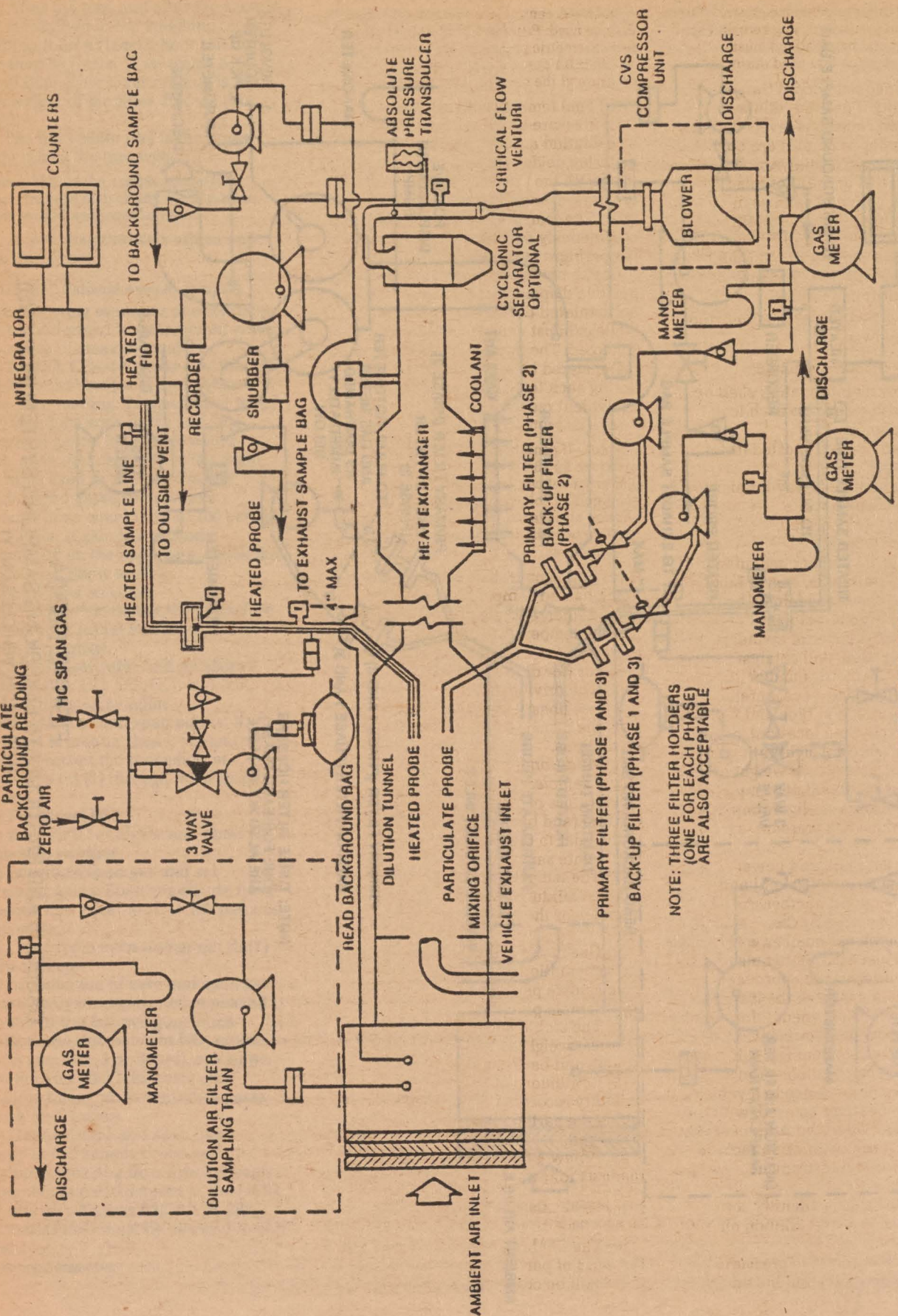


FIGURE B82-4A

GASEOUS AND PARTICULATE EMISSIONS SAMPLING SYSTEM (CFV-CVS)

(FOR DIESEL VEHICLES ONLY)

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Note.—In order to minimize errors, HFID flow rate and pressure during zero and span (and background bag reading) must be exactly the same as that used during testing.

(5) Continuously record (integrate electronically if desired) dilute hydrocarbon emissions levels during test. Background samples are collected in sample bags and analyzed as in paragraph (4)(i) or (4)(ii) of this section.

(6) Check zero and span as in paragraph (b)(1) through (b)(4)(i) or (4)(ii) of this section. If difference is greater than 2 percent of full scale, void test and check for HC "hangup" or electronic drift in analyzer.

28. A new § 86.142–82 is added and reads as follows:

§ 86.142–82 Records required.

The following information shall be recorded with respect to each test:

(a) Test number.

(b) System or device tested (brief description).

(c) Date and time of day for each part of the test schedule.

(d) Instrument operated.

(e) Driver or operator.

(f) Vehicle: ID number, manufacturer, model year, standards, engine family, evaporative emissions family, basic engine description (including displacement, number of cylinders, turbocharger used, and catalyst usage), fuel system (including number of carburetors, number of carburetor barrels, fuel injection type and fuel tank(s) capacity and location), engine code, gross vehicle weight rating, inertia weight class, actual curb weight at zero miles, actual road load at 50 mph (80 kph), transmission configuration, rpm and drive wheel tire pressure, as applicable.

(g) Indicated road load power absorption at 50 mph (80 kph) and dynamometer serial number. As an alternative to recording the dynamometer serial number, a reference to a vehicle test cell number may be used, with the advance approval of the Administrator, provided the test cell records show the pertinent information.

(h) All pertinent instrument information such as tuning—gain—serial number—detector number—range. As an alternative a reference to a vehicle test cell number may be used, with the advance approval of the Administrator, provided test cell calibration records show the pertinent instrument information.

(i) Recorder charts: Identify zero, span, exhaust gas, and dilution air sample traces.

(j) Test cell barometric pressure, ambient temperature, and humidity.

Note.—A central laboratory barometer may be used: *Provided,* That individual test cell barometric pressures are shown to be within ±0.1 percent of the barometric pressure at the central barometer location.

(k) Fuel temperatures, as prescribed.

(l) Pressure of the mixture of exhaust and dilution air entering the CVS metering device (or pressure drop across the CFV), the pressure increase across the device, and the temperature at the inlet. The temperature may be recorded continuously or digitally to determine temperature variations.

(m) The number of revolutions of the positive displacement pump accumulated during each test phase while exhaust samples are being collected. The number of standard cubic feet metered by a critical flow venturi during each test phase would be the equivalent record for a CFV.

(n) The humidity of the dilution air.

Note.—If conditioning columns are not used (see §§ 86.122 and 86.144) this measurement can be deleted. If the conditioning columns are used and the dilution air is taken from the test cell, the ambient humidity can be used for this measurement.

(o) The temperature of the gas flowing in the heated sample line before the heated filter, and also before the HFID, and the temperature of the control system of the heated hydrocarbon detector (for diesel vehicles only).

(p) The driving distance for each of the three phases of the test, calculated from the measured roll or shaft revolutions.

(q) *Additional required records for diesel vehicles.* (1) Pressure and temperature of the dilute exhaust mixture (and background air if sampled) at the inlet to the gas meter used for particulate sampling.

(2) The temperature of the dilute exhaust mixture inside the dilution tunnel near the inlet of the particulate probe.

(3) Gas meter or flow measurement instrumentation readings at the start of each sample period and at the end of each sample period.

(4) The stabilized pre-test weight and post-test weight of each particulate sample and back-up filter.

(5) Continuous temperature and humidity recording of the ambient air in which the particulate filters were stabilized.

29. A new § 86.145–82 is added and reads as follows:

§ 86.145–82 Calculations; particulate emissions.

(a) The final reported test results for the mass of particulate (M_p) in grams/mile shall be computed as follows.

$$M_P = 0.43(M_{P_1} + M_{P_2}) / (M_{D_{ct}} + M_{D_s}) + 0.57 (M_{P_3} + M_{P_2}) / (M_{D_{ht}} + M_{D_s})$$

where:

(1) M_{P_1} = Mass of particulate determined from the "transient" phase of the cold start test, in grams per test phase. (See § 86.110–82(c)(1) for determination.)

(2) M_{P_2} = Mass of particulate determined from the "stabilized" phase of the cold start test, in grams per test phase. (See § 86.110–82(c)(1) for determination.)

(3) M_{P_3} = Mass of particulate determined from the "transient" phase of the hot start test, in grams per test phase. (See § 86.110–82(c)(1) for determination.)

(4) D_{ct} = The measured driving distance from the "transient" phase of the cold start test, in miles.

(5) D_s = The measured driving distance from the "stabilized" phase of the cold start test, in miles.

(6) D_{ht} = The measured driving distance from the "transient" phase of the hot start test, in miles.

(b) The mass of particulate for each phase of testing is determined as follows:

$$M_{p_j} = [V_{mix_j} + V_{ep_j}] \times \left[\frac{P_{e_j}}{V_{ep_j}} - \frac{P_b}{V_{bp}}(1 - 1/DF)\right]$$

where:

(1) j = 1, 2 or 3 depending on which phase the mass of particulate is being determined for (i.e., the "transient" phase of the cold start test, the "stabilized" phase of the cold start test, or the "transient" phase of the hot start test).

(2) V_{mix} = Total dilute exhaust volume in cubic meters per test, corrected to standard conditions 528°R (293K) and 29.92 in Hg (101.3 kPa). V_{mix} is further defined in § 86.144.

(3) P_e = mass of particulate per test on the exhaust filter(s), grams.

(4) P_b = mass of particulate on the "background" filter, grams.

(i) The background particulate level, P_b, inside the dilution air filter box at EPA is very low. P_b will be assumed = 0, and background particulate samples will not be taken with each exhaust sample. It is recommended that background particulate checks be made periodically to verify the low level.

(ii) Any manufacturer may make the same assumption without prior EPA approval.

(iii) If P_b is assumed = 0, then no background correction is made. The equation for particulate mass emissions then reduces to:

$$M_{p_j} = \frac{[V_{mix_j} + V_{ep_j}] \times P_{e_j}}{V_{ep_j}}$$

(6) V_{ep} = total volume of sample pulled through the filter, cubic feet at standard conditions.

$$V_{ep} = \frac{V_{ap} \times (P_{bar} + P_{ip}) \times 528}{T_{ip} \times 29.92}$$

where:

(i) V_{ap} = corrected (according to procedure specified in § 85.120) dilute exhaust sample volume, cubic feet.

(ii) P_{bar} = barometric pressure, in Hg.

(iii) P_{ip} = pressure elevation above ambient measured at the inlet to the dilute exhaust sample gas meter or flow instrument, in Hg. (For most gas meters with unrestricted discharge P_{ip} is negligible and can be assumed = 0.)

(iv) T_{ip} = average temperature of the dilute exhaust sample at the inlet to the gas meter or flow instrument, °R.

(7) V_{bp} = total volume of the background sample, cubic feet at standard conditions. (V_{bp} is not required if P_b is assumed = 0.) It is calculated using the following formula:

$$V_{bp} = \frac{V_{ab} \times (P_{bar} + P_{ib}) \times 528}{T_{ib} \times 29.92}$$

where:

(i) V_{ab} = corrected (according to procedure specified in § 85.120) background sample volume, cubic feet.

(ii) P_{bar} = barometric pressure, in. Hg.

(iii) P_{ib} = pressure elevation above ambient measured at the inlet to the background gas meter or flow instrument, in Hg. (For most gas meters with unrestricted discharge P_{ib} is negligible and can be assumed = 0.)

(iv) T_{ib} = average temperature of the background sample at the inlet to the gas meter or flow instrument, °R.

(8) DF = dilution factor. (DF is not required if P_b is assumed = 0.)

30. Section 86.605 is amended by adding paragraph (a)(1)(iii)(E) to read as follows:

§ 86.605 Maintenance of records; submittal of information.

(a) * * *

(1) * * *

(iii) * * *

(E) Additional required records for diesel vehicles.

(*1*) Pressure and temperature of the dilute exhaust mixture (and background air if sampled) at the inlet to the gas meter or flow measurement instrumentation used for particulate sampling.

(*2*) The temperature of the dilute exhaust mixture inside the dilution tunnel near particulate probe inlet.

(*3*) Gas meter or flow measurement instrumentation readings at the start of each sample period and at the end of each sample period.

(*4*) The stabilized pre-test weight and post-test weight of each particulate sample filter.

(*5*) The temperature and humidity of the ambient air in which the particulate filters were stabilized.

* * * * *

31. Section 86.608 is amended by revising paragraph (a) to read as follows:

§ 86.608 Test procedures.

(a) The prescribed test procedures are contained in Subpart B of this Part 86. For purposes of Selective Enforcement Audit testing, the manufacturer shall not perform any of the test procedures in Subpart B of this part relating to evaporative emission testing, except as specified in paragraph (a)(2) of this section.

(1) The Administrator may, on the basis of a written application by a manufacturer, prescribe test procedures other than those in Subpart B of this part for any motor vehicle which he determines is not susceptible to satisfactory testing using the procedures in Subpart B of this part.

(2) The following exceptions to the test procedures in Subpart B of this part are applicable to Selective Enforcement Audit testing:

(i) The manufacturer may use gasoline test fuel meeting the specifications of paragraph § 86.113(a) for mileage accumulation. Otherwise, the manufacturer may use fuels other than those specified in this section only with advance approval of the Administrator.

(ii) The manufacturer may measure the temperature of the test fuel at other than the approximate mid-volume of the fuel tank, as specified in paragraph § 86.131(a), and may drain the test fuel from other than the lowest point of the tank, as specified in paragraph § 86.131(b), with the advance approval of the Administrator.

(iii) The manufacturer may perform additional preconditioning on SEA test vehicles other than the preconditioning specified in § 86.132 only if the additional preconditioning had been performed on certification test vehicles of the same configuration.

(iv) The manufacturer shall perform the heat build procedure 11 to 34 hours following vehicle preconditioning rather than according to the time period specified in paragraph § 86.133(a). All references in § 86.133 to an evaporative emission enclosure (SHED) and analyzing for HC during the heat build can be ignored.

(v) The manufacturer may substitute slave tires for the drive wheel tires on the vehicle as specified in paragraph § 86.135(e): *Provided*, That the slave tires are the same size.

(vi) The cold start exhaust emission test described in § 86.137 shall follow the heat build procedure described in § 86.133 by not more than one hour.

(vii) In performing exhaust sample analysis under § 86.140.

(A) When testing diesel vehicles, the manufacturer shall allow a minimum of 20 minutes warm-up for the HC analyzer, and a minimum of 2 hours warm-up for the CO, CO_2 and NO_x analyzers. (Power is normally left on infrared and chemiluminescent analyzers. When not in use, the chopper motors of the infrared analyzers are turned off and the phototube high voltage supply to the chemiluminescent analyzers is placed in the standby position.)

(B) The manufacturer shall exercise care to prevent moisture from condensing in the sample collection bags.

(viii) The manufacturer need not comply with § 86.142, since the records required therein are provided under other provisions of Subpart G of this part.

(ix) In addition to the requirements of Subpart B of this part, the manufacturer shall prepare gasoline-fueled vehicles as follows prior to exhaust emission testing:

(A) The manufacturer shall inspect the fuel system to insure the absence of any leaks of liquid or vapor to the atmosphere by applying a pressure of 14.5±0.5 inches of water to the fuel system, allowing the pressure to stabilize, and isolating the fuel system from the pressure source. Following isolation of the fuel system, pressure must not drop more than 2.0 inches of water in 5 minutes. If required, the manufacturer shall perform corrective action in accordance with paragraph § 86.608(d) and report this action in accordance with paragraph § 86.609(d).

(B) When performing this pressure check, the manufacturer shall exercise care to neither purge nor load the evaporative emission control system.

(C) The manufacturer shall not modify the test vehicle's evaporative emission control system by component addition, deletion, or substitution, except to comply with paragraph (a)(2)(ii) of this section if approved in advance by the Administrator.

* * * * *

32. Section 86.609 is amended by revising paragraph (a) to read as follows:

§ 86.609 Calculation and reporting of test results.

(a) Initial test results are calculated following the Federal Test Procedure specified in paragraph (a) of § 86.608. Round the initial test results in accordance with ASTM E29–67 to the number of places to the right of the decimal point indicated by expressing the appropriate emission standard to three significant figures.

* * * * *

33. Section 86.610 is amended by revising paragraph (a) to read as follows:

§ 86.610 Acceptance and rejection of batches.

(a) A failed vehicle is one whose final deteriorated test results, for one or more of the regulated exhaust pollutants, when compared to the applicable emission standard for that pollutant, exceeds that standard.

* * * * *

34. Section 86.611 is amended by revising paragraph (c) to read as follows:

§ 86.611 Acceptance and rejection of batch sequence.

* * * * *

(c) If the batch sequence is accepted for all regulated pollutants, the manufacturer will not be required to perform any additional testing of vehicles from subsequent batches pursuant to the initiating test order.

Appendices IX and X [Amended]

35. The following note(s) is added to Appendix IX and X respectively, to appear just after the captions for Appendices IX and X. The notes read as follows:

Note.—Appendix IX to Part 86 does not apply to the 1980 model year and subsequent model years.

Note.—Appendix X to Part 86 does not apply to the 1980 model year and subsequent model years.

(Secs. 202, 206, 208, 301(a) of the Clean Air Act as amended (42 U.S.C. 7521, 7525, 7542, 7601(a))

[FR Doc. 80-6608 Filed 3-4-80; 8:45 am]

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federal register

Wednesday
March 5, 1980

Part IV

Department of Energy

Office of Conservation and Solar Energy

Energy Conservation Program for Consumer Products; Availability of Technical Supporting Document for Certification/Enforcement Program

Part IV

Department of Energy

DEPARTMENT OF ENERGY

Office of Conservation and Solar Energy

10 CFR Part 430

Energy Conservation Program for Consumer Products; Availability of Technical Supporting Document for Certification/Enforcement Program

AGENCY: Department of Energy.

ACTION: Notice of Availability.

ADDRESS: Copies of the subject technical supporting document, "Enforcement/Certification Program for Appliance Efficiency Standards, Task 2 Report", are available in the Freedom of Information Reading Room, Department of Energy, Room GA–142, Forrestal Building, 1000 Independence Avenue, SW., Washington, DC 20585.

FOR FURTHER INFORMATION CONTACT:

Mr. Victor Petrolati, Department of Energy, Office of Conservation and Solar Energy, Mail Stop 2221C, 20 Massachusetts Avenue, NW., Washington, DC 20585, 202–376–9683.

Title III, Part B of the Energy Policy and Conservation Act (Act) (Pub. L. 94–163) established an energy conservation program for consumer products. As part of this program, section 333 (42 U.S.C. 6303) of the Act authorizes DOE to enforce energy efficiency standards for consumer products prescribed under section 325 (42 U.S.C. 6295) of the Act as amended by the National Energy Conservation Policy Act (Pub. L. 95–619). Both the advance notice of proposed rulemaking for energy efficiency standards for nine types of consumer products issued December 26, 1978 (44 FR 49, January 2, 1979) and the advance notice of proposed rulemaking for energy efficiency standards for four types of consumer products issued December 3, 1979 (44 FR 72276, December 13, 1979) described in general terms DOE's approach toward the development of a certification/enforcement program for consumer product energy efficiency standards. Now, a report has been submitted to DOE by Vitro Laboratories, in accordance with its contract with DOE, which presents Vitro Laboratories' detailed recommended certification/enforcement approach for the consumer product energy efficiency standards program. The report is entitled, "Enforcement/Certification Program for Appliance Efficiency Standards, Task 2 Report". For the purposes of this notice this report will be referred to simply as the "Task 2 Report".

By this notice, DOE announces the availability of the Task 2 Report for public review at the Freedom of Information Reading Room, Department of Energy, Room GA–142, Forrestal Building, 1000 Independence Avenue, SW., Washington, DC. This report shall serve as a technical supporting document to future notices of proposed rulemaking for energy efficiency standards for consumer products. DOE is releasing the Task 2 Report at this time to facilitate public review prior to the official comment periods for proposed rules on consumer products efficiency standards. Comments on the Task 2 Report should be submitted during the official public comment period for the notices of proposed rulemaking for energy efficiency standards for consumer products in order to be included in the docket and to be addressed in the preamble of the final rule. However, preliminary comments concerning the appropriateness or accuracy of any assumptions or data utilized by Vitro Laboratories to develop the recommended approach may be submitted to the person whose name and address appear at the beginning of this notice.

The Task 2 Report represents the views and opinions solely of Vitro Laboratories and not those of DOE. Therefore, the certification/enforcement approach presented should not be construed as that which necessarily will appear in the proposed rule. DOE will consider Vitro Laboratories' recommendations carefully in further developing the certification/enforcement program for consumer product efficiency standards and may accept or reject any portion of those recommendations.

The Task 2 Report is the culmination of ten months of research and analysis performed by Vitro Laboratories in support of the consumer product certification/enforcement program of DOE's Consumer Product Efficiency Branch. The report presents Vitro Laboratories' recommended approach to consumer product certification/enforcement, developed after consideration of various program options, benefits and impacts. Vitro's recommended approach establishes the certification/enforcement program framework, general criteria and procedures for assuring a specified level of energy efficiency performance for 13 categories of consumer products. In addition to presenting supporting comments for the approach options which were recommended, the report discusses alternative approach options which were considered and rejected.

Vitro's approach is intended to strike an approximate balance between certification and enforcement activities. It relies on initial self-certification of products by the manufacturer through appropriate testing utilizing DOE test procedures. A manufacturer's "statement of product compliance" would be verified by DOE review and analysis of supporting data submitted by the manufacturer. Continued assurances of compliance would be available to DOE by means of an adaptable range of enforcement audit options. Under Vitro's recommended approach, audits may be conducted at a manufacturer's facility by DOE or products may be removed for testing by independent laboratories. The same basic certification/enforcement approach is recommended for all 13 categories of consumer products. The report also presents detailed evaluations and comparisons for the four independent alternative approaches considered. The rationale for the selection or rejection of each of these alternative program options is presented.

Issued in Washington, D.C., February 26, 1980.

T. E. Stelson,

Assistant Secretary, Conservation and Solar Energy.

[FR Doc. 80–7108 Filed 3–4–80; 11:33 am]

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Reader Aids

Federal Register

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Wednesday, March 5, 1980

INFORMATION AND ASSISTANCE

Questions and requests for specific information may be directed to the following numbers. General inquiries may be made by dialing 202-523-5240.

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AGENCY PUBLICATION ON ASSIGNED DAYS OF THE WEEK

The following agencies have agreed to publish all documents on two assigned days of the week (Monday/Thursday or Tuesday/Friday). This is a voluntary program. (See OFR NOTICE FR 32914, August 6, 1976.)

Monday	Tuesday	Wednesday	Thursday	Friday
DOT/SECRETARY	USDA/ASCS		DOT/SECRETARY	USDA/ASCS
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DOT/NHTSA	MSPB/OPM		DOT/NHTSA	MSPB/OPM
DOT/RSPA	LABOR		DOT/RSPA	LABOR
DOT/SLSDC	HEW/FDA		DOT/SLSDC	HEW/FDA
DOT/UMTA			DOT/UMTA	
CSA			CSA	

Documents normally scheduled for publication on a day that will be a Federal holiday will be published the next work day following the holiday.

Comments on this program are still invited. Comments should be submitted to the Day-of-the-Week Program Coordinator, Office of the Federal Register, National Archives and Records Service, General Services Administration, Washington, D.C. 20408

REMINDERS

The "reminders" below identify documents that appeared in issues of the **Federal Register** 15 days or more ago. Inclusion or exclusion from this list has no legal significance.

Rules Going Into Effect Today

Note: There were no items eligible for inclusion in the list of **Rules Going Into Effect Today.**

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1622 1-8-80 / Animals destroyed because of tuberculosis; comments by 3-10-80

1615 1-8-80 / Scleroderris canker (European strain); quarantine; comments by 3-10-80

Farmers Home Administration—

2641 1-14-80 / Appraisal of real estate security for rental, cooperative and labor housing loans; redesignation—revision; comments by 3-14-80

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2328 1-11-80 / Sales of meat and poultry products; retail exemptions; comments by 3-11-80

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13470 2-29-80 / Equal opportunity in construction financed with REA loans or guarantees; revision of Bulletin 20-15; 320-15; comments by 3-14-80

13470 2-29-80 / Nondiscrimination among beneficiaries of REA programs; Bulletin revision; comments by 3-15-80

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7566 2-4-80 / Insurance requirements for United States and foreign air carriers; comments 3-12-80

9747 2-13-80 / International air cargo rate changes; comments extended to 3-10-80

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ENERGY DEPARTMENT

8920 2-8-80 / Procedures for financial assistance; comments by 3-10-80

Office of Conservation Solar Energy—

2632 1-11-80 / Energy Conservation Program for consumer products; scope of testing procedures for room air conditioners as applied to packaged terminal air conditioners; comments by 3-11-80

ENVIRONMENTAL PROTECTION AGENCY

8669 2-8-80 / Approval and promulgation of implementation plans—Mass.; comments by 3-10-80

8979 2-11-80 / Food additive regulation for the insecticide *N*-(mercaptomethyl) phthalimide S- (*O*,*O*-dimethyl phosphorodithioate) in cottonseed oil at 0.2 parts per million; comments by 3-12-80

(See also 45 FR 8980, 2-11-80)

9752 2-13-80 / Michigan State Implementation Plan; intended disapproval of administrative order; comments by 3-14-80

9750 2–13–80 / New Hampshire; TSP and SO_2 Attainment Plans for Berlin, NH; approval and promulgation of implementation plans; comments by 3–14–80

8313 2–7–80 / Ohio; approval and promulgation of implementation plans; comments by 3–10–80

9749 2–13–80 / Ohio; approval and promulgation of implementation plans; extension of comment to 3–14–80

9012 2–11–80 / Revision of State Implementation Plan for Kansas; comments by 3–12–80

9749 2–13–80 / South Carolina; variance request from Bowater Carolina Corp. and amendment to South Carolina Air Pollution Control Regulations; comments by 3–14–80

2790 1–14–80 / Standards of performance for new stationary sources; lead-acid battery manufacture; comments by 3–14–80

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1920 1–9–80 / FM assignment to Malahoff, Tex.; reply comments by 3–10–80

1923 1–9–80 / FM assignment to Middletown, Md.; reply comments by 3–10–80

1921 1–9–80 / FM assignment to Petersburg, W. Va.; reply comments by 3–10–80

1922 1–9–80 / FM assignment to Steelville, Mo.; reply comments by 3–10–80

3064 1–16–80 / Policy and rules on rates for competitive common carrier services and facilities authorizations; period for comments on Part XI extended to 3–14–80

[Originally published at 44 FR 67445 Nov. 26, 1979 and corrected at 44 FR 73130, Dec. 17, 1979]

37008 6–25–79 / Radio Frequency devices, biological effects of radiation levels; reply comments by 3–15–80

10384 2–15–80 / Special radio services; digital termination systems; frequency reallocation in 10.55–10.68 GHz band; reply comments by 3–14–80

[See also 44 FR 67191, 11–23–79; and 44 FR 74862, 12–16–79]

FEDERAL HOME LOAN BANK BOARD

1961 1–9–80 / Insurance of accounts; director and officer management interlocks; comments by 3–10–80

FEDERAL RESERVE SYSTEM

7819 2–5–80 / Automated clearinghouse items; comments by 3–14–80

GENERAL SERVICES ADMINISTRATION

Federal Property Resources Service—

7260 2–1–80 / Recovery of costs of care and handling of surplus personal property under the control of DOD; comments by 3–15–80

HEALTH, EDUCATION AND WELFARE DEPARTMENT

Food and Drug Administration—

9286 2–12–80 / National Environmental Policy Act; proposed policies and procedures; comments extended to 3–12–80

[Originally published at 44 FR 71742, December 11, 1979]

Social Security Administration—

2345 1–11–80 / Federal old-age, survivors, and disability insurance and supplemental security income for the aged; blind, and disabled; experiments to improve the disability hearing process; comments by 3–11–80

INTERIOR DEPARTMENT

Land Management Bureau—

64868 12–4–79 / Land withdrawals, procedural change; comments by 3–3–80

INTERNATIONAL COMMUNICATIONS AGENCY

1638 1–8–80 / Uniform regulation; nondiscrimination on the basis of age in programs or activities receiving Federal financial assistance from the foreign affairs agencies; comments by 3–10–80

INTERNATIONAL DEVELOPMENT COOPERATION AGENCY

Agency for International Development—

1638 1–8–80 / Uniform regulation; nondiscrimination on the basis of age in programs or activities receiving Federal financial assistance from the foreign affairs agencies; comments by 3–10–80

INTERSTATE COMMERCE COMMISSION

3912 1–21–80 / Practices of motor common carriers of passengers—checked baggage liability provisions; reply comments by 3–11–80

LABOR DEPARTMENT

Employment Standards Administration—

2528 1–11–80 / Migrant farmworkers; coordination of enforcement activities; comments by 3–11–80

2498 1–11–80 / Services to migrant and seasonal farmworkers; employment service complaint system; monitoring and enforcement; comments by 3–11–80

Office of the Secretary—

1642 1–8–80 / Employees part-time career employment; comments by 3–10–80

NUCLEAR REGULATORY COMMISSION

1625 1–8–80 / Transient shipments of strategic special nuclear material; comments by 3–10–80

MANAGEMENT AND BUDGET OFFICE

2586 1–11–80 / Paperwork; Federal government's control of reporting and recordkeeping requirements; comments by 3–11–80

PERSONNEL MANAGEMENT OFFICE

2327 1–11–80 / Training; use of Government or non-Government facilities; comments by 3–11–80

SECURITIES AND EXCHANGE COMMISSION

72606 12–14–79 / Procedures and requirements for national market system plans; comments by 3–14–80

STATE DEPARTMENT

1638 1–8–80 / Nondiscrimination on the basis of age in programs or activities receiving Federal financial assistance from the foreign affairs agencies; comments by 3–10–80

TRANSPORTATION DEPARTMENT

Coast Guard—

5781 1–24–80 / Hopper dredges; load line and stability requirements; comments by 3–10–80

2052 1–10–80 / Standards for offshore crane design, inspection, testing, operation, and operator qualifications; comments by 3–10–80

Federal Highway Administration—

Urban Mass Transportation Administration—

2296 1–10–80 / Interstate System withdrawal and substitution; comments by 3–10–80

TREASURY DEPARTMENT

1633 1–8–80 / Civil aircraft agreement; tariff changes; comments by 3–10–80

Internal Revenue Service—

2349 1–11–80 / Income tax; treatment of partnership organization and syndication fees; comments by 3–11–80

UNITED STATES RAILWAY ASSOCIATION

11141 2–20–80 / Regulation for determination of the attainment by Consolidated Rail Corporation of certain standards relating to the Corporation's stock ownership plan; comments by 3–14–80

VETERANS ADMINISTRATION

9297 2–12–80 / Veterans' benefits; effective date of awards; comments by 3–13–80

Deadlines for Comments On Proposed Rules for the Week of 3–16 through 3–22–80

AGRICULTURE DEPARTMENT

Animal and Plant Health Inspection Service—

4359 1–22–80 / Biological products; Pasturella multocida bacterin, avian isolate, type 4; purity, requirements; comments period extended from 12–18–79 to 3–16–80

[Originally published at 44 FR 60326, 10–19–79]

Rural Electrification Administration—

2848 1–15–80 / Electric borrowers; computer software costs; accounting interpretation; comments by 3–17–80

CIVIL AERONAUTICS BOARD

9747 2–13–80 / International air cargo rate changes; statements of general policy; comments extended to 3–20–80

[See also 45 FR 3594, 1–18–80]

COMMERCE DEPARTMENT

National Oceanic and Atmospheric Administration—

8030 2–6–80 / Atlantic Butterfish fishery management plan; comments by 3–21–80

3618 1–18–80 / Intercouncil boundaries between South Atlantic and Gulf of Mexico; comments by 3–21–80

12461 2–26–80 / Squid fishery of northwest Atlantic; intent to reallocate; comments by 3–12–80

COMMUNITY SERVICES ADMINISTRATION

11082 2–19–80 / Community Food and Nutrition Program funded under section 222(a)(1) of the Economic Opportunity Act of 1964; revision of policy statement; comments by 3–20–80

CONSUMER PRODUCT SAFETY COMMISSION

3762 1–18–80 / Safety standard requiring oxygen depletion safety shutoff systems for unvented gas-fired space heaters; comments by 3–18–80

DEFENSE DEPARTMENT

Office of the Secretary—

10377 2–15–80 / User charges; Schedules of fees and rates; comments by 3–17–80

ENVIRONMENTAL PROTECTION AGENCY

11140 2–20–80 / Air quality control regions, criteria, and control techniques; attainment status designations—Nevada; comments by 3–21–80

9952 2–14–80 / Approval of assistance to North Carolina implementation plan; comments by 3–17–80

12445 2–26–80 / General pretreatment regulations for existing and new sources of pollution; comments by 3–12–80

10815 2–19–80 / New York State Implementation Plan; comments by 3–20–80

10817 2–19–80 / Utah nonattainment area plans; comments by 3–20–80

FEDERAL COMMUNICATIONS COMMISSION

6123 1–25–80 / FM broadcast station in Effingham, Ill.; channel assignment; comments by 3–17–80

5358 1–23–80 / Irving and Dallas, Tex.; assignment of UHF Television channel; comments by 3–17–80

6124 1–25–80 / Television broadcast stations in Butte, Bozeman, and Anaconda, Mont.; reassignment of channel; comments by 3–17–80

6126 1–25–80 / Television broadcast station in Portland, Ore.; channel assignments; comments by 3–17–80

HEALTH, EDUCATION, AND WELFARE DEPARTMENT

Education Office—

7582 2–4–80 / Graduate and Professional Study and Institutional Grants, Public Service Education Program, and Domestic Mining and Mineral and Mineral Fuel Conservation Fellowships; increase stipend amount; comments by 3–20–80

Food and Drug Administration—

3598 1–18–80 / Bentonite and clay (kaolin); proposed affirmation of GRAS status as direct and indirect human food ingredients; comments by 3–18–80

75666 12–21–79 / Exocrine pancreatic insufficiency drug products for over-the-counter human use; establishment of a monograph; comments by 3–20–80

66616 11–20–79 / Human embryo and fetus; procedures to minimize medical X-ray exposure; comments 3–20–80

2850 1–15–80 / Platelet concentrate (human); additional standards; comments by 3–17–80

[Corrected at 45 FR 11854, 2–22–80]

2852 1–15–80 / Preparation of platelet concentrate (human) and single donor plasma (human), platelet rich in CPDA–1; removal of restriction; comments by 3–17–80

11840 2–22–80 / Proposed declaration that no prior sanction exists for nitrates and nitrites in poultry products; comments by 3–20–80

INTERIOR DEPARTMENT

Water and Power Resources Service—

3115 1–16–80 / Draft instructions on public involvement in WPRS actions; comments by 3–17–80.

NATIONAL AERONAUTICS AND SPACE ADMINISTRATION

10808 2–19–80 / Plans for implementing Space Transportation System insurance indemnification requirements; comments by 3–21–80

TRANSPORTATION DEPARTMENT

Federal Aviation Administration—

13114 2–28–80 / General operating and flight rules; airplane tires; comments extended to 3–21–80

[Originally published at 44 FR 68759, 1–29–79]

Research and Special Programs Administration—

9960 2–14–60 / Update of reference to ASME Boiler and Preasure Vessel Code; comments by 3–17–80

TREASURY DEPARTMENT

Alcohol, Tobacco and Firearms Bureau—

2853 1–15–80 / Cider; definition; comments by 3–17–80

2853 1–15–80 / Cigars, cigarettes, and cigarette papers and tubes; interstate smuggling, curtailment, distribution records; comments by 3–17–80

75186 12–19–79 / Definition of phrase "engaged in the business"; comments by 3–18–80

Next Week's Meetings:

ADMINISTRATIVE CONFERENCE OF THE UNITED STATES

10824 2–19–80 / Agency Organization and Personnel Committee, Washington, D.C. (open), 3–11–80

AGRICULTURE DEPARTMENT

Federal Grain Inspection Service—

11147 2–20–80 / Grain Standards Act Advisory Committee, Washington, D.C. (open), 3–12–80

Forest Service—

9043 2–11–80 / Deschutes National Forest Grazing Advisory Board, Bend, Ore. (open), 3–12–80

10388 2–15–80 / Fremont National Forest Grazing Advisory Board, Lakeview, Oreg. (open), 3–14–80

8082 2–6–80 / Nez Perce National Forest Grazing Advisory Board, Grangeville, Idaho (open), 3–12–80

Rural Electrification Administration—

8688 2–8–80 / Basin Electric Power Cooperative Public Scoping, Gillette, Wyoming—3–10, Circle, Montana—3–11, and Bismarck, N.D. (open), 3–12–80

ARMS CONTROL AND DISARMAMENT AGENCY

12274 2–25–80 / General Advisory Committee, Washington, D.C. (closed), 3–13 and 3–14–80

ARTS AND HUMANITIES NATIONAL FOUNDATION

8170 2–6–80 / Design Arts Panel (Fellowships), Washington, D.C. (closed), 3–10 through 3–12–80

8169 2–6–80 / Design Arts Panel, Washington, D.C. (closed), 3–12 and 3–13–80

12938 2–27–80 / Dance Panel (Grants to Dance Companies), Washington, D.C. (closed), 3–15 through 3–19–80

11965 2–22–80 / Humanities Panel, Washington, D.C. (closed), 3–10, 3–13 and 3–14–80

10092 2–14–80 / Humanities Panel, Advisory Committee, Washington, D.C. (closed), 3–13 and 3–14–80

10490 2–15–80 / Museum Panel, Washington, D.C. (partially open), 3–11–80

1049 2–15–80 / Music Advisory Panel (Centers), Washington, D.C. (partially open), 3–11 and 3–12–80

12343 2–25–80 / Special Projects Panel (Services to the Field), Washington, D.C. (closed), 3–13, 3–14 and 3–15–80

7353 2–1–80 / Visual Arts Panel (Craftsmen's Fellowships), Washington, D.C. (closed), 3–10 through 3–14–80

CIVIL RIGHTS COMMISSION

12465 2–26–80 / Colorado Advisory Committee, Denver, Colo. (open), 3–13–80

12465 2–26–80 / Colorado Advisory Committee, Denver, Colo. (open), 3–14–80

10830 2–19–80 / New Hampshire Advisory Committee, Manchester, N.H. (open), 3–12–80

COMMERCE DEPARTMENT

Census Bureau—

11862 2–22–80 / Census Advisory Committees on the Asian and Pacific Americans Population, the Black Population and the Spanish Origin Population for the 1980 Census, Washington, D.C. (open), 3–13–80

International Trade Administration—

12351 2–25–80 / Computer Systems Technical Advisory Committee, Hardware Subcommittee, Washington, D.C. (open), 3–11–80

12467 2–26–80 / Computer Systems Technical Advisory Committee, Washington, D.C. (partially closed), 3–12–80

12467 2–26–80 / Computer Systems Technical Advisory Committee, Licensing Procedures Subcommittee, Washington, D.C. (open), 3–12–80

8083 2–6–80 / Management-Labor Textile Advisory Committee, Washington, D.C. (open), 3–13–80

National Oceanic and Atmospheric Administration—

12468 2–26–80 / Mid-Atlantic Fishery Management Council, Essington, Pa. (open), 3–12 through 3–14–80

13172 2–28–80 / New England Fishery Management Council's Scientific and Statistical Committee, Rockport, Me. (open), 3–14–80

12863 2–27–80 / Operational land remote sensing satellite program, Seattle, Wash., 3–14–80

9056 2–11–80 / Pacific Fishery Management Council and Scientific and Statistical Committee and Salmon Advisory Subpanel, Renton, Wash. (partially closed), 3–10 through 3–12–80

[See also 45 FR 13172, 2–28–80]

Office of the Secretary—

9965 2–14–80 / Economic Advisory Board, Washington, D.C. (open), 3–14–80

CONSUMER PRODUCT SAFETY COMMISSION

3762 1–18–80 / Safety standard requiring oxygen depletion safety shutoff systems for unvented gas-fired space heaters, Washington, D.C. (open), 3–10–80

DEFENSE DEPARTMENT

Air Force Department—

12473 2–26–80 / USAF Advisory Board, Aeronautical Systems Division Advisory Group, Wright-Patterson AFB, Ohio (closed), 3–13 and 3–14–80

Army Department—

11151 2–20–80 / Army Science Board, Washington, D.C. (closed), 3–11 and 3–12–80

Office of the Secretary—

12277 2–25–80 / Defense Science Board Task Force on Particle Beam Technology Advisory Committee, Washington, D.C. (closed), 3–11 and 3–12–80

FEDERAL PREVAILING RATE ADVISORY COMMITTEE

10408 2–15–80 / Meeting, Washington, D.C. (open), 3–13–80

FINE ARTS COMMISSION

13499 2–29–80 / Various projects affecting appearance of Washington, D.C., Washington, D.C. (open), 3–11–80

[See also 44 FR 64863, 11–8–79]

HEALTH, EDUCATION, AND WELFARE DEPARTMENT

Alcohol, Drug Abuse, and Mental Health Administration—

8359 2–7–80 / Alcohol Psychosocial Research Review Committee, Bethesda, Md. (partially open), 3–12 through 3–14–80

8359 2–7–80 / Basic Behavioral Processes Research Review Committee, Washington, D.C. (partially open), 3–13 through 3–15–80

8359 2–7–80 / Cognition, Emotion, and Personality Research Review Committee, Washington, D.C. (closed), 3–9–80

8359 2–7–80 / Mental Health Research Education Review Committee, Rockville, Md. (partially open), 3–12 through 3–15–80

Assistant Secretary for Health—

13200 2–28–80 / Health Services Developmental Grants Review Subcommittee, Washington, D.C. (partially open), 3–13 and 3–14–80

13200 2–28–80 / Health Services Research Review Subcommittee, Washington, D.C. (partially open), 3–20 and 3–21–80

Education Office—

11532 2–21–80 / Vocational Education National Advisory Council, Technical Assistance Committee, San Francisco, Calif. (open), 3–14–80

Food and Drug Administration—

12495 2–26–80 / Consumer participation, Cleveland, Ohio (open), 3–13–80

10902 2–19–80 / Consumer participation, Toledo, Ohio (open), 3–11–80

12495 2–26–80 / Consumer participation, Youngstown, Ohio (open), 3–12–80

10447 2–15–80 / Drug Abuse Advisory Committee, Ad Hoc Subcommittee To Study the "Effects of Scheduling," Rockville, Md. (open), 3–14–80

10446 2–15–80 / Endocrinologic and Metabolic Drugs Advisory Committee, Rockville, Md. (open), 3–11 and 3–12–80

11906 2–22–80 / Gastrointestinal Drugs Advisory Committee, Rockville, Md. (open), 3–11–80

12497 2–26–80 / Immunology and Microbiology Devices Panel, Immunology Devices Section, Silver Spring, Md. (partially open), 3–11 and 3–12–80

Health Resources Administration—

9329 2–12–80 / Health Planning and Development National Council, Denver, Colo. (open), 3–13–80

9329 2–12–80 / Health Planning and Development National Council; Guidelines, Goals, Priorities, and Standards National Subcommittee, Denver, Colo. (open), 3–13–80

9329 2–12–80 / Health Planning and Development National Council, Implementation and Administration Subcommittee, Denver, Colo. (open), 3–13–80

9329 2–12–80 / Health Planning and Development National Council, Technology and Productivity Subcommittee, Denver, Colo. (open), 3–13–80

10458 2–15–80 / Nurse Training National Advisory Committee, Hyattsville, Md. (open), 3–10–80

National Institute of Health—

7007 1–31–80 / Allergy and Clinical Immunology Research Committee, Bethesda, Md. (partially open), 3–13 and 3–14–80

7007 1–31–80 / Animal Resources Review Committee, Bethesda, Md. (partially open), 3–12 through 3–14–80

11195 2–20–80 / Arthritis National Advisory Board, Education and Training Work Group, Salt Lake City, Utah (open), 3–10–80

7008 1–31–80 / Biomedical Library Review Committee and the Subcommittee for the Review of Medical Library Resource Improvement Grant Applications, Bethesda, Md. (partially open), 3–10 through 3–12–80

7008 1–31–80 / Board of Scientific Counselors, Bethesda, Md. (partially open), 3–14 and 3–15–80

2707 1–14–80 / Cancer Special Program Advisory Committee, Bethesda, Md. (partially open), 3–13 and 3–14–80

7008 1–31–80 / Cellular and Molecular Basis of Disease Review Committee, Bethesda, Md. (partially open), 3–10 and 3–11–80

9121 2–11–80 / Pharmacology-Toxicology Review Committee, Bethesda, Md. (partially open), 3–13 and 3–14–80

9120 2–11–80 / Population Research Committee, Bethesda, Md. (partially open), 3–13 and 3–14–80

7010 1–31–80 / Study Sections, Bethesda and Silver Spring, Md. (partially open), 3–12 through 3–15–80

7011 1–31–80 / Transportation Biology and Immunology Committee, Bethesda, Md. (partially open), 3–10–80

Office of the Secretary—

12916 2–27–80 / Ethics Advisory Board, Bethesda, Md. (open), 3–14 and 3–15–80

INTERIOR DEPARTMENT

Land Management Bureau—

7316 2–1–80 / Boise District Idaho, Grazing Advisory Board, Boise, Idaho, (open), 3–12–80

8362 2–7–80 / Paradise—Denio Resource Area; Intent to prepare an environmental impact statement, Reno, Nev., 3–10–80

National Park Service—

10909 2–19–80 / DeSoto National Memorial Land Acquisition Plan, Bradenton, Fla. (open), 3–12–80

8363 2–7–80 / Great Smokey Mountains National Park Land Acquisition Plan, Gatlinburg, Tenn. 3–12 and Cherokee, N.C. (open), 3–13–80

10043 2–14–80 / Public forum on Cumberland Gap National Historical Park land acquisition plan, Middlesboro, Ky. (open), 3–14–80

10909 2–19–80 / Virgin Islands National Park land acquisition plan, public forums:

St. John, V.I., 3–10–80

St. Thomas, V.I., 3–11–80

INTERNATIONAL DEVELOPMENT COOPERATION AGENCY

Agency for International Development—

10910 2–19–80 / International Food and Agricultural Development Board, Joint Committee for Agricultural Development, Washington, D.C. (open), 3–10 and 3–11–80

LABOR DEPARTMENT

Employment and Training Administration—

12560 2–26–80 / Apprenticeship, Federal Committee, Washington, D.C. (open), 3–12 and 3–13–80

Office of the Secretary—

13559 2–29–80 / Steel Tripartite Committee Working Group on Modernization and Capital Formation, Washington, D.C., 3–14–80

METRIC BOARD

12563 2–26–80 / American National Metric Council, Machinery Sector, Washington, D.C. (open), 3–11–80

NATIONAL AERONAUTICS AND SPACE ADMINISTRATION

12342 2–25–80 / NASA Advisory Council (NAC), Washington, D.C. (closed), 3–12–80

NATIONAL SCIENCE FOUNDATION

10093 2–14–80 / Alan T. Waterman Award Committee, Washington, D.C. (closed), 3–12–80

10094 2–14–80 / Subcommittee on Metallurgy and Materials of the Materials Research Advisory Committee, Washington, D.C. (open), 3–10 and 3–11–80

PENSION POLICY, PRESIDENT'S COMMISSION ON

4488 1–22–80 / Meeting, Washington, D.C. (open), 3–13–80

SCIENCE AND TECHNOLOGY POLICY OFFICE

13570 2–29–80 / Intergovernmental Science, Engineering, and Technology Advisory Panel, Washington, D.C. (open), 3–14–80

SMALL BUSINESS ADMINISTRATION

11292 2–20–80 / Region I Advisory Council, West Haven, Conn. (open), 3–10–80

11293 2–20–80 / Region II Advisory Council, New York, N.Y. (open), 3–11–80

11293 2–20–80 / Region IV Advisory Council, Nashville, Tenn. (open), 3–13–80

6876 1–30–80 / Region V Advisory Council, Wauwatosa, Wis. (open), 3–12–80

SOCIAL SECURITY NATIONAL COMMISSION

10490 2–15–80 / Administration of the Social Security Programs, Washington, D.C. (open), 3–13–80

STATE DEPARTMENT

11971 2–22–80 / Shipping Coordinating Committee, Subcommittee on Safety of Life at Sea, Washington, D.C. (open), 3–13–80

TRANSPORTATION DEPARTMENT

Federal Aviation Administration—

11656 2–21–80 / Radio Technical Commission for Aeronautics; Special Committee 144—Airborne Low-Range Radio Altimeter Equipment, Washington, D.C. (open), 3–11 and 3–12–80

VETERANS ADMINISTRATION

11973 2–22–80 / Advisory Committee on Structural Safety of Veterans Administration Facilities, Washington, D.C. (open), 3–14–80

WAGE AND PRICE STABILITY COUNCIL

8332 2–7–80 / Pay Advisory Committee, Washington, D.C. (open), 3–10–80

Next Week's Public Hearings

AGRICULTURE DEPARTMENT

Animal and Plant Health Inspection Service—

8630 2–8–80 / Sugarcane diseases, Orlando, Fla., 3–11–80

8654 2–8–80 / West Indian Sugarcane Root Borer, Orlando, Fla., 3–12–80

COMMERCE DEPARTMENT

National Oceanic and Atmospheric Administration—

8327 2-7-80 / Fishery conservation and management; coastal migratory pelagic resources (Mackerel) plans:

3-10-80 Hatteras, N.C.

3-11-80 Morehead City, N.C.

3-12-80 Wilmington, N.C.

3-13-80 Myrtle Beach, S.C.

9303 2-12-80 / Fishery conservation and management; coastal migratory pelagic resources (Mackerel) plans:

3-10-80 Marathon, Fla. and Port Isabel, Tex.

3-11-80 Fort Myers, Fla. and Port Aransas, Tex.

3-12-80 St. Petersburg, Fla. and Houston, Tex.

3-13-80 Destin, Fla. and Lake Charles, La.

DEFENSE DEPARTMENT

Navy Department—

65623 11-14-79 / Naval Discharge Review Board, Memphis, Tenn., Dallas, Tex., Kansas City, Mo., 3-9 through 3-14-79

ENERGY DEPARTMENT

Conservation and Solar Energy Office—

12830 2-27-80 / Energy performance Standards for new buildings, Seattle, Wash., 4-24 and 4-25-80

8462 2-7-80 / Standby Federal Emergency Energy Conservation Plan, Chicago, Ill., 3-10-80 and Dallas, Tex., 3-13-80

Economic Regulatory Administration—

10746 2-15-80 / Sale and direct industrial use of natural gas for outdoor lighting; amended definition and guidance on exemptions, Washington, D.C., 3-12-80

ENVIRONMENTAL PROTECTION AGENCY

13476 2-29-80 / National Emission Standards for hazardous air pollutants; policy and procedures for identifying, assessing, and regulating airborne substances posing a risk of cancer, 3-10 and 3-11-80, Washington, D.C.; 3-12-80, Boston, Mass.; and 3-13-80, Houston, Tex.

[*See also* 44 FR 61620, 10-26-79 and 44 FR 70196, 12-6-79]

HEALTH, EDUCATION AND WELFARE DEPARTMENT

Education Office—

1455 1-7-80 / National Advisory Council on Vocational Education, San Francisco, Calif., 3-13 and 3-14-80

Food and Drug Administration—

12497 2-26-80 / Immunology and Microbiology Devices Panel, Immunology Devices Section, Silver Spring, Md., 3-11 and 3-12-80

6702 1-29-80 / Infant formulas, Washington, D.C., 3-12 and 3-13-80

Health Care Financing Administration—

3972 1-21-80 / Pharmaceutical Reimbursement Board; proposed maximum allowable cost on certain drugs, Baltimore, Md., 3-12 and 3-13-80

MANAGEMENT AND BUDGET OFFICE

11287 2-20-80 / Proposed procedures for standardizing population projection:

3-10-80 New Orleans, La.

3-11-80 Los Angeles, Calif.

3-13-80 St. Louis, Mo.

3-14-80 Philadelphia, Pa.

SMALL BUSINESS ADMINISTRATION

10994 2-19-80 / Productivity and Small Business Innovation, San Francisco, Calif., 3-11-80

TENNESSEE VALLEY AUTHORITY

6225 1-25-80 / Consideration of ratemaking standards, Memphis, Tenn., 3-11-80

[*See also* 44 FR 76611, 12-27-79]

TREASURY DEPARTMENT

Internal Revenue Service—

76824 12-28-79 / Excess profits, recovery; naval vessels and military aircraft contracts; Washington, D.C., 3-12-80

List of Public Laws

Note: No public bills which have become law were received by the Office of the Federal Register for inclusion in today's List of Public Laws.

Last Listing March 3, 1980

Documents Relating to Federal Grant Programs

This is a list of documents relating to Federal grant programs which were published in the **Federal Register** during the previous week.

APPLICATIONS DEADLINES

12362 2-25-80 / HEW/HCFA—Health Financing Research and Demonstration Grants; Applications by 4-7-80 for fiscal year 1980; 10-6-80 and 4-6-81 for fiscal year 1981; and 10-5-81 and 4-5-82 for fiscal year 1982

13540 2-29-80 / HEW/HFCA—Program grants for Black Lung Clinics; applications by 5-30-80

12498 2-26-80 / HEW/HRA—Curriculum Development Grants; apply by 4-7-80

[*See also* 45 FR 12914, 2-27-80]

12500 2-26-80 / HEW/OE—Arts Education programs; apply by 4-22-80

12501 2-26-80 / HEW/OE—Consumers' Education program; closing date for submission of applications extended to 5-12-80

12499 2-26-80 / HEW/OE—Women's Educational Equity Act program; apply by 5-9-80

12938 2-27-80 / Justice/NIJ—Jail Pretrial Release Recommendation/Decision System; Competitive research cooperative agreement program; apply by 4-1-80

12559 2-26-80 / Justice/NIJ—Solicitation for draft proposals by 4-4-80 on grant/cooperative agreement to support two phase study of impact of community environments on supervised offenders (Phase I)

MEETINGS

12496 2-26-80 / HEW/NIH—Recombinant DNA research risk assessment workshop, Pasadena, Calif. (open), 4-11 and 4-12-80

13200 2-28-80 / HEW/Secy—Health Services Developmental Grants Review Subcommittee, Washington, D.C. (partially open) 3-13 and 3-14-80

13199 2-28-80 / HEW/Secy—Health Care Technology Study Section, Hyattsville, Md. (partially open) 3-17 and 3-18-80

13200 2-28-80 / HEW/Secy—Health Services Research Review Subcommittee, Washington, D.C. (partially open), 3-20 and 3-21-80

12938 2-27-80 / NFAH—Dance Panel (Grants to Dance Companies), Washington, D.C. (closed), 3-15 through 3-19-80

OTHER ITEMS OF INTEREST

12912 2-27-80 / GSA—Federal procurement; basic agreements with educational institutions and nonprofit organizations, Fiscal Year 1980

12491 2-26-80 / HEW/CDC—Childhood Immunization Programs; availability of funds (contact Regional Office for timing of application review cycles)

12490 2-26-80 / HEW/CDC—Childhood Lead-Based Printed Poisoning Prevention Programs; availability of funds (contact Regional Office for timing of application review cycles)

12492 2-26-80 / HEW/CDC—Flouridation project grants; availability of funds (contact Regional Office for application deadlines)

12493 2-26-80 / HEW/CDC—Urban Rat Control Programs; availability of funds (contact Regional Office for timing of application review cycles)

12493 2-26-80 / HEW/CDC—Venereal Disease Control Program; availability of funds (contact Regional Office for timing of application review cycles)

12494 2-26-80 / HEW/CDC—Venereal Disease Research Demonstrations, and Public Information and Education; availability of funds (contact Regional Office for application information)

12915 2-27-80 / HEW/HDSO—Administration for children, youth, and families; Head Start: Announcements of program funding levels in States for Fiscal Year 1980

13200 2-28-80 / HEW/PHS—Financial assistance awards to For-Profit Organizations; comments by 4-28-80

12919 2-27-80 / ICA—Program providing selective assistance, encouragement and grant support of non-profit activities of U.S. organizations outside the Federal Government

12561 2-26-80 / LSC—Consideration of application submitted by Legal Services Corporation of Alabama

12562 2-26-80 / LSC—Consideration of grant application submitted by Legal Services Corporation of North Central Alabama

12562 2-26-80 / LSC—Consideration of grant application submitted by Central Mississippi Legal Services

12562 2-26-80 / LSC—Consideration of grant application submitted by Rural Legal Services of Tennessee

12562 2-26-80 / LSC—Consideration of grant application submitted by Legal Services of South Central Tennessee

12562 2-26-80 / LSC—Consideration of grant application submitted by West Tennessee Legal Services

12562 2-26-80 / LSC—Consideration of grant application submitted by Legal Services of Northern Virginia

13560 2-29-80 / LSC—Consideration of grant application submitted by Prairie State Legal Services, Inc. in Rockford, Illinois

13560 2-29-80 / LSC—Consideration of grant application submitted by West Central Illinois Legal Assistance in Galesburg, Illinois

13560 2-25-80 / LSC—Consideration of grant application submitted by Legal Assistance of North Dakota, Inc. in Bismarck, North Dakota

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