be prepared by the Procurement Office, NASA Headquarters (Code KD-1) and shall set forth, for the preceding year:

(a) The number of grants made pursuant to section 1 of the Act;

(b) The dollar amount of such grants; and

(c) The institutions in which title to equipment was vested pursuant to section 2 of the Act.

§ 1260.602 Individual Procurement Action Report (NASA Form 507).

The Individual Procurement Action Report (NASA Form 507) is designed to provide essential procurement records and statistics through a single uniform reporting program as a basis for required recurring and special reports to the President, the Congress, the Department of Labor, the Office of Emergency Preparedness, the General Accounting Office, the Renegotiation Board, the Small Business Administration, and other Federal agencies. The preparation and utilization of NASA Form 507 has been made an integral part of the Agencywide system for the recording and reporting of financial and statistical data covering the status of contracts and grants (SCAG). Complete instructions covering the operation of this system are contained in the NASA Financial Management Manual 9332-1—9332-13.

§ 1260.603 Committee on academic science and engineering (CASE) reports.

NASA Form 1356, "Committee on Academic Science and Engineering (C.A.S.E.) Report on Support of Colleges and Universities", is either submitted with funded procurement requests pursuant to NMI 5101.12A, or, in the case of certain nonfunded actions, initiated by the procuring office. All NASA Forms 1356 will be completed, checked and promptly forwarded to the Office of University Affairs, NASA Headquarters (Code PY), in accordance with the instructions on the form.

§ 1260.604 Grantee Quarterly Cash Requirement Report (NASA Form 1031).

The Grantee Quarterly Cash Requirement Report (NASA Form 1031) will be submitted quarterly by the grantee as a basis for payment.

§ 1260.605 Status and final reports.

(a) Five copies of a brief, informal, semiannual status report including a concise statement of the research accomplished during the report period shall be submitted.

(b) Upon completion of the research, the grantee shall submit five copies of a final technical report, which summarizes the results of the entire project. Citation of publications resulting from the research, or abstracts thereof, may serve as all or part of this final report. Research results not intended for publication in technical journals must be in the format prescribed for NASA technical notes. In addition, the grantee will report to NASA whether or not any inventions required to be reported under the grant have been made in the performance of work under the grant.

(c) A properly certified final fiscal report is required for each grant. Report forms for this purpose are forwarded to the business office of the grantee institution, together with the copy of the grant instrument; additional forms may be requested. Two copies of the final fiscal report should be forwarded to NASA after work under the grant has been completed.

APPENDIX—LISTING OF EXHIBITS

Exhibit A—Assurance of Compliance—Civil Rights Act (NASA Form 1206). Available from Procurement Office, NASA Headquarters (KDP-1).

Exhibit B—Cost Principles and Procedures (Part 18-15, Subparts 18-15.1, 18-15.2, 18-15.3 and 18-15.8 of Title 41).

Exhibit C—Control of Property in Possession of Nonprofit Research and Development Contractors (Appendix C of Title 41, Chapter 18).

Exhibit D—Grant Document Provisions (NASA Forms 1463 and 1463A). Available from Procurement Office, NASA Headquarters (KDP-1).

Exhibit E—Restrictions on Data and Other Information § 18-1.304 of Title 41, Chapter 18).

Dated: March 23, 1973.

GEORGE J. VECCHIETTI,
Director of Procurement, National Aeronautics and Space Administration.

[FR Doc.73-6018 Filed 3-28-73;8:45 am]

Title 16—Commercial Practices

CHAPTER I—FEDERAL TRADE COMMISSION

[Docket No. C-2356]

PART 13—PROHIBITED TRADE PRACTICES

Georgia-Pacific Corp. and Tri-State Mill Supply Co.

Subpart—Discriminating in price under section 2, Clayton Act—Payment or Acceptance of Commission, Brokerage, or other Compensation under 2(c): § 13.800 *Buyers' agents;* § 13.810 *Buyers' corporate or other agent.*

(Sec. 6, 38 Stat. 721; 15 U.S.C. 46. Interprets or applies sec. 2, 49 Stat. 1526; 15 U.S.C. 13) [Cease and desist order, Georgia-Pacific Corp. et al., Portland, Oreg., Docket No. C-2356, Mar. 1, 1973]

In the Matter of Georgia-Pacific Corp., a Corporation; and Tri-State Mill Supply Co., Inc., a Corporation

Consent order requiring a Portland, Oreg., manufacturer, seller, and distributor of a variety of wood and paper products, and its Crosset, Ark., wholly owned subsidiary, a supplier of general industrial equipment, among other things to cease receiving brokerage allowances.

The order to cease and desist, including further order requiring report of compliance therewith, is as follows:

It is ordered, That respondent Georgia-Pacific Corp., a corporation, its successors, and assigns, and its officers, agents, representatives and employees, directly or through any corporation, subsidiary, division, or other device, in connection with the purchase of industrial supplies, equipment, machinery, or other products, in commerce, as "commerce" is defined in the Clayton Act, as amended, do forthwith cease and desist from:

1. Receiving or accepting services, moneys or anything of value from Tri-State Mill Supply Co., Inc., or any intermediary, agent, representative, or broker in connection with the purchase by said respondent of industrial supplies, equipment, machinery, or other products when such intermediary, agent, representative, or broker is receiving or accepting anything of value as a commission, brokerage, or other compensation, or any allowance or discount in lieu thereof, from the seller while acting for, or in behalf of, or subject to the direct or indirect control of said respondent.

2. 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 by said respondent of industrial supplies, equipment, machinery, or other products.

It is further ordered, That respondent Tri-State Mill Supply Co., Inc., a corporation, its successors and assigns, and its officers, agents, representatives, and employees, directly or through any corporation, subsidiary, division, or other device, in connection with the purchase of industrial supplies, equipment, machinery, or other products, in commerce, as "commerce" is defined in the Clayton Act, as amended, 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 industrial supplies, equipment, machinery, or other products, for its own account or where said respondent is the agent, representative, or intermediary acting for, or in behalf of, or subject to the direct or indirect control of, the buyer.

It is further ordered, That the respondent corporations shall forthwith distribute a copy of this order to each of its operating divisions.

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

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 will comply with this order.

Issued: March 1, 1973.

By the Commission.

[SEAL] CHARLES A. TOBIN, *Secretary*.

[FR Doc.73-5985 Filed 3-28-73;8:45 am]

[Docket No. 8871]

PART 13—PROHIBITED TRADE PRACTICES

Interstate Publishers Service, Inc., et al.

Subpart—Advertising falsely or misleadingly: § 13.15 *Business status, advantages or connections:* 13.15–30 Connections or arrangements with others; 13.15–80 Government connection; 13.15–155 Institutional connections; § 13.60 *Earnings and profits;* § 13.143 *Opportunities;* § 13.260 *Terms and conditions*. Subpart—Delaying or withholding corrections, adjustments, or action owed: § 13.675 *Delaying or withholding corrections, adjustments, or action owed;* § 13.677 *Delaying or failing to deliver goods*. Subpart—Furnishing means and instrumentalities of misrepresentation or deception: § 13.1055 *Furnishing means and instrumentalities of misrepresentation or deception*. Subpart—Misrepresenting oneself and goods—business status, advantages, or connections; § 13.1368 *Bonded business;* § 13.1395 *Connections and arrangements with others;* § 13.1425 *Government connection;* § 13.1430 *Government endorsement, sanction or sponsorship;* § 13.1440 *Identity;* § 13.1490 *Nature;*—Goods: § 13.1615 *Earnings and profits;* § 13.1647 *Guarantees;* § 13.1697 *Opportunities in product or service;* § 13.1760 *Terms and conditions;*—Prices: § 13.1778 *Additional costs unmentioned*. Subpart—Neglecting, unfairly or deceptively, to make material disclosure: § 13.1855 *Identity;* § 13.1892 *Sales contract, right-to-cancel provision;* § 13.1895 *Scientific or other relevant facts;* § 13.1905 *Terms and conditions*. Subpart—Offering unfair, improper, and deceptive inducements to purchase or deal: § 13.1935 *Earnings and profits;* § 13.2015 *Opportunities in product or service;* § 13.2040 *Returns and reimbursements*. Subpart—Securing agents or representatives by misrepresentation: § 13.2130 *Earnings;* § 13.2165 *Terms and conditions*. Securing orders by deception: § 13.2170 *Securing orders by deception*. Subpart—Securing signatures wrongfully: § 13.2175 *Securing signatures wrongfully*.

(Sec. 6, 38 Stat. 721; 15 U.S.C. 46. Interprets or applies sec. 5, 38 Stat. 719, as amended; 15 U.S.C. 45) [Cease and desist order, Interstate Publishers Service, Inc., et al., Kansas City, Mo., docket No. 8871, Feb. 14, 1973]

In the Matter of Interstate Publishers Service, Inc., a Corporation, Cecil T. Gay, Edward W. Scott and Thomas R. Gay, Individually and as Officers of Said Corporation and Donald F. Scott, Individually and as a Director of Said Corporation

Consent order requiring a Kansas City, Mo., seller of magazine subscriptions and other publications, among other things to cease misrepresenting travel opportunities available to representatives; misrepresenting the terms, conditions, or nature of employment; misrepresenting earnings of previous representatives; failing to reveal to prospective representatives the nature of their employment with respondents; misrepresenting the identity of solicitors or of the business in which they are engaged; representing respondents' representatives are connected with a Government agency assisting the underprivileged or competing for college scholarship awards; representatives are bonded; misrepresenting the terms and conditions of any guarantee; and furnishing means and instrumentalities of misrepresentation or deception.

The order to cease and desist, including further order requiring report of compliance therewith, is as follows:

It is ordered, That respondent Interstate Publishers Service, Inc., a corporation, and its officers and Edward W. Scott, individually and as an officer of said corporation, and Donald F. Scott, individually and as a director of said corporation, and Cecil T. Gay and Thomas R. Gay, individually, and respondents' agents, representatives, employees, and successors and assigns, directly or through any corporate or other device, in connection with the advertising, offering for sale, or distribution or sale of magazines, magazine subscriptions or other products or the sale, solicitation or acceptance of subscriptions for magazine or other publications or moneys paid therefore, in commerce, as "commerce" is defined in the Federal Trade Commission Act, do forthwith cease and desist from:

1. Representing, directly or by implication, to prospective solicitors and solicitors that they will travel on a planned itinerary to various large cities and resort areas throughout the United States and foreign countries; or misrepresenting in any manner, the travel opportunities available to their representatives or solicitors.

2. Representing, directly or by implication, to prospective solicitors and solicitors that they will serve in any capacity other than as magazine subscription solicitors selling magazines on a door-to-door basis; or misrepresenting, in any manner, the terms, conditions, or nature of such employment, or the manner or amount of payment for such employment.

3. Representing, directly or by implication, to prospective solicitors or solicitors that they will earn or receive $175 per week or any other stated or gross amount; or representing, in any manner, the past earnings of respondents' representatives or solicitors, unless in fact, the past earnings represented have actually been received by a substantial number of respondents' representatives or solicitors and accurately reflect the average earnings of such representatives or solicitors.

4. Representing, directly or by implication, to prospective solicitors or solicitors, that respondents will pay all, or any part of, the expenses of such solicitors; or misrepresenting, in any manner, the terms or conditions of employment as a solicitor for respondents.

5. Failing clearly and unqualifiedly, to reveal during the course of any contact or solicitation of any prospective employee, sales agent or representative, whether directly or indirectly, or by written or printed communications, or by newspaper or periodical advertising, or person-to-person, that such prospective employee, sales agent or representative will be employed to solicit the sale of magazine subscriptions.

6. Soliciting or accepting subscriptions for magazines or other publications which respondents have no authority to sell or which respondents cannot promptly deliver or cause to be delivered.

7. Representing, directly or by implication, that respondents' representatives or solicitors are participants in a contest working for prize awards and are not solicitors working for money compensation; or misrepresenting, in any manner, the status of their sales agents or representatives or the manner or amount of compensation they receive.

8. Representing, directly or by implication, that respondents' representatives or solicitors are employed by or for the benefit of any charitable or nonprofit organization; or misrepresenting in any manner, the identity of the solicitor or of his firm or of the business they are engaged in.

9. Representing, directly or by implication, that respondents' representatives or solicitors are employed by or affiliated with programs sponsored by a government agency the purpose of which is to provide assistance to underprivileged groups or persons.

10. Representing, directly or by implication, that respondents' representatives or solicitors are competing for college scholarship awards.

11. Representing, directly or by implication, that respondents' representatives or solicitors are college students working their way through school, unless such is the fact.

12. Representing, directly or by implication, that respondents' sales agents or representatives have been or are bonded or making any references to bonding, unless such sales agents or representatives have been bonded by a recognized bonding agency, and any payments made pursuant to such bonding arrangement would accrue directly to the benefit of subscribers ordering subscriptions from respondents' representatives or solicitors; or misrepresenting, in any manner, the nature, terms or conditions of any such bond.

13. Representing, directly or by implication, that respondents have a legal arrangement with any independent third party which insures the placement and

fulfilment of each and every magazine subscription order; or misrepresenting, in any manner, the nature, terms, and conditions of any such arrangement.

14. Representing, directly or by implication, that respondents guarantee the delivery of magazines for which they sell subscriptions and accept payments, without clearly and conspicuously disclosing the terms and conditions of any such guarantee; or misrepresenting, in any manner, the terms and conditions of any guarantee.

15. Representing, directly or by implication, that the money paid by a subscriber to the respondents' representative or solicitor at the time of the sale is the total cost of the subscription in instances where the subscriber will be required to remit an additional amount in order to receive the subscription as ordered.

16. Representing, directly or by implication, that magazines purchased by subscribers will be distributed to various schools and institutions as gifts or contributions.

17. Misrepresenting the number and name(s) of publications being subscribed for, the number of issues or duration of each subscription or the total price for each and all such publications, or misrepresenting in any way the terms and conditions of the sale.

18. Utilizing any sympathy appeal to induce the purchase of subscriptions, including but not limited to: Illness, disease, handicap, race, financial need, eligibility for benefit offered by respondents, or other personal status of the solicitor, past, present or future; or representing that earnings from subscription sales will benefit certain groups of persons such as students or the underprivileged, or will help charitable or civic groups, organizations, or institutions.

19. Failing to answer and to answer promptly inquiries by or on behalf of subscribers regarding subscriptions placed with respondents.

20. Failing within 30 days from the date of sale of any subscription to enter each magazine subscription with publishers for magazines which respondents are authorized by the publisher or distributor thereof to sell: *Provided, however*, That in those sales in which an additional payment is required, the subscription shall be entered within 14 days of the receipt of the final payment, but in no event shall any subscription be entered later than 60 days from the date of sale.

21. Failing within 30 days from the date of sale of any subscription to notify a subscriber of respondents' inability to place all or a part of a subscription and to deliver each of the magazines or other publications subscribed for; and to offer each such subscriber the option to receive a full refund of the money paid for such subscription or part thereof which respondents are unable to deliver or to substitute other publications in lieu thereof.

22. Failing within 14 days from the receipt of notification of a subscribers' election as provided in paragraph 21 hereof, to make the required refund or to enter the subscription with publishers, as elected by the subscriber.

23. Failing to refund to subscribers the money said subscribers have paid for subscriptions to magazines or, at the election of the subscriber, to enter the subscription as originally ordered in instances where the respondents' representatives or solicitors have appropriated such money to their own use and have failed to enter the subscriptions as ordered by said subscribers, within 14 days of verified notice thereof.

24. Failing to give clear and conspicuous oral and written notice to each subscriber that upon written request said subscriber will be entitled to a refund of all moneys paid if he does not receive the magazine or magazines subscribed for within 120 days of the date of the sale thereof.

25. Failing to refund all moneys to subscribers who have not received magazines subscribed for through respondent within 120 days from the date of the sale thereof upon written request for such refund by such subscribers.

26. Failing to arrange for the delivery of publications already paid for or promptly refunding money on a pro rata basis for all undelivered issues of publications for which payment has been made in advance.

27. Failing to furnish to each subscriber at the time of sale of any subscription a duplicate original of the contract, order, or receipt form showing the date signed by the customer and the name of the sales representative or solicitor together with the respondent corporation's name, address, and telephone number and showing on the same side of the page the exact number and name(s) of the publications being subscribed for, the number of issues and duration of each subscription and the total price for each and all such publications.

28. Failing to:

(a) Inform orally all subscribers and to provide in writing in all subscription contracts that the subscription may be canceled for any reason by notification to respondents in writing within 3 business days from the date of the sale of the subscriptions.

(b) Refund immediately all moneys to (1) subscribers who have requested subscription cancellation in writing within 3 business days from the sale thereof, and (2) subscribers showing that respondents' solicitations or performance were attended by or involved violation of any of the provisions of this order.

29. Furnishing, or otherwise placing in the hands of others, the means or instrumentalities by or through which the public may be misled or deceived in the manner or as to the things prohibited by this order.

It is further ordered, That:

(a) Respondents herein deliver, by registered mail, a copy of this decision and order to each of their present and future crew managers, and other supervisory personnel engaged in the sale or supervision of persons engaged in the sale of respondents products or services;

(b) Respondents herein require each person so described in paragraph (a) above to clearly and fully explain the provisions of this decision and order to all sales agents, representatives, and other persons engaged in the sale of the respondents' products or services;

(c) Respondents provide each person so described in paragraphs (a) and (b) above with a form returnable to the respondents clearly stating his intention to be bound by and to conform his business practices to the requirements of this order;

(d) Respondents inform each of their present and future crew managers, sales agents, representatives, and other persons engaged in the sale of respondents' products or services that the respondents shall not use any third party, or the services of any third party if such third party will not agree to so file notice with the respondents and be bound by the provisions of the order;

(e) If such third party will not agree to so file notice with the respondents and be bound by the provisions of the order, the respondents shall not use such third party, or the services of such third party to solicit subscriptions;

(f) Respondents inform the persons described in paragraphs (a) and (b) above that the respondents are obligated by this order to discontinue dealing with those persons who continue on their own the deceptive acts or practices prohibited by this order;

(g) Respondents institute a program of continuing surveillance adequate to reveal whether the business operations of each said person described in paragraphs (a) and (b) above conform to the requirements of this order;

(h) Respondents discontinue dealing with the persons so engaged, revealed by the aforesaid program of surveillance, who continue on their own the deceptive acts and practices prohibited by this order; and that

(i) Respondents upon receiving information or knowledge from any source concerning two or more bona fide complaints prohibited by this order against any of their sales agents or representatives during any 1-month period will be responsible for either ending said practices or securing the termination of the employment of the offending sales agent or representative.

It is further ordered, That as a part of the program of continuing surveillance as prescribed by the provisions of this order, respondents shall clearly and conspicuously disclose, in writing and prior to the consummation of any sale the information described hereinbelow. Such disclosure shall appear on the duplicate original contract, order, or receipt furnished to subscribers as required by paragraph 27 of this order. Said contract, order, or receipt shall disclose the following information in the indicated order:

1. The term "Magazine Salesman" and place for signature of the salesman.

2. The terminology: "Notice to Consumers—(insert name of applicable bus-

iness organization) or any of its representatives or salesmen are prohibited from making any of the following statements or representations:

"(a) A list describing the substance of the statements and representations prohibited by paragraphs seven (7) through twelve (12) and paragraph sixteen (16) of this order. (The prohibited representations relating to the recruitment of sales personnel should be omitted from such list.)"

3. The terminology: "If the salesman has made any of the above prohibited representations, please advise the company by sending a notice to (insert name, title, and business address of corporate official designated to receive such complaints.)"

4. A statement giving customers full instructions concerning respondents' refund procedures.

It is further ordered, That respondents shall maintain a file of all communications along with all corrective action taken by the company in response thereto pursuant to (3) of the above paragraph, and shall make said file available for inspection by Commission staff members upon reasonable notice. *Provided further*, That compliance with this paragraph and the paragraph above shall not relieve respondents of any obligations created by any other provision of this order.

It is further ordered, That respondents herein shall notify the Commission at least 30 days prior to any proposed change in the structure of any of the corporate respondents such as dissolution, assignment, or sale resulting in the emergence of a successor corporation, the creation or dissolution of subsidiaries or any other change in the respective corporation which may affect compliance obligations arising out of this order.

It is further ordered, That the individual respondents named herein promptly notify the Commission of the discontinuance of their present business or employment and of their affiliation with a new business or employment. Such notice shall include respondents' current business or employment in which they are engaged as well as a description of their duties and responsibilities.

It is further 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 this order.

It is further ordered, That the respondent corporation shall forthwith distribute a copy of this order to each of its operating divisions.

Issued: February 14, 1973.

By the Commission.

[SEAL] CHARLES A. TOBIN, *Secretary*.

[FR Doc.73-5986 Filed 3-28-73;8:45 am]

[Docket No. 8778o]

PART 13—PROHIBITED TRADE PRACTICES

Litton Industries, Inc.

Subpart—Acquiring corporate stock or assets: § 13.5 *Acquiring corporate stock or assets*.

(Sec. 6, 38 Stat. 721; 15 U.S.C. 46. Interprets or applies sec. 7, 38 Stat. 731, as amended; 15 U.S.C. 18) [Cease and desist order, Litton Industries, Inc., Beverly Hills, Calif., Docket No. 8778, Mar. 13, 1973]

In the Matter of Litton Industries, Inc., a Corporation.

Opinion and order requiring a Beverly Hills, Calif., large conglomerate corporation with a broadly diversified product area and a worldwide operation, among other things to divest itself of its stock interest in Triumph-Werke Nurnberg, A.G. and Adlerwerke A.G.; and to cease and desist for a period for 10 years from making acquisitions in the typewriter or typewriter parts or accessories manufacturing industry within the United States without prior Federal Trade Commission approval.

The order to cease and desist, including further order requiring report of compliance therewith, is as follows:

It is ordered, That respondent, Litton Industries, Inc., and its officers, directors, agents, representatives, and employees, subsidiaries, affiliates, successors and assigns, shall within 1 year from the date this order becomes final, divest absolutely and in good faith, and subject to the prior approval of the Federal Trade Commission, all the stock assets, properties, rights and privileges, tangible or intangible, including but not limited to all properties, plants, machinery, equipment, raw material reserves, patents, trade names, trademarks, contract rights, marketing organizations and goodwill, acquired by said respondent as a result of its acquisition of the stock of Triumph-Werke Nurnberg, A.G. and Adlerwerke A.G., together with all additions and improvements thereto so as to assure that said companies are reestablished as a going concern and an effective, viable competitor in the production, distribution, and sale of typewriters and other such office communication products.

It is further ordered, That pending divestiture, respondent shall not make any changes or permit any deterioration in any of the plants, machinery, buildings, equipment, or other property or assets of whatever description of Triumph-Werke Nurnberg, A.G. and Alderwerke A.G., which may impair their capacity for the manufacture, sale, or distribution of typewriters or their market value.

It is further ordered, That the divestiture ordered by paragraph I shall include nonexclusive, royalty-free licenses, without provision for grantback to Litton, on all patents of whatever description, and engineering production and marketing know-how and expertise relating to the development of typewriter or other such office communication equipment owned or controlled by respondent Litton Industries, Inc., or any subsidiary or affiliate thereof at the time of divestiture to the end that Triumph-Werke Nurnberg, A.G. and Alderwerke A.G. shall possess any and all patents, know-how, and expertise in the development, production, or marketing of typewriter and other such office communication equipment developed during ownership of stock in either company by Litton Industries, Inc., or any subsidiary or affiliate thereof.

It is further ordered, That, in accomplishing the aforesaid divestiture, respondent shall not divest the assets, property rights, or privileges described in paragraph I of this order, directly or indirectly, to any person who, at the time of such divestiture, is a stockholder, officer, director, employee, or agent of, or otherwise directly or indirectly connected with or under the control or influence of respondent, or to a subsidiary or affiliated corporation of respondent.

It is further ordered, That respondent for a period of ten (10) years from the date on which this order becomes final shall cease and desist from acquiring, directly or indirectly, through subsidiaries or otherwise, the whole or any part of the stock, share capital or assets (other than products sold in the normal course of business) of any concern, corporate or noncorporate, engaged at the time of such acquisition in the business of manufacturing typewriters or typewriter parts or accessories for sale within the United States without the prior approval of the Federal Trade Commission.

The prohibition on acquisitions in paragraph IV of the order herein shall include, but not be confined to, the entering into of any arrangement by respondent pursuant to which respondent acquires the market share in whole or in part of such concern in any of the aforesaid product lines, (a) through such concern discontinuing manufacturing, or selling any of said products under a brand name or label it owns and thereafter manufacturing or distributing any of said products under any of respondent's brand names or labels, or (b) by reason of such concern discontinuing manufacturing any of said products and thereafter transferring to respondent customer lists or in any other way making available to respondent access to customers or customer accounts.

It is further ordered, That respondent shall, within sixty (60) days after the date of service of this order, and every sixty (60) days thereafter until respondent has fully complied with the provisions of this order submit in writing to the Federal Trade Commission a report setting forth in detail the manner and form in which respondent intends to comply, is complying, or has complied with this order. All compliance reports shall include, among other things that are from time to time required, a summary of all contacts and negotiations with any parties concerning divestiture of the specified assets and properties, the identity of all such parties, and copies of all written communications to and from such parties.

By direction of the Commission. Chairman Engman did not participate for the reason that he did not hear oral argument. Commissioner Dennison filed a concurring statement. Commissioner MacIntyre abstained.

Issued: March 13, 1973.

CHARLES A. TOBIN,
Secretary.

[FR Doc.73-5987 Filed 3-28-73;8:45 am]

[Docket No. 8881]

PART 13—PROHIBITED TRADE PRACTICES

Sewing Distributors, Inc. and John P. Rooney

Subpart—Advertising falsely or misleadingly: § 13.15 *Business status, or connections:* 13.15–15 Bonded business; § 13.150 *Premiums and prizes:* 13.150–35 Prizes; § 13.155 *Prices:* 13.155–15 Comparative; 13.155–25 Coupon, certificate, check, credit voucher, etc., values; 13.155–35 Discount savings; 13.155–40 Exaggerated as regular and customary; 13.155–70 Percentage savings; § 13.157 *Prize contests.* Subpart—Misrepresenting oneself and goods—Business Status, Advantages or Connections: § 13.1368 *Bonded business;* —Goods: § 13.1647 *Guarantees;* —Prices: § 13.1785 *Comparative;* § 13.1790 *Coupons, credit vouchers, etc., of specified value;* § 13.1805 *Exaggerated as regular and customary.* Subpart—Using contest schemes unfairly: § 13.2270 *Using contest schemes unfairly.*

(Sec. 6, 38 Stat. 721; 15 U.S.C. 46. Interprets or applies sec. 5, 38 Stat. 719, as amended; 15 U.S.C. 45) [Cease and desist order, Sewing Distributors, Inc., et al., Phoenix, Ariz., Docket No. 8881, Feb. 15, 1973]

In the Matter of Sewing Distributors, Inc., a Corporation, and John P. Rooney, Individually and as an Officer of Said Corporation

Consent order requiring a Phoenix, Ariz., seller and distributor of sewing machines, among other things to cease misrepresenting prices at which articles of merchandise have been sold in respondents' trade area; misrepresenting prices as usual and customary; failing to maintain adequate records on which various representations are based; misrepresenting the nature or purpose of any contest schemes; and misrepresenting any discount, credit, or allowances given as reductions from specified selling prices.

The order to cease and desist, including further order requiring report of compliance therewith, is as follows:

It is ordered, That respondents Sewing Distributors, Inc., a corporation, its successors and assigns, and its officers, and John P. Rooney, individually and as an officer of said corporation, and respondents' agents, representatives, and employees directly or through any corporation, subsidiary, division, or other device, in connection with the advertising, offering for sale, sale or distribution of sewing machines or other products, in commerce, as "commerce" is defined in the Federal Trade Commission Act, do forthwith cease and desist from:

1. Using the word "value" or any other word or words of similar import and meaning, to refer to any price amount which is appreciably in excess of the prices at which substantial sales of the same article of merchandise or service have been made in respondents' trade area and unless respondents have in good faith conducted a market survey which establishes the validity of the trade area prices; or misrepresenting, in any manner, the price at which any article of merchandise or service has been sold in respondents' trade area.

2. (a) Representing, in any manner, that by purchasing any article of merchandise or service, customers are afforded savings amounting to the difference between respondents' stated price and respondents' former price, unless such merchandise or service has been sold or offered for sale in good faith at the former price by respondents for a reasonably substantial period of time in the recent, regular course of their business.

(b) Representing, in any manner, that by purchasing any article of merchandise or service, customers are afforded savings amounting to the difference between respondents' stated price and a compared price for said merchandise or service in respondents' trade area, unless a substantial number of the principal retail outlets in the trade areas regularly sell said merchandise or service at the compared price or some higher price.

(c) Representing, in any manner, that by purchasing any article of the said merchandise or service, customers are afforded savings amounting to the difference between respondents' stated price and a compared value price for comparable merchandise or service, unless substantial sales of articles of merchandise of like grade and quality or similar services are being made in the trade area at the compared price or a higher price and unless respondents have in good faith conducted a market survey or obtained a similar representative sample of prices in their trade area which establishes the validity of said compared price and it is clearly and conspicuously disclosed that the comparison is with an article of merchandise of like grade and quality or a similar service.

3. Misrepresenting, in any manner, the amount of savings available to purchasers or prospective purchasers of respondents' merchandise or services.

4. Using the words "Regular," "Reg.," or any other words of similar import and meaning, to refer to any price amount which is in excess of the price at which any article, merchandise or service has been sold or offered for sale in good faith by respondents for a reasonably substantial period of time in the recent, regular course of their business and unless respondents' business records establish that said amount is the price at which such merchandise or service has been sold or offered for sale in good faith by respondents for a reasonably substantial period of time in the recent, regular course of their business.

5. Representing, directly or by implication, that any amount is respondents' usual and customary retail price for an article of merchandise or service when such amount is in excess of the price or prices at which an article of merchandise or service has been sold or offered for sale in good faith by respondents at retail for a reasonably substantial period of time in the recent, regular course of their business.

6. Failing to maintain adequate records (a) which disclose the facts upon which any savings claims, including former pricing claims and comparative value claims, and similar representations of the type described in paragraphs 1–5 of this order are based, and (b) from which the validity of any savings claims, including former pricing claims and comparative value claims, and similar representations of the type described in paragraphs 1–5 of this order can be determined.

7. Representing, directly or by implication, that names of winners are obtained through drawings, contests, or by chance, when all of the names selected are not chosen by lot; or misrepresenting, in any manner, the nature or purpose of a contest.

8. Using any advertising, promotional program, or procedure involving the use of false, deceptive, or misleading statements to obtain leads or prospects for the sale of their products.

9. Representing, directly or by implication, that awards or prizes are of a certain value or worth when recipients thereof are not in fact benefited by or do not save the amount of the represented value of such awards or prizes.

10. Representing, directly or by implication, that any discount, credit, or allowance is given purchasers as a reduction from respondents' selling price for a specified product unless such selling price is the amount at which said product has been sold or offered for sale in good faith by respondents at retail for a reasonably substantial period of time in the recent, regular course of their business.

11. Representing, directly or by implication, that any of their articles of merchandise or services are guaranteed unless the nature, extent, and duration of their guarantee, the identity of the guarantor and the manner in which the guarantor will perform thereunder are clearly and conspicuously disclosed in immediate conjunction therewith; and unless respondents do in fact perform each of their obligations directly or impliedly represented under the terms of such guarantee or guarantees.

12. Representing, directly or by implication, that respondents have posted a bond or have established a reserve fund, the benefits of which are available to recipients of their guarantees, unless re-

spondents do in fact have such a bond or fund available and unless the said bond or fund is available to all recipients of their guarantees.

It is further ordered, That the respondents herein shall forthwith distribute a copy of this order to all present and future salesmen or other persons engaged in the sale of respondents' products or services, and shall secure from each such salesman or other person a signed statement acknowledging receipt of said order.

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 this order.

It is further ordered, That respondents shall notify the Commission at least thirty (30) days prior to any proposed change in their business organization such as dissolution, assignment, incorporation, or sale resulting in the emergence of a successor corporation or partnership or any other change which may affect compliance obligations arising out of this order.

Issued: February 15, 1973.

By the Commission.

[SEAL] CHARLES A. TOBIN, *Secretary*.

[FR Doc.73-5984 Filed 3-28-73;8:45 am]

Title 17—Commodity and Securities Exchanges

CHAPTER II—SECURITIES AND EXCHANGE COMMISSION

[Releases Nos. 33-5373, 34-10006, 35-17882, 40-7673, AS-141]

PART 210—FORM AND CONTENT OF FINANCIAL STATEMENTS, SECURITIES ACT OF 1933, SECURITIES EXCHANGE ACT OF 1934, PUBLIC UTILITY HOLDING COMPANY ACT OF 1935, AND INVESTMENT COMPANY ACT OF 1940

Interpretations and Minor Amendments Applicable to Certain Revisions of Regulation S-X

Correction

In FR Doc. 73-5295 appearing on page 7323 in the issue of Tuesday, March 20, 1973, the following changes should be made:

1. In paragraph II, directly under the heading § 210.12-16 *Supplementary income statement information*, insert a line of five stars.

2. In paragraph III, transpose the heading § 210.12-43 *Mortgage loans on real estate*,[1] to appear above the first line of five stars.

Title 21—Food and Drugs

CHAPTER I—FOOD AND DRUG ADMINISTRATION, DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

PART 6—ENVIRONMENTAL IMPACT CONSIDERATIONS

Procedures for Preparation; Correction

In FR Doc. 73-5008 appearing at page 7003 in the FEDERAL REGISTER of March 15, 1973 (38 FR 7001), the authority for issuance of Part 6 of Title 21 should be corrected to read as follows:

AUTHORITY: Sec. 701, 52 Stat. 1055-56 as amended by 70 Stat. 919 and 72 Stat. 948, 21 U.S.C. 371; sec. 102(2)(C), 83 Stat. 853, 42 U.S.C. 4332; the Guidelines issued by the Council on Environmental Quality (36 FR 7724); Executive Order 11514 of March 4, 1970 (35 FR 4247).

Dated: March 22, 1973.

WILLIAM F. RANDOLPH, *Acting Associate Commissioner for Compliance.*

[FR Doc.73-5993 Filed 3-28-73;8:45 am]

Title 26—Internal Revenue

CHAPTER I—INTERNAL REVENUE SERVICE, DEPARTMENT OF THE TREASURY

SUBCHAPTER F—PROCEDURE AND ADMINISTRATION

[T.D. 7267]

PART 301—PROCEDURE AND ADMINISTRATION

Inspection by Department of Agriculture of Income Tax Returns Made Under the Internal Revenue Code of 1954 of Persons Having Farm Operations

Pursuant to section 6103(a) of the Internal Revenue Code of 1954, as amended (26 U.S.C. 6103(a)), and the Executive order signed this date concerning inspection by the Department of Agriculture of income tax returns made under the Internal Revenue Code of 1954 of persons having farm operations, the regulations on procedure and administration (26 CFR 301) under such section are amended as follows:

Section 301.6103(a)-108 is amended by revising paragraph (c). The amended provision reads as follows:

§ 301.6103(a)-108 Inspection by Department of Agriculture of income tax returns made under the Internal Revenue Code of 1954 of persons having farm operations.

* * * * *

(c) *Data available*. The Secretary of the Treasury, or any officer or employee of the Department of the Treasury with the approval of the Secretary, may furnish the Department of Agriculture (for the purpose of obtaining data as to the farm operations of such persons) with the names, addresses, taxpayer identification numbers, type of farm activity, and one or more measures of size of farm operations such as gross income from farming or gross sales of farm products. Inspection of such returns shall be limited to inspection of the data enumerated above and shall be in accordance with permission granted by the Secretary of the Treasury pursuant to this section. Upon receipt of a request for inspection approved by the Secretary of the Treasury, any officer or employee of the Internal Revenue Service duly authorized by the Commissioner of Internal Revenue may make such returns available for inspection, provided inspection is limited to the data specified above, in an office of the Internal Revenue Service by any duly authorized officer or employee of the Department of Agriculture or may make the data enumerated above on such returns available to such Department.

* * * * *

Because this Treasury decision constitutes a general statement of policy and establishes rules of departmental practice and procedure, it is found that it is unnecessary to issue this Treasury decision with notice and public procedure thereon under 5 U.S.C. 553(b), or subject to the effective date limitation of 5 U.S.C. 553(d).

This Treasury decision shall be effective on March 27, 1973.

[SEAL] GEORGE P. SCHULTZ, *Secretary of the Treasury*.

Approved: March 27, 1973.

RICHARD NIXON, *The White House*.

[FR Doc.73-6169 Filed 3-27-73;3:55 pm]

Title 28—Judicial Administration

CHAPTER I—DEPARTMENT OF JUSTICE

[Order 511-73]

PART 0—ORGANIZATION OF THE DEPARTMENT OF JUSTICE

Transferring the Functions, Powers, and Duties of the Internal Security Division to the Criminal Division and Abolishing the Internal Security Division

By virtue of the authority vested in me by 28 U.S.C. 509, 510, and 5 U.S.C. 301, all functions, powers, and duties heretofore delegated to the Assistant Attorney General in charge of the Internal Security Division are hereby delegated to the Assistant Attorney General in charge of the Criminal Division, and the Internal Security Division of the Department of Justice is abolished. Existing orders inconsistent with this order are superseded to the extent of such inconsistency.

Part 0 of Chapter I of Title 28, Code of Federal Regulations, is amended as follows:

1. Section 0.1 of Subpart A, which lists the organizational units of the Department, is amended by deleting "Internal Security Division."

2. Paragraph (f) of § 0.55 of Subpart K is amended by deleting the phrase "litigation involving subversives, which is assigned to the Internal Security Division by § 0.61, and."

3. Paragraph (p) of § 0.55 is amended by substituting a period for the comma after "(18 U.S.C. 1503)" and by deleting the phrase "except as to obstructions which occur in connection with cases within the jurisdiction of the Internal Security Division."

4. Paragraph (b) of § 0.59 of Subpart K is amended by deleting the phrase "or the Internal Security Division."

5. The caption "Subpart L—Internal Security Division" is deleted, §§ 0.61 through 0.64 are incorporated in Subpart K, and Subpart L is reserved.

6. The heading for § 0.61 is revised to read, "§ 0.61 *Functions relating to internal security.*"

7. The first sentence of § 0.61 is amended by substituting "Criminal Division" for "Internal Security Division."

8. Paragraph (m) of § 0.61 is deleted.

9. Section 0.62 is amended by substituting "Criminal Division" for "Internal Security Division."

10. Section 0.63 is amended by substituting "Criminal Division" for "Internal Security Division."

11. Section 0.64 is amended by substituting "Criminal Division" for "Internal Security Division" each place it appears.

This order is effective as of March 26, 1973.

Dated: March 23, 1973.

RICHARD G. KLEINDIENST,
Attorney General.

[FR Doc.73-5957 Filed 3-28-73;8:45 am]

Title 31—Money and Finance: Treasury

CHAPTER II—FISCAL SERVICE, DEPARTMENT OF THE TREASURY

SUBCHAPTER B—BUREAU OF THE PUBLIC DEBT

PART 306—GENERAL REGULATIONS GOVERNING U.S. SECURITIES

Correction

In FR Doc. 73-4897 appearing at page 7077 as Part II of the issue of Thursday, March 15, 1973, the following changes should be made:

1. In the first line of the first example under § 306.11(h), the word "Commission", should read "Commissioner".

2. In the first column on page 7091, under the "Appendix to Subpart E", delete the fourth paragraph.

Title 32—National Defense

CHAPTER VI—DEPARTMENT OF THE NAVY

PART 742—UNIFORM RELOCATION ASSISTANCE AND REAL PROPERTY ACQUISITION POLICIES ACT OF 1970

Application Procedure for Relocation Assistance Payments

The regulations in this part, currently appearing at Part 742 of this title (32 CFR Part 742), required by the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, effective January 2, 1971, are amended to comply with the latest guidelines of the Office of Management and Budget issued by Circular No. A-103 of May 1, 1972. It should be noted that an application for relocation assistance payments must be made within 18 months from the date the displaced person moves from the real property acquired or to be acquired, or the date final payment is made, whichever is later. The regulations as amended shall be effective on and after January 2, 1971. The amendments are as follows:

The table of contents Subpart A—Policies is amended by adding a new section designated as follows:

742.107 Review.

In the text of the regulations Subpart A—Policies is amended as follows:

Section 742.102 is amended to read as follows:

§ 742.102 Displacement notice—Application for relocation assistance.

Written notice of displacement served personally or by certified (or registered) first-class mail will be given to each individual, family, business, or farm. A displaced individual, business or farm operation must make application for relocation assistance payments within 18 months from the date on which the displaced person moves from the real property acquired or to be acquired, or the date on which final payment is made for the property acquired whichever is later. The time for filing may be extended upon a proper showing of good cause. A displaced individual, business, or farm operation making proper application will be paid promptly after a move. If the agency head, or his designee, determines that delaying payment until after the move will create a hardship, he will authorize an advance payment.

Subpart A—Policies is further amended by adding a new section reading as follows:

§ 742.107 Review.

There shall be a periodic review of all Federal and federally assisted programs to assure compliance with the Act.

Subpart B—Definitions is amended as follows:

Section 742.205 is amended to read as follows:

§ 742.205 Displaced person.

Any person who, on or after January 2, 1971, moves from real property, or moves his personal property from real property, as a result of the acquisition of such real property, in whole or in part, or as the result of a written order to vacate real property for a project undertaken by the Department; and solely for the purpose of sections 202 (a) and (b) and 205 of the Act, as a result of the acquisition of or as the result of a written order to vacate other real property for such project, on which such person conducts a business or farm operation. If a person moves as the result of such order, it makes no difference whether or not the real property is acquired.

Section 742.206 is amended to read as follows:

§ 742.206 Dwelling.

The place of permanent or customary and usual abode of a person. It includes a single-family building; a one-family unit in a multifamily building; a unit of a condominium or cooperative housing project; any other residential unit, including a mobile home which is either considered to be real property under State law or cannot be moved without substantial damage or unreasonable cost.

Section 742.208 is amended to read as follows:

§ 742.208 Family.

Two or more individuals living together in the same dwelling as a single family unit and who are related to each other by blood, marriage, adoption, or legal guardianship. Upon appropriate determination by the agency head, others who live together as a family unit may be treated as a family for determining benefits under Title II of the Act.

Section 742.212 is amended to read as follows:

§ 742.212 Owner.

A person who holds fee title, a life estate, a 99-year lease, or an interest in a cooperative housing project which includes the right of occupancy of a dwelling unit, or is the contract purchaser of any such estate or interest, or who is possessed of such other proprietary interest in the property acquired as, in the judgment of the agency head, warrants consideration as ownership. In the case of one who has succeeded to any of the foregoing interests by devise, bequest, inheritance or operation of law, the tenure of ownership, not occupancy, of the succeeding owner shall include the tenure of the preceding owner.

Section 742.215 is amended by amending paragraphs (b), (e), (g) to read as follows:

§ 742.215 Replacement dwelling.

* * * * *

(b) Functionally equivalent and substantially the same as the acquired dwelling with respect to number of rooms, areas of living space, age, and state of repair. Adequate in size to meet the needs of the displaced person, but may exceed such needs if replacement dwelling has same number of rooms or equivalent square footage as the dwelling from which displaced.

* * * * *

(g) Available on the market to the displaced person at rents or prices within the financial means of the displaced person. For the purpose of determining financial means of families and individuals in accordance with section 205(c)(3) of the Act, a financial means test (ability to pay) must be made. In order to meet a financial means test, a determination should be made as to the displaced person's ability to afford the replacement dwelling. In making this determination, the average monthly rental or housing costs (e.g., monthly mortgage payments, insurance for the dwelling unit, property taxes, and other reasonable recurring related expenses) which the displaced person will be required to pay, in general, should not exceed 25 percent of the monthly gross income or the present ratio of housing payment to the income of the displaced family or individual, including supplemental payments made by public agencies.

Subpart C—Moving and Related Expenses is amended as follows:

Section 742.301 is amended to read as follows:

§ 742.301 Recipient eligibility.

A displaced person (including one who conducts a business or farm operation) is eligible to receive payments for moving and related expenses, as hereinafter set out.

Section 742.302 is amended by deleting paragraph (a) (1), (2), and (3) and amending paragraph (a) to read as follows:

§ 742.302 Extent of eligibility.

(a) Each owner-occupant, tenant-occupant, or family displaced from a dwelling may elect to receive either the payment described in § 742.303(a) or the fixed payment described in § 742.304(a) except that no member of a displaced person's family living in the same dwelling unit is eligible for separate payment for moving expenses.

* * * * *

Section 742.304 is amended to read as follows:

§ 742.304 Fixed payment.

(a) A displaced person who must vacate a dwelling may elect to receive, in lieu of reimbursement for actual expenses described in § 742.303(a), a moving expense allowance not in excess of $300 based on schedules maintained by State highway departments, plus a dislocation payment of $200. A displaced person, who elects to receive a payment based on a schedule, shall be paid under the schedule used in the area where the displacement occurs regardless where he relocates. If there is no highway department schedule in the area involved, the agency head shall cooperate with other displacing agencies in the development of a single moving expense schedule for use of all displacing agencies in the area.

(b) A displaced person who is displaced from his place of business whether he discontinues or re-establishes operations, may elect to receive, in lieu of reimbursement for actual expense, specified in § 742.303, a fixed relocation payment equal to the average annual net earnings of the business as determined in accordance with § 742.308 provided:

(1) The business cannot be relocated without a substantial loss of its existing patronage. Existing patronage in connection with a nonprofit organization includes the persons, community, or clientele served or affected by the activities of the nonprofit organization. The agency head will consider all pertinent circumstances in determining whether the business meets this requirement, including the type of business, the nature of the clientele, and the relative importance of the present and proposed locations to the displaced business and the availability of a suitable replacement location for the displaced person.

(2) The business is not a part of a commercial enterprise having at least one other establishment that is not being acquired which is engaged in the same or similar business. The business must contribute materially to the income of the displaced owner.

(c) A displaced person who is displaced from his farm operation, whether he discontinues or reestablishes operations, may elect to receive, in lieu of reimbursement for actual expenses, specified in § 742.303, a fixed relocation payment equal to the average annual net earnings of the farm operation as defined in § 742.308. If only part of a farm is acquired, such payment shall be made only if the remainder no longer meets the definition of a farm.

(d) The payment provided in paragraphs (b) and (c) of this section shall be not less than $2,500 nor more than $10,000.

Section 742.305 is amended to read as follows:

§ 742.305 Actual reasonable expenses in moving.

(a) *Items to bei ncluded in determining reasonable expenses.* (1) Transportation of individuals, families, and property from acquired site to the replacement site, not to exceed a distance of 50 miles, except where the Secretary's designee determines that relocation cannot be accomplished within the prescribed area.

(2) Packing and crating of personal property, including unpacking and uncrating.

(3) Advertising for packing, crating, and transportation when determined by the agency head to be reasonably required.

(4) Storage of personal property for a period generally not exceeding 12 months when determined by the agency head to be necessary in connection with the relocation.

(5) Insurance premiums covering loss and damage of personal property while in storage or transit.

(6) Removal, reinstallation, and reestablishment, including such modifications as deemed necessary by the agency head of any reconnection of utilities for machinery, equipment, appliances, and other items, not acquired as real property. Prior to payment of any expenses for removal and installation of such property, the displaced person shall be required to agree in writing that the property is personalty and the Government is released from any payment for the property.

(7) Property lost, stolen, or damaged (not caused by the fault or negligence of the displaced person, his agents, or employees) in the process of moving, where insurance to cover such loss or damage is not available.

(8) Such other items as the agency head determnies to be a reasonable expense.

(b) *Items to be excluded in determining reasonable expenses.* (1) Additional expenses incurred because of living in a new location.

(2) Cost of moving structures, improvements, or other real property in which the displaced person reserved ownership, except as otherwise provided by law.

(3) Improvements to the replacement site, except when required by law.

(4) Interest on loans to cover moving expenses.

(5) Loss of goodwill.

(6) Loss of profits.

(7) Loss of trained employees.

(8) Personal injury.

(9) Cost of preparing the application for moving and related expenses.

(10) Payment for search cost in connection with locating a replacement dwelling.

(11) Such other items as the agency head determines should be excluded.

(c) *Limitations.* (1) If the displaced person moves himself, his family, business, farm operation, or other personal property by other than commercial means, the reimbursement allowance will not exceed the estimated cost of moving commercially based on the prevailing local rates for moving unless the agency head determines a greater amount is justified.

(2) If an item of personal property used in connection with a business or farm operation is not moved, but sold and promptly replaced at the new location with a comparable item, reimbursement will not exceed the replacement cost minus the proceeds from the sale, or the estimated cost of moving, whichever is less.

(3) If personal property used in connection with a business or farm operation to be moved is of low value and high bulk, and the cost of removing, moving, reinstallation, and reestablishment would be disproportionate in relation to the value, in the judgment of the agency head, the allowable reimbursement for the expense of moving the personal property will not exceed the difference between the amount that would have been received for such item on liquidation and the cost of replacing the same with a comparable item available on the market.

(4) If the cost of moving or relocating an outdoor advertising display or displays is determined to be equal to or in excess of the in-place value of the display, consideration should be given to acquiring such display or displays as a part of the real property.

Section 742.306 is amended by amending paragraps (a) and (e) and adding a new paragraph (f), to read as follows:

§ 742.306 Actual direct losses, business, or farm operations.

* * * * *

(a) If the displaced person does not move personal property he shall be required to make a bona fide effort to sell it, and should be reimbursed for the reasonable costs incurred.

* * * * *

(e) If the business or farm operation is discontinued, or if not discontinued and personal property abandoned, the distance to be used in estimating moving costs of the personal property is 50 miles.

(f) The cost of removal of the personal property shall not be considered as an offsetting charge against other payments to the displaced person.

Subpart D—Replacement Housing Payments for Homeowners (Over 180 Days) is amended as follows:

Section 742.401 is amended by adding a new paragraph, designated (c), reading as follows:

§ 742.401 Eligibility.

* * * * *

(c) If replacement housing meeting the criteria of § 742.215 is not available on the market, the agency head may upon a proper finding of the need therefor, consider available housing exceeding the basic criteria.

§ 742.407 [Amended]

Section 742.407 is amended by deleting paragraph (c).

Subpart E—Replacement Housing for Tenants and Certain Others is amended as follows:

§ 742.501 [Amended]

Section 742.501 is amended by deleting paragraph (e).

Section 742.506 is amended to read as follows:

§ 742.506 Computing rental payments for displaced owner-occupants renting replacement housing.

The agency head shall compute the amount of the payment to the displaced owner-occupant in the same manner as prescribed in § 742.505, except that economic rent shall be used in making the determination required by § 742.505 (a)(2).

Section 742.507 is amended by amending paragraph (a) to read as follows:

§ 742.507 Making payment to a displaced person who rents replacement housing.

(a) If the total rental payment to be made to the displaced person is in excess of $500, payment will be made in four equal annual installments at the beginning of each annual period, provided the agency head determines that the tenant is continuing to occupy decent, safe, and sanitary housing at the beginning of each annual period. This method of payment may be modified as the circumstances of the displaced person warrants, provided the displaced person continues to occupy decent, safe, and sanitary housing.

* * * * *

Section 742.602 is amended to read as follows:

§ 742.602 Cooperation with other Federal and State agencies.

(a) When more than one agency, departmental or otherwise, is administering a relocation assistance advisory program which may be of assistance in the community or area to persons displaced under other programs, the agency head shall offer to cooperate to the maximum extent feasible with the other Federal or State agency causing displacements to assure that all displaced persons receive the maximum assistance available to them.

(b) The agency head shall consult with the appropriate Housing and Urban Development Regional/Area Office concerning the availability of housing and inform such office as to projects which will cause displacement. The agency head shall also consult with appropriate local officials concerning any proposed project in a community, consistent with the procedural requirements of Office of Management and Budget Circular A-95 (Revised).

(c) The agency head may, by contract or otherwise, secure relocation assistance advisory services from the central relocation agency, if available, in the area, or any other appropriate Federal, State, or local governmental agency or from any person or organization.

[SEAL] H. B. ROBERTSON,
Rear Admiral, JAGC, U.S. Navy, Acting Judge Advocate General.

MARCH 22, 1973.

[FR Doc.73-5959 Filed 3-28-73;8:45 am]

CHAPTER VII—DEPARTMENT OF THE AIR FORCE

SUBCHAPTER I—MILITARY PERSONNEL

PART 888—ENLISTMENT IN THE REGULAR AIR FORCE

Correction

In FR Doc. 73-4482 appearing at page 6770 of the issue for Tuesday, March 13, 1973, the following changes should be made:

1. In § 888.7(c)(1) the 29th item, designated "(xix)" should be designated "(xxix)".

2. In § 888.7(c)(2) the 33d item, designated "(xxiii)", should be designated "(xxxiii)".

3. In the 12th line of § 888.25(c), "AMFPC/DPMDRR" should read "AFMPC/DPMDRR".

PART 888—ENLISTMENT IN THE REGULAR AIR FORCE

PART 888c—ACTIVE DUTY SERVICE COMMITMENTS

Miscellaneous Amendments; Corrections

1. In FR Doc. 73-4482, Part 888—Enlistment in the Regular Air Force, appearing at page 6770 in the issue of Tuesday, March 13, 1973, the following changes should be made:

a. In § 888.7(c), the subparagraph now designated "(4) *Other (nonminor) misdemeanors.*", should read "(3) *Other (nonminor) misdemeanors.*".

b. In § 888.27(b), subparagraph (3) following subparagraph (7), on page 6778, which reads "(3) Retain applicable records and then * * *", should read "(8) Retain applicable records and then * * *".

2. In FR Doc. 73-4485, Part 888c—Active Duty Service Commitments, appearing at page 6784 in the issue of Tuesday, March 13, 1973, on page 6789, in § 888c.26, under Column B of Rule 6, which reads "On or after Jan. 1, 1968." should read "On or after Sept. 1, 1968 but before Nov. 1, 1972".

By order of the Secretary of the Air Force.

JOHN W. FAHRNEY,
Colonel, USAF, Chief, Legislative Division, Office of the Judge Advocate General.

[FR Doc.73-5976 Filed 3-28-73;8:45 am]

Title 41—Public Contracts, and Property Management

CHAPTER I—FEDERAL PROCUREMENT REGULATIONS

[Temporary Regulation 30]

ARCHITECT-ENGINEER SERVICES

Procurement and Construction

1. *Purpose.* This FPR Temporary Regulation prescribes policies and procedures for obtaining architect-engineer services.

2. *Effective date.* This regulation is effective March 29, 1973.

3. *Expiration date.* This regulation will continue in effect until canceled.

4. *Background.* Public Law 92-582 dated October 27, 1972, amended the Federal Property and Administrative Services Act of 1949, as amended (40 U.S.C. 471 et seq.), by adding a new "Title IX—Selection of Architects and Engineers." The amendment sets forth policies and procedures concerning the selection of firms and individuals to perform architectural, engineering, and incidental services that members of these professions and those in their employ may logically or justifiably perform. This regulation has been issued prior to receipt of agency and industry comments in the interest of expediting the implementation of the amendment. However, such comments have been solicited and will be considered prior to the issuance of a codified amendment of the Federal Procurement Regulations.

5. *Agency action.* Use of the policies and procedures prescribed by this regulation is mandatory for the General Services Administration and is optional for other executive agencies.

6. *Explanation of changes.*

PART 1-1—GENERAL

a. Section 1-1.1003-3 is amended to revise paragraph (b) and add paragraphs (c) and (d) as follows:

§ 1-1.1003-3 Special areas of negotiation.

* * * * *

(b) *Personal and professional (other than architect-engineer) services.* Advance notice of procurements for personal or professional services shall be published in the Synopsis when it is feasible and practicable and in the best interest of the Government.

(c) *Architect-engineer and related services with fees over $25,000.* For each contract for which the fee is expected to exceed $25,000, a notice of intention to contract for architect-engineer services