between United States ports and designated foreign ports. I.M.S. has not altered or amended its tariff since the date of the original filing.

I.M.S. appears to have knowingly and willfully disregarded the rates established by its tariff. Section 18(b)(3) provides that no common carrier by water in foreign commerce shall charge or demand or collect or receive a greater or less or different compensation for the transportation of property or for any service in connection therewith than the rates and charges which are specified in its tariff on file with the Commission and duly published and in effect at that time. I.M.S. has repeatedly charged and collected fees for the transportation of household goods from United States ports to Bremen, Germany, which differ from the applicable rate under its tariff.

Moreover, I.M.S. appears to have provided its customers with house-to-house ocean transportation services. The individual tariff filed by I.M.S. with the Commission refers only to the port-to-port movement of property. Section 18(b)(1) requires that all tariffs plainly show those places between which freight will be carried. As I.M.S.'s tariff apparently does not govern the type of service being provided, it would appear that I.M.S. has violated section 18(b)(1) by transporting property house-to-house without an applicable tariff provision on file with the Commission.

I.M.S. appears also to have violated section 18(b)(1) by operating as a nonvessel operating common carrier by water prior to the filing of a tariff with the Commission. As indicated above, I.M.S. originally filed its tariff on February 14, 1975. Section 18(b)(1) requires that every common carrier by water in foreign commerce file with the Commission tariffs showing all the rates and charges of such carrier for transportation. Throughout the latter half of 1974, I.M.S. apparently acted as a nonvessel operating common carrier by water without an effective tariff on file with the Commission.

In addition, Peter Kirn, President, I.M.S., Inc., pleaded guilty to one count of mail fraud perpetrated in connection with I.M.S.'s activities. Conditioned on the making of restitution to the Federal Republic of Germany, Mr. Kirn was placed on probation for a period of three years. I.M.S. and Peter Kirn were alleged to have engaged in fraudulent business practices in connection with the transportation of household goods for Federal Republic of Germany Armed Forces personnel. The practices in question appear to have involved the use of false weight certificates to substantially inflate the total net weight of the property moved by I.M.S. By overstating the total net weight transported, I.M.S. overcharged the German Embassy at the rates contracted for.

At the time of sentencing, Mr. Kirn submitted to the District Court an affidavit which stated that all improper activities at I.M.S. had ceased prior to 1975. Information acquired by the Commission staff appears to indicate that I.M.S. continued to overstate the total net weight of household goods transported from the United States to the Federal Republic of Germany during 1975 and 1976.

Therefore, it is ordered, Pursuant to sections 18, 22 and 44 of the Shipping Act, 1916 [46 U.S.C. §§ 817, 822, 841b], that a proceeding be hereby instituted to determine:

1. Whether I.M.S. has violated section 18(b)(3) by failing to charge and collect fees for ocean transportation in accordance with the tariff filed by it with the Commission.

2. Whether I.M.S. has violated section 18(b)(1) by providing a house-to-house ocean transportation service without an applicable tariff provision on file with the Commission.

3. Whether I.M.S. has violated section 18(b)(1) by operating as a nonvessel operating common carrier by water prior to the filing of a tariff with the Commission.

4. Whether, in light of the evidence adduced pursuant to the foregoing issues, together with any other evidence adduced, I.M.S.'s independent ocean freight forwarder license should be revoked or suspended pursuant to:

a. Section 510.9(a) of General Order 4 for violation of any provision of the Shipping Act, 1916;

b. Section 510.9(e) of General Order 4 for conduct which renders the licensee unfit to carry on the business of forwarding.

It is further ordered, That I.M.S., Inc., by made the respondent in this proceeding and that the matter be assigned for public hearing before an Administrative Law Judge of the Commission's Office of Administrative Law Judges and that the hearing be held at a date and place to be determined by the Presiding Administrative Law Judge. In any event, the hearing shall commence on or before October 2, 1979. The hearing shall include oral testimony and cross-examination in the discretion of the presiding officer only upon a proper showing that there are genuine issues of material fact that cannot be resolved on the basis of sworn statements, affidavits, depositions, or other documents, or that the nature of the matters in issue are such that an oral hearing and cross-examination are necessary for the development of an adequate record.

It is further ordered, That notice of this order be published in the Federal Register and a copy thereof and notice of hearing be served upon resondent, I.M.S., Inc.

It is further ordered, That any person other than respondents and Hearing Counsel having an interest and desiring to participate in this proceeding shall file a petition for leave to intervene in accordance with Rule 5 (l) [46 CFR 502.72] of the Commission's Rules of Practice and Procedure.

It is further ordered, That all future notices issued by or on behalf of the Commission, including notice of time and place of hearing, or prehearing conference, shall be mailed directly to all parties of record.

By the Commission.

Francis C. Hurney,
Secretary.

[Docket No. 79-30; Independent Freight Forwarder License No. F.M.C. 1728]

[FR Doc. 79-11259 Filed 4-10-79; 8:45 am]

BILLING CODE 6730-01-M

FEDERAL RESERVE SYSTEM

Pony Express Bancorp; Formation of Bank Holding Company

Correction

In FR Doc. 10264, appearing on page 20297, in the issue of Wednesday, April 4, 1979, in the middle column, the third line down, correct "section 3(a)(3)" to read section 3(a)(1)".

FEDERAL TRADE COMMISSION

Early Termination of Waiting Period of the Premerger Notification Rules

AGENCY: Federal Trade Commission.

ACTION: Granting of request for early termintion of the 30-day waiting period of the premerger notification rules.

SUMMARY: Sweet Life Foods, Inc. is granted early termination of the 30-day waiting period provided by law and the premerger notification rules with respect to its proposed acquisition of Fernandes Super Markets, Inc. The grant was made by the Federal Trade Commission and the Assistant Attorney General in charge of the Antitrust Division of the

Department of Justice in response to a request for early termination submitted by Sweet Life Foods, Inc. Neither agency intends to take any action with respect to this acquisition during the waiting period.

EFFECTIVE DATE: April 4, 1979.

FOR FURTHER INFORMATION CONTACT: Malcom R. Pfunder, Assistant Director for Evaluation, Bureau of Competition, Room 394, Federal Trade Commission, Washington, D.C. 20580, (202–523–3404).

SUPPLEMENTARY INFORMATION: Section 7A of the Clayton Act, 15 U.S.C. 18a, as added by sections 201 and 202 of the Hart-Scott-Rodino Antitrust Improvements Act of 1976, requires persons contemplating certain mergers or acquisitions to give the Commission and Assistant Attorney General advance notice and to wait designated periods before consumation of such plans: Section 7A(b)(2) of the Act and § 803.11 of the rules implementing the Act permit the agencies, in individual cases, to terminate this waiting period prior to its expiration and to publish notice of this action in the **Federal Register.**

By direction of the Commission.

Carol M. Thomas,
Secretary.
[FR Doc. 79–11238 Filed 4–10–79; 8:45 am]
BILLING CODE 6750–01–M

GENERAL ACCOUNTING OFFICE

Regulatory Reports Review; Receipt of Report Proposal

The following request for clearance of a report intended for use in collecting information from the public was received by the Regulatory Reports Review Staff, GAO, on April 4, 1979. See 44 U.S.C. 3512 (c) and (d). The purpose of publishing this notice in the **Federal Register** is to inform the public of such receipt.

The notice includes the title of the request received; the name of the agency sponsoring the proposed collection of information; the agency form number, if applicable; and the frequency with which the information is proposed to be collected.

Written comments on the proposed ICC request are invited from all interested persons, organizations, public interest groups, and affected businesses. Because of the limited amount of time GAO has to review the proposed request, comments (in triplicate) must be received on or before April 30, 1979, and should be addressed to Mr. John M. Lovelady, Assistant Director, Regulatory Reports Review, United States General Accounting Office, Room 5106, 441 G Street, NW, Washington, DC 20548.

Further information may be obtained from Patsy J. Stuart of the Regulatory Reports Review Staff, 202–275–3532.

Interstate Commerce Commission

The ICC requests clearance of revisions to Form OP–F–200, Application Under 49 U.S.C. 11301 and 49 U.S.C. 11302, for Authority to Issue Securities or to Assume Obligation or Liability in Regard to Securities of Another Person, including the appendix thereto. The Commission is required to adjudicate applications and carriers are prohibited from issuing securities except on approval of the ICC, whose jurisdiction with regard to such matters is exclusive and plenary. The application form has been revised to reflect the recent recodification of the Interstate Commerce Act. A request for energy impact information is incorporated in the application form. The energy impact reporting requirement presently has GAO approval. The ICC estimates approximately 225 applications are filed each year and that applications requiring preparation of an offering circular require approximately 150 hours to prepare and applications not requiring the preparation of an offering circular require approximately 50 hours to prepare.

Norman F. Heyl,
Regulatory Reports Review Officer.
[FR Doc. 79–11242 Filed 4–10–79; 8:45 am]
BILLING CODE 1610–01–M

DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

Center for Disease Control

Community Organization for Preventive Health Services; Open Meeting, Correction

Notice of the April 17, 1979, open meeting on Community Organization for Preventive Health Services was published at 44 FR 62 18737 on Thursday, March 29, 1979.

The meeting date is corrected to read April 17, *1979,* rather than April 17, *1970.*

All other aspects of the notice published on March 29, 1979, remain the same.

Dated: April 4, 1979.

William C. Watson, Jr.,
Acting Director, Center for Disease Control.
[FR Doc. 79–7655 Filed 4–10–79; 8:45 am]
BILLING CODE 4110–86–M

Indian Health Service

Funds Available for Grants and Contracts With Indian Tribes

Notice is hereby given that the Indian Health Service has the following funds available during the period October 1, 1978 through September 30, 1979, for grants and contracts with Indian tribes under sections 103 and 104(b) of the Indian Self-Determination Act, Pub. L. 93–638, 25 U.S.C. 450g and 450h(b). This notice is published in accordance with § 36.109 of 42 CFR providing for periodic publication of funds available for grants under the Indian Self-Determination Act and the policy of the Secretary, published at 40 FR 42658, periodically to announce in the **Federal Register** the funds available for grants and contracts under the Act.

The amounts available are listed below by funding category for each Indian Health Service Area and Program Office. As these funds are normal operating funds used by the Indian Health Service, the amount of funds available for grants and contracts under the Indian Self-Determination Act decreases over time as the funds are utilized.

Each tribe should contact its respective Indian Health Service Area or Program office to determine amounts specifically available for grants and contracts with the tribe.

ABERDEEN	
Patient care	$21,786,000
Preventive health and ambulatory care	22,279,000
ALBUQUERQUE	
Patient Care	18,276,000
Preventive Health and Ambulatory Care	17,135,000
ANCHORAGE	
Patient Care	39,944,000
Preventive Health and Ambulatory Care	33,322,000
BEMIDJI	
Patient Care	6,209,000
Preventive Health and Ambulatory Care	12,569,000
BILLINGS	
Patient Care	16,422,000
Preventive Health and Ambulatory Care	15,054,000
CALIFORNIA	
Patient Care	4,366,000
Preventive Health and Ambulatory Care	4,995,000
NAVAJO	
Patient Care	32,913,000
Preventive Health and Ambulatory Care	27,271,000
OKLAHOMA	
Patient Care	19,037,000
Preventive Health and Ambulatory Care	28,658,000
PHOENIX	
Patient Care	26,095,000
Preventive Health and Ambulatory Care	24,603,000
PORTLAND	
Patient Care	13,564,000
Preventive Health and Ambulatory Care	13,771,000
TUCSON	
Patient Care	5,870,000
Preventive Health and Ambulatory Care	6,171,000
USET	
Patient Care	7,309,000
Preventive Health and Ambulatory Care	7,326,000
Total	424,945,000