

**SUMMARY:** On September 27, 2004, the Enforcement Bureau of the Federal Communications Commission (Commission) released a Hearing Designation Order (HDO) initiating a hearing to determine whether Gulf Power Company (Gulf Power) is entitled to receive compensation above marginal cost for any attachments to its utility poles belonging to Florida Cable Telecommunications Association; Comcast Cablevision of Panama City, Inc.; Mediacom Southeast, L.L.C.; and Cox Communications Gulf Coast, L.L.C (collectively, Cable Operators). To avail themselves of the opportunity to participate in this hearing, the parties were required to file a written Notice of Appearance with the Office of the Commission Secretary, stating an intention to appear on the date fixed for the hearing and present evidence on the issues specified in the HDO, within 20 days of the mailing of the HDO to the parties.

**DATES:** The HDO was mailed to the parties on September 27, 2004. The parties were required to file their Notices of Appearance by October 18, 2004.

**ADDRESSES:** Federal Communications Commission, 445 12th Street, SW., Room TW-204(B), Washington, DC 20554.

**FOR FURTHER INFORMATION CONTACT:** Rhonda J. Lien, 202-418-7330.

**SUPPLEMENTARY INFORMATION:** The Enforcement Bureau previously ruled that Gulf Power violated section 224 of the Act, 47 U.S.C. 224, and the Commission's pole attachment rules, 47 CFR 1.1401-1.1418, by charging the Cable Operators rates higher than those allowed by the Commission's rules and policies and by refusing to negotiate new rates in good faith. See *Florida Cable Telecommunications Association, Inc.; Comcast Cablevision of Panama City, Inc.; Mediacom Southeast, L.L.C.; and Cox Communications Gulf Coast L.L.C. v. Gulf Power Company*, Memorandum Opinion and Order, 18 FCC Rcd 9599 (Enf. Bur. 2003). Gulf Power timely filed a Petition for Reconsideration and Request for Evidentiary Hearing on June 23, 2003.

The complete text of this HDO is available for inspection and copying during normal business hours in the FCC Reference Information Center, Portals II, 445 12th Street, SW., Room CY-A257, Washington, DC 20554. This document may also be purchased from the Commission's duplicating contractor, Best Copy and Printing, Inc. (BCPI), Portals II, 445 12th Street, SW., Room CY-B402, Washington, DC 20554,

telephone 202-863-2893, facsimile 202-863-2898, or via e-mail at <http://www.bcpiweb.com>.

Federal Communications Commission.

**Christopher N. Olsen,**

*Deputy Chief, Enforcement Bureau.*

[FR Doc. 04-25517 Filed 11-19-04; 8:45 am]

BILLING CODE 6712-01-P

## FEDERAL MARITIME COMMISSION

[Petition No. P6-04]

### Petition of China Shipping Container Lines (Hong Kong) Co., Ltd., for an Exemption From the First Sentence of Section 9(c) of the Shipping Act; Notice of Filing

Notice is hereby given that China Shipping Container Lines (Hong Kong) Co., Ltd. ("Petitioner"), a controlled carrier as that term is defined by the Shipping Act of 1984, has petitioned, pursuant to section 16 of the Shipping Act of 1984, 46 U.S.C. app. 1715, and 46 CFR 502.69, for an exemption from the first sentence of section 9(c) of the 1984 Act, 46 U.S.C. app. 1708(c).<sup>1</sup> Petitioner seeks an exemption so that it may reduce its tariff rates upon publication.<sup>2</sup>

In order for the Commission to make a thorough evaluation of the Petition, interested persons are requested to submit views or arguments in reply to the Petition no later than December 6, 2004. Replies shall consist of an original and 15 copies, be directed to the Secretary, Federal Maritime Commission, 800 North Capitol Street, NW., Washington, DC 20573-0001, and be served on Petitioner's counsel, Brett M. Esber, Esq., Blank Rome LLP, Watergate 600 New Hampshire Avenue, NW., Washington, DC 20037. It is also requested that a copy of the reply be submitted in electronic form (WordPerfect, Word or ASCII) on diskette or e-mailed to [Secretary@fmc.gov](mailto:Secretary@fmc.gov).

Copies of the petition are available at the Office of the Secretary of the Commission, 800 N. Capitol Street, NW., Room 1046. A copy may also be obtained by sending a request to [secretary@fmc.gov](mailto:secretary@fmc.gov) or by calling (202)

<sup>1</sup> China Shipping Container Lines (Hong Kong) Co., Ltd. is a wholly owned subsidiary of China Shipping Container Lines Co. Ltd. ("CSCL"). On April 1, 2004 the Commission issued an Order in Petition No. P4-03, granting CSCL an exemption like that now sought by Petitioner—an exemption from the first sentence of section 9(c) of the 1984 Act.

<sup>2</sup> The Petitioner, to date, has operated only outside of the United States' trades. Petitioner advises that it will commence operations in the U.S. trades on or about January 1, 2005.

523-5725. Parties participating in this proceeding may elect to receive service of the Commission's issuances in this proceeding through e-mail in lieu of service by U.S. mail. A party opting for electronic service shall advise the Office of the Secretary in writing and provide an e-mail address where service can be made. Such request may be directed to [secretary@fmc.gov](mailto:secretary@fmc.gov).

**Bryant L. VanBrakle,**  
*Secretary.*

[FR Doc. 04-25770 Filed 11-19-04; 8:45 am]

BILLING CODE 6730-01-P

## FEDERAL RESERVE SYSTEM

### Agency Information Collection Activities: Proposed Collection; Comment Request

**AGENCY:** Board of Governors of the Federal Reserve System

**SUMMARY:** June 15, 1984, the Office of Management and Budget (OMB) delegated to the Board of Governors of the Federal Reserve System (Board) its approval authority under the Paperwork Reduction Act, as per 5 CFR 1320.16, to approve of and assign OMB control numbers to collection of information requests and requirements conducted or sponsored by the Board under conditions set forth in 5 CFR 1320 Appendix A.1. Board-approved collections of information are incorporated into the official OMB inventory of currently approved collections of information. Copies of the OMB 83-Is and supporting statements and approved collection of information instruments are placed into OMB's public docket files. The Federal Reserve may not conduct or sponsor, and the respondent is not required to respond to, an information collection that has been extended, revised, or implemented on or after October 1, 1995, unless it displays a currently valid OMB control number.

### Request for comment on information collection proposal

The following information collection, which is being handled under this delegated authority, has received initial Board approval and is hereby published for comment. At the end of the comment period, the proposed information collection, along with an analysis of comments and recommendations received, will be submitted to the Board for final approval under OMB delegated authority. Comments are invited on the following:

a. whether the proposed collection of information is necessary for the proper

performance of the Federal Reserve's functions; including whether the information has practical utility;

b. the accuracy of the Federal Reserve's estimate of the burden of the proposed information collection, including the validity of the methodology and assumptions used;

c. ways to enhance the quality, utility, and clarity of the information to be collected; and

d. ways to minimize the burden of information collection on respondents, including through the use of automated collection techniques or other forms of information technology.

**DATES:** Comments must be submitted on or before January 21, 2005.

**ADDRESSES:** You may submit comments, identified by FR HMDA-LAR, by any of the following methods:

- Agency Web site: <http://www.federalreserve.gov>. Follow the instructions for submitting comments at <http://www.federalreserve.gov/generalinfo/foia/ProposedRegs.cfm>.

- Federal eRulemaking Portal: <http://www.regulations.gov>. Follow the instructions for submitting comments.

- E-mail: [regs.comments@federalreserve.gov](mailto:regs.comments@federalreserve.gov). Include docket number in the subject line of the message.

- FAX: 202/452-3819 or 202/452-3102.

- Mail: Jennifer J. Johnson, Secretary, Board of Governors of the Federal Reserve System, 20th Street and Constitution Avenue, N.W., Washington, DC 20551.

All public comments are available from the Board's web site at [www.federalreserve.gov/generalinfo/foia/ProposedRegs.cfm](http://www.federalreserve.gov/generalinfo/foia/ProposedRegs.cfm) as submitted, except as necessary for technical reasons. Accordingly, your comments will not be edited to remove any identifying or contact information. Public comments may also be viewed electronically or in paper in Room MP-500 of the Board's Martin Building (20th and C Streets, N.W.) between 9:00 a.m. and 5:00 p.m. on weekdays.

**FOR FURTHER INFORMATION CONTACT:** A copy of the proposed form and instructions, the Paperwork Reduction Act Submission (OMB 83-I), supporting statement, and other documents that will be placed into OMB's public docket files once approved may be requested from the agency clearance officer, whose name appears below.

Cindy Ayouch, Federal Reserve Board Clearance Officer (202-452-3829), Division of Research and Statistics, Board of Governors of the Federal Reserve System, Washington, DC 20551. Telecommunications Device for the Deaf

(TDD) users may contact (202-263-4869), Board of Governors of the Federal Reserve System, Washington, DC 20551.

**Proposal to approve under OMB delegated authority the extension for three years, without revision, of the following report:**

*Report title:* Home Mortgage Disclosure Act (HMDA) Loan/Application Register.

*Agency form number:* FR HMDA-LAR.

*OMB control number:* 7100-0247.

*Frequency:* Annual.

*Reporters:* State member banks, subsidiaries of state member banks, subsidiaries of bank holding companies, U.S. branches and agencies of foreign banks (other than federal branches, federal agencies, and insured state branches of foreign banks), commercial lending companies owned or controlled by foreign banks, organizations under section 25 or 25A of the Federal Reserve Act.

*Annual reporting hours:* 150,942 hours.

*Estimated average hours per response:* State member banks, 242 hours; and mortgage subsidiaries, 192 hours.

*Number of respondents:* 519 State member banks, and 132 mortgage subsidiaries.

*General description of report:* This information collection is mandatory (12 U.S.C. 2803). The information is not given confidential treatment, however, information that might identify individual borrowers or applicants is given confidential treatment under exemption 6 of the Freedom of Information Act (5 U.S.C. 552(b)(6)) and section 304 (j)(2)(B) of HMDA (12 U.S.C. 2803).

*Abstract:* The information reported and disclosed pursuant to this collection is used to further the purposes of HMDA. These include: (1) to help determine whether financial institutions are serving the housing needs of their communities; (2) to assist public officials in distributing public-sector investments so as to attract private investment to areas where it is needed; and (3) to assist in identifying possible discriminatory lending patterns and enforcing anti-discrimination statutes.

Board of Governors of the Federal Reserve System, November 16, 2004.

**Jennifer J. Johnson,**  
*Secretary of the Board.*

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BILLING CODE 6210-01-S

## FEDERAL RESERVE SYSTEM

### Change in Bank Control Notices; Acquisition of Shares of Bank or Bank Holding Companies

The notificants listed below have applied under the Change in Bank Control Act (12 U.S.C. 1817(j)) and § 225.41 of the Board's Regulation Y (12 CFR 225.41) to acquire a bank or bank holding company. The factors that are considered in acting on the notices are set forth in paragraph 7 of the Act (12 U.S.C. 1817(j)(7)).

The notices are available for immediate inspection at the Federal Reserve Bank indicated. The notices also will be available for inspection at the office of the Board of Governors. Interested persons may express their views in writing to the Reserve Bank indicated for that notice or to the offices of the Board of Governors. Comments must be received not later than December 6, 2004.

**A. Federal Reserve Bank of Kansas City** (Donna J. Ward, Assistant Vice President) 925 Grand Avenue, Kansas City, Missouri 64198-0001:

1. *Embry W. Williams, Jr.*, Amarillo, Texas; to acquire voting shares of Union BancShares, Inc., Clayton, New Mexico, and thereby indirectly acquire voting shares of The First National Bank of New Mexico, Clayton, New Mexico.

Board of Governors of the Federal Reserve System, November 16, 2004.

**Robert deV. Frierson,**

*Deputy Secretary of the Board.*

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## FEDERAL RESERVE SYSTEM

### Formations of, Acquisitions by, and Mergers of Bank Holding Companies

The companies listed in this notice have applied to the Board for approval, pursuant to the Bank Holding Company Act of 1956 (12 U.S.C. 1841 *et seq.*) (BHC Act), Regulation Y (12 CFR Part 225), and all other applicable statutes and regulations to become a bank holding company and/or to acquire the assets or the ownership of, control of, or the power to vote shares of a bank or bank holding company and all of the banks and nonbanking companies owned by the bank holding company, including the companies listed below.

The applications listed below, as well as other related filings required by the Board, are available for immediate inspection at the Federal Reserve Bank indicated. The application also will be available for inspection at the offices of