

on certain credit accounts. Regulation Z is issued by the Board of Governors of the Federal Reserve System ("FRB") under the authority of Title I of the Consumer Credit Protection Act (15 U.S.C. 1601 *et seq.*). Section 105 of the Act (15 U.S.C. 1604) designates the FRB as the issuer of the implementing regulations and section 108(a) of the Act (15 U.S.C. 1607) designates the FDIC as having the enforcement responsibilities in the case of insured nonmember banks.

Dated: July 22, 1998.

Federal Deposit Insurance Corporation.

Robert E. Feldman,

Executive Secretary.

[FR Doc. 98-20062 Filed 7-27-98; 8:45 am]

BILLING CODE 6714-01-M

FEDERAL MARITIME COMMISSION

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, DC 20573.

Washington World Trading Corp. d/b/a, Washington World International Freight Forwarders, 1380 Golfview Drive East, Pembroke Pines, FL 33026, Officers; Lucia Novoa, President, Laura W. Novoa, Exec. Vice President

Dated: July 22, 1998.

Joseph C. Polking,

Secretary.

[FR Doc. 98-20090 Filed 7-27-98; 8:45 am]

BILLING CODE 6730-01-M

FEDERAL MARITIME COMMISSION

Performance Review Board

AGENCY: Federal Maritime Commission.

ACTION: Notice.

SUMMARY: Notice is hereby given of the names of the members of the Performance Review Board.

FOR FURTHER INFORMATION CONTACT: Harriette H. Charbonneau, Director of Personnel, Federal Maritime Commission, 800 North Capitol Street, NW, Washington, DC 20573.

SUPPLEMENTARY INFORMATION: Sec. 4314(c)(1) through (5) of title 5, U.S.C., requires each agency to establish, in accordance with regulations prescribed by the Office of Personnel Management, one or more performance review boards. The board shall review and evaluate the initial appraisal of a senior executive's performance by the supervisor, along with any recommendations to the appointing authority relative to the performance of the senior executive.

Harold J. Creel, Jr.,

Chairman.

The Members of the Performance Review Board

1. Ming Chen Hsu, Commissioner
2. Delmond J.H. Won, Commissioner
3. Joe Scroggins, Jr., Commissioner
4. Norman D. Kline, Chief Administrative Law Judge
5. Frederick M. Dolan, Jr., Administrative Law Judge
6. Thomas Panebianco, General Counsel
7. Joseph C. Polking, Secretary
8. Edward P. Walsh, Managing Director
9. Bruce A. Dombrowski, Deputy Managing Director
10. Vern W. Hill, Director, Bureau of Enforcement
11. Sandra L. Kusumoto, Director, Bureau of Administration
12. Austin L. Schmitt, Director, Bureau of Economics and Agreement Analysis
13. Bryant L. VanBrakle, Director, Bureau of Tariffs, Certification and Licensing

[FR Doc. 98-20089 Filed 7-27-98; 8:45 am]

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FEDERAL RESERVE SYSTEM

Sunshine Act Meeting

AGENCY HOLDING THE MEETING: Board of Governors of the Federal Reserve System.

TIME AND DATE: 11:00 a.m., Monday, August 3, 1998.

PLACE: Marriner S. Eccles Federal Reserve Board Building, 20th and C Streets, N.W., Washington, D.C. 20551.

STATUS: Closed.

MATTERS TO BE CONSIDERED:

1. Personnel actions (appointments, promotions, assignments, reassignments, and salary actions) involving individual Federal Reserve System employees.

2. Any items carried forward from a previously announced meeting.

CONTACT PERSON FOR MORE INFORMATION: Lynn S. Fox, Assistant to the Board; 202-452-3204.

SUPPLEMENTARY INFORMATION: You may call 202-452-3206 beginning at approximately 5 p.m. two business days before the meeting for a recorded announcement of bank and bank holding company applications scheduled for the meeting; or you may contact the Board's Web site at <http://www.bog.frb.fed.us> for an electronic announcement that not only lists applications, but also indicates procedural and other information about the meeting.

Dated: July 24, 1998.

Robert deV. Frierson,

Associate Secretary of the Board.

[FR Doc. 98-20301 Filed 7-24-98; 3:46 pm]

BILLING CODE 6210-01-P

FEDERAL TRADE COMMISSION

[File No. 932-3275]

Gateway 2000, Inc.; Analysis to Aid Public Comment

AGENCY: Federal Trade Commission.

ACTION: Proposed Consent Agreement.

SUMMARY: The consent agreement in this matter settles alleged violations of federal law prohibiting unfair or deceptive acts or practices or unfair methods of competition. The attached Analysis to Aid Public Comment describes both the allegations in the draft complaint that accompanies the consent agreement and the terms of the consent order—embodied in the consent agreement—that would settle these allegations.

DATES: Comments must be received on or before September 28, 1998.

ADDRESSES: Comments should be directed to: FTC/Office of the Secretary, Room 159, 6th St. and Pa. Ave., N.W., Washington, D.C. 20580.

FOR FURTHER INFORMATION CONTACT:

Michael Rose or Brenda Doubrava, Federal Trade Commission, Cleveland Regional Office, 1111 Superior Ave., Eaton Center, Suite 200, Cleveland, OH 44114. (216) 263-3455.

SUPPLEMENTARY INFORMATION: Pursuant to Section 6(f) of the Federal Trade Commission Act, 38 Stat. 721, 15 U.S.C. 46 and Section 2.34 of the Commission's Rules of Practice (16 CFR 2.34), notice is hereby given that the above-captioned consent agreement containing a consent order to cease and desist, having been filed with and accepted, subject to final approval, by the Commission, has been placed on the public record for a period of sixty (60) days. The following Analysis to Aid Public Comment describes the terms of

the consent agreement, and the allegations in the complaint. An electronic copy of the full text of the consent agreement package can be obtained from the FTC Home Page (for July 22, 1998), on the World Wide Web, at "http://www.ftc.gov/os/actions97.htm." A paper copy can be obtained from the FTC Public Reference Room, Room H-130, Sixth Street and Pennsylvania Avenue, N.W., Washington, D.C. 20580, either in person or by calling (202) 326-3627. Public comment is invited. Such comments or views will be considered by the Commission and will be available for inspection and copying at its principal office in accordance with Section 4.9(b)(6)(ii) of the Commission's Rules of Practice (16 CFR 4.9(b)(6)(ii)).

Analysis of Proposed Consent Order to Aid Public Comment

The Federal Trade Commission has accepted an agreement to a proposed consent order from Gateway 2000, Inc. ("Gateway"), a manufacturer and direct marketer of personal computers.

The proposed consent order has been placed on the public record for sixty (60) days for the reception of comments by interested persons. Comments received during this period will become part of the public record. After sixty (60) days, the Commission will again review the agreement and will decide whether it should withdraw from the agreement or make final the agreement's proposed order.

The Commission's complaint charges that the proposed respondent violated Section 5 of the FTC Act by deceptively advertising its provision of on-site warranty service and its refund policy, and by its use of deceptive language in its written warranties. Additionally, the complaint alleges that Gateway has violated the Magnuson-Moss Warranty Act ("Warranty Act")¹ and two Rules promulgated thereunder: the Rule concerning the Disclosure of Written Consumer Product Warranty Terms and Conditions ("Disclosure Rule"),² and the Rule concerning the Pre-Sale Availability of Written Warranty Terms ("Pre-Sale Rule").³ Under Section 110(b) of the Warranty Act, U.S.C. 2310(b), violations of the Act or its Rules are also violations of Section 5 of the FTC Act.

The draft Complaint charges that Gateway violated section 5 of the FTC Act in three ways. First, that the respondent falsely advertised its policy of "money-back" guarantees by

deducting a shipping charge from a full refund to the consumer. Second, that the respondent falsely advertised that consumers would be provided with free "on-site service" upon request. Third, the draft Complaint charges the respondent with falsely representing, in its written warranties, the remedies available to a consumer seeking incidental or consequential damages.

The draft Complaint also alleges: that the respondent violated the Pre-Sale Rule by failing to make the text of the written warranty readily available to prospective buyers prior to sale through one or more of the means specified by the Rule; that Gateway failed to comply with requirements of the Disclosure Rule that certain language be included in written warranties pertaining to the exclusion or limitation of consequential or incidental damages, and a notice that the rights of the purchaser with respect to the warranty may vary from state to state such that the exclusion or limitation may not apply to a particular consumer; and, that Gateway's warranties disclaimed all implied warranties and, therefore, failed to comply with the Warranty Act's prohibition against the disclaimer of implied warranties, 15 U.S.C. 2308.

Gateway has agreed to a one-time payment to the U.S. Treasury of \$289,429.05 to settle allegations that it falsely and deceptively advertised that a consumer's shipping charges would be refunded if they exercised their 30-day money-back guarantee option. The draft Order prohibits the respondent from failing to make a full refund of the purchase price unless it has disclosed, in close proximity to the guarantee, that deductions will be made. The draft Order prohibits the respondent from misrepresenting its provision of "on-site service." The draft Order prohibits the respondent from failing to make the text of the written warranty readily available to prospective buyers prior to sale through one or more of the means specified in 16 CFR 702.3(c). The draft Order prohibits the respondent from failing to comply with the provisions of the Disclosure rule, 16 CFR Part 701.3 and from failing to comply with the provisions of U.S.C. 2308.

The proposed Consent order contains provisions designed to remedy the violations charged and to prevent the proposed respondent from engaging in similar acts and practices in the future. The remainder of the proposed order consists of a five year record keeping provision and other standard compliance provisions.

The purpose of this analysis is to facilitate public comment on the proposed order, and is not intended to

constitute an official interpretation of the agreement and proposed order, or to modify in any way their terms.

By direction of the Commission.

Donald S. Clark,

Secretary.

[FR Doc. 98-20105 Filed 7-27-98; 8:45 am]

BILLING CODE 6750-01-M

GENERAL ACCOUNTING OFFICE

Extension of Terms of Members of the Medicare Payment Advisory Commission

AGENCY: General Accounting Office.

ACTION: Notice of extension of terms.

SUMMARY: In accordance with the Balanced Budget Act of 1997, the Comptroller General appointed the 15 members of the Medicare Payment Advisory Commission. This notice announces the extension of the terms of all current members for an additional 7 months.

EFFECTIVE DATE: July 28, 1998.

ADDRESSES: The General Accounting Office is at 441 G St. NW., Washington, DC 20548. The Office of the Chairman of the Medicare Payment Advisory Commission is at Suite 800, 1730 K St., Washington, DC 20006.

FOR FURTHER INFORMATION CONTACT: General Accounting Office: Walter S. Ochinko, 202-512-7157. Medicare Payment Advisory Commission: Murray N. Ross, 202-653-7220.

SUPPLEMENTARY INFORMATION: Section 1805 of the Social Security Act, as added by section 4022 of the Balanced Budget Act of 1997 (Pub. L. 105-33, 111 Stat. 251, 350) provided for creation of the Medicare Payment Advisory Commission, comprising 15 members appointed by the Comptroller General. Appointments generally are to be for 3 years, except that the Comptroller General was authorized to designate staggered terms for the initial members.

Pursuant to that authority, all appointments were effective October 1, 1997, but were staggered so that five were to end on September 30, 1998, five on September 30, 1999, and five on September 30, 2000. These appointments were announced in an earlier notice. 62 FR 52131, October 6, 1997.

In consultation with the Commission, GAO has concluded members' terms should be changed to match more closely the Commission's business cycle. The present October 1 to September 30 terms are out of phase with that cycle; the Commission begins planning future work during the

¹ 15 U.S.C. 2301 *et seq.*

² 16 CFR 701.

³ 16 CFR 702.