

the quality, utility, and clarity of the information collected; and (d) ways to minimize the burden of the collection of information on the respondents, including the use of automated collection techniques or other forms of information technology.

DATES: Persons wishing to comment on this information collection should submit comments November 24, 1997.

ADDRESSES: Direct all comments to Judy Boley, Federal Communications Commissions, Room 234, 1919 M St., NW., Washington, DC 20554 or via internet to jboley@fcc.gov.

FOR FURTHER INFORMATION CONTACT: Judy Boley at 202-418-0214 or via internet at jboley@fcc.gov.

OMB Approval Number: 3060-0202.

Title: Section 87.37 Developmental license.

Form No.: N/A.

Type of Review: Extension of existing collection.

Respondents: Businesses or other for-profit, individuals or households, state, local or tribal government, not-for-profit institutions.

Number of Respondents: 12.

Estimated Time Per Response: 8 hour per response.

Total Annual Burden: 96 hours.

Frequency of Response: On occasion.

Needs and Uses: The information collection requirement contained in Section 87.37 is needed to gather data on developmental programs for which a developmental authorization was granted to determine whether the developmental authorization should be renewed or whether to initiate proceedings to include such operations with in the normal scope of the Aviation Services. If the information was not collected the value of developmental programs in the Aviation Service would be severely limited.

OMB Approval Number: 3060-0222.

Title: Section 97.213 Remote control of a station.

Form No.: N/A.

Type of Review: Extension of existing collection.

Respondents: Individuals or households.

Number of Respondents: 500.

Estimated Time Per Response: .2 hour per response

Total Annual Burden: 100 hours.

Frequency of Response:

Recordkeeping requirement.

Needs and Uses: The recordkeeping requirement in Section 97.213 consist of posting a photocopy of the station license, a label with the name, address and telephone number of the station licensee, and the name of at least one authorized control operator. The requirement is necessary so that quick resolution of any harmful interference

problems can be achieved and to ensure that the station is operating in accordance with the Communications Act of 1934, as amended.

OMB Approval Number: 3060-0259.

Title: Section 90.263 Substitution of frequencies below 25 MHz.

Form No.: N/A.

Type of Review: Extension of existing collection.

Respondents: Businesses or other for-profit, state, local or tribal government.

Number of Respondents: 60.

Estimated Time Per Response: .5 hour per response.

Total Annual Burden: 30 hours.

Frequency of Response: On occasion.

Needs and Uses: The information collection requirement contained in Section 90.263 is needed to require applicants to provide a supplemental information showing that the proposed use of frequencies below 25 MHz are needed from a safety standpoint and that frequencies above 25 MHz will not meet the operational needs of the applicant. The information is used to evaluate the applicant's need for such frequencies and the interference potential to other stations operating on the proposed frequencies.

OMB Approval Number: 3060-0264.

Title: Section 80.413 On-board station equipment records.

Form No.: N/A.

Type of Review: Extension of existing collection.

Respondents: Businesses or other for-profit, individuals or households, state, local or tribal government, not-for-profit institutions.

Number of Respondents: 1,000.

Estimated Time Per Response: 2 hour per response.

Total Annual Burden: 2,000 hours.

Frequency of Response:

Recordkeeping requirement.

Needs and Uses: The recordkeeping requirement contained in Section 80.413 is needed to demonstrate that all on-board repeaters and transmitters are properly operating pursuant to a station authorization issued by the FCC. The information is used by FCC Compliance and Information Bureau personnel during inspections and investigations to determine what mobile units and repeaters are associated with on-board stations aboard a particular vessel.

OMB Approval Number: 3060-0297.

Title: Section 80.503 Cooperative use of facilities.

Form No.: N/A.

Type of Review: Extension of existing collection.

Respondents: Businesses or other for-profit, individuals or households, state, local or tribal government, not-for-profit institutions.

Number of Respondents: 100.

Estimated Time Per Response: 16 hour per response.

Total Annual Burden: 1,600 hours.

Frequency of Response:

Recordkeeping requirement.

Needs and Uses: The recordkeeping requirements contained in Section 80.503 are needed to ensure licensees which share private facilities operate within the specified scope of service, on a non-profit basis, and do not function as communications common carriers providing ship-shore public correspondence services. The information is used by FCC Compliance and Information Bureau personnel during inspection and investigations to insure compliance with applicable rules.

Federal Communications Commission.

Shirley Suggs,

Chief, Publications Branch.

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FEDERAL COMMUNICATIONS COMMISSION

Sunshine Act Meeting; FCC To Hold Open Commission Meeting Thursday, September 25, 1997

The Federal Communications Commission will hold an Open Meeting on the subject listed below on Thursday, September 25, 1997, which is scheduled to commence at 9:30 a.m. in Room 856, at 1919 M Street, NW., Washington, DC.

Item No., Bureau, Subject

- 1—Office of Engineering and Technology—Title: Technical Requirements to Enable Blocking of Video Programming Based on Program Ratings -- Implementation of Sections 551(c), (d) and (e) of the Telecommunications Act of 1996. Summary: The Commission will consider addressing technical requirements for the implementation of "V-Chip" program blocking technology.
- 2—Wireless Telecommunications—Title: Calling Party Pays Service Option in the Commercial Mobile Radio Services. Summary: The Commission will consider action on calling party pays service options for CMRS subscribers.

Additional information concerning this meeting may be obtained from Maureen Peratino or David Fiske, Office of Public Affairs, telephone number (202) 418-0500.

Copies of materials adopted at this meeting can be purchased from the

FCC's duplicating contractor, International Transcription Services, Inc. (ITS, Inc.) at (202) 857-3800 or fax (202) 857-3805 and 857-3184. These copies are available in paper format and alternative media which includes, large print/type; digital disk; and audio tape. ITS may be reached by e-mail: its_inc@ix.netcom.com. Their Internet address is <http://www.itsi.com>.

This meeting can be viewed over George Mason University's Capitol Connection. For information on this service call (703) 993-3100. The audio portion of the meeting will be broadcast live on the Internet via the FCC's Internet audio broadcast page at <http://www.fcc.gov/realaudio/>. The meeting can also be heard via telephone, for a fee, from National Narrowcast Network, telephone (202) 966-2211 or fax (202) 966-1770; and from Conference Call USA (available only outside the Washington, DC metropolitan area), telephone 1-800-962-0044. Audio and video tapes of this meeting can be obtained from the Office of Public Affairs, Television Staff, telephone (202) 418-0460, or TTY (202) 418-1398; fax numbers (202) 418-2809 or (202) 418-7286.

Dated September 18, 1997.

Federal Communications Commission.

Shirley Suggs,

Chief, Publications Branch.

[FR Doc. 97-25325 Filed 9-19-97; 2:54 pm]

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FEDERAL TRADE COMMISSION

[File No. 971-0093]

Jitney-Jungle Stores of America, Inc.; Bruckmann, Rosser, Sherrill & Co., L.P.; Delta Acquisition Corp.; Delchamps, 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 November 24, 1997.

ADDRESSES: Comments should be directed to: FTC/Office of the Secretary,

Room 159, 6th St. and Pa. Ave. NW, Washington, DC 20580.

FOR FURTHER INFORMATION CONTACT:

George S. Cary, Federal Trade Commission, H-374, 6th St. and Pennsylvania Ave. NW, Washington, DC 20580, (202) 326-3741. Phillip L. Broyles, Federal Trade Commission, S-2105, 6th St. and Pennsylvania Ave. NW, Washington, DC 20580. (202) 326-2805.

SUPPLEMENTARY INFORMATION: Pursuant to section 6(f) of the Federal Trade Commission Act, 38 Stat. 721, 15 U.S.C. 46, and § 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 accompanying complaint. An electronic copy of the full text of the consent agreement package can be obtained from the Commission Actions section of the FTC Home Page (for September 12, 1997), 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, NW, Washington, DC 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 § 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

I. Introduction

The Federal Trade Commission ("Commission") has accepted for public comment from Jitney-Jungle Stores of America, Inc. ("Jitney-Jungle"), Bruckmann, Rosser, Sherrill & Co., L.P. ("Bruckmann"), Delta Acquisition Corporation ("Delta"), and Delchamps, Inc. ("Delchamps") (collectively "the proposed Respondents") an Agreement Containing Consent Order ("the proposed consent order"). Bruckmann owns a majority of the voting securities of Jitney-Jungle, and Delta is wholly-owned subsidiary of Jitney-Jungle. The proposed consent order is designed to remedy likely anticompetitive effects arising from Jitney-Jungle and Delta's proposed acquisition of the outstanding shares of Delchamps.

II. Description of the Parties and the Acquisition

Jitney-Jungle, which is headquartered in Jackson, Mississippi, is one of the leading supermarket chains in the Southeast. Jitney-Jungle operates 105 supermarkets in the states of Alabama, Arkansas, Louisiana, Mississippi, Florida, and Tennessee. The company is the largest supermarket operator in Mississippi with 72 stores. The company operates under three formats: (1) 78 conventional supermarkets under the "Jitney-Jungle" trade name; (2) 23 discount supermarkets under the "Sack and Save," "Mega Market," and "Mega Pantry" trade names; and (3) four premium supermarkets under the "Jitney Premier" trade name. Jitney-Jungle has sales of approximately \$1.13 billion at its supermarkets, and total sales of \$1.28 billion, in its 1997 fiscal year. The ultimate parent entity of Jitney-Jungle is Bruckmann, which owns a majority of the voting securities of Jitney-Jungle.

Delchamps, which is headquartered in Mobile, Alabama, is another leading supermarket chain in the Southeast. Delchamps operates a total of 118 conventional supermarkets under the "Delchamps" trade name. Delchamps' supermarkets are located in Alabama, Florida, Louisiana, and Mississippi. In addition, the company operates ten liquor stores in the state of Florida, Louisiana, and Mississippi. In addition, the company operates ten liquor stores in the state of Florida. Delchamps had sales of approximately \$1.08 billion at its supermarkets, and total sales of \$1.1 billion, in its 1997 fiscal year.

On or about July 8, 1997, Jitney-Jungle and Delta, a wholly-owned subsidiary of Jitney-Jungle, entered into a cash tender offer agreement with Delchamps to acquire all of the outstanding common stock of Delchamps for \$30 per share. The total value of the proposed acquisition is approximately \$228 million.

III. The Complaint

The draft complaint accompanying the proposed consent order alleges that the acquisition, as well as the agreement to enter into the acquisition, would substantially lessen competition in violation of section 7 of the Clayton Act, as amended, 15 U.S.C. 18, and section 5 of the FTC Act, as amended, 15 U.S.C. 45.

According to the draft complaint, the relevant line of commerce (i.e., the product market) is the retail sale of food and grocery items in supermarkets, and Jitney-Jungle and Delchamps are direct competitors. Stores other than