and Washington, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as need for regulation; interested persons were afforded an opportunity to submit information and views at this meeting; the recommendation and supporting information for regulation during the period specified herein were promptly submitted to the Department after such meeting was held; the provisions of this section, including its effective time, are identical with the aforesaid recommendation of the committee, and information concerning such provisions and effective time has been disseminated among handlers of such Valencia oranges; it is necessary, in order to effectuate the declared policy of the act, to make this section effective during the period herein specified; and compliance with this regulation will not require any special preparation on the part of persons subject hereto which cannot be completed on or before the effective date hereof. Such committee meeting was held on August 13, 1968.

(b) *Order.* (1) The respective quantities of Valencia oranges grown in Arizona and designated part of California which may be handled during the period August 16, 1968, through August 22, 1968, are hereby fixed as follows:

(i) District 1: Unlimited movement;

(ii) District 2: 350,000 cartons;

(iii) District 3: Unlimited movement.

(2) As used in this section, "handled," "District 1," "District 2," "District 3," and "carton" have the same meaning as when used in said amended marketing agreement and order.

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

Dated: August 14, 1968.

PAUL A. NICHOLSON,
Deputy Director, Fruit and Vegetable Division, Consumer and Marketing Service.

[F.R. Doc. 68-9876; Filed, Aug. 14, 1968; 11:22 a.m.]

PART 915—AVOCADOS GROWN IN SOUTH FLORIDA

Increase in Rate of Assessment for 1968-69 Fiscal Year

On July 24, 1968, notice of proposed rulemaking was published in the FEDERAL REGISTER (33 F.R. 10528) regarding a proposed increase in the rate of assessment for the 1968-69 fiscal year (April 1, 1968, through March 31, 1969) pursuant to the marketing agreement, as amended, and Order No. 915, as amended (7 CFR Part 915), regulating the handling of avocados grown in south Florida. This regulatory program is effective under the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601-674). After consideration of all relevant matters presented, including the proposal set forth in such notice which was submitted by the Avocado Administrative Committee, established pursuant to said amended marketing agreement and order, it is hereby found and determined that the rate of assessment previously fixed will not provide sufficient income because of a curtailment of the crop due to excessive rainfall and an increase in the rate of assessment is necessary to meet expenses.

Paragraph (b) of § 915.208 *Expenses and rate of assessment and carryover of unexpended funds* (33 F.R. 8725) is hereby amended to read as follows:

§ 915.208 Expenses and rate of assessment and carryover of unexpended funds.

* * * * *

(b) *Rate of assessment.* The rate of assessment for said period payable by each handler in accordance with § 915.41, is fixed at $0.04 per bushel of avocados.

It is hereby further found that it is impracticable and contrary to the public interest to postpone the effective time hereof until 30 days after publication in the FEDERAL REGISTER (5 U.S.C. 553) in that (1) the increase in the rate of assessment does not involve an increase in the total expenses heretofore established by the Secretary (33 F.R. 8725), (2) the said committee in the performance of its duties and functions is likely to incur obligations which may be in excess of the income likely to be received from handlers at the current rate of assessment based on the new crop estimate, (3) it is essential that this mandatory action be issued immediately so that said committee can meet its obligations, (4) the relevant provisions of said amended marketing agreement and this part require that the amended rate of assessment herein fixed shall be applicable to all assessable avocados handled during such period, and (5) such period began on April 1, 1968, and said rate of assessment will automatically apply to all such avocados beginning with such date.

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

Dated: August 12, 1968.

PAUL A. NICHOLSON,
Deputy Director, Fruit and Vegetable Division, Consumer and Marketing Service.

[F.R. Doc. 68-9802; Filed, Aug. 14, 1968; 8:49 a.m.]

[Pear Reg. 2, Amdt. 2]

PART 931—FRESH BARTLETT PEARS GROWN IN OREGON AND WASHINGTON

Limitation of Shipments

Findings. (1) Pursuant to the marketing agreement and Order No. 931 (7 CFR Part 931) regulating the handling of fresh Bartlett pears grown in Oregon amended (7 U.S.C. 601-674), and upon the basis of the recommendations and information submitted by the Northwest Fresh Bartlett Pear Marketing Committee, established under the aforesaid marketing agreement and order, and upon other available information, it is hereby found that the limitation of shipments of such pears, as hereinafter provided, will tend to effectuate the declared policy of the act.

(2) It is hereby further found that it is impracticable, unnecessary, and contrary to the public interest to give preliminary notice, engage in public rulemaking procedure, and postpone the effective date of this amendment until 30 days after publication thereof in the FEDERAL REGISTER (5 U.S.C. 553) in that, as hereinafter set forth, the time intervening between the date when information upon which this amendment is based became available and the time when this amendment must become effective in order to effectuate the declared policy of the act is insufficient; and this amendment relieves restrictions on the handling of such pears.

(a) *Order, as amended.* The provisions of paragraph (a)(1) of § 931.302 (Pear Regulation 2; 33 F.R. 10936) are hereby amended to read as follows:

§ 931.302 Bartlett Pear Regulation 2.

(a) *Order.* * * *

(1) *Minimum grade requirement.* Such pears grade at least U.S. No. 2: *Provided,* That (i) pears which are seriously damaged by frost injury, limbrubs, or healed hail marks may be handled if such pears are packed in containers containing at least 14 pounds, net weight, but not more than 15 pounds, net weight, of pears, or (ii) pears which fail to meet the requirements with respect to shape specified in the U.S. No. 2 grade only because of frost injury or healed hail marks may be handled if (*a*) they are not so seriously misshapen as to preclude the cutting of at least one good half and (*b*) they are packed in containers containing at least 14 pounds, net weight, but not more than 15 pounds, net weight, of pears; *And provided further,* That, in determining whether pears packed in open containers or handled loose meet the aforesaid grade requirements, the tolerances set forth in §§ 51.1265 and 51.1271 and the application of tolerances in § 51.1266 of the U.S. Standards for Summer and Fall Pears (7 CFR 51.1260-51.1280) shall apply.

* * * * *

(b) *Effective time.* The provisions of this amendment shall become effective August 9, 1968.

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

Dated: August 9, 1968.

PAUL A. NICHOLSON,
Deputy Director, Fruit and Vegetable Division, Consumer and Marketing Service.

[F.R. Doc. 68-9778; Filed, Aug. 14, 1968; 8:47 a.m.]

Title 9—ANIMALS AND ANIMAL PRODUCTS

Chapter I—Agricultural Research Service, Department of Agriculture

SUBCHAPTER C—INTERSTATE TRANSPORTATION OF ANIMALS AND POULTRY

PART 85—CYSTICERCOSIS

Revocation of Regulations

Pursuant to the provisions of sections 1 and 3 of the Act of March 3, 1905, as amended, and section 7 of the Act of May 29, 1884, as amended (21 U.S.C. 117, 123, 125), Part 85 of Chapter I, Subchapter C, Title 9, Code of Federal Regulations, containing quarantine regulations imposed because of cysticercosis, is hereby revoked.

(Secs. 1 and 3, 33 Stat. 1264 and 1265, as amended, Sec. 7, 23 Stat. 32, as amended; 21 U.S.C. 117, 123, 125; 29 F.R. 16210, as amended, 30 F.R. 5799, as amended.)

Effective date. This revocation shall become effective upon issuance. However, such provisions shall be deemed to continue in full force and effect for the purpose of sustaining any action or other proceeding with respect to any right that accrued, liability that was incurred, or violation that occurred prior to said date.

The foregoing action revokes a notice of quarantine and certain restrictions pertaining to the interstate movement of cattle from quarantined areas, because such notice of quarantine and restrictions are no longer deemed necessary to prevent the dissemination of cysticercosis. The premises known as the Hereford Cattle Feeders, Inc., Hereford, Tex., heretofore quarantined because of cysticercosis, is released from such quarantine by this action.

The foregoing action relieves certain restrictions presently imposed, and must be made effective immediately to be of maximum benefit to persons subject to the restrictions which are relieved. Accordingly, under the administrative procedure provisions in 5 U.S.C. 553, it is found upon good cause that notice and other public procedure with respect to this action are impracticable and unnecessary, and such action may be made effective less than 30 days after publication in the FEDERAL REGISTER.

Done at Washington, D.C., this 9th day of August 1968.

R. J. ANDERSON,
Acting Administrator, Agricultural Research Service.

[F.R. Doc. 68-9803; Filed, Aug. 14, 1968; 8:49 a.m.]

PART 97—OVERTIME SERVICES RELATING TO IMPORTS AND EXPORTS

Administrative Instructions Prescribing Commuted Travel Time Allowances

Pursuant to the authority conferred upon the Director of the Animal Health Division by § 97.1 of the regulations concerning overtime services relating to imports and exports, effective July 31, 1966 (9 CFR 97.1), administrative instructions (9 CFR 97.2) effective July 30, 1963, as amended May 18, 1964 (29 F.R. 6318), December 7, 1964 (29 F.R. 16316), April 12, 1965 (30 F.R. 4609), June 18, 1965 (30 F.R. 7893), June 7, 1966 (31 F.R. 8020), October 11, 1966 (31 F.R. 13114), November 1, 1966 (31 F.R. 13939), November 23, 1966 (31 F.R. 14826), February 14, 1967 (32 F.R. 2843), April 15, 1967 (32 F.R. 6021), August 26, 1967 (32 F.R. 12441), September 29, 1967 (32 F.R. 13650), February 9, 1968 (33 F.R. 2758), March 7, 1968 (33 F.R. 4248), and July 13, 1968 (33 F.R. 10085), prescribing the commuted travel time that shall be included in each period of overtime or holiday duty, are hereby amended by adding to or deleting from the respective "lists" therein, as follows:

WITHIN METROPOLITAN AREA

ONE HOUR

Add: El Paso, Tex. (served from Sunland Park, N Mex.).

OUTSIDE METROPOLITAN AREAS

THREE HOURS

Add: El Paso, Tex. (served from Las Cruces, N. Mex.).

FOUR HOURS

Add: Wedderburn, Oreg. (served from Coos Bay, Oreg.).

Add: Mapleton, Oreg. (served from Coos Bay, Oreg.).

Add: Columbus, N. Mex. (served from Las Cruces, N. Mex.).

FIVE HOURS

Add: Columbus, N. Mex. (served from Sunland Park, N. Mex.).

Add: Antelope Wells, N. Mex. (served from Columbus, N. Mex.).

Add: El Paso, Tex. (served from Columbus, N. Mex.).

SIX HOURS

Add: Antelope Wells, N. Mex. (served from Las Cruces, N. Mex.).

SEVEN HOURS

Add: Antelope Wells, N. Mex. (served from Sunland Park, N. Mex.).

These commuted travel time periods have been established as nearly as may be practicable to cover the time necessarily spent in reporting to and returning from the place at which the employee performs such overtime or holiday duty when such travel is performed solely on account of such overtime or holiday duty. Such establishment depends upon facts within the knowledge of the Animal Health Division.

It is to the benefit of the public that these instructions be made effective at the earliest practicable date. Accordingly, pursuant to 5 U.S.C. 553, it is found upon good cause that notice and public procedure on these instructions are impracticable, unnecessary, and contrary to the public interest, and good cause is found for making these instructions effective less than 30 days after publication in the FEDERAL REGISTER.

(64 Stat. 561; 7 U.S.C. 2260)

These revised administrative instructions shall become effective upon publication in the FEDERAL REGISTER.

Done at Hyattsville, Md., this 9th day of August 1968.

G. H. WISE,
Acting Director, Animal Health Division, Agricultural Research Service.

[F.R. Doc. 68-9804; Filed, Aug. 14, 1968; 8:49 a.m.]

Title 10—ATOMIC ENERGY

Chapter I—Atomic Energy Commission

PART 170—FEES FOR FACILITIES AND MATERIALS LICENSES UNDER THE ATOMIC ENERGY ACT OF 1954, AS AMENDED

Correction

In F.R. Doc. 68-9160 appearing at page 10923 of the issue for Thursday, August 1, 1968, make the following changes:

1. In § 170.3(m), the section reference in the fifth line should read "§ 50.21(c)".
2. In the second line of § 170.12(c), insert a comma after the word "payable".

Title 12—BANKS AND BANKING

Chapter I—Bureau of the Comptroller of the Currency, Department of the Treasury

PART 11—PROXY STATEMENTS AND OTHER SOLICITATIONS UNDER SECTION 14 OF THE SECURITIES EXCHANGE ACT

PART 12—OWNERSHIP REPORTS BY CERTAIN PERSONS

Miscellaneous Amendments

1. Part 11 is amended to change its title and to revise § 11.1 and to add §§ 11.3a, 11.4a, 11.4b, 11.4c, 11.4d, and to add Schedules D and E, as set forth below:

§ 11.1 Scope and application.

This part shall apply to every solicitation of a proxy and to any tender offers with respect to stock of a national bank having a class of equity securities held of record by 500 or more persons.

§ 11.3a Tender offers for stock of national banks.

(a) All requests or invitations for tenders or advertisements making a tender offer or requesting or inviting tenders shall contain the names of the persons making such requests, invitations, or advertisements and the information required by Items 2 (a), (c) and (e) (1), 3, 4, 5, and 6 of Schedule D, or a fair and adequate summary thereof and shall be filed with the Comptroller as a part of the statement required by § 12.3a: *Provided, however,* That the information required by Item 2(e)(1) shall include only convictions involving dishonesty or breach of trust.

(b) Any additional material soliciting or requesting such tender offers subsequent to the initial solicitation or request shall contain the names of the persons making such solicitation or request and the information required by Items 2 (a), (c) and (e)(1), 3, 4, 5, and 6 of Schedule D, or a fair and adequate summary thereof: *Provided, however,* That such material may omit any of such information previously furnished to the persons solicited or requested for tender offers. Copies of such additional material soliciting or requesting such tender offers shall be filed with the Comptroller not later than the time copies of such material are first published or sent or given to security holders.

(c) Any written solicitation or recommendation to the holders of a security to accept or reject a tender offer or request or invitation for tenders subject to section 14(d) of the Act shall include the name of the person making such solicitation or recommendation and the information required by Items 1(b), 2(b) of Schedule E or a fair and adequate summary thereof: *Provided, however,* That such written solicitation or recommendation may omit any of such information previously furnished to the persons to whom the solicitation or recommendation is made.

§ 11.4a Filing of Schedule D by persons making a tender offer.

(a) No person, directly or indirectly, by use of the mails or by any means or instrumentality of Interstate Commerce or of any facility of a national security exchange or otherwise, shall make a tender offer for, or a request or invitation for tenders of, any class of any equity security of a national bank which is registered or required to be registered pursuant to section 12 of the Act, if, after consummation thereof, such person would, directly or indirectly, be the beneficial owner of more than 10 per centum of such class, unless, at the time copies of the offer or request or invitation are first published or sent or given to security holders, such person has filed with the Comptroller a statement containing the information and exhibits required by Schedule D: *Provided, however,* That any person making a tender offer for or a request or invitation for tenders which commenced prior to August 8, 1968, shall, if such offer, request or invitation continues after such date, file the statement required by this part on or before August 20, 1968. Copies of all statements, in the form in which such material is furnished to security holders and the Comptroller, shall be sent to the issuer not later than the date such material is first published or sent or given to any security holders.

(b) If any material change occurs in the facts set forth in the statement required by paragraph (a) of this section, the person who filed such statement shall promptly file with the Comptroller an amendment disclosing such change.

§ 11.4b Recommendations as to tender offers.

(a) No solicitation or recommendation to the holders of a security to accept or reject a tender offer or request or invitation for tenders subject to section 14(d) of the Act shall be made unless, at the time copies of the solicitation or recommendation are first published or sent or given to holders of the security, the person making such solicitation or recommendation has filed with the Comptroller a statement containing the information specified by Schedule E: *Provided, however,* That this part shall not apply to (1) a person required by § 11.4(a) to file a statement, or (2) a person, other than the bank or the management of the bank, who makes no written solicitations or recommendations other than solicitations or recommendations, copies of which have been filed with the Comptroller pursuant to this part; *And provided further,* That any person making solicitation or recommendation to the holders of a security to accept or reject a tender offer or request or invitation for tenders which solicitation or recommendation commenced prior to August 8, 1968, shall, if such solicitation or recommendation continues after such date, file the statement required by this Part on or before August 20, 1968.

(b) If any material change occurs in the facts set forth in the statement required by paragraph (a) of this section, the person who filed such statement shall promptly file with the Comptroller an amendment disclosing such change.

§ 11.4c Purchase of securities by nominee of bank or by controlling persons.

When a person makes a tender offer for, or request or invitation for tenders of, any class of equity securities of a national bank subject to section 13(e) of the Act, and such person has filed a statement with the Comptroller pursuant to § 11.3a hereof and the bank has received notice thereof, no person shall thereafter, for or on behalf of the bank, nor shall any person controlling, controlled by, or under common control with the bank, during the period such tender offer, request or invitation continues, purchase (including any purchase subject to control of the bank or any such person), any equity securities of the bank unless:

(a) Such person has filed with the Comptroller a statement containing the information specified below with respect to proposed purchases:

(1) The title and amount of securities to be purchased, the names of the persons or classes of persons from whom, and the market in which, the securities are to be purchased, including the name of any exchange on which the purchase is to be made;

(2) The purpose for which the purchase is to be made and any plan or proposal for the disposition of such securities; and

(3) The source and amount of funds or other consideration used or to be used in making the purchases, and if any part of the purchase price or proposed purchase price is represented by funds or other consideration borrowed or otherwise obtained for the purpose of acquiring, holding, or trading the securities, a description of the transaction and the names of the parties thereto; and

(b) The bank has at any time within the past six months sent or given to its equity security holders the substance of the information contained in the statement required by paragraph (a) of this section:

Provided, however, That any such person making such purchases which commenced prior to August 8, 1968, shall, if such purchases continue after such date, comply with the provisions of this rule on or before August 20, 1968.

§ 11.4d Change in majority of directors.

If, pursuant to any arrangement or understanding with the person or persons acquiring securities in a transaction subject to Section 13(d) or 14(d) of the Act, any persons are to be elected or designated as directors of the issuer, otherwise than at a meeting of security holders, and the persons so elected or designated will constitute a majority of the directors of the bank, then, not less than 10 days prior to the date any such person takes office as a director, or such shorter period prior to that date as the Comptroller may authorize upon a showing of good cause therefor, the bank shall file with the Comptroller and transmit to all holders of record of securities of the bank who would be entitled to vote at a meeting for election of directors, information substantially equivalent to the information which would be required by Schedule A hereof to be transmitted if such person or persons were nominees for election as directors at a meeting of such security holders.

SCHEDULE D—INFORMATION TO BE INCLUDED IN STATEMENTS

FILED PURSUANT TO §§ 11.3a, 11.4b OR 12.3a AND 12.3b

General Instructions

The item numbers and captions of the items shall be included but the text of the items are to be omitted. The answers to the items shall be so prepared as to indicate clearly the coverage of the items without referring to the text of the items. Answer every item. If an item is inapplicable or the answer is in the negative, so state.

If the statement is filed by a partnership, limited partnership, syndicate, or other group, the information called for by Items 2 to 6, inclusive, shall be given with respect to (1) each partner or any partnership or limited partnership, (2) each member of such syndicate or group and (3) each person controlling such partner or member. If a person referred to in (1), (2), or (3) is a corporation or the statement is filed by a corporation, the information called for by the above-mentioned items shall be given with respect to each principal officer and director of such corporation and each person controlling such corporation.

Item 1. Security and Bank.

State and title of the class of equity securities to which this statement relates and the name and address of the bank which issued such securities.

Item 2. Identity and Background.

State the following with respect to the person filing this statement:

(a) Name and business address;

(b) Residence address;

(c) Present principal occupation or employment and the name, principal business and address of any corporation or other organization in which such employment is carried on;

(d) Material occupations, positions, offices or employments during the last 10 years, giving the starting and ending dates of each and the name, principal business and address of any business corporation or other organization in which each such occupation, position, office or employment was carried on; and

(e) (1) Whether or not such person has been convicted in a criminal proceeding (excluding traffic violations or similar misdemeanors) and, if so, give the dates, nature of conviction, name and location of court, and penalty imposed, or other disposition of the case. A negative answer to this subitem need not be furnished to security holders.

(2) Whether or not such person has ever been adjudicated a bankrupt and, if so, give the dates, names and locations of the courts.

Item 3. Source and Amount of Funds or Other Consideration.

State the source and amount of funds or other consideration used or to be used in making the purchases, and if any part of the purchase price or proposed purchase price is represented or is to be represented by funds or other consideration borrowed or otherwise obtained for the purpose of acquiring, holding, or trading the securities, a description of the transaction and the names of the parties thereto.

Instruction. If the source of funds is a loan made in the ordinary course of business by a bank, the person filing the statement may, at his option, omit the name of the bank, provided it is furnished to the Comptroller in a letter requesting confidential treatment as to such information. Pursuant to section 13(d)(1)(B) of the Act, such information shall not be made available to the public.

Item 4. Purpose of Transaction.

If the purpose of the purchases or prospective purchases is to acquire control of the bank, describe any plans or proposals which such persons may have to liquidate such bank, to sell its assets to or merge it with any other persons, or to make any other major change in its business or corporate structure.

Item 5. Interest in Securities of the Bank.

State the number of shares of the security which are beneficially owned, and the number of shares concerning which there is a right to acquire, directly or indirectly, by (i) such person, and (ii) each associate of such person, giving the name and address of each such associate.

Item 6. Contracts, Arrangements, or Understandings With Respect to Securities of the Bank.

Furnish information as to any contracts, arrangements, or understandings with any person with respect to any securities of the bank, including but not limited to transfer of any of the securities, joint ventures, loan or option arrangements, puts or calls, guaranties of loans, guaranties against loss or guaranties of profits, division of losses or profits, or the giving or withholding of proxies, naming the persons with whom such contracts, arrangements, or understandings have been entered into, and giving the details thereof.

Item 7. Persons Retained, Employed or To Be Compensated.

Where the Schedule D relates to a tender offer, or request or invitation for tenders, identify all persons and classes of persons employed, retained or to be compensated by the person filing this Schedule D, or by any person on his behalf, to make solicitations or recommendations to security holders and describe briefly the terms of such employment, retainer or arrangement for compensation.

Item 8. Material To Be Filed as Exhibits.

Copies of all requests or invitations for tenders or advertisements making a tender offer or requesting or inviting tenders, additional material soliciting or requesting such tender offers, solicitations or recommendations to the holders of the security to accept or reject a tender offer or request or invitation for tenders shall be filed as an exhibit.

Signature

I certify that to the best of my knowledge and belief the information set forth in this statement is true, complete and correct.

(Date)	(Signature)

If the statement is signed on behalf of a person by an authorized representative, evidence of the representative's authority to sign on behalf of such person shall be filed with the statement.

SCHEDULE E—STATEMENT TO BE FILED PURSUANT TO § 11.4b

Item 1. Security and Bank.

(a) State the title of the class of equity securities to which this statement relates and the name and address of the issuer of such securities.

(b) Identify the tender offer or request or invitation for tenders to which this statement relates and state the reasons for the solicitation or recommendation to security holders to accept or reject such tender offer, request, or invitation for tenders.

Item 2. Identity and Background.

(a) State the name and business address of the person filing this statement.

(b) Describe any arrangement or understanding in regard to the solicitation with (i) the bank or the management of the bank or (ii) the maker of the tender offer or request or invitation for tender of securities of the class to which this statement relates.

Item 3. Persons Retained, Employed or To Be Compensated.

Identify any person or class or persons employed, retained or to be compensated, by the person filing this Schedule E, or by any person on his behalf, to make solicitations or recommendations to security holders and describe briefly the terms of such employment, retainer or arrangement for compensation.

Item 4. Material To Be Filed as Exhibits.

Copies of all solicitations or recommendations to accept or to reject a tender offer or request or invitation for tenders of the securities specified in Item 1 shall be filed as an exhibit.

Signature

I certify that to the best of my knowledge and belief the information set forth in this statement is true, complete and correct.

(Date)	(Signature)

If the statement is signed on behalf of a person by an authorized representative, evidence of the representative's authority to sign on behalf of such person shall be filed with the statement.

2. Part 12 is amended to add §§ 12.3a and 12.3b as set forth below:

§ 12.3a Filing by persons becoming principal stockholders after July 29, 1968.

Any person who, after acquiring subsequent to July 29, 1968, directly or indirectly the beneficial ownership of any equity security of a bank of a class which is registered, or required to be registered pursuant to section 12 of the Securities Exchange Act of 1934, as amended, (the Act) is directly or indirectly the beneficial owner of more than 10 per centum of such class shall, within 10 days after such acquisition, send to the bank at its principle executive office, by registered or certified mail, send to each exchange where the security is traded, and file with the Comptroller a statement containing the information required by Schedule D of Part 11 of the regulations of the Comptroller of the Currency.

§ 12.3b Filing of amendments.

If any material change occurs in the facts set forth in the statement required by § 12.3a, the person who filed such statement shall promptly file with the Comptroller and send to the bank and the exchange an amendment disclosing such change.

Dated: August 9, 1968.

[SEAL] WILLIAM B. CAMP,
Comptroller of the Currency.

[F.R. Doc. 68-9800; Filed, Aug. 14, 1968; 8:49 a.m.]

Chapter III—Federal Deposit Insurance Corporation

SUBCHAPTER B—REGULATIONS AND STATEMENTS OF GENERAL POLICY

PART 335—SECURITIES OF INSURED NONMEMBER STATE BANKS

Miscellaneous Amendments

The Federal Deposit Insurance Corporation has adopted amendments to Part 335 of its rules and regulations (12 CFR Part 335) to implement the provisions of Public Law 90-439 of the 90th Congress, second session, approved July 29, 1968. Such amendments are issued pursuant to the provisions of Public Law 88-467 of the 88th Congress, second session, approved August 20, 1964.

The purpose of the new amendments is to implement the provisions of Public Law 90-439 providing for disclosure of certain information relating to (a) the acquisition by any person of more than 10 percent of securities registered pursuant to section 12 of the Securities Exchange Act of 1934; (b) the purchase of such securities by the issuer thereof; (c) the making of tender offers or solicitations in favor of, or in opposition to, such tender offers; and (d) the replacement of a majority of the directors of an issuer in connection with an acquisition subject to section 13(d) or a tender offer subject to section 14(d) of the Securities Exchange Act of 1934.

The prior publication before the effective date described in section 4 of the Administrative Procedure Act (5 U.S.C. 553) and the notice and public participations described in said section 4 of the same Act are not followed in connection with the amendments to Part 335 for good cause found, as stated in § 302.6 of the Federal Deposit Insurance Corporation's procedure and rules of practice. This procedure is followed because the Corporation finds that it is necessary in the public interest and for the protection of investors that rules and regulations be adopted immediately