

This proceeding has been assigned to the office of Administrative Law Judges. Hearing in this matter, if any is held, shall commence within the time limitations prescribed in 46 CFR 502.61, and only after consideration has been given by the parties and the presiding officer to the use of alternative forms of dispute resolution. The hearing shall include oral testimony and cross-examination in the discretion of the presiding officer only upon 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 matter in issue is such that an oral hearing and cross-examination are necessary for the development of an adequate record. Pursuant to the further terms of 46 CFR 502.61, the initial decision of the presiding officer in this proceeding shall be issued by April 17, 1997, and the final decision of the Commission shall be issued by August 15, 1997.

Joseph C. Polking,

Secretary.

[FR Doc. 96-9885 Filed 4-22-96; 8:45 am]

BILLING CODE 6730-01-M

Ocean Freight Forwarder License Applicants

Notice is hereby given that the following applicants have filed with the Federal Maritime Commission applications for licenses as ocean freight forwarders pursuant to section 19 of the Shipping Act of 1984 (46 U.S.C. app. 1718 and 46 CFR 510).

Persons knowing of any reason why any of the following applicants should not receive a license are requested to contact the Office of Freight Forwarders, Federal Maritime Commission, Washington, D.C. 20573.

RMG International Inc., 755 Bradfield, Houston, TX 77060, Officers: Robert M. Goodsir, President, Michael K. Freeman, Vice President

Smile Enterprises Co., 500 Carson Plaza Drive, #125, Carson, CA 90746, Se Il Cha, Sole Proprietor

Dated: April 18, 1996.

Joseph C. Polking,

Secretary.

[FR Doc. 96-9956 Filed 4-22-96; 8:45 am]

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[Docket No. 96-08]

Longrow Shipping Limited; Possible Violations of Sections 8 and 10(b)(1) of the Shipping Act of 1984 and Commission Rule 514.1(e)(1); Order of Investigation and Hearing

This proceeding is instituted pursuant to sections 3, 8, 10, 11 and 13 of the Shipping Act of 1984 ("1984 Act"), 46 USC app. 1702, 1707, 1709, 1710 and 1712, and the Federal Maritime Commission's ("Commission") regulations governing the tariffing of non-vessel-operating common carriers, 46 CFR Part 514.

Longrow Shipping Limited ("Longrow") is a non-vessel-operating common carrier ("NVOCC") incorporated in Hong Kong in 1991. Its receiving agent in the United States and agent for service of process is Pan-Pacific Express Corporation in California. Longrow currently maintains a tariff, effective July 17, 1994, in the Commission's Automated Tariff Filing and Information System. It holds an NVOCC surety bond, issued on May 26, 1994, in the amount of \$50,000.

It appears that between May 30 and July 16, 1994, Longrow may have operated as a NVOCC without an effective tariff. During this time, Longrow held itself out as a NVOCC providing ocean transportation from Hong Kong to the United States in its dealings with at least five shippers and one ocean common carrier. Section 8 of the 1984 Act, 46 USC app. 1707, provides that no common carrier may provide service in the United States foreign trade unless the carrier first has filed a tariff with the Commission showing all of its rates, charges and practices. Section 8 also states that no new rates may become effective earlier than 30 days after filing at the Commission. In promulgating this statutory provision, Commission rule 514.9(b)(9)(i)(A), 46 CFR 514.9(b)(9)(i)(A), explains that "[n]ew tariffs * * * shall * * * be filed to become effective not earlier than 30 days after the date of filing." According to the records maintained by the Commission's Bureau of Tariffs, Certification and Licensing, Longrow did not have an effective tariff until July 17, 1994. Commission rule 514.1(e)(1), 46 CFR 514.1(e)(1), provides that "[o]perating without an effective tariff on file with the Commission * * * is unlawful." Therefore, it would appear and Longrow, by providing and holding out to the public to provide transportation by water of cargo for compensation and by contracting as a shipper in relation to a common carrier

for the transportation of cargo of other persons, may have acted as a NVOCC without an effective tariff, in violation of section 8 of the 1984 Act and Commission rule 514.1(e)(1).

After Longrow's tariff became effective, Longrow transported between July 17, 1994 and February 21, 1995, at least twenty (20) shipments from Hong Kong to the United States. For those shipments, Longrow appears to have charged rates other than those shown in Longrow's tariff. Pursuant to section 10(b)(1), 46 USC app. 1709(b)(1), the 1984 Act maintains that a common carrier is prohibited from charging, demanding, collecting or receiving greater, less or different compensation for transportation of property than the rates shown in its tariffs or service contracts. This prohibition is reiterated in Commission rule 514.1(e)(1) which states that "charging rates not in conformance with such a tariff is lawful." Therefore, Longrow may have violated section 10(b)(1) of the 1984 Act and Commission rule 514.1(e)(1) by charging rates other than those shown in its tariff between July 17, 1994 and February 21, 1995.

Section 11 of the 1984 Act, 46 USC app. 1710, sets forth the Commission's authority to investigate any conduct that may be in violation of the 1984 Act. In the event violations are found, section 13 of the 1984 Act, 46 USC app. 1712, provides that the Commission may assess civil penalties for violations of the 1984 Act and the regulations issued thereunder.

Now therefore it is ordered, That pursuant to sections 3, 8, 10, 11, and 13 of the 1984 Act, 46 USC app. 1702, 1707, 1709, 1710, and 1712, an investigation is hereby instituted to determine:

(1) Whether Longrow Shipping Limited violated section 8 of the 1984 Act and Commission rule 514.1(e)(1), by providing common carrier services without an effective tariff filed at the Commission between May 30, 1994 and July 16, 1994;

(2) Whether Longrow Shipping Limited violated section 10(b) of the 1984 Act and Commission rule 514.1(e)(1), by failing to charge the rates shown in its tariff between July 17, 1994 and February 21, 1995;

(3) Whether, in the event Longrow Shipping Limited violated sections 8 and 10(b) of the 1984 Act and Commission rule 514.1(e)(1), civil penalties should be assessed and, if so, the amount of such penalties;

It is further ordered, That a public hearing be held in this proceeding and that this matter be assigned for hearing before an Administrative Law Judge of

the Commission's Office of Administrative Law Judges in compliance with Rule 61 of the Commission's Rules of Practice and Procedure, 46 CFR 502.61. The hearing shall include oral testimony and cross-examination in the discretion of the Presiding Administrative Law Judge 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 is such that an oral hearing and cross-examination are necessary for the development of an adequate record;

It is further ordered, That Longrow Shipping Limited is designated Respondent in this proceeding;

It is further ordered, That the Commission's Bureau of Enforcement is designated a party to this proceeding;

It is further ordered, That notice of this Order be published in the Federal Register, and a copy be served on parties of record;

It is further ordered, That other persons having an interest in participating in this proceeding may file petitions for leave to intervene in accordance with Rule 72 of the Commission's Rules of Practice and Procedure, 46 CFR 502.72;

It is further ordered, That all further notices, orders, and/or decisions issued by or on behalf of the Commission in this proceeding, including notice of the time and place of hearing or prehearing conference, shall be served on parties of record;

It is further ordered, That all documents submitted by any party of record in this proceeding shall be directed to the Secretary, Federal Maritime Commission, Washington, D.C. 20573, in accordance with Rule 118 of the Commission's Rules of Practice and Procedure, 46 CFR 502.118, and shall be served on parties of record;

It is further ordered, That in accordance with Rule 61 of the Commission's Rules of Practice and Procedure, the initial decision of the Administrative Law Judge shall be issued by April 16, 1997, and the final decision of the Commission shall be issued by August 14, 1997.

By the Commission.
Joseph C. Polking,
Secretary.
[FR Doc. 96-9873 Filed 4-22-96; 8:45 am]

BILLING CODE 6730-01-M

FEDERAL RESERVE SYSTEM

Notice of Proposals to Engage in Permissible Nonbanking Activities or to Acquire Companies That are Engaged in Permissible Nonbanking Activities

The companies listed in this notice have given notice under section 4 of the Bank Holding Company Act (12 U.S.C. 1843) (BHC Act) and Regulation Y, (12 CFR part 225) to engage *de novo*, or to acquire or control voting securities or assets of a company that engages either directly or through a subsidiary or other company, in a nonbanking activity that is listed in § 225.25 of Regulation Y (12 CFR 225.25) or that the Board has determined by Order to be closely related to banking and permissible for bank holding companies. Unless otherwise noted, these activities will be conducted throughout the United States.

Each notice is available for inspection at the Federal Reserve Bank indicated. Once the notice has been accepted for processing, it will also be available for inspection at the offices of the Board of Governors. Interested persons may express their views in writing on the question whether the proposal complies with the standards of section 4 of the BHC Act, including whether consummation of the proposal can "reasonably be expected to produce benefits to the public, such as greater convenience, increased competition, or gains in efficiency, that outweigh possible adverse effects, such as undue concentration of resources, decreased or unfair competition, conflicts of interests, or unsound banking practices" (12 U.S.C. 1843). Any request for a hearing on this question must be accompanied by a statement of the reasons a written presentation would not suffice in lieu of a hearing, identifying specifically any questions of fact that are in dispute, summarizing the evidence that would be presented at a hearing, and indicating how the party commenting would be aggrieved by approval of the proposal.

Unless otherwise noted, comments regarding the applications must be received at the Reserve Bank indicated or the offices of the Board of Governors not later than May 14, 1996.

A. Federal Reserve Bank of Chicago (James A. Bluemle, Vice President) 230 South LaSalle Street, Chicago, Illinois 60690:

1. *Boscobel Bancorp, Inc.*, Boscobel, Wisconsin; to engage *de novo* in making and servicing loans, pursuant to § 225.25(b)(1) of the Board's Regulation Y.

Board of Governors of the Federal Reserve System, April 17, 1996.

Jennifer J. Johnson,

Deputy Secretary of the Board.

[FR Doc. 96-9920 Filed 4-22-96; 8:45 am]

BILLING CODE 6210-01-F

DEPARTMENT OF HEALTH AND HUMAN SERVICES

Centers for Disease Control and Prevention

[Announcement Number 614]

Surveillance of the Complications of Hemophilia

Introduction

The Centers for Disease Control and Prevention (CDC) announces the availability of fiscal year (FY) 1996 funds to continue a cooperative agreement program to conduct active surveillance for hemophilia A and B (henceforth referred to as hemophilia) and their complications. The international classification of diseases (ICD) code definition of hemophilia A is congenital factor VIII disorder and hemophilia B is congenital factor IX disorder. Applicant's programs must be targeted to individuals with hemophilia who receive their care both within and outside hemophilia treatment centers and comprehensive care centers. Such individuals should include: persons who do not access traditional hemophilia treatment services and may receive inadequate care (and are possibly over-represented by persons who are economically disadvantaged), persons who live in rural areas or inner cities; or, persons who are members of one of four federally recognized minority groups: (1) Black; African-American or Caribbean; (2) Hispanic; Central American, South American, Mexican American, Dominican, Cuban, or Puerto Rican; (3) Asian/Pacific Islander, or (4) American Indian or Alaskan Native.

CDC is committed to achieving the health promotion and disease prevention objectives of Healthy People 2000, a national activity to reduce morbidity and mortality and improve the quality of life. This announcement is related to the priority area of Diabetes and Chronic Disabling Conditions. (For ordering a copy of Healthy People 2000, see the Section Where to Obtain Additional Information.)

Authority

This program is authorized under Sections 301(a) and 317(k)(2) of the Public Health Service Act, as amended