



93-3 Auto Shippers' Efficiency Committee 1/14/93

Automobiles; Railroad Services/Equipment; Transportation Services Information exchange

Facts: A group of automobile manufacturers proposed to form Auto Shippers' Efficiency Committee to exchange information about railroad car construction, maintenance issues, and operating procedures, and to formulate joint recommendations for improving the efficiency of the Multilevel Railcar Pool. This Pool, authorized by the Interstate Commerce Commission, consists of a group of twenty railroads formed to eliminate back-hauling of empty multilevel railcars, which are used to transport automobiles.

Response: No present intention to challenge the proposal.

93-4 Smokeless tobacco producers 1/14/93

Tobacco Joint research project; Joint venture; Information exchange

Facts: Smokeless tobacco producers proposed to form a research joint venture to develop uniform analytical methods for measuring the nicotine and moisture content of smokeless tobacco products. The research joint venture was in response to the enactment of the Comprehensive Smokeless Tobacco Health Education Act of 1986, 15 U.S.C. § 4403, and to a request by the Department of Health and Human Services that the companies develop uniform testing methods to report the nicotine and moisture content of their products. Participation in the joint venture is open to any company that manufactures, packages, or imports smokeless tobacco products into the United States.

Response: No present intention to challenge the proposal.

93-5 PRIMESOURCE 1/29/93

Lawn and garden products Joint venture; Competitive bidding

Facts: Fifteen local and regional wholesale distributors of lawn and garden products proposed to form the PRIMESOURCE, a joint venture to bid for the accounts of multi-regional and national mass-merchandisers.

Response: No present intention to challenge the proposal.

93-6 National Association of                      2/15/93  
Credit Management

Credit information;                      Information exchange  
Leasing industry

Facts: The National Association of Credit Management, with 39,000 business creditor members, proposed to create its own department to distribute credit information to businesses in the leasing industry in order to combat fraud.

Response: No present intention to challenge the proposal.

93-7 Fishermen's Marketing                      5/24/93  
Association, Inc.

Fishing                                      Fishermen's Collective  
Marketing Act (FCMA)

Facts: The FMA proposed to extend membership to Canadian owners and captains of Canadian trawling vessels catching seafood in waters subject to Canadian jurisdiction. The FMA is organized to qualify for the limited antitrust exemption provided by the FCMA. Membership is limited to persons involved in trawl fishing in waters adjacent to the U.S. Pacific Coast.

Response: Declined to state a current enforcement intention.

93-8 Nickel Users Purchasing                      6/2/93  
Association, Inc. (NUPA)

Nickel; Steel                              Joint venture;  
Group purchasing

Facts: U.S. purchasers of primary nickel propose to form the Nickel Users Purchasing Association Inc. (NUPA), to negotiate and purchase primary nickel and to arrange for resale, warehousing, storing, insuring and shipping of primary nickel for its members. Membership will be open to all U.S. purchasers of primary nickel.

Response: No present intention to challenge the proposal.

93-9 Colorado Asphalt Producers                      6/15/93  
Association (CAPA)

Asphalt                                      Joint venture;  
Joint research project

Facts: CAPA proposed to initiate an asphalt industry advancement program to do research and development concerning better asphalt products and to promote the advantages of asphalt cement in, for example, construction of roads and highways. Participation in the program is open to non-members of CAPA and is voluntary for CAPA members.

Response: No present intention to challenge the proposal.

93-10 Halon Recycling Corporation 7/27/93  
(HRC)

Chemicals

Information exchange

Facts: HRC proposed to develop and establish an information exchange and marketing system to facilitate and encourage recovery, recycling and transfer of halon-1301, a chemical compound used to suppress fires and explosions. Production of halon-1301 is being phased out in order to protect the ozone layer.

Response: No present intention to challenge the proposal.

93-11 Copyright Clearance Center 8/2/93  
Inc. (CCC)

Copyrighted materials;  
Licensing

Joint venture;  
Licensing

Facts: CCC, an organization of authors, publishers and users of copyrighted materials, which facilitates copyright clearance between users of copyrighted materials and copyright holders, proposed to offer a new type of license under which CCC would negotiate fees directly with users for nonexclusive blanket licenses permitting reproduction of copyrighted materials.

Response: No present intention to challenge the proposal.

93-12 National Cardiovascular 9/28/93  
Network Inc. (NCN)

Health care

Preferred provider  
organization;  
Joint venture

Facts: NCN proposed to establish a national network of cardiologists, cardiovascular surgeons and acute care hospitals. NCN will create a preferred provider organization of cardiac care specialists in 41 metropolitan areas to provide cardiac care to beneficiaries of large third-party payers such as insurers, unions and multi-site employers. The participants will agree to



will enter into subcontracts with physicians and another hospital and will offer managed care contracts combining St. Anthony and the subcontracting providers as joint preferred providers. All of the subcontracts will be non-exclusive.

Response: No present intention to challenge the proposal.

93-16 The Western Railroad Traffic Association (WRTA);  
Consolidated Rail Corporation;  
CSX Corporation

11/8/93

Railroad services

Information exchange

Facts: WRTA, Consolidated Rail Corporation and CSX Corporation proposed that WRTA accept and publish any railroad's rate changes and communicate rate changes proposed by one railroad for freight movements that use its system but originate or end on another system.

Response: No present intention to challenge the proposal for information exchange on joint-line rates; but declined to review the parties' proposal for WRTA to perform other price collection and dissemination functions that appeared to involve on-going conduct.

93-17 Household Goods Forwarders Association of America, Inc.  
(HHGFAA)

11/12/93

Household goods forwarders; Trade association  
Transportation services

Facts: HHGFAA proposed to regulate its membership by excluding firms that have a poor credit history.

Response: No present intention to challenge the proposal.

93-18 South Suburban Bar Association

11/15/93

Legal services

Information exchange

Facts: A local bar association proposed to conduct a survey of rates and fees charged by its members in 15 areas of law.

Response: Declined to state current enforcement intentions.

93-19 American Society of Travel Agents Inc. (ASTA) 11/23/93

Airline services; Standards program;  
Railroad services; Trade association  
Tourism;  
Transportation services;

Facts: ASTA proposed to establish guidelines intended to improve communications between travel agents and industry suppliers who provide air, hotel, car rental, cruise, rail and tour services. Adoption of the guidelines by any supplier will be voluntary, and suppliers will be free to set their own commission rates and policies.

Response: No present intention to challenge the proposal.

93-20 California Chiropractic Association (CCA) 12/8/93

Chiropractic services; Managed care  
Health care organization;  
Joint venture

Facts: The CCA proposed to form a statewide chiropractic managed care organization that would contract with third party payers at a capitated, or per subscriber, rate.

Response: No present intention to challenge the proposal.

93-21 The Newspaper Association of America 12/10/93

Newspapers; Group sales;  
Advertising Joint venture;  
Trade association

Facts: The NAA, a trade association representing daily and weekly newspapers throughout the U.S., proposed to form the National Newspaper Network (NNN), a national newspaper network to sell advertising space to national advertisers.

Response: No present intention to challenge the proposal.