

commercial broadcast station applications and amendments.<sup>4</sup>

The *Order* requires that the Commission process broadcast station applications under the prior ownership rules. Accordingly, the Media Bureau is issuing this Public Notice to announce revised processing guidelines for broadcast station applications filed on Forms 301, 314, and 315. The prior versions of these forms will be effective and available for use upon publication of this notice in the **Federal Register**. The temporary application filing freeze will be terminated simultaneously with this **Federal Register** publication.

*Applications filed on June 2002 Versions of Forms 301, 314, and 315:* The staff has resumed the processing of these commercial radio and television station applications. Applicants are not required to demonstrate compliance with the ownership rules adopted in the *Report and Order*. The invitation to file amendments demonstrating compliance with these rules is withdrawn.<sup>5</sup>

*Applications Filed on July 2003 Versions of Forms 301, 314, and 315:* Commercial and noncommercial educational station applications filed on or after August 14, 2003, on the July 2003 versions of these forms must be amended by resubmitting complete applications on the June 2002 versions of these forms. Applicants should promptly submit these filings following publication in the **Federal Register** of this public notice. Waiver requests must be submitted for applications that do not comply with the prior ownership rules. The failure to submit a waiver request will result in an application's dismissal. All applications will retain originally assigned file numbers.

*New Applications on Forms 301, 314, and 315:* Commercial and noncommercial educational broadcast station applicants must use June 2002 versions of Forms 301, 314, and 315. The Media Bureau will begin accepting new applications on these forms following publication in the **Federal Register** of this Public Notice.

*Noncommercial Educational Station Application Freeze:* To facilitate the transition to the June 2002 versions of the affected forms, the Media Bureau will no longer accept any applications or amendments filed on the July 2003

versions of Forms 301, 314, and 315. This freeze is effective immediately, September 17, 2003. Accordingly, the current temporary filing freeze is extended to include all noncommercial educational radio and television station applications filed on these forms.

#### **FCC Notice Required by the Paperwork Reduction Act**

As required by the Paperwork Reduction Act of 1995 (44 U.S.C. 3507), the FCC is notifying the public that it has approval from the Office of Management and Budget for the collection(s) of information contained in FCC Forms 301, 314, and 315.

The OMB Control Numbers are: 3060-0027 (FCC Form 301, June 2002), 3060-0031 (FCC Form 314, June 2002), and 3060-0032 (FCC Form 315, June 2002). The annual reporting burden for each of these collection(s) of information, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the required data and completing and reviewing the collection of information, are estimated to be: FCC Form 301: 3,370 respondents, 37 to 121 hours per annum, for a total annual burden of 7,427 hours, and \$35,485,300 in total annual costs; FCC Form 314: 1,591 respondents, 12 to 48 hours per annum, for a total annual burden of 2,546 hours, and \$12,236,878 in total annual costs; and FCC Form 315: 1,591 respondents, 12 to 48 hours per annum, for a total annual burden of 2,546 hours, and \$12,236,878 in total annual costs. If you have any comments on these burden estimates, or how we can improve the collection(s) and reduce the burden(s) they cause you, please write to Les Smith, Federal Communications Commission, Room 1-A804, 445 12th Street SW., Washington, DC 20554. Please include the OMB Control Number(s): 3060-0027, 3060-0031, and/or 3060-0032, in your correspondence. We will also accept your comments regarding the Paperwork Reduction Act aspects of the collection(s) via the Internet if you send them to [Leslie.Smith@fcc.gov](mailto:Leslie.Smith@fcc.gov) or call (202) 418-0217.

Under 5 CFR Section 1320, an agency may not conduct or sponsor a collection of information unless it displays a current valid OMB Control Number. No person shall be subject to any penalty for failing to comply with a collection of information subject to the Paperwork Reduction Act (PRA) that does not display a valid OMB Control Number. The OMB Control Numbers are 3060-0027 (FCC Form 301), 3060-0031 (FCC Form 314), and 3060-0032 (FCC Form 315).

The foregoing notice is required by the Paperwork Reduction Act of 1995, Public Law 104-13, October 1, 1995, 44 U.S.C. 3507.

Federal Communications Commission.

**Robert Ratcliffe,**

*Deputy Chief, Media Bureau.*

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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 the Board of Governors. Interested persons may express their views in writing on the standards enumerated in the BHC Act (12 U.S.C. 1842(c)). If the proposal also involves the acquisition of a nonbanking company, the review also includes whether the acquisition of the nonbanking company complies with the standards in section 4 of the BHC Act (12 U.S.C. 1843). Unless otherwise noted, nonbanking activities will be conducted throughout the United States. Additional information on all bank holding companies may be obtained from the National Information Center website at [www.ffiec.gov/nic/](http://www.ffiec.gov/nic/).

Unless otherwise noted, comments regarding each of these applications must be received at the Reserve Bank indicated or the offices of the Board of Governors not later than October 10, 2003.

**A. Federal Reserve Bank of Philadelphia** (Michael E. Collins, Senior Vice President) 100 North 6th Street, Philadelphia, Pennsylvania 19105-1521:

1. *The Pennsylvania State Banking Company*, Camp Hill, Pennsylvania; to become a bank holding company by acquiring 100 percent of the voting shares of Pennsylvania State Bank, Camp Hill, Pennsylvania.

<sup>4</sup> Currently, no application or amendment may be filed on Form 301, 314, or 315 by a commercial applicant or licensee.

<sup>5</sup> See *FCC Forms 301, 314, and 315 Approved and Available For Use; Media Bureau Announces End to Freeze on the Filing of Form 301, 314, and 315 Applications and Amendments*, Public Notice, DA 03-2642 (rel. Aug. 14, 2003) (permitting parties to file amendments demonstrating compliance with new multiple ownership rules).

**B. Federal Reserve Bank of St. Louis**  
(Randall C. Sumner, Vice President) 411  
Locust Street, St. Louis, Missouri 63166-  
2034:

1. *Mid-Missouri Bancshares, Inc.*,  
Springfield, Missouri; to acquire at least  
96.3 percent of the voting shares of  
Town and Country Bank of the Ozarks,  
Republic, Missouri.

Board of Governors of the Federal Reserve  
System, September 11, 2003.

**Robert deV. Frierson,**

*Deputy Secretary of the Board.*

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BILLING CODE 6210-01-S

## FEDERAL TRADE COMMISSION

[File No. 011 0222]

### **South Georgia Health Partners, L.L.C., et al.; 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 October 9, 2003.

**ADDRESSES:** Comments filed in paper form should be directed to: FTC/Office of the Secretary, Room 159-H, 600 Pennsylvania Avenue, NW., Washington, DC 20580. Comments filed in electronic form should be directed to: [consentagreement@ftc.gov](mailto:consentagreement@ftc.gov), as prescribed in the Supplementary Information section.

**FOR FURTHER INFORMATION CONTACT:**  
Steven Osnowitz, FTC, Bureau of  
Competition, 600 Pennsylvania Avenue,  
NW., Washington, DC 20580, (202) 326-  
2746.

**SUPPLEMENTARY INFORMATION:** Pursuant to section 6(f) of the Federal Trade Commission Act, 38 Stat. 721, 15 U.S.C. 46(f), 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 thirty (30) 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 September 9, 2003), on the World Wide Web, at "<http://www.ftc.gov/os/2003/09/index.htm>." A paper copy can be obtained from the FTC Public Reference Room, Room 130-H, 600 Pennsylvania Avenue, NW., Washington, DC 20580, either in person or by calling (202) 326-2222.

Public comments are invited, and may be filed with the Commission in either paper or electronic form. Comments filed in paper form should be directed to: FTC/Office of the Secretary, Room 159-H, 600 Pennsylvania Avenue, NW., Washington, DC 20580. If a comment contains nonpublic information, it must be filed in paper form, and the first page of the document must be clearly labeled "confidential." Comments that do not contain any nonpublic information may instead be filed in electronic form (in ASCII format, WordPerfect, or Microsoft Word) as part of or as an attachment to email messages directed to the following email box: [consentagreement@ftc.gov](mailto:consentagreement@ftc.gov). Such comments 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 Agreement Containing Consent Order To Aid Public Comment**

The Federal Trade Commission has accepted, subject to final approval, and agreement containing a proposed consent order with South Georgia Health Partners, L.L.C. ("SGHP"), five other physician-hospital organizations ("PHOs"), and three independent practice associations ("IPAs"). The agreement settles charges that these nine respondents violated section 5 of the Federal Trade Commission Act, 15 U.S.C. 45, by facilitating and implementing agreements among SGHP's members to fix prices and other terms of dealing with employers, health insurance firms, and other third-party payors ("payors") for physician and hospital services, and to refuse to deal with payors except on collectively determined terms. The proposed consent order has been placed on the public record for 30 days to receive comments from interested persons. Comments received during this period will become part of the public record. After 30 days, the Commission will review the agreement and the comments received, and will decide whether it should withdraw from the agreement or make the proposed order final.

The purpose of this analysis is to facilitate public comment on the proposed order. The analysis is not intended to constitute an official interpretation of the agreement and proposed order, or to modify their terms in any way. The proposed consent order has been entered into for settlement purposes only and does not constitute an admission by any respondent that said respondent violated the law or that the facts alleged in the complaint (other than jurisdictional facts) are true.

### **The Complaint Allegations**

According to the Commission compliant, SGHP is a for-profit PHO, the membership of which includes competing hospitals and competing physicians. All its members are located in a region of south Georgia. Through SGHP, the members bargain collectively for higher prices for hospital and physician services. SGHP consists of approximately 500 physicians, as well as 15 hospitals with a total of over 2,200 staffed beds. With one exception, SGHP's member hospitals are the sole hospitals in each of the 15 counties where they are located. SGHP's member physicians constitute approximately 90% of all physicians who practice in the area.

Five respondents—each itself a PHO (the "Owner PHOs")—own equal shares of SGHP: Health Alliance of the South, South Georgia PHO, Coastal Plains Health Alliance, Colquitt County PHO, and Satilla HealthNet. Each has equal representation on SGHP's Board of Directors. The three IPA respondents—Qualicare Physicians Association, South Georgia Physician Network, and Colquitt County Physicians—are the physician components of three of the owner PHOs. The complaint alleges that these eight respondents, with and through SGHP, agreed to fix physician and hospital prices.

Physicians sometimes join IPAs, and physicians and hospitals sometimes form PHOs, to market jointly their health care services to payors or engage in other collective activities. Such organizations may not lawfully orchestrate agreements among their members on the prices to demand from payors, unless the members are integrated in a manner that creates significant efficiencies such as lower costs, and unless the price agreements are reasonably necessary to obtain those efficiencies. According to the compliant, neither SGHP, nor any other respondent, engaged in such integration so as to justify their price-fixing activities.

The complaint further alleges that, with respect to physician services,