

to attract customers.<sup>4</sup> Recently, the FTC and the DOJ also have jointly advocated against the passage of regulations proposed by the Texas Real Estate Commission that would have effectively limited consumers' ability to purchase a more limited, less expensive, set of real estate services.<sup>5</sup> In May 2005, the FTC and the DOJ also sent a letter urging the Alabama Senate not to pass a bill that would also have restricted consumer choice in real estate service levels.<sup>6</sup> Likewise, the two agencies also jointly issued a letter to the Governor of Missouri informing him of the competitive effects of a bill that similarly would have restricted the ability of Missouri real estate professionals to offer customized real estate services.<sup>7</sup>

Because of the substantial changes in the real estate brokerage marketplace, and consumers' interest in a competitive real estate brokerage industry, the FTC and the DOJ will hold a workshop on Tuesday, October 25, 2005 in Washington, DC to provide a forum to discuss current issues affecting the competitiveness of real estate brokerage. In particular, discussion will center around the following topics:

1. *The Real Estate Transaction:* including the details of the real estate transaction from both the buyer's and seller's side; how broker efforts affect property sale price and how long a property remains on the market; and the economics of buyer and seller brokerage agreements and alternatives to the traditional arrangements.

2. *The Multiple Listing Service:* including how the MLS works and its efficiencies compared to alternative models; the legal and economic issues raised by the MLS; intellectual property rights in MLS listings; and MLS' online listing policies.

<sup>3</sup> See Proposed Amended Final Judgment, *United States v. Kentucky Real Estate Comm'n*, Civ. Act. No. 3:05CV188-H (filed July 15, 2005), at [www.usdoj.gov/atr/cases/f210100/210142.htm](http://www.usdoj.gov/atr/cases/f210100/210142.htm).

<sup>4</sup> See Complaint, *United States v. Kentucky Real Estate Comm'n*, Civ. Act. No. 3:05CV188-H (filed Mar. 31, 2005), at <http://www.usdoj.gov/atr/cases/f208300/208393.htm>.

<sup>5</sup> Letter from the FTC and the Justice Department to Loretta R. DeHay, Gen. Counsel, Texas Real Estate Comm'n. (Apr. 20, 2005), at <http://www.ftc.gov/os/2005/04/050420ftcdojtexasletter.pdf>.

<sup>6</sup> Letter from the FTC and the Justice Department to Alabama Senate (May 12, 2005), at <http://www.ftc.gov/os/2005/05/050512tralabamarealtors.pdf>.

3. *Private and State Actions that Inhibit Competition among Sellers' Brokers:* including minimum-service requirements; state licensing and other requirements for for-sale-by-owner Web sites; local MLS rules that affect fee-for-service brokers and discount full-service brokers; and how any of the above restrictions may help protect consumers or otherwise provide benefits to consumers.

4. *Private and State Actions that Inhibit Competition among Buyers' Brokers:* including state anti-rebate provisions; state rules that define online display of listings as advertising; minimum-service requirements applied to buyers' brokers; discrimination in compensation against discount buyers' brokers; and how any of the above restrictions may help protect consumers or otherwise provide benefits to consumers.

#### Requests To Participate as a Panelist in the Workshop

Parties seeking to participate as panelists in the workshop must notify both the FTC and the DOJ in writing on or before September 25, 2005. Requests to participate as a panelist should be submitted electronically by e-mail to [RealEstatePanelistRequest@ftc.gov](mailto:RealEstatePanelistRequest@ftc.gov) and [RealEstateWorkshop@usdoj.gov](mailto:RealEstateWorkshop@usdoj.gov) or, if mailed, should be submitted in the manner detailed in the ADDRESSES section, and should be captioned "Competition Policy in the Real Estate Industry—Request to Participate, Project No. V050015." Parties are asked to include in their requests a statement setting forth their experience in or knowledge of the issues on which the workshop will focus and their contact information, including telephone number, facsimile number, and e-mail address (if available), to enable the FTC and the DOJ to provide parties with notice if selected. For requests filed in paper form, an original and two copies of each document should be submitted. Panelists will be notified on or before October 11, 2005 if they have been selected.

Using the following criteria, FTC and DOJ staff will select a limited number of panelists to participate in the workshop:

1. The party has expertise in or knowledge of the issues that are the focus of the workshop;
2. The party's participation would promote a balance of interests being represented at the workshop; or

3. The party has been designated by one or more interested parties (who timely file requests to participate) as a party who shares group interests with the designator(s).

In addition, there will be time during the workshop for those not serving as panelists to ask questions.

#### Form and Availability of Comments

The FTC and the DOJ request that interested parties submit written comments on the above questions and other related issues to foster greater understanding of these topics. Especially useful are any studies, surveys, research, and empirical data. All comments should be filed as prescribed in the ADDRESSES section above, and must be received on or before November 28, 2005.

By direction of the Commission.

**Donald S. Clark,**

*Secretary, Federal Trade Commission.*

[FR Doc. 05-17855 Filed 9-7-05; 8:45 am]

BILLING CODE 6750-01-P

## FEDERAL TRADE COMMISSION

### Granting of Request for Early Termination of the Waiting Period Under the Premerger Notification Rules

Section 7A of the Clayton Act, 15 U.S.C. 18a, as added by Title II of the Hart-Scott-Rodino Antitrust Improvements Act of 1976, requires persons contemplating certain mergers or acquisitions to give the Federal Trade Commission and the Assistant Attorney General advance notice and to wait designated periods before consummation of such plans. Section 7A(b)(2) of the Act permits the agencies, in individual cases, to terminate this waiting period prior to its expiration and requires that notice of this action be published in the **Federal Register**.

The following transactions were granted early termination of the waiting period provided by law and the premerger notification rules. The grants were made by the Federal Trade Commission and the Assistant Attorney General for the Antitrust Division of the Department of Justice. Neither agency intends to take any action with respect to these proposed acquisitions during the applicable waiting period.

Trans #	Acquiring	Acquired	Entities
<b>TRANSACTIONS GRANTED EARLY TERMINATION—8/08/2005</b>			
20051354 .....	CHS Inc .....	Dean Foods Company .....	Dean Intellectual Property Services, L.P. Dean Intellectual Property Services II, L.P. Morningstar Services, Inc. Morningstar Foods, LLC. White Wave Food Company.
20051355 .....	Mitsui & Co., Ltd .....	Dean Foods Company .....	Dean Intellectual Property Services II, L.P. Dean Intellectual Property Services, L.P. Morningstar Foods, LLC. Morningstar Services, Inc. White Wave Foods Company.
<b>TRANSACTIONS GRANTED EARLY TERMINATION—8/09/2005</b>			
20051279 .....	Omnicare, Inc .....	James S. Karp .....	Making Distribution Intelligent, L.L.C. RxCrossroads, L.L.C. Rxinnovations, L.L.C.
20051312 .....	Microsoft Corporation .....	FrontBridge Technologies, Inc .....	FrontBridge Technologies, Inc.
20051351 .....	XM Satellite Radio Holdings Inc .....	WCS Wireless, Inc .....	WCS Wireless, Inc.
20051363 .....	Green Field II, LLC .....	Health Resource Partners, LLC .....	NAMM Holdings, Inc.
<b>TRANSACTIONS GRANTED EARLY TERMINATION—8/11/2005</b>			
20051290 .....	Duke Energy Construction .....	Cinergy Corp .....	Cinergy Corp.
20051291 .....	Cinergy Corp .....	Duke Energy Corporation .....	Duke Energy Corporation.
<b>TRANSACTIONS GRANTED EARLY TERMINATION—8/12/2005</b>			
20051365 .....	CCG Investments BVI, L.P .....	Aspect Communications Corporations ..	Aspect Communications Corporations.
20051366 .....	FPL Group, Inc .....	Alliant Energy Corporation .....	Duane Arnold Energy Center. Interstate Power and Light Company. Iowa Land and Building Company. Unilin Holding NV.
20051376 .....	Mohawk Industries, Inc .....	Cigales SAK .....	PRN Corporation
20051377 .....	Thomson S.A .....	PRN Corporation .....	PRN Corporation
20051379 .....	Blackstone Capital Partners (Cayman) IV L.P.	Kjeld Kirk Kristiansen .....	LEGOLAND California LLC. LEGOLAND Estates AG. HeidelbergCement AG.
20051382 .....	Spohn Cement GmbH .....	Heidelberg Cement AG .....	HeidelbergCement AG.
20051383 .....	Chesapeake Corporation .....	Aurora Equity Partners L.P .....	Impaxx Pharmaceutical Packaging, Inc.
20051386 .....	Gannett Co., Inc .....	Knight-Ridder, Inc .....	Knight Ridder Digital. KR USA, Inc. Tallahassee Democrat, Inc.
20051387 .....	Knight-Ridder, Inc .....	Gannett Co., Inc .....	Des Moines Register and Tribune Company. Federated Publications, Inc. Gannett Satellite Information Network, Inc. Media West-FPI, Inc.
20051389 .....	International Business Machines Corporation.	DWL (USA) Inc .....	DWL (USA) Inc.
20051390 .....	American Pacific Corporation .....	GenCorp Inc .....	Aerojet Fine Chemicals LLC. Aerojet-General Corporation.
20051391 .....	MHR Institutional Partners IIA LP .....	Loral Space & Communications Ltd .....	Loral Space & Communications Inc.
20051392 .....	MHR Institutional Partners LP .....	Loral Space & Communications Ltd .....	Loral Space & Communications Inc.
20051393 .....	Aberdeen Asset Management PLC .....	Deutsche Bank AG .....	Deutsche Bank AG. Deutsche Investment Management. Scudder Trust Company.
20051397 .....	President and Fellows of Harvard College.	VarTec Telecom, Inc. (Debtor-in-possession).	Excelcom, Inc. Excel Communications Marketing, Inc. Excel Management Service, Inc. Excel Products, Inc. Excel Telecommunications, Inc. Excel Telecommunications of Virginia, Inc. Excel Teleservices, Inc. Telco Communications Group, Inc. Telco Network Services, Inc. VarTec Business Trust.

Trans #	Acquiring	Acquired	Entities
20051399 .....	GUS plc .....	Mark and Karen Hill, husband and wife	VarTec Properties, Inc. VarTec Resource Services, Inc. VarTec Solutions, Inc. VarTec Telecom Holding Company. VarTel Telecom International Holding Company. VarTec Telecom of Virginia, Inc. Baker Hill Corporation.

**TRANSACTIONS GRANTED EARLY TERMINATION—8/15/2005**

20051317 .....	Legg Mason, Inc .....	Citigroup Inc .....	Citibank Global Asset Management (Asia) Limited (Hong Kong). Citicorp Chile Administradora General de Fondos S.A. (Chile). Citi FCP S.A. (Luxembourg). Citigroup Advisors Co., Ltd. (Japan). Citigroup Asset Management Limited (United Kingdom). Citigroup Investment Management (Luxembourg) S.A. Citi Islamic Portfolios S.A. (Luxembourg). CitiMoney S.A. (Luxembourg). Handlowy Zarzadzanie Aktywami S.A. (Poland). Solomon Brothers Asset Management Asia Pacific Limited. Salomon Brothers Asset Management Inc. (Delaware, USA). Salomon Brothers Asset Management (Ireland). Smith Barney Fund Management LLC (Delaware, USA). Smith Barney Global Capital Management, Inc. The Travelers Investment Management Company. Towarzystwo Funduszy Inwestycyjnych BH S.A. (Poland).
20051318 .....	Citigroup Inc .....	Legg Mason, Inc .....	Howard Weil Financial Corporation (Louisiana). Legg Mason, Inc. Legg Mason Insurance Agency, Inc. (Maryland). Legg Mason Insurance Agency of Massachusetts, Inc. Legg Mason Insurance Agency of Texas, Inc. (Texas). Legg Mason Limited UK Corporation (United Kingdom). Legg Mason Mortgage Capital Corporation (Maryland). Legg Mason Wood Walker, Inc. (Maryland). LM Falcon Investment Strategies, Inc. (Maryland). Orchard Financial Services, Inc. (Maryland). Peregrine Investment LLC (Maryland). Citicasters Co. Colibri Holding Corporation.
20051388 .....	Evergreen Pacific Partners, L.P .....	Clear Channel Communications, Inc .....	
20051401 .....	Brockway Moran & Partners Fund II, LP .....	Long Point Capital/Fund, L.P .....	

**TRANSACTIONS GRANTED EARLY TERMINATION—8/16/2005**

20051327 .....	Novartis AG .....	Bristol Myers Squibb Company .....	Bristol Myers Squibb Company.
20051374 .....	Schneider Electric SA .....	BEI Technologies, Inc .....	BEI Technologies, Inc.
20051378 .....	American Capital Strategies, Ltd .....	Halifax Capital Partners L.P .....	Soil Safe Holding, Inc.
20051396 .....	Oracle Corporation .....	i-flex Solutions Limited .....	i-flex Solutions Limited.

**TRANSACTIONS GRANTED EARLY TERMINATION—8/17/2005**

20051347 .....	CIT Group Inc .....	Itochu Corporation .....	Healthcare Business Credit Corporation.
20051369 .....	El Paso Corporation .....	Chevron Corporation .....	Four Star Oil & Gas Company.

Trans #	Acquiring	Acquired	Entities
20051398 .....	Apollo Investment Fund V, L.P .....	Cendant Corporation .....	Cendant International Holding Ltd. Cendant Marketing Group, LLC.
20051408 .....	Hughes Supply, Inc .....	TVESCO, Inc .....	TVESCO, Inc.
20051412 .....	Ares Corporation Opportunities Fund, L.P.	National Bedding Holdings, Inc .....	National Bedding Company, L.L.C.  Star LP.

**TRANSACTIONS GRANTED EARLY TERMINATION—8/19/2005**

20051352 .....	DPS Credit Union .....	Safeway Rocky Mountain Federal Cred- it Union.	Safeway Rocky Mountain Federal Cred- it Union.
20051409 .....	Cobb Electric Membership Corporation	The Southern Company .....	Southern Company Gas, LLC.
20051411 .....	American Capital Strategies, Ltd .....	Carol F. and Ralph A. Venuto, Sr .....	Hollywood Tanning Systems, Inc.
20051414 .....	PolyMedia Corporation .....	Robert M. Haft .....	National Diabetic Pharmacies, Inc.
20051415 .....	General Electric Company .....	Babcock & Brown Limited .....	Kumeyaay Wind LLC.
20051416 .....	Berkshire Hathaway Inc .....	Peter J. Liegl .....	Forest River Housing, Inc. Forest River, Inc. Forest River Warranty Company. FR Texas Group, LP. Linnae Corporation. Mapletree Transportation, Inc. Vanguard, LLC.
20051420 .....	Yucaipa American Alliance Fund I, LP ..	Pathmark Stores, Inc .....	Pathmark Stores, Inc.
20051427 .....	GS Holdings Co .....	Carlyle Partners III, L.P .....	Panoram Industries Holdings, Inc.
20051430 .....	QinetiQ Holdings Limited .....	Arlington Capital Partners .....	Apogen Technologies, Inc.
20051431 .....	Hellman & Friedman Capital Partners IV, L.P.	National Association of Securities Deal- ers, Inc.	National Association of Securities Deal- ers, Inc.
20051436 .....	Atlantic Equity Partners III, L.P .....	Precision Parts International, LLC .....	MPI International Holdings, Inc. Precision Gear Holdings, Inc. Precision Parts International Services Corp. Skill Tool & Die Holdings Corp.
20051438 .....	News Corporation .....	Intermix Media, Inc .....	Intermix Media, Inc.
20051443 .....	Carlyle Partners IV, L.P .....	SS&C Technologies, Inc .....	SS&C Technologies, Inc.

**TRANSACTIONS GRANTED EARLY TERMINATION—8/22/2005**

20051450 .....	Silver Lake Partners II TSA, L.P .....	National Association of Securities Deal- ers, Inc.	National Association of Securities Deal- ers, Inc.
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**TRANSACTIONS GRANTED EARLY TERMINATION—8/23/2005**

20050993 .....	Cal Dive International, Inc .....	Torch Offshore Inc .....	Torch Offshore Inc.
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**TRANSACTIONS GRANTED EARLY TERMINATION—8/24/2005**

20051402 .....	Bunzl plc .....	Royal Ahold .....	U.S. Foodservice, Inc.
20051428 .....	Veolia Environment S.A .....	National Express Group, PLC .....	ATC/Vancom, Inc.
20051434 .....	MCI, Inc .....	Totality Corporation .....	Totality Corporation.

**TRANSACTIONS GRANTED EARLY TERMINATIONS—8/25/2005**

20051395 .....	Parker Hannifin Corporation .....	domnick hunter group plc .....	domnick hunter group plc.
20051400 .....	Engelhard Corporation .....	Rhone Capital LLC .....	Almatis AC, Inc.
20051429 .....	SunCom Wireless Holdings, Inc., f/k/a Triton PCS Holdings.	Urban Communicators PCS Ltd Part- nership, Debtor-in-Possession.	Urban Comm-North Carolina, Inc., Debtor-in-Possession.
20051437 .....	UniCredito Italiano SpA .....	Bayerische Hypo-und Vereinsbank AG	Bayerische Hypo-und Vereinsbank AG.

**TRANSACTIONS GRANTED EARLY TERMINATION—8/26/2005**

20051380 .....	TA IX L.P .....	Henry L. Hillman .....	SCCI Health Services Corporation.
20051405 .....	Bandai Co., Ltd .....	Namco Limited .....	Namco Limited.
20051439 .....	General Dynamics Corporation .....	CCG Investment Fund, L.P .....	New Itronix Holdings Corporation.
20051458 .....	The Procter & Gamble Company .....	The Gillette Company .....	The Gillette Company.
20051462 .....	SkyWest, Inc .....	Delta Air Lines, Inc .....	Atlantic Southeast Airlines, Inc.
20051469 .....	Welsh, Carson, Anderson & Stowe IX, L.P.	Mr. and Mrs. John H. and Jean Kung Jessen.	Electronic Evidence Discovery, Incor- porated.
20051481 .....	Brockway Moran & Partners Fund II, L.P.	Morgenthaler Partners VI, L.P .....	GED Holdings, Inc.

**FOR FURTHER INFORMATION CONTACT:** Sandra M. Peay, Contact Representative or Renee Hallman, Case Management Assistant.

Federal Trade Commission, Premerger Notification Office, Bureau of

Competition, Room H-303, Washington, DC 20580, (202) 326-3100.

By direction of the Commission.

**Donald S. Clark,**

*Secretary.*

[FR Doc. 05-17753 Filed 9-7-05; 8:45 am]

BILLING CODE 6750-01-M

**DEPARTMENT OF HEALTH AND HUMAN SERVICES**

**Centers for Disease Control and Prevention**

[60Day-05-05CU]

**Proposed Data Collections Submitted for Public Comment and Recommendations**

In compliance with the requirement of Section 3506(c)(2)(A) of the Paperwork Reduction Act of 1995 for opportunity for public comment on proposed data collection projects, the Centers for Disease Control and Prevention (CDC) will publish periodic summaries of proposed projects. To request more information on the proposed projects or to obtain a copy of the data collection plans and instruments, call 404-371-5983 and send comments to Seleda Perryman, CDC Assistant Reports Clearance Officer, 1600 Clifton Road, MS-D74,

Atlanta, GA 30333 or send an email to [omb@cdc.gov](mailto:omb@cdc.gov).

Comments are invited on: (a) Whether the proposed collection of information is necessary for the proper performance of the functions of the agency, including whether the information shall have practical utility; (b) the accuracy of the agency's estimate of the burden of the proposed collection of information; (c) ways to enhance the quality, utility, and clarity of the information to be collected; and (d) ways to minimize the burden of the collection of information on respondents, including through the use of automated collection techniques or other forms of information technology. Written comments should be received within 60 days of this notice.

**Proposed Project**

Survey of HIV Care Providers—New—National Center for HIV, STD, and TB Prevention (NCHSTP), Centers for Disease Control and Prevention (CDC).

*Background and Brief Description*

CDC is requesting a 3-year approval from the Office of Management and Budget (OMB) to survey randomly selected HIV care providers (e.g., physicians and other care providers) in the United States regarding their training history, areas of specialization,

ongoing sources of training and continuing education about HIV care, and awareness of HIV treatment guidelines and resources. Results from this survey will be used in conjunction with data from CDC's Morbidity Monitoring Project (MMP) to assess who is providing HIV care, to examine the impact of provider characteristics on the quality and standard of care being provided to patients with HIV, to determine opportunities to improve resources available to HIV care providers, and to evaluate the reasons for sampled providers' participation and non-participation in MMP. Participation in the survey is not contingent upon a provider's involvement with the MMP. All selected HIV care providers will be asked to participate in the survey, regardless of their participation in the MMP.

For this proposed data collection, MMP project areas have identified all HIV care providers in their jurisdictions, including those providers who may not be participating in the MMP project. Of this universe of HIV care providers, CDC plans to randomly survey 1,040 providers. Respondents will have the option to use either a Web-based application or paper survey to participate in the survey. There is no cost to respondents to participate in this survey other than their time.

ESTIMATE OF ANNUALIZED BURDEN HOUR TABLE

Respondents	Number of respondents	Number of responses per respondent	Average burden per response (in hours)	Total burden (in hours)
HIV Care Providers .....	1040	1	45/60	780

Dated: August 30, 2005.

**Joan F. Karr,**

*Acting Reports Clearance Officer, Centers for Disease Control and Prevention.*

[FR Doc. 05-17763 Filed 9-7-05; 8:45 am]

BILLING CODE 4163-18-P

**DEPARTMENT OF HEALTH AND HUMAN SERVICES**

**Centers for Disease Control and Prevention**

[60Day-05-0659]

**Proposed Data Collections Submitted for Public Comment and Recommendations**

In compliance with the requirement of Section 3506(c)(2)(A) of the Paperwork Reduction Act of 1995 for opportunity for public comment on

proposed data collection projects, the Centers for Disease Control and Prevention (CDC) will publish periodic summaries of proposed projects. To request more information on the proposed projects or to obtain a copy of the data collection plans and instruments, call 404-371-5983 and send comments to Seleda Perryman, CDC Assistant Reports Clearance Officer, 1600 Clifton Road, MS-D74, Atlanta, GA 30333 or send an e-mail to [omb@cdc.gov](mailto:omb@cdc.gov).

Comments are invited on: (a) Whether the proposed collection of information is necessary for the proper performance of the functions of the agency, including whether the information shall have practical utility; (b) the accuracy of the agency's estimate of the burden of the proposed collection of information; (c) ways to enhance the quality, utility, and clarity of the information to be

collected; and (d) ways to minimize the burden of the collection of information on respondents, including through the use of automated collection techniques or other forms of information technology. Written comments should be received within 60 days of this notice.

**Proposed Project**

Surveillance for Ciguatera Fish Poisoning in Recreational Fishers Utilizing Texas Gulf Coast Oil Rigs (0920-0659)—Extension—National Center for Environmental Health (NCEH), Centers for Disease Control and Prevention (CDC).

*Background and Brief Description*

This public health surveillance activity will quantify the scope of ciguatera poisonings in the recreational fishing community of coastal Texas. The