

provide ocean transportation service and to advance credit when Respondents had no intent to, or were aware that payment would not be made to Complainant. Complainant further alleges that Respondents misrepresented business arrangements and engaged in a pattern of delay in order to enable them to collect shipper freight charges that they would not have been able to obtain if the involved shippers and Complainant had been apprised of the true facts as to their future activities. Complainant further alleges that Respondents filed a petition for bankruptcy in order to obfuscate and obstruct creditors' investigation and recovery of funds. As a result of Respondents' violation, Complainant asserts that it has been unable to fully recover ocean freight charges and has been further required to expend substantial sums of money investigating the Respondents' activities.

Complainant asks that the Respondents be held liable to Complainant for damages in an amount determined by the Commission but no less than \$22,630.76 plus prejudgment interests, costs and reasonable attorney's fees. Complainant also asks that the Commission award it such further and other relief as the Commission deems just and appropriate in the circumstances. Complainant requests that hearing be held either in Washington, DC or Los Angeles, CA.

This proceeding has been assigned to the office of Administrative Law Judges. Hearing in this matter, if any is held, shall commence within the time limitations prescribed in 46 CFR 502.61, and only after consideration has been given by the parties and the presiding officer to the use of alternative forms of dispute resolution. The hearing shall include oral testimony and cross-examination in the discretion of the presiding officer only upon proper showing that there are genuine issues of material fact that cannot be resolved on the basis of sworn statements, affidavits, depositions, or other documents or that the nature of the matter in issue is such that an oral hearing and cross-examination are necessary for the development of an adequate record. Pursuant to the further terms of 46 CFR 502.61, the initial decision of the presiding officer in this proceeding shall be issued by February 20, 2002, and the final decision of the Commission shall be issued by June 20, 2002.

Brian L. VanBrakle,
Secretary.

[FR Doc. 01-4930 Filed 3-2-01; 8:45 am]

BILLING CODE 6730-01-M

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/.

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 March 30, 2001.

A. Federal Reserve Bank of Atlanta
(Cynthia C. Goodwin, Vice President)
104 Marietta Street, N.W., Atlanta, Georgia 30303-2713:

1. *Rivoli BanCorp, Inc.*, Macon, Georgia; to become a bank holding company by acquiring at least 80 percent of the voting shares of Rivoli Bank & Trust, Macon, Georgia.

Board of Governors of the Federal Reserve System, February 28, 2001.

Robert deV. Frierson

Associate Secretary of the Board.

[FR Doc. 01-5271 Filed 3-2-00; 8:45 am]

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FEDERAL RESERVE SYSTEM

Notice of Proposals to Engage in Permissible Nonbanking Activities or to Acquire Companies that are Engaged in Permissible Nonbanking Activities

The companies listed in this notice have given notice under section 4 of the Bank Holding Company Act (12 U.S.C. 1843) (BHC Act) and Regulation Y (12 CFR Part 225) to engage *de novo*, or to acquire or control voting securities or assets of a company, including the companies listed below, that engages either directly or through a subsidiary or other company, in a nonbanking activity that is listed in § 225.28 of Regulation Y (12 CFR 225.28) or that the Board has determined by Order to be closely related to banking and permissible for bank holding companies. Unless otherwise noted, these activities will be conducted throughout the United States.

Each notice is available for inspection at the Federal Reserve Bank indicated. The notice also will be available for inspection at the offices of the Board of Governors. Interested persons may express their views in writing on the question whether the proposal complies with the standards of section 4 of the BHC Act. Additional information on all bank holding companies may be obtained from the National Information Center website at www.ffiec.gov/nic/.

Unless otherwise noted, comments regarding the applications must be received at the Reserve Bank indicated or the offices of the Board of Governors not later than March 20, 2001.

A. Federal Reserve Bank of New York (Betsy Buttrill White, Senior Vice President) 33 Liberty Street, New York, New York 10045-0001:

1. *The Bank of New York Company, Inc.*, New York, New York; J.P. Morgan Chase & Co, New York, New York; Citizens Banking Corporation, Flint, Michigan; Comerica Incorporated, Detroit, Michigan; FleetBoston Financial Corp., Boston, Massachusetts; HSBC Holdings plc, London, England; HSBC Finance (Netherlands), London, U.K.; HSBC Holdings BV, Amsterdam, Netherlands; HSBC North America Inc., Buffalo, New York; HSBC USA Inc., Buffalo, New York; and Summit Bancorp, Princeton, New Jersey; all to acquire through NYCE Corporation, Woodcliff, New Jersey, voting interests in SecureAccess Company, LLC, a Delaware limited liability company that will implement a secure Internet payment and authentication system and its related product applications, and distribute such systems and applications worldwide. NYCE proposes