vestment Act of 1958, Public Law 85-699, 72 Stat. 694, as amended, there is amended, as set forth below, paragraph (b) § 107.711 of Part 107 of Subchapter B, Chapter I of Title 13 of the Code of Federal Regulations as revised in 26 F.R. 8232-8242 and amended (27 F.R. 167, 851, 1720, and 3844).

Information and effective date. There was published in the FEDERAL REGISTER on April 3, 1962 (27 F.R. 3168), a notice of intention to amend paragraph (b) § 107.711 of Part 107 of Subchapter B, Chapter I of Title 13 of the Code of Federal Regulations. Interested persons were given an opportunity to present their comments or suggestions pertaining thereto to the Investment Division, Small Business Administration, Washington 25, D.C., within a period of twenty-one days of the date of publication. After consideration of all such relevant matter as was presented by interested persons paragraph (b) § 107.711, with changes resulting from such consideration, is hereby adopted as set forth below. Because of the necessity of promptly applying the amendment to the program authorized under the Small Business Investment Act of 1958, as amended, the subject amendment shall become effective upon publication thereof in the FEDERAL REGISTER.

The Regulations Governing Small Business Investment Companies (26 F.R. 8232-8242), as amended, is hereby further amended by:

1. Deleting paragraph (b) of § 107.711 and substituting in lieu thereof a new paragraph (b). As amended, paragraph (b) of § 107.711 reads as follows:

§ 107.711 Insurance.

* * * * *

(b) (1) Each Licensee shall obtain and maintain a Brokers Blanket Bond, Standard Form No. 14, in form and substance acceptable to SBA: *Provided, however,* That a Licensee which is wholly owned by a commercial bank may be included only with the parent commercial bank as a joint insured under Bankers Blanket Bond, Standard Form No. 24, in form and substance acceptable to SBA. Such Bond shall be approved by the board of directors of the Licensee for the protection of the Licensee, covering officers or employees who have control over or access to cash, securities, or other property of the Licensee. Each such fidelity bond must be executed by a surety holding a certificate of authority from the Secretary of the Treasury under the Act of Congress approved July 30, 1947 (6 U.S.C., secs. 6-13) as an acceptable surety on Federal bonds in the State or jurisdiction concerned. A duplicate copy of such bond, as executed and delivered by the surety company together with a verification certificate, executed by the surety company that such bond is in full force and effect, shall be submitted to SBA by all Proposed Operators at the time of submission of the License Application and within sixty days following the effective date hereof by all Licensees existing as of such effective date. Licensees which have already obtained Brokers Blanket Bond, Standard Form No. 14, or are covered under Bankers Blanket Bond, Standard Form No. 24, as provided for herein and have filed a verified duplicate copy thereof with SBA are required only to provide SBA with a verified copy of the riders or endorsements required under subdivisions (i) and (ii) of this subparagraph and a rider or endorsement to such bond increasing the dollar amount of coverage to the amount required by this section of the regulations. Each Licensee, at least thirty days prior to making any request to the surety company to terminate or cancel such bond, shall notify SBA in writing of its intent to terminate or cancel the bond. Each Licensee shall have as a part of its verified bond: (i) A rider or endorsement providing that the surety company will submit to SBA an executed copy of any rider or endorsement to be included as a part of the bond concerning any change in the terms, conditions, or coverage of the same; and (ii) a rider or endorsement providing that the surety company will notify SBA of its intent to cancel the fidelity bond at least thirty days in advance of the effective date of the cancellation. Each Licensee shall notify SBA immediately in writing of any claim for loss filed under the bond with the surety company. Such notifications to SBA shall be by certified mail addressed to the Deputy Administrator, Investment Division, Small Business Administration, 811 Vermont Avenue NW., Washington 25, D.C.

(2) The minimum amount of fidelity bond for each Licensee acceptable to SBA shall be based upon the total amount of the assets of the Licensee (including any undisbursed commitment, § 107.301 (c) and (i) of the regulations, by SBA to provide minimum capital and surplus through purchase of subordinated debentures) plus the unpaid balance of loans and investments which the Licensee has contracted to service for others, as follows:

Assets plus loans and investments serviced for others	*Minimum coverage*
Up to $400,000	$25,000
$400,001 to $500,000	30,000
$500,001 to $750,000	40,000
$750,001 to $1,000,000	50,000
$1,000,001 to $2,000,000	75,000
$2,000,001 to $3,000,000	100,000
$3,000,001 to $4,000,000	125,000
$4,000,001 to $5,000,000	150,000
$5,000,001 to $7,500,000	175,000
$7,500,001 to $10,000,000	200,000
$10,000,001 and over	(1)

[1] $200,000 plus $10,000 for each $1,000,000 or fraction thereof over $10,000,000, except that no Licensee shall be required to provide and maintain a fidelity bond in an amount greater than $1,000,000.

Dated: May 21, 1962.

JOHN E. HORNE,
Administrator.

[F.R. Doc. 62-5061; Filed, May 24, 1962; 8:48 a.m.]

Title 14—AERONAUTICS AND SPACE

Chapter I—Federal Aviation Agency

[Reg. Docket No. 737; Reg. SR-446A]

PART 40—SCHEDULED INTERSTATE AIR CARRIER CERTIFICATION AND OPERATION RULES

PART 41—CERTIFICATION AND OPERATION RULES FOR CERTIFICATED ROUTE AIR CARRIERS ENGAGING IN OVERSEAS AND FOREIGN AIR TRANSPORTATION AND AIR TRANSPORTATION WITHIN HAWAII AND ALASKA

PART 42—IRREGULAR AIR CARRIER AND OFF-ROUTE RULES

PART 43—GENERAL OPERATION RULES

PART 45—COMMERCIAL OPERATOR CERTIFICATION AND OPERATION RULES

PART 46—SCHEDULED AIR CARRIER HELICOPTER CERTIFICATION AND OPERATION RULES

Special Civil Air Regulation; Use of Portable Frequency Modulation (FM) Type Radio Receivers on Aircraft During Flight

In 1961, during tests conducted by the Federal Aviation Agency's Aviation Research and Development Service, it was found that radio receivers having local oscillators operating within or near the VHF omnirange (VOR) frequency band (108 to 118 Mcs.) cause interference which adversely affects the operation of an aircraft's VOR navigational system. Various types of portable radio receivers (i.e., radio receivers capable of being carried aboard an aircraft by a passenger) were used in these tests to determine which would produce interference to the VOR equipment. It was determined that the portable frequency modulation (FM) radio receiver is the only type radio receiver, which is commonly used by the general public, that would create this unwanted interference. Therefore, it was found that immediate regulatory action was necessary in order to provide adequately for safety in air commerce.

Accordingly, on May 4, 1961, the Federal Aviation Agency issued Special Civil Air Regulation No. SR-446 (26 F.R. 4011) to become effective May 25, 1961. This regulation, which will expire May 24, 1962, prohibits the operation of portable FM radio receivers during flight on all civil aircraft of the United States operated by an air carrier or a commercial operator. It also prohibits the operation of portable FM radio receivers on all other VOR-equipped civil aircraft of the United States while such VOR equipment is being used for navigational purposes. The added restriction in the case of aircraft operated by an air carrier or a commercial operator was necessary since most of these aircraft are equipped with VOR navigational equipment and it would be difficult, if not impossible, for a passenger to know when the pilot in command was depending upon this equipment for navigational purposes. In addition, although not all portable FM radio receivers utilize local oscillators which will create interference, it was necessary to make the rule applicable to all portable FM radio receivers since it would not be feasible to expect the general public, airline personnel, or air crewmembers to distinguish which will cause this interference.

The tests which disclosed the interference problems caused by FM radio receivers were not completed at the time SR-446 was issued in 1961. Therefore, to simplify revision of the rule if additional interference problems were found by the tests, SR-446 was issued as a temporary rule, effective for a one-year period. When SR-446 was issued, the Agency had intended, prior to its expiration, to incorporate the provisions of the rule into the applicable operating parts, i.e., Parts 40, 41, 42, 43, 45, and 46. However, since the final evaluation of these tests by all interested industry parties has not been completed, this action has not been taken. Accordingly, since the conditions under which SR-446 was issued still exist, it is necessary, in order to provide adequately for safety in air commerce, to extend the provisions of that rule for a period of one year.

Since this regulation extends the provisions of a currently effective regulation which expires on May 24, 1962, and a lapse in the effectiveness of the regulation would endanger safety in air commerce, I find that notice and public procedure hereon would be contrary to the public interest, and that good cause exists for making it effective on less than 30 days' notice.

In consideration of the foregoing, Special Civil Air Regulation No. SR-446 is superseded by the following Special Civil Air Regulation which is hereby adopted to become effective on May 25, 1962:

No person shall operate, nor shall any operator or pilot in command of an aircraft permit the operation of, a portable frequency modulation (FM) radio receiver on the following civil aircraft of the United States while such aircraft are engaged in flight in air commerce: (a) Aircraft operated by an air carrier or commercial operator; and (b) any other aircraft equipped with VHF omnirange (VOR) navigational equipment while such VOR equipment is being used for navigational purposes.

This special regulation supersedes Special Civil Air Regulation No. SR-446 and shall remain in effect for one year unless sooner superseded or rescinded by the Federal Aviation Agency.

(Secs. 313(a) and 601; 72 Stat. 752, 775; 49 U.S.C. 1354, 1421)

Issued in Washington, D.C., on May 22, 1962.

HAROLD W. GRANT,
Acting Administrator.

[F.R. Doc. 62-5085; Filed, May 24, 1962; 8:51 a.m.]

Chapter III—Federal Aviation Agency

SUBCHAPTER E—AIR NAVIGATION REGULATIONS

[Airspace Docket No. 62-WA-37]

PART 600—DESIGNATION OF FEDERAL AIRWAYS

Alteration

On April 24, 1962, F.R. Doc. 62-3933 was published in the FEDERAL REGISTER (27 F.R. 3880) and amended Part 600 of the regulations of the Administrator by designating VOR Federal airways Nos. 802 from Kansas City, Mo., to New York, N.Y., and 804 from New York to Kansas City. These actions are to become effective June 28, 1962. Victor 804 was designated in part from the Clarion, Pa., VOR direct to the Imperial, Pa., VOR. This alignment coincides with the alignment of VOR Federal airway No. 119.

In Airspace Docket No. 61-NY-121, the Federal Aviation Agency is initiating action to alter the alignment of Victor 119 in part from the Imperial VORTAC via the intersection of the Imperial VORTAC 045° and the Clarion VOR 214° radials; to the Clarion VOR. This action is also to be effective June 28, 1962. Accordingly, action is taken herein to alter Victor 804 to conform to the new alignment of Victor 119 between Clarion and Imperial.

Since this alteration is minor in nature and imposes no additional burden on any person, notice and public procedure hereon are unnecessary and the effective date as originally published may be retained.

In consideration of the foregoing and pursuant to the authority delegated to me by the Administrator (25 F.R. 12582), effective immediately F.R. Doc. 62-3933 (27 F.R. 3880) is amended by altering the text of § 600.6804 as follows: "Clarion, Pa., VOR; Imperial, Pa., VORTAC;" is deleted and "Clarion, Pa., VOR; INT of the Clarion VOR 214° and the Imperial, Pa., VORTAC 045° radials; Imperial VORTAC;" is substituted therefor.

(Sec. 307(a), 72 Stat. 749; 49 U.S.C. 1348)

Issued in Washington, D.C., on May 21, 1962.

LEE E. WARREN,
Acting Director,
Air Traffic Service.

[F.R. Doc. 62-5041; Filed, May 24, 1962; 8:45 a.m.]

[Airspace Docket No. 61-HO-4]

PART 600—DESIGNATION OF FEDERAL AIRWAYS

PART 601—DESIGNATION OF CONTROLLED AIRSPACE, REPORTING POINTS, POSITIVE CONTROL ROUTE SEGMENTS, AND POSITIVE CONTROL AREAS

Revocation of Segment of Federal Airway, Associated Control Areas and Reporting Point

On February 28, 1962, a notice of proposed rule making was published in the FEDERAL REGISTER (27 F.R. 1918) stating that the Federal Aviation Agency (FAA) proposed that the segment of Red Federal airway No. 87 (Hawaiian Islands) from the Intersection of the 288° bearing from Port Allen, Hawaii, radio beacon and Long. 161°15'00" W.; to the Port Allen radio beacon be revoked.

No adverse comments were received regarding this proposal.

Interested persons have been afforded an opportunity to participate in the making of the rules herein adopted, and due consideration has been given to all relevant matter presented.

The substance of the proposed amendments having been published, therefore, pursuant to the authority delegated to me by the Administrator (25 F.R. 12582) and for reasons stated herein and in the notice, the following actions are taken:

1. In the text of § 600.287 (26 F.R. 6326), "From the INT of the 288° bearing from the Port Allen, Hawaii, RBN and longitude 161°15'00" W., via the Port Allen RBN;" is deleted and "From the Port Allen, Hawaii, RBN via the" is substituted therefor.

2. In the text of § 601.4287 (26 F.R. 6326) "INT of the 288° bearing from the Port Allen, Hawaii, RBN and longitude 161°15'00" W.;" is deleted.

These amendments shall become effective 0001 e.s.t., July 26, 1962.

(Sec. 307(a), 72 Stat. 749; 49 U.S.C. 1348)

Issued in Washington, D.C., on May 21, 1962.

LEE E. WARREN,
Acting Director,
Air Traffic Service.

[F.R. Doc. 62-5042; Filed, May 24, 1962; 8:45 a.m.]

[Airspace Docket No. 61-WA-180]

PART 601—DESIGNATION OF CONTROLLED AIRSPACE, REPORTING POINTS, POSITIVE CONTROL ROUTE SEGMENTS, AND POSITIVE CONTROL AREAS

Alteration of Control Area Extensions

On January 17, 1962, a notice of proposed rule making was published in the FEDERAL REGISTER (27 F.R. 476) stating that the Federal Aviation Agency proposed to alter the Orlando, Fla., and the Fort Myers, Fla., control area extensions.

The notice stated that the Fort Myers control area extension would exclude the portion below 2,000 feet MSL. The intent was for this exclusion to apply to that portion of the control area extension which lies outside of the United States. Accordingly, action is taken herein to establish a 2,000 foot MSL floor on only that portion of the Fort Myers control area extension outside of the United States. This provision will allow the retention of a 700-foot floor for that controlled airspace over United States territory heretofore designated as part of the Fort Myers control area extension, and provide for uniformity in the manner of designating controlled airspace floors west and northwest of the Fort Myers VOR. In addition, on March 8, 1962, the Fort Myers VOR was relocated approximately four and one half miles to the northeast, thereby slightly realigning the two airways used in the notice to describe the eastern boundary of the altered Fort Myers control area extension. In order to provide continuity of controlled airspace, these airways are retained in the control area extension description adopted herein.

This action involves the designation of navigable airspace outside the United States. The Administrator has consulted with the Secretary of State and the Secretary of Defense.

No adverse comments were received regarding the proposed amendments.

Interested persons have been afforded an opportunity to participate in the making of the rules herein adopted, and due consideration has been given to all relevant matter presented.

The substance of the proposed amendments having been published, therefore, pursuant to the authority delegated to me by the Administrator (25 F.R. 12582) and for the reasons stated in the notice, the following actions are taken:

1. Section 601.1013 (26 F.R. 714, 27 F.R. 562) is amended to read:

§ 601.1013 Control area extension (Fort Myers, Fla.).

The area bounded on the NE by VOR Federal airway No. 35, on the E by VOR Federal airway No. 225 and on the W by the Tampa, Fla., control area extension (§ 601.1228), excluding the portion below 2,000 feet MSL outside the United States and excluding the portion above 20,000 feet MSL S of the Miami, Fla., control area extension (§ 601.1230).

2. Section 601.1138 (26 F.R. 11048, 12073) is amended to read:

§ 601.1138 Control area extension (Orlando, Fla.).

The area NW of Orlando, bounded on the NW by VOR Federal airway No. 97 E alternate, on the E by VOR Federal airway No. 35 W alternate and on the SW by VOR Federal airway No. 97, excluding the portion below, 2,000 feet MSL outside the United States; the area bounded on the N by latitude 29°00'00'' N., on the E by VOR Federal airway No. 267 N of the Orlando, Fla., VOR and VOR Federal airway No. 159 E alternate S of the Orlando VOR, on the S by latitude 27°45'00'' N., and on the W by the arc of a circle with a 50-mile radius centered at latitude 27°53'18'' N., longitude 82°29'29'' W., and VOR Federal airway No. 97; and the area W of Vero Beach, Fla., bounded on the N by latitude 27°-45'00'' N., on the NE by VOR Federal airway No. 295, on the SE by VOR Federal airway No. 225, and on the W by VOR Federal airway No. 267. The portion within R-2910 shall be used only after obtaining prior approval from the appropriate authority.

These amendments shall become effective 0001 e.s.t., July 26, 1962.

(Sec. 307(a), 72 Stat. 749; 49 U.S.C. 1348)

Issued in Washington, D.C., on May 21, 1962.

LEE E. WARREN,
Acting Director,
Air Traffic Service.

[F.R. Doc. 62-5043; Filed, May 24, 1962; 8:45 a.m.]

[Airspace Docket No. 61-NY-105]

PART 601—DESIGNATION OF CONTROLLED AIRSPACE, REPORTING POINTS, POSITIVE CONTROL ROUTE SEGMENTS, AND POSITIVE CONTROL AREAS

Alteration of Control Zone

On March 6, 1962, a notice of proposed rule making was published in the FEDERAL REGISTER (27 F.R. 2157) stating that the Federal Aviation Agency proposed to alter the Chincoteague, Va., control zone.

No adverse comments were received regarding the proposed amendment.

In the notice, the effective hours of the Chincoteague control zone were proposed in terms of local standard time. However, to preclude repeated rule-making action to accommodate seasonal changes associated with daylight time in this area, action is taken herein to designate the effective hours of the control zone in terms of local time without reference to the term "standard."

Interested persons have been afforded an opportunity to participate in the making of the rule herein adopted, and due consideration has been given to all relevant matter presented.

The substance of the proposed amendment having been published, therefore, pursuant to the authority delegated to me by the Administrator (25 F.R. 12582) and for the reasons stated in the notice, § 601.2205 (14 CFR 601.2205) is amended to read:

§ 601.2205 Chincoteague, Va., control zone.

Within a 5-mile radius of NASA Wallops Station Airport, Va. (latitude 37°-56'15'' N., longitude 75°28'15'' W.), and within 2 miles either side of the Snow Hill, Md., VOR 181° radial extending from the 5-mile radius zone to the VOR, excluding the portion which coincides with R-6604. This control zone shall be effective from 0800 to 1700 hours, local time, Monday through Friday, excluding Federal legal holidays.

This amendment shall become effective 0001 e.s.t., July 26, 1962.

(Sec. 307(a), 72 Stat. 749; 49 U.S.C. 1348)

Issued in Washington, D.C., on May 21, 1962.

LEE E. WARREN,
Acting Director,
Air Traffic Service.

[F.R. Doc. 62-5044; Filed, May 24, 1962; 8:45 a.m.]

[Airspace Docket No. 61-NY-123]

PART 601—DESIGNATION OF CONTROLLED AIRSPACE, REPORTING POINTS, POSITIVE CONTROL ROUTE SEGMENTS, AND POSITIVE CONTROL AREAS

Designation of Transition Areas

On March 9, 1962, a notice of proposed rule making was published in the FEDERAL REGISTER (27 F.R. 2293) stating that the Federal Aviation Agency proposed to designate the Watkins Glen, N.Y., transition area and the Elkland, Pa., transition area.

No adverse comments were received regarding the proposed amendments.

Interested persons have been afforded an opportunity to participate in the making of the rules herein adopted, and due consideration has been given to all relevant matter presented.

The substance of the proposed amendments having been published, therefore, pursuant to the authority delegated to me by the Administrator (25 F.R. 12582) and for the reasons stated in the notice, Part 601 (14 CFR Part 601) is amended by adding the following sections:

§ 601.10956 Watkins Glen, N.Y., transition area.

That airspace extending upward from 1,200 feet above the surface within 7 miles NE and 10 miles SW of the Watkins Glen, N.Y., VOR 120° and 300° radials extending from 9 miles SE to 20 miles NW of the VOR.

§ 601.10957 Elkland, Pa., transition area.

That airspace extending upward from 1,200 feet above the surface within 7 miles NW and 11 miles SE of the Elmira, N.Y., VOR 252° radial extending from 9 miles SW to 40 miles SW of the VOR excluding the portion which coincides with the Slate Run, Pa., transition area (§ 601.10836), and the Stonyfork, Pa., transition area (§ 601.10914).

These amendments shall become effective 0001 e.s.t., July 26, 1962.

(Sec. 307(a), 72 Stat. 749; 49 U.S.C. 1348)

Issued in Washington, D.C., on May 21, 1962.

LEE E. WARREN,
Acting Director,
Air Traffic Service.

[F.R. Doc. 62-5045; Filed, May 24, 1962; 8:45 a.m.]

Title 16—COMMERCIAL PRACTICES

Chapter I—Federal Trade Commission

[Docket 7769]

PART 13—PROHIBITED TRADE PRACTICES

Damar Products, Inc., et al.

Subpart—Advertising falsely or misleadingly: § 13.170 *Qualities or properties of product or service:* § 13.170-74 *Reducing, non-fattening, low-calorie, etc.;* § 13.170-78 *Renewing, restoring.*

(Sec. 6, 38 Stat. 721; 15 U.S.C. 46. Interpret or apply sec. 5, 38 Stat. 719, as amended; 15 U.S.C. 45) [Cease and desist order, Damar Products, Inc., et al., Elizabeth, N.J., Docket 7769, Dec. 6, 1961]

In the Matter of Damar Products, Inc., a Corporation, Also Doing Business as Mrs. Dorothy Damar, and David W. Margulies, Francis D. Margulies, and Isaac G. Margulies, Individually and as Officers of Said Corporation

Order requiring Elizabeth, N.J., sellers of a device designated as a "Cushion

Vibrator", and as a "Salon Vibrator" when sold in connection with their "Salon Vibrator Plan" which provided for a low-calorie diet, to cease representing falsely in advertising that the device and "Plan" would cause a reduction in body weight and would tone and firm sagging muscles.

The order to cease and desist is as follows:

Upon the foregoing findings of fact and conclusions of law, *It is ordered*, That respondents Damar Products, Inc., a corporation, and its officers, and David W. Margulies, individually and as an officer, and Francis D. Margulies and Isaac G. Margulies, as officers of said corporation, and respondents' agents, representatives, and employees, directly or through any corporate or other device, in connection with the offering for sale, sale or distribution of the device designated "Cushion Vibrator" and "Salon Vibrator," or any other device of substantially the same construction, design or operation, whether sold under the same or any other name or names, do forthwith cease and desist from:

1. Disseminating or causing to be disseminated by means of the United States mails or by any means in commerce, as "commerce" is defined in the Federal Trade Commission Act, any advertisement which represents, directly or by implication:

(a) That said device is of value in causing a reduction in weight in any area of the body or in the overall body weight; or that the use of said device in conjunction with a plan which provides for a low-calory diet will cause any reduction in weight in any area of the body or in the overall body weight, unless it is clearly stated that any reduction in weight will be solely by reason of the diet; (b) That said device, used separately or as part of a plan requiring a restricted diet or as part of any other plan, will tone or firm muscles;

2. Disseminating or causing to be disseminated by any means any advertisement for the purpose of inducing, or which is likely to induce, directly or indirectly, the purchase of said device in commerce, as "commerce" is defined in the Federal Trade Commission Act, which advertisement contains any representations prohibited in Paragraphs 1 (a) or 1(b) hereof.

It is further ordered, That the complaint be, and the same hereby is, dismissed as to Francis D. Margulies and Isaac G. Margulies, in their respective individual, but not in their official, capacities.

By "Decision of the Commission", etc., report of compliance was required as follows:

It is further ordered, That the respondents herein shall, within sixty (60) days after service upon them of this order, file with the Commission a report, in writing, setting forth in detail the manner and form in which they have complied with the order to cease and desist.

Issued: December 6, 1961.

By the Commission.

[SEAL] JOSEPH W. SHEA, *Secretary*.

[F.R. Doc. 62-5055; Filed, May 24, 1962; 8:46 a.m.]

[Docket 8066 c.o.]

PART 13—PROHIBITED TRADE PRACTICES

Vincent W. Degaro et al.

Subpart—Discriminating in price under Sec. 2, Clayton Act—Payment or acceptance of commission, brokerage or other compensation under 2(c): § 13.820 *Direct buyers;* § 13.822 *Lowered price to buyers.*

(Sec. 6, 38 Stat. 721; 15 U.S.C. 46. Interpret or apply sec. 2, 49 Stat. 1527; 15 U.S.C. 13) [Cease and desist order, Vincent W. Degaro et al. doing business as M. Degaro Company, Cincinnati, Ohio, Docket 8066, Dec. 9, 1961]

In the Matter of Vincent W. Degaro, Mike Degaro, Joe Degaro, Vincent J. Degaro, Charles R. Degaro, Michael V. Degaro, and Joseph W. Degaro, Jr., Individually and as Copartners Doing Business as M. Degaro Company

Consent order requiring Cincinnati distributors of citrus fruit and other food products to cease violating section 2(c) of the Clayton Act by receiving and accepting allowances from suppliers on purchases for their own accounts for resale, such as a discount, usually at the rate of 10 cents per $1\frac{3}{5}$ bushel box of citrus fruit, from Florida packers, or a lower price reflecting such allowance or brokerage.

The order to cease and desist is as follows:

It is ordered, That respondents Vincent W. Degaro, Mike Degaro, Vincent J. Degaro, Charles R. Degaro, Michael V. Degaro, and Joseph W. Degaro, Jr., individually and as copartners doing business as M. Degaro Company, and respondents' agents, representatives, and employees, directly or through any corporate, partnership, sole proprietorship or other device, in connection with the purchase of citrus fruit or other food products in commerce, as "commerce" is defined in the aforesaid Clayton Act, do forthwith cease and desist from: Receiving or accepting, directly or indirectly, from any seller, anything of value as a commission, brokerage, or other compensation, or any allowance or discount in lieu thereof, upon or in connection with any purchase of citrus fruit or other food products for respondents' own account, or where respondents are the agents, representatives, or other intermediaries acting for or in behalf, or are subject to the direct or indirect control, of any buyer.

It is further ordered, That the complaint herein be, and it hereby is, dismissed as to respondent Joe Degaro.

By "Decision of the Commission", etc., report of compliance was required as follows:

It is ordered, That the above-named respondents except Joe Degaro shall, within sixty (60) days after service upon them of this order, file with the Commission a report in writing, setting forth in detail the manner and form in which they have complied with the order to cease and desist.

Issued: December 8, 1961.

By the Commission.

[SEAL] JOSEPH W. SHEA, *Secretary*.

[F.R. Doc. 62-5056; Filed, May 24, 1962; 8:47 a.m.]

[Docket 8152]

PART 13—PROHIBITED TRADE PRACTICES

Master Merchandise Corp. et al.

Subpart—Advertising falsely or misleadingly: § 13.155 *Prices:* § 13.155-45 *Fictitious marking.* Subpart—Furnishing means and instrumentalities of misrepresentation or deception: § 13.1055 *Furnishing means and instrumentalities of misrepresentation or deception;* § 13.10-55-50 *Preticketing merchandise misleadingly.* Subpart—Misbranding or mislabeling: § 13.1325 *Source or origin:* § 13.1325-70 *Place:* § 13.1325-70(a) *Domestic product as imported.* Subpart—Misrepresenting oneself and goods—Prices: § 13.1811 *Fictitious preticketing.*

(Sec. 6, 38 Stat. 721; 15 U.S.C. 46. Interpret or apply sec. 5, 38 Stat. 719, as amended; 15 U.S.C. 45) [Ceast and desist order, Master Merchandise Corporation et al., New York, N.Y., Docket 8152, Dec. 1, 1961]

In the Matter of Master Merchandise Corporation and Codell, Inc., Corporations, and Morris Pearlman, Individually and as an Officer of Said Corporations

Order, issued in default, requiring New York City distributors of perfume to jobbers and retailers to cease using fictitious prices and misrepresenting the place of origin by such practices as printing on stickers attached to the packaging cartons of perfumes, $18.50, and on circulars "Retail Price 1 FL. OZ. $18.50"; and printing on stickers on cartons "Concentre fabrique avec essences de France" in connection with the tricolor of France, and the brand names "Rue De L'Amour" and "Cafe Rouge".

The order to cease and desist is as follows:

It is ordered, That respondents Master Merchandising Corporation, a corporation, and Codell, Inc., a corporation, and their officers, and Morris Pearlman, individually and as an officer of said corporations, and respondents' representatives, agents, and employees, directly or through any corporate or other device, in connection with the offering for sale, sale or distribution of perfumes, or related products in commerce, as "commerce" is defined in the Federal Trade Commission Act, do forthwith cease and desist from:

1. Representing, directly or by implication, on tags attached to the cartons in which their products are packaged, in advertising of their said products, or by any other manner or means, that any amount is the retail price of their products when such amounts are in excess of the prices at which said products are usually and customarily sold at retail.

2. Using the words or terms "Concentre fabrique avec essences de France," "Paris," "Rue De L'Amour," "Cafe Rouge" or the tricolor of France or any other French word, term or depiction in connection with products not compounded in France or representing in any other manner, directly or indirectly, that any product compounded in the United States is compounded in France.

3. Placing in the hands of others any means or instrumentality by and through which they may mislead the public as to any of the matters and things set out in Paragraphs 1 and 2 hereof.

By "Decision of the Commission", etc., report of compliance was required as follows:

It is ordered, That respondents herein shall, within sixty (60) days after service upon them of this order, file with the Commission a report in writing setting forth in detail the manner and form in which they have complied with the order to cease and desist.

Issued: December 1, 1961.

By the Commission.

[SEAL] JOSEPH W. SHEA, *Secretary*.

[F.R. Doc. 62-5057; Filed, May 24, 1962; 8:47 a.m.]

[Docket 8220 c.o.]

PART 13—PROHIBITED TRADE PRACTICES

Leslie Salt Co.

Subpart—Acquiring stock or assets of competitor: § 13.5 *Acquiring stock or assets of competitor.*

(Sec. 6, 38 Stat. 721; 15 U.S.C. 46. Interprets or applies sec. 7, 38 Stat. 731; 15 U.S.C. 18) [Order to divest and cease and desist, Leslie Salt Co., San Francisco, Calif., Docket 8220, Dec. 9, 1961]

Consent order requiring the largest producer of salt on the Pacific coast, with evaporated salt capacity in excess of 1,000,000 tons annually before the acquisition concerned, to sell a former competitor it acquired on December 1, 1958, and forbidding it to acquire any interest in any domestic salt producer or distributor for the next ten years; and dismissing a charge of illegality in its acquisition in April 1959 of the final one-third stock interest in the second largest producer of salt and the largest producer of rock salt in California, two-thirds of the stock of which it owned previously.

The order to divest and to cease and desist is as follows:

It is ordered, That respondent, Leslie Salt Co., shall divest itself absolutely in good faith, as a unit and to the same purchaser, of all of its right, title, and interest in all assets, properties, rights, leases, and privileges acquired by it from Deseret Salt Company under that certain "Agreement For The Sale of the Business and Operating Assets of Deseret Salt Company," dated October 24, 1958, together with all capital improvements made by respondent to said properties, which assets, properties, rights, leases, privileges and improvements are more particularly described and set forth in Schedules A and B attached hereto and made a part hereof upon the terms and conditions hereinafter set forth:

A. The divestiture of the subject properties shall be by sale to be made by respondent, without expense to the Commission, through a qualified sales agent to be appointed by respondent.

1. Respondent shall publicize the availability for sale and promote the expeditious sale of the subject properties.

2. Respondent shall appoint the First Security Bank of Utah, Salt Lake City, Utah, as sales agent for the purpose of effecting the sale of the assets, properties, rights, leases and privileges listed in Schedules A and B. The compensation to be paid such sales agent (including reimbursement for expenses incurred) shall all be paid by respondent, except for any brokerage, commission or fees that will be charged by said agent at the time of eventual sale, which commission shall be paid out of the selling price and shall not exceed five percent (5%) of the selling price of said assets, properties, rights, leases and privileges.

3. In the event that the Commission declines to approve respondent's said nominee, then within thirty (30) days after receipt of notice of such disapproval respondent shall submit to the Commission in writing the names of three additional qualified persons or institutions, together with a statement of the compensation to be paid to each for acting as sales agent and from which panel the Commission shall select the sales agent hereunder. In the event the sales agent is not selected from the first panel submitted, additional panels of qualified persons or institutions will be submitted from which the Commission may select the sales agent hereunder.

4. Upon receipt of notice of the Commission's approval of its nominee or notice of the selection of the sales agent from the names submitted by respondent, respondent shall constitute such person or institution so designated as its irrevocable sales agent for a period of five (5) years from the date of this Order to forthwith undertake its best efforts to sell the assets, properties, rights, leases and privileges designated in Schedules A and B upon the terms and conditions hereinafter specified.

5. If after the appointment of the sales agent, said agent should become incapacitated, unable or unwilling to discharge the foregoing obligations as sales agent hereunder, or if the sales efforts of respondent or said sales agent shall not be satisfactory to the Commisison, respondent shall secure the appointment of a successor agent in the manner provided above for the appointment of such agent in the first instance.

B. The assets, properties, rights, leases and privileges designated in Schedules A and B shall be sold to a buyer to be approved by the Commission upon the terms and conditions hereinafter set forth.

1. For a period of six (6) months from the date of appointment, respondent or said sales agent shall offer the said assets, properties, rights, leases, and privileges for sale, for cash, at the highest available price which shall in no event, after deduction of agent's commission, brokerage or other sales compensation together with closing expenses, produce a net return to respondent of less than Six Hundred Thousand Dollars ($600,000).

2. If at the expiration of six (6) months from the date of appointment of said sales agent the assets, properties, rights, leases, and privileges hereinabove referred to and more particularly described in Schedules A and B have not been sold at the price provided for in Paragraph B1, above, then and in such event the respondent or its sales agent shall offer said assets and properties for sale, for cash, at the highest available price which shall in no event, after deduction of the agent's commission, brokerage or other sales compensation together with closing expenses, produce a net return to respondent of less than Four Hundred Fifty Thousand Dollars ($450,000).

3. Respondent shall accept any offer received by it or its sales agent which conforms to the minimum terms of sale specified by this order, provided said offer is first approved by the Commission.

4. Any sale made by respondent or said sales agent under the provisions of either Paragraph B1 or B2 herein shall be upon the condition that the buyer purchases at the same time from respondent, for cash in an amount equal to respondent's costs of production thereof as certified by Messrs. Haskins & Sells (respondent's independent public accountants), all inventories of unpackaged and unprocessed crude salt then located at respondent's Lakepoint, Utah, plant, it being understood that respondent shall have the right to remove from the premises all inventories of packaged and processed salt (including blocks) located at the said plant.

5. Respondent, at buyer's option to be exercised by written notice to respondent at the time of purchase, will purchase for a period of two (2) years subsequent to the closing date of the purchase, an amount designated by buyer not to exceed 25,000 tons of salt per year, which shall be delivered, processed and packaged pursuant to respondent's instructions and which shall be of a merchantable quality equivalent to that previously produced by respondent at its Lakepoint, Utah, plant. The purchase price to be paid by respondent for such salt delivered over a reasonable time at said plant shall be as follows:

(a) For crude unprocessed salt respondent shall pay buyer a price per ton equal to that certified by Haskins & Sells pursuant to the provisions of Paragraph B4 hereof, plus 30 percent.

(b) For processed and packaged salt (including blocks) respondent shall pay to buyer the list f.o.b. plant price then prevailing in the Utah area, less 30 percent.

In the event that buyer does not exercise said option that respondent purchase said salt from buyer, then and in such event, the sale pursuant to provisions of Paragraphs B1 or B2 shall be conditioned upon buyer's agreement to sell to respondent at the price hereinbefore designated in this paragraph not to exceed 12,500 tons of such salt during the six (6) months period following the closing date of purchase.

6. For a period of one (1) year following the date of this order respondent shall not make any improvements or additions to the properties hereinabove referred to, other than those necessary for maintenance of the plant for normal and ordinary operations. During the next four (4) years respondent shall make no capital improvements or additions to the said properties except for capital replacements necessary for the operation of said facilities in an aggregate amount not exceeding in any year Twenty Thousand Dollars ($20,000) and such capital improvements or additions as the sales agent and the Commission shall approve. The value of any such capital improvements or additions placed upon said properties and facilities are to be added to the selling price hereinabove set forth in Paragraphs B1 or B2 at the depreciated book value thereof on the date of closing or at an amount equal to five-sevenths (5/7) of the cost thereof, whichever is less.

7. The respondent or sales agent shall make no sale of the properties and facilities herein referred to without first receiving written approval of the purchaser from the Commission.

8. Pending the sale of said properties pursuant to the provisions of paragraph B1 or B2 hereof, respondent may continue its operations on said property in the normal course of business.

9. None of said assets, properties, rights, leases and privileges, tangible or intangible, shall be sold or transferred to anyone who, at the time of the divestiture is a stockholder, officer, director, employee or agent of, or otherwise directly or indirectly connected with, or under the control of respondent or any of respondent's subsidiaries or affiliated companies.

10. Pending the sale of said properties pursuant to the provisions of Paragraph B1 or B2 hereof, respondent shall submit to the Commission quarterly reports describing the action that has been taken and the efforts that have been made to sell the subject properties. Such reports shall indicate the methods and means employed to effectuate a sale, the results of such actions and efforts and shall set forth the name and address of each person or company contacted, or who has indicated any interest in acquiring said properties, together with copies of all correspondence and summaries of all oral communications with such persons or companies.

Provided, however, and notwithstanding anything hereinbefore set forth in this order, in the event that the respondent's bona fide efforts to sell the properties hereinabove referred to have been unsuccessful and have not resulted in any such sale within a period of five (5) years following the effective date of the appointment of a sales agent as herein provided for, then in such event respondent shall be relieved of any obligation under this order requiring respondent to sell, dispose of, or divest itself of any of the properties herein described in Schedules A and B.

It is further ordered, That for a period of ten (10) years from the date of the issuance of this order by the Federal Trade Commission, respondent shall cease and desist from acquiring, directly or indirectly, through subsidiaries or otherwise, by merger, consolidation, or purchase, the assets, stock, share capital, or any other interest of any person, partnership, firm or corporation in the United States engaged in the business of producing and/or distributing salt in any form.

It is further ordered, That the charges set forth in the allegations of the Complaint that respondent's acquisition of stock, assets and business of California Salt Company violated section 7 of the Clayton Act and any amendments thereto, be and the same are hereby dismissed.

By "Decision of the Commission", etc., report of compliance was required as follows:

It is ordered, That the respondent shall file with the Commission such reports in writing, setting forth in detail the manner and form in which it has complied with said order, as are required by the initial decision.

Issued: December 8, 1961.

By the Commission.

[SEAL] JOSEPH W. SHEA, *Secretary.*

[F.R. Doc. 62-5058; Filed, May 24, 1962; 8:47 a.m.]

Title 18—CONSERVATION OF POWER

Chapter I—Federal Power Commission

[Docket No. R-208; Order No. 246]

PART 45—APPLICATION FOR AUTHORITY TO HOLD INTERLOCKING POSITIONS

Interlocking Directorate Applications; Order Prescribing Revised Form

MAY 21, 1962.

The Commission has under consideration in this proceeding the amendment of Part 45 of its regulations under the Federal Power Act by revising § 45.8 thereof entitled "Contents of Application" to read as set forth below. The section prescribes the basic information which is to be submitted in support of applications for authorization, pursuant to section 305(b) of the Federal Power Act, to hold the positions of officer or director of more than one public utility, or of a public utility and a firm authorized to underwrite or participate in the marketing of public utility securities, or of a public utility and a firm engaged in supplying electrical equipment to such public utility.

The amendments herein adopted are designed to delete subsections requiring the submission of information already on file with or readily available to the Commission and to simplify the format in which the required information must be submitted, encouraging the use of tables and eliminating the necessity for repetition of information applicable to more than one corporation or firm. The adoption of the amendments will result in a substantial reduction in the time and effort required to prepare applications filed in the future and in a reduction in size of most applications by approximately 50 percent, particularly when a holding company system is involved.

General public notice of the proposed rulemaking was given by publication of notice in the FEDERAL REGISTER, on March 10, 1962 (27 F.R. 2325), and by mailing copies thereof to interested persons, including public utilities, and to State and Federal agencies. Several comments were received—all of them favoring the proposed revision. Pennsylvania Power & Light Company further suggested the adoption of a procedure which would provide for automatic approval by the Commission of interlocking directorates which fall within certain prescribed categories. We are of the opinion that a procedure for automatic approval of positions in interlocking directorates is not contemplated by section 305(b) of the Act, since it requires that the granting of such authorization shall be by order of the Commission only upon due showing that neither public nor private interests will be adversely affected. New England Power Service Company suggested that paragraph (a)(3) require the applicant to make reference only to the last application filed, rather than to all previous applications. We are changing paragraph (a)(3) accordingly, and, with that exception, adopting the revision as originally proposed in the notice.

The Commission finds: Adoption and promulgation of the proposed amendments are necessary and appropriate for the purposes of administration of the Federal Power Act.

The Commission, acting pursuant to authority granted by the Federal Power Act, as amended, and particularly sections 305(b) and 309 thereof (16 U.S.C. 825d, 825h), orders:

(A) Section 45.8 entitled "Contents of application", of the Commission's Regulations under the Federal Power Act (18 CFR 45.8) is hereby amended to read as set forth below.

(B) These amendments to the Commission's Regulations under the Federal Power Act, shall become effective June 20, 1962.

(C) The Secretary of the Commission shall cause prompt publication of this order to be made in the FEDERAL REGISTER.

By the Commission.

[SEAL] JOSEPH H. GUTRIDE, *Secretary.*

§ 45.8 Contents of application.

Each application shall state the following:

(a) *Identification of applicant.* (1) Full name, business address, and place of residence.

(2) Major business or professional activity.

(3) If former application or applications under section 305(b) of the Act have been made by the applicant, give date and docket number of the last application filed.

(4) If application is not filed with the Commission within 30 days after election or appointment, state reasons in full for the delay.

(b) *List of positions within the purview of section 305(b) of the act for which authorization is sought.* (Indicate by asterisk positions which were the subjects of previous authorizations.)

Position	Name of corporation	Classification: (1) Public utility, (2) authorized by law to underwrite, (3) supplying electrical equipment

(c) *Data as to positions with each public utility mentioned in paragraph (b) of this section.* (The format should be adapted to the information submitted, in keeping with completeness and conciseness. In the case of public utilities of the same holding company system, brevity will generally be promoted by submitting the information for all of the utilities involved under each subsection progressively in the order of the subsections, utilizing tables when feasible.)

(1) Name, principal place of business, and a brief description of operations.

(2) Date elected or appointed, or anticipated date of election or appointment, to each position not previously authorized.

(3) Names of officers and directors; number of vacancies, if any, on Board of Directors.

(4) Description of applicant's duties: Approximate amount of time devoted thereto; and, if applicant seeks authorization as a director, when and where directors meetings have been held during the past 12 months and number of such meetings attended by applicant.

(5) All other professional, contractual, or business relationships of applicant with the public utility, either directly or through other corporations or firms.

(6) Extent of applicant's direct or indirect ownership, control of, or beneficial interest in the public utility or the securities thereof. If ownership or interest is held in a name other than that of applicant, state name and address of the holder.

(7) Extent of applicant's indebtedness to the public utility, how and when incurred, and consideration therefor.

(8) All money or property received by applicant from the public utility or any affiliate during the past 12 months, and expected during the ensuing 12 months, whether for services, reimbursement of expenses, or otherwise. Specify in detail the amount thereof and the basis therefor. If applicant's compensation for services to the public utility is not paid directly by the public utility, give name of the corporation which does pay same, the amount allocated or allocable to the public utility or any affiliate, and the basis or reason for such allocation.

(9) Name and address of principal place of business of any corporation which renders management, construction or other service to the public utility pursuant to contract or other continuing arrangement.

(10) Whether during the past 5 years the public utility or any affiliate thereof or any security holders of either have commenced any suit against the officers or directors thereof for alleged waste, mismanagement or violation of duty, to which suit applicant was a party defendant. If so, give date of commencement of suit, court in which commenced, and present status.

(11) Whether the public utility or any affiliate thereof, during the past 5 years and while applicant held a position therein, has either voluntarily or involuntarily been the subject of any proceeding in bankruptcy (including 77(b), 48 Stat. 912; 11 U.S.C. 207), insolvency or equity receivership, either Federal or State. If so, give date of commencement of proceeding, court in which commenced, and present status.

(d) *Data as to positions with each bank, trust company, banking association or firm, mentioned in paragraph (b) of this section, that is authorized by law to underwrite or participate in the marketing of securities of a public utility.* (The applicant shall use a separate sheet for each corporation.)

(1) Name of corporation, State, and date of incorporation (if any) and address of principal place of business.

(2) States in which corporation is doing business or has qualified to do business.

(3) Positions which applicant holds or seeks authorization to hold therein and when and by whom elected or appointed to each position.

(4) Description of applicant's duties in each position and approximate amount of time devoted thereto, and, if applicant seeks authorization as director, where directors meetings are held.

(5) Extent of applicant's direct or indirect ownership, or control of, or beneficial interest in, the company or in the securities thereof, including common stock, preferred stock, bonds, or other securities. If such ownership or interest is held in a name other than that of applicant, state name and address of such holder.

(6) All money or property received by applicant from the company during the past 12 months, and expected during the ensuing 12 months whether for services, reimbursement for expenses, or otherwise. Specify in detail the amount thereof and the basis therefor.

(7) Names, titles, and residence addresses of directors, officers, or partners.

(8) Whether the corporation is now engaged in underwriting or participating in the marketing of the securities of a public utility; if so, to what extent.

(9) Whether the corporation, during applicant's connection therewith, has underwritten or participated in the marketing of the security issue of any public utility with which applicant was also connected; if so, the details with respect to every such transaction.

(10) (If the answer to subparagraph (8) of this paragraph is in the negative.) Give excerpts from the charter, declaration of trust, or articles of partnership which authorize the underwriting or participating in the marketing of securities of a public utility.

(11) (If the answer to subparagraph (8) of this paragraph is in the negative.) Give general requirements of and appropriate reference to, the laws of the State of organization and of States in which corporation is doing business or has qualified to do business, with which it must comply in order to engage in the business of underwriting or participating in the marketing of the securities of a public utility.

(12) What steps, if any, have been taken to comply with laws mentioned in subparagraph (11) of this paragraph.

(13) In lieu of subparagraphs (10), (11), and (12) of this paragraph, an opinion by counsel to the same effect and including the information in respect thereto may be filed with the application.

(14) Whether the corporation has registered with the Securities and Exchange Commission; if so, when and under what section of what act.

(e) *Data as to positions with each company, mentioned in paragraph (b) of this section, supplying electrical equipment to a public utility in which applicant holds a position.* (Applicant shall use a separate sheet for each company.)

(1) Name of company, State, and date of incorporation (if any), and address of principal place of business.

(2) Positions which applicant holds or seeks authorization to hold therein and when and by whom elected or appointed to each position.

(3) Description of applicant's duties in each position and approximate amount of time devoted thereto, and, if applicant seeks authorization as director, when and where directors meeting have been held during the past 12 months and number of said meetings attended by applicant.

(4) Names, titles, and residence addresses of directors or partners.

(5) Name of each public utility, with which applicant holds or seeks authorization to hold a position, to which the company supplies electrical equipment; the frequency of such transactions; the approximate annual dollar volume of such business; and the type of equipment supplied.

(6) Nature of relationship between the company supplying electrical equipment and the public utility:

(i) Whether compony manufactures such electrical equipment or is a dealer therein.

(ii) Whether company supplies electrical equipment to the public utility pursuant to construction, service, agency, or other contract with the public utility or an affiliate thereof, and, if so, furnish brief summary of the terms of such contract.

(7) Extent of applicant's direct or indirect ownership, or control of, or beneficial interest in, the company or in the securities thereof, including common

stock, preferred stock, bonds, or other securities. If such ownership or interest is held in a name other than that of applicant, state name and address of such holder.

(8) All money or property received by applicant from the company during the past 12 months, and expected during the ensuing 12 months whether for services, reimbursement for expenses, or otherwise. Specify in detail the amount thereof and the basis therefor.

(f) *Data as to positions with public utility holding companies.* (Do not include here data as to corporations listed in paragraph (b) of this section which are also holding companies. A "holding company" as herein used means any corporation which directly or indirectly owns, controls, or holds with power to vote, 10 per centum or more, of the outstanding voting securities of a public utility.)

(1) Name of holding company, State, and date of incorporation (if any), and address of principal place of business.

(2) Positions which applicant holds therein, when and by whom elected or appointed to each position.

(3) Extent of applicant's direct or indirect ownership, or control of, or beneficial interest in, the holding company or in the securities thereof, including common stock, preferred stock, bonds, or other securities. If such ownership or interest is held in a name other than that of applicant, state name and address of such holder.

(4) All money or property received by applicant from the holding company during the past 12 months, and expected during the ensuing 12 months, whether for services, reimbursement for expenses, or otherwise. Specify in detail the amount thereof and the basis therefor.

(g) *Positions with all other corporations.* (Do not include here data as to any corporations listed in paragraphs (b) or (f) of this section.)

(1) All other corporations and positions therein, including briefly the information required in parallel columns as below:

Name of corporation	Address: Kind of business	Position held therein

(2) Any corporate, contractual, financial, or business relationships between any of the corporations listed in subparagraph (1) of this paragraph and any of the public utilities listed in paragraph (b) of this section.

(h) *Data as to the public utility holding company system.* The names of the public utility holding company systems of which each public utility listed in paragraph (b) of this section is a part, with a chart showing the corporate relationships existing between and among the corporations within the holding company systems.

(Secs. 305(b), 309, 49 Stat. 856, 858; 16 U.S.C. 825d(b), 825h)

[F.R. Doc. 62-5053; Filed, May 24, 1962; 8:46 a.m.]

Title 21—FOOD AND DRUGS

Chapter I—Food and Drug Administration, Department of Health, Education, and Welfare

SUBCHAPTER B—FOOD AND FOOD PRODUCTS

PART 120—TOLERANCES AND EXEMPTIONS FROM TOLERANCES FOR PESTICIDE CHEMICALS IN OR ON RAW AGRICULTURAL COMMODITIES

Tolerance for Residues of Toxaphene

A petition was filed with the Food and Drug Administration by Hercules Powder Company, Wilmington, Delaware, requesting the establishment of a tolerance for residues of the insecticide toxaphene in or on pineapples at 3 parts per million.

The Secretary of Agriculture has certified that this pesticide chemical is useful for the purposes for which a tolerance is being established.

After consideration of the data submitted in the petition and other relevant material which show that the tolerance established in this order will protect the public health, and by virtue of the authority vested in the Secretary of Health, Education, and Welfare by the Federal Food, Drug, and Cosmetic Act (sec. 408(d)(2), 68 Stat. 512; 21 U.S.C. 346a(d)(2)) and delegated to the Commissioner of Food and Drugs by the Secretary (25 F.R. 8625), the regulations for tolerances for pesticide chemicals in or on raw agricultural commodities are amended by changing the introduction to § 120.138 (21 CFR 120.138) and by adding thereto a tolerance for the insecticide in or on pineapples. As amended, the introduction to the section and the item "3 parts per million * * *" are changed to read as follows:

§ 120.138 Tolerances for residues of toxaphene.

Tolerances are established for residues of the insecticide toxaphene (chlorinated camphene containing 67 percent-69 percent chlorine) in or on raw agricultural commodities from preharvest or preslaughter application, as follows:

* * * * *

3 parts per million in or on bananas (of which residue not more than 0.3 part per million shall be in the pulp after the peel is removed and discarded), pineapples.

Any person who will be adversely affected by the foregoing order may at any time within 30 days from the date of its publication in the FEDERAL REGISTER file with the Hearing Clerk, Department of Health, Education, and Welfare, Room 5440, 330 Independence Avenue SW., Washington 25, D.C., written objections thereto. Objections shall show wherein the person filing will be adversely affected by the order and specify with particularity the provisions of the order deemed objectionable and the grounds for the objections. If a hearing is requested, the objections must state the issues for the hearing. A hearing will be granted if the objections are supported by grounds legally sufficient to justify the relief sought. Objections may be accompanied by a memorandum or brief in support thereof. All documents shall be filed in quintuplicate.

Effective date. This order shall be effective on the date of its publication in the FEDERAL REGISTER.

(Sec. 408(d)(2), 68 Stat. 512; 21 U.S.C. 346a(d)(2))

Dated: May 21, 1962.

JOHN L. HARVEY,
Deputy Commissioner of Food and Drugs.

[F.R. Doc. 62-5063; Filed, May 24, 1962; 8:48 a.m.]

PART 120—TOLERANCES AND EXEMPTIONS FROM TOLERANCES FOR PESTICIDE CHEMICALS IN OR ON RAW AGRICULTURAL COMMODITIES

Tolerance for Residues of 1-Naphthyl *N*-Methylcarbamate

A petition was filed with the Food and Drug Administration by Union Carbide Corporation, 270 Park Avenue, New York, N.Y., requesting the establishment of a tolerance for residues of the insecticide 1-naphthyl *N*-methylcarbamate in or on olives at 10 parts per million.

The Secretary of Agriculture has certified that this pesticide chemical is useful for the purposes for which a tolerance is being established.

After consideration of the data submitted in the petition and other relevant material which show that the tolerance established in this order will protect the public health, and by virtue of the authority vested in the Secretary of Health, Education, and Welfare by the Federal Food, Drug, and Cosmetic Act (sec. 408 (d)(2), 68 Stat. 512; 21 U.S.C. 346a (d)(2)) and delegated to the Commissioner of Food and Drugs by the Secretary (25 F.R. 8625), the regulations for tolerances for pesticide chemicals in or on raw agricultural commodities are amended by changing the introduction to § 120.169 (21 CFR 120.169; 27 F.R. 823) and by adding thereto a tolerance for the insecticide in or on olives. As amended, the introduction to the section and the item "10 parts per million * * *" are changed to read as follows:

§ 120.169 Tolerances for residues of 1-naphthyl *N*-methylcarbamate.

Tolerances are established for residues of the insecticide 1-naphthyl *N*-methylcarbamate, including its hydrolysis product 1-naphthol calculated as 1-naphthyl *N*-methylcarbamate, in or on raw agricultural commodities as follows:

* * * * *

10 parts per million in or on apples, apricots, asparagus, bananas, beans, blueberries, broccoli, brussels sprouts, cabbage, carrots, cauliflower, cherries,

citrus fruits, cranberries, cucumbers, eggplants, grapes, kohlrabi, lettuce, melons, nectarines, okra, olives, peaches, pears, peppers, plums (fresh prunes), pumpkins, sorghum grain, strawberries, summer squash, tomatoes, winter squash.

Any person who will be adversely affected by the foregoing order may at any time within 30 days from the date of its publication in the FEDERAL REGISTER file with the Hearing Clerk, Department of Health, Education, and Welfare, Room 5440, 330 Independence Avenue SW., Washington 25, D.C., written objections thereto. Objections shall show wherein the person filing will be adversely affected by the order and specify with particularity the provisions of the order deemed objectionable and the grounds for the objections. If a hearing is requested, the objections must state the issues for the hearing. A hearing will be granted if the objections are supported by grounds legally sufficient to justify the relief sought. Objections may be accompanied by a memorandum or brief in support thereof. All documents shall be filed in quintuplicate.

Effective date. This order shall be effective on the date of its publication in the FEDERAL REGISTER.

(Sec. 408(d)(2), 68 Stat. 512; 21 U.S.C. 346a(d)(2))

Dated: May 21, 1962.

JOHN L. HARVEY,
Deputy Commissioner of Food and Drugs.

[F.R. Doc. 62-5079; Filed, May 24, 1962; 8:50 a.m.]

PART 121—FOOD ADDITIVES

Subpart C—Food Additives Permitted in Animal Feed and Animal-Feed Supplements

MALATHION

The Commissioner of Food and Drugs, having evaluated comments submitted by American Cyanamid Company, P.O. Box 400, Princeton, New Jersey, has concluded that the following amendment to § 121.228 of the food additive regulations should issue to clarify the existing regulation. Therefore, pursuant to the provisions of the Federal Food, Drug and Cosmetic Act (sec. 409(c)(1), 72 Stat. 1786; 21 U.S.C. 348(c)(1)), and under the authority delegated to the Commissioner by the Secretary of Health, Education, and Welfare (25 F.R. 8625), § 121.228 (21 CFR 121.228; 27 F.R. 3441) is amended to read as follows:

§ 121.228 Malathion.

A tolerance of 50 parts per million (0.005 percent) is established for residues of malathion (*O,O*-dimethyl dithiophosphate of diethyl mercaptosuccinate) in dehydrated citrus pulp for cattle feed, when present therein as a result of the application of the pesticide to bagged citrus pulp during storage. Whether or not tolerances for residues of malathion on the fresh fruit have been established under section 408 of the act, the total residue of malathion in the dried citrus pulp shall not exceed 50 parts per million.

Notice and public procedure are not necessary prerequisites to the promulgation of this order, and I so find, since the purpose of this amendment is to clarify an existing regulation.

Effective date. This order shall be effective on the date of its publication in the FEDERAL REGISTER.

(Sec. 409(c)(1), 72 Stat. 1786; 21 U.S.C. 348(c)(1))

Dated: May 21, 1962.

JOHN L. HARVEY,
Deputy Commissioner of Food and Drugs.

[F.R. Doc. 62-5076; Filed, May 24, 1962; 8:49 a.m.]

PART 121—FOOD ADDITIVES

Subpart C—Food Additives Permitted in Animal Feed or Animal-Feed Supplements

SILICON DIOXIDE

The Commissioner of Food and Drugs, having evaluated the data submitted in petitions filed by the Catalin Corporation of America, Fords, New Jersey, Davison Chemical Company, Division of W. R. Grace and Co., Baltimore 3, Maryland, E. I. du Pont de Nemours and Sons, Inc., Wilmington 99, Delaware, and Pennsylvania Glass Sand Corporation, Hancock, West Virginia, and other relevant material, has concluded that the following food additive regulation should issue with respect to the use of silicon dioxide in feed and feed components. Therefore, pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (sec. 409(c)(1), 72 Stat. 1786; 21 U.S.C. 348(c)(1)), and under the authority delegated to the Commissioner by the Secretary of Health, Education, and Welfare (25 F.R. 8625), the food additive regulations (21 CFR Part 121) are amended by adding to Subpart C the following new section:

§ 121.229 Silicon dioxide.

The food additive silicon dioxide may be safely used in specified feed and feed components in accordance with the following conditions:

(a) The food additive is manufactured by vapor phase hydrolysis or by other means whereby the particle size is such as to accomplish the intended effect.

(b) It is used or intended for use in feed and feed components as an anticaking agent, and/or grinding aid, as follows:

Feed component:	*Limitations (percent)*
BHT (butylated hydroxytoluene)	2
Methionine hydroxy analog and its calcium salts	1
Sodium propionate	1
Urea	1
Vitamins	3

Any person who will be adversely affected by the foregoing order may at any time within 30 days from the date of its publication in the FEDERAL REGISTER file with the Hearing Clerk, Department of Health, Education, and Welfare, Room 5440, 330 Independence Avenue SW., Washington 25, D.C., written objections thereto. Objections shall show wherein the person filing will be adversely affected by the order and specify with particularity the provisions of the order deemed objectionable and the grounds for the objections. If a hearing is requested, the objections must state the issues for the hearing. A hearing will be granted if the objections are supported by grounds legally sufficient to justify the relief sought. Objections may be accompanied by a memorandum or brief in support thereof. All documents shall be filed in quintuplicate.

Effective date. This order shall be effective on the date of its publication in the FEDERAL REGISTER.

(Sec. 409(c)(1), 72 Stat. 1786; 21 U.S.C. 348(c)(1))

Dated: May 21, 1962.

JOHN L. HARVEY,
Deputy Commissioner of Food and Drugs.

[F.R. Doc. 62-5077; Filed, May 24, 1962; 8:50 a.m.]

PART 121—FOOD ADDITIVES

Subpart C—Food Additives Permitted in Animal Feed or Animal-Feed Supplements

Subpart D—Food Additives Permitted in Food for Human Consumption

ETHYL CELLULOSE

The Commissioner of Food and Drugs, having evaluated the data submitted in a petition filed by Hercules Powder Company, Inc., 910 Market Street, Wilmington 99, Delaware, and other relevant material, has concluded that the following regulations should issue to provide for the safe use of ethyl cellulose as a component of protective coatings and as a binder and filler for vitamin and mineral preparations for human and animal use. Therefore, pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (sec. 409(c)(1), 72 Stat. 1786; 21 U.S.C. 348(c)(1)), and under the authority delegated to the Commissioner by the Secretary of Health, Education, and Welfare (25 F.R. 8625), the food additive regulations (21 CFR Part 121) are amended as set forth below:

1. Subpart C is amended by adding thereto the following new section:

§ 121.230 Ethyl cellulose.

The food additive ethyl cellulose may be safely used in animal feed in accordance with the following prescribed conditions:

(a) The food additive is a cellulose ether containing ethoxy (OC_2H_5) groups attached by an ether linkage and containing on an anhydrous basis not more than 2.60 ethoxy groups per anhydroglucose unit.

(b) It is used or intended for use as a binder or filler in dry vitamin preparations to be incorporated into animal feed.

2. Subpart D is amended by adding thereto the following new section:

§ 121.1087 Ethyl cellulose.

The food additive ethyl cellulose may be safely used in food in accordance with the following prescribed conditions:

(a) The food additive is a cellulose ether containing ethoxy (OC_2H_5) groups attached by an ether linkage and containing on an anhydrous basis not more than 2.60 ethoxy groups per anhydroglucose unit.

(b) It is used or intended for use as follows:

(1) As a binder and filler in dry vitamin preparations.

(2) As a component of protective coatings for vitamin and mineral tablets.

Any person who will be adversely affected by the foregoing order may at any time within 30 days from the date of its publication in the FEDERAL REGISTER file with the Hearing Clerk, Department of Health, Education, and Welfare, Room 5440, 330 Independence Avenue SW., Washington 25, D.C., written objections thereto. Objections shall show wherein the person filing will be adversely affected by the order and specify with particularity the provisions of the order deemed objectionable and the grounds for the objections. If a hearing is requested, the objections must state the issues for the hearing. A hearing will be granted if the objections are supported by grounds legally sufficient to justify the relief sought. Objections may be accompanied by a memorandum or brief in support thereof. All documents shall be filed in quintuplicate.

Effective date. This order shall be effective on the date of its publication in the FEDERAL REGISTER.

(Sec. 409(c)(1), 72 Stat. 1786; 21 U.S.C. 348(c)(1))

Dated: May 21, 1962.

JOHN L. HARVEY,
Deputy Commissioner of Food and Drugs.

[F.R. Doc. 62-5075; Filed, May 24, 1962; 8:49 a.m.]

PART 121—FOOD ADDITIVES

Subpart D—Food Additives Permitted in Food for Human Consumption

SILICON DIOXIDE

The Commissioner of Food and Drugs, having evaluated the data submitted in petitions filed by Davison Chemical Co., Division of W. R. Grace and Co., Baltimore 3, Maryland, Monsanto Chemical Company, 800 North Lindbergh Boulevard, St. Louis 66, Missouri, and Pennsylvania Glass Sand Corporation, Hancock, West Virginia, and other relevant material, has concluded that the following amendment should issue to § 121.1058 of the food additive regulations for silicon dioxide in specified foods. Therefore, pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (sec. 409(c)(1), 72 Stat. 1786; 21 U.S.C. 348(c)(1)), and under the authority delegated to the Commissioner by the Secretary of Health, Education, and Welfare (25 F.R. 8625), § 121.1058 (21 CFR 121.1058) is amended by changing the section heading, by providing for other methods of manufacturing silicon dioxide, and by providing for its use in other specified foods. As amended, § 121.1058 reads as follows:

§ 121.1058 Silicon dioxide.

The food additive silicon dioxide may be safely used in specified foods in accordance with the following conditions:

(a) The food additive is manufactured by vapor phase hydrolysis or by other means whereby the particle size is such as to accomplish the intended effect.

(b) It is used or intended for use in food as an anticaking agent as follows:

Food:	*Limitations (percent)*
Salt and seasoned salt	1
Sodium bicarbonate	1
Vitamin products	0.5
Special dietary products	0.75
Spices	2
Meat curing compounds	2
Flavoring powders	2

Any person who will be adversely affected by the foregoing order may at any time within 30 days from the date of its publication in the FEDERAL REGISTER file with the Hearing Clerk, Department of Health, Education, and Welfare, Room 5440, 330 Independence Avenue SW., Washington 25, D.C., written objections thereto. Objections shall show wherein the person filing will be adversely affected by the order and specify with particularity the provisions of the order deemed objectionable and the grounds for the objections. If a hearing is requested, the objections must state the issues for the hearing. A hearing will be granted if the objections are supported by grounds legally sufficient to justify the relief sought. Objections may be accompanied by a memorandum or brief in support thereof. All documents shall be filed in quintuplicate.

Effective date. This order shall be effective on the date of its publication in the FEDERAL REGISTER.

(Sec. 409(c)(1), 72 Stat. 1786; 21 U.S.C. 348(c)(1))

Dated: May 21, 1962.

JOHN L. HARVEY,
Deputy Commissioner of Food and Drugs.

[F.R. Doc. 62-5078; Filed, May 24, 1962; 8:50 a.m.]

SUBCHAPTER C—DRUGS

PART 141d—CHLORAMPHENICOL AND CHLORAMPHENICOL-CONTAINING DRUGS; TESTS AND METHODS OF ASSAY

Chloramphenicol-Paromomycin Ointment; Correction

Effective as of the date of signature of this order, paragraph (a)(1)(ii)(c) of § 141d.316 *Chloramphenicol-paromomycin ointment* is corrected by changing the beginning of the first formula and the second formula, respectively, to read as follows:

Hydrocortisone content (% weight/weight) =
Chloramphenicol content (% weight/weight) =

(Sec. 701(a), 52 Stat. 1055; 21 U.S.C. 371(a))

Dated: May 21, 1962.

JOHN L. HARVEY,
Deputy Commissioner of Food and Drugs.

[F.R. Doc. 62-5074; Filed, May 24, 1962; 8:49 a.m.]

PART 146a—CERTIFICATION OF PENICILLIN AND PENICILLIN-CONTAINING DRUGS

Sampling Requirements; Setting of Effective Date

Pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (sec. 507, 59 Stat. 463, as amended; 21 U.S.C. 357) and in accordance with the authority delegated to the Commissioner of Food and Drugs by the Secretary of Health, Education, and Welfare (25 F.R. 8625), notice is hereby given that no comments were filed on the order published in the FEDERAL REGISTER of March 30, 1962 (27 F.R. 3006), with regard to sampling requirements of penicillin dental cones, suppositories, bougies, and implantation pellets. Accordingly, the amendments promulgated by that order became effective April 29, 1962.

(Sec. 507, 59 Stat. 463, as amended; 21 U.S.C. 357)

Dated: May 21, 1962.

JOHN L. HARVEY,
Deputy Commissioner of Food and Drugs.

[F.R. Doc. 62-5080; Filed, May 24, 1962; 8:50 a.m.]

Title 32—NATIONAL DEFENSE

Chapter V—Department of the Army

SUBCHAPTER B—CLAIMS AND ACCOUNTS

PART 536—CLAIMS AGAINST THE UNITED STATES

Investigating and Processing of Claims

1. Subparagraph (2) of § 536.1(b) is revised to read as follows:

§ 536.1 Purpose and scope.

* * * * *

(b) *Scope.* * * *

(2) *Disaster claims.* Disaster claims and claims arising out of an incident involving an aircraft or missile under the control of the Army or the Army National Guard which are properly for settlement under either §§ 536.12–536.23, 536.29, 536.140–536.152, or § 536.26 will be investigated in accordance with standing operating procedures promulgated for that purpose by the commanding general of an Army or comparable command responsible for the area in which the disaster or aircraft or missile incident occurred. Such claims will be

settled in accordance with applicable regulations and the procedures set forth in this section and §§ 536.2–536.11c.

2. In § 536.3, new paragraph (a–2) is added and paragraph (b)(1) is revised, as follows:

§ 536.3 Definitions and explanations.

* * * * *

(a–2) *Advance payment.* A payment not exceeding $1,000 made prior to settlement of a meritorious claim resulting from an incident involving an aircraft or missile where there exists an immediate need of the person who suffered the injury, damage, or loss, or of his family, or of the family of a person who was killed, for food, clothing, shelter, medical or burial expenses or other necessities, and other resources for such expenses are not reasonably available.

(b) *Civilian employees.* Includes:

(1) Civilian employees of the Army, prisoners of war and interned enemy aliens engaged in labor for pay, volunteer workers, others serving as employees of the Army without compensation, and as to §§ 536.26 and 536.29, civilian employees of the Department of Defense who are not employees of the Department of the Army, the Navy, or the Air Force; and

3. New subparagraph (5) is added to § 536.9(b), as follows:

§ 536.9 Effect on award of other payments to claimant.

(b) * * *

* * * * *

(5) Any advance payment made pursuant to § 536.11c.

4. Section 536.11a is revised and new § 536.11c is added, as follows:

§ 536.11a Effect of payment.

Acceptance of an award by the claimant, except for the acceptance of an advance payment, constitutes for the United States as well as the military personnel or civilian employee whose act or omission gave rise to the claim, a release from all liability to the claimant based on the act or omission.

§ 536.11c Advance payments.

(a) *Purpose.* This paragraph implements title 10, United States Code, section 2736, and authorizes an advance payment not in excess of $1,000 in the limited category of claims resulting in immediate hardship arising from incidents involving aircraft or missiles which are payable under title 10, United States Code, sections 2733 or 2734, or title 32, United States Code, section 715. No new liability is created by title 10, United States Code, section 2736, which permits partial advance payments on meritorious claims as specified above which are otherwise within the purview of §§ 536.12–536.23, 536.140–536.152, or § 536.26.

(b) *Conditions for advance payment.* An advance payment is authorized only under the following circumstances:

(1) The claim for death, personal injury, damage to or loss of property arises from an incident involving an aircraft or missile.

(2) The claim must be determined to be cognizable and meritorious under the provisions of either §§ 536.12–536.23, 536.140–536.152, or § 536.26.

(3) There exists an immediate need of the person who suffered the injury, damage or loss, or of his family, or of the family of a person who was killed, for food, clothing, shelter, medical or burial expenses or other necessities, and other resources for such expenses are not reasonably available.

(4) The payee, so far as can be determined, would be a proper claimant, or is the spouse or next of kin of a claimant who is incapacitated.

(5) The total damage sustained must exceed the amount of the advance payment.

(6) A properly executed advance payment acceptance agreement has been obtained.

(c) *Authorization.* Approving authorities designated in §§ 536.12–536.23, 536.26, and 536.140–536.152 are authorized to make advance payments within their monetary jurisdiction in connection with claims cognizable under those sections.

[C 2, AR 25–20, May 4, 1962] (Sec. 3012, 70A Stat. 157; 10 U.S.C. 3012)

J. C. LAMBERT,
Major General, U.S. Army,
The Adjutant General.

[F.R. Doc. 62–5040; Filed, May 24, 1962; 8:45 a.m.]

PART 536—CLAIMS AGAINST THE UNITED STATES

Miscellaneous Amendments

1. Section 536.12 is revised and new paragraph (f) is added to § 536.14, as follows:

§ 536.12 Statutory authority.

The authority for §§ 536.12–536.23 is contained in title 10, United States Code, section 2733, as amended, and section 2736.

§ 536.14 Claims payable.

* * * * *

(f) *Advance payments in aircraft and missile incidents.* Advance payments pursuant to title 10, United States Code, section 2736, on meritorious claims in connection with immediate hardship arising from incidents involving an aircraft or missile are authorized as provided in § 536.11c.

2. In § 536.26(n), revise subparagraph (9) and add new subparagraph (10), as follows:

§ 536.26 Claims arising in foreign countries.

* * * * *

(n) *Foreign claims commissions.* * * *

(9) *Cross servicing of claims.* Claims arising in foreign countries under the Foreign Claims Act of January 2, 1942 (55 Stat. 880), as amended (31 U.S.C. 224d), and the Act of July 3, 1943, chapter 189 (57 Stat. 372), as amended (31 U.S.C. 223b), and sections 2733 and 2734 of Title 10, United States Code, as amended, will be settled without regard to the service of the tortfeasor. Any claim, whether arising from activities of the Army, Navy, Air Force, Marine Corps, or the Coast Guard, when operating as a service in the Navy, may, upon request by the service concerned, and shall, when the Army has been assigned responsibility for claims in a particular country, be settled under §§ 536.12–536.23 or this section by a foreign claims commission appointed by the Secretary of the Army or his designee. A claim arising from Army activities in an area where another service has been assigned responsibility for claims will be sent to that service for settlement under its regulations.

(10) *Advance payments.* Advance payments pursuant to title 10, United States Code, section 2736, on meritorious claims for compensation for personal injury or death, or property damage, resulting from incidents involving aircraft or missiles, which are otherwise payable under this section, are authorized as provided in § 536.11c. However, no advance payment is authorized if the incident occurred in a foreign country in which the Agreement Regarding the Status of Forces of Parties to the North Atlantic Treaty or other similar treaty or agreement is in effect, and the injury, death, damage, or loss was caused by a member or employee of the Department of the Army acting within the scope of employment, or occurred incident to noncombat activities of the Department of the Army, for which the foreign country concerned has responsibility under the treaty or agreement for the settlement of such scope claims.

3. New paragraph (c) is added to § 536.152, as follows:

§ 536.152 Settlement authority.

* * * * *

(c) *Advance payments in aircraft and missile incidents.* Advance payments pursuant to title 10, United States Code, section 2736, on meritorious claims in connection with immediate hardship arising from incidents involving in aircraft or missile, are authorized as provided in § 536.11c.

[C 1, AR 25–25, C 1, AR 25–40, and C 4, AR 25–90, May 4, 1962] (Sec. 3012, 70A Stat. 157; 10 U.S.C. 3012)

J. C. LAMBERT,
Major General, U.S. Army,
The Adjutant General.

[F.R. Doc. 62–5081; Filed, May 24, 1962; 8:50 a.m.]

Chapter VII—Department of the Air Force

SUBCHAPTER J—AIR FORCE PROCUREMENT INSTRUCTION

MISCELLANEOUS AMENDMENTS

The following miscellaneous amendments and revisions are issued to this subchapter:

PART 1056—CONTRACTS ENTERED INTO UNDER AUTHORITY OF TITLE II, FIRST WAR POWERS ACT, 1941 AS AMENDED

Part 1056 is deleted and reserved.

(Sec. 8012, 70A Stat. 488; 10 U.S.C. 8012. Interpret or apply secs. 2301–2314, 70A Stat. 127–133; 10 U.S.C. 2301–2314)