Complainant states that Respondent Deitchman breached the settlement agreement he entered into to indemnify the Complainant for the costs associated with the claims, thus violating the Shipping Act of 1984 (''Shipping Act'') by obtaining ocean transportation at less than the rates that would otherwise be applicable. Respondents are said to have violated section 10(a)(1) of the Shipping Act by issuing checks with insufficient funds as payment to carriers for the ocean freight and other charges incurred by Respondents, thereby obtaining ocean transportation at less than the rates that would otherwise be applicable. Complainant also alleges that Respondents violated certain OTI fiduciary duties.

Complainant asks the Commission to issue orders (1) compelling Respondents to answer its charges and scheduling a hearing in Washington DC; (2) against the Respondents for their violations of the Shipping Act; (3) compelling Respondents to make reparations to Complainant, plus interest, costs and attorneys' fees; and (4) holding that the Respondents' business activities described in the Complaint are unlawful and in violation of the Shipping Act and ordering them to cease and desist therefrom.

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 October 1, 2003, and the final decision of the Commission shall be issued by January 26, 2004.

**Bryant L. VanBrakle,**

*Secretary.*

[FR Doc. 02–25695 Filed 10–8–02; 8:45 am]

**BILLING CODE 6730–01–P**

## 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 November 1, 2002.

**A. Federal Reserve Bank of Minneapolis** (Julie Stackhouse, Vice President) 90 Hennepin Avenue, Minneapolis, Minnesota 55480–0291:

*1. State Bankshares, Inc.*, Fargo, North Dakota; to acquire 100 percent of the voting shares of State Bank of Moorhead, Moorhead, Minnesota.

In connection with this application, Applicant also has applied to acquire Northern Capital Holding Company, Fargo, North Dakota, and thereby engage in providing trust services, and brokerage and financial advisory services, pursuant to §§ 225.28 (b) (5), (b)(6), (b)(7), and (b)(14) of Regulation Y.

Board of Governors of the Federal Reserve System, October 3, 2002.

**Robert deV. Frierson,**

*Deputy Secretary of the Board.*

[FR Doc. 02–25643 Filed 10–8–02; 8:45 am]

**BILLING CODE 6210–01–S**

## FEDERAL RETIREMENT THRIFT INVESTMENT BOARD

### Sunshine Act Notice

**TIME AND DATE:** 10 a.m. (EDT) October 21, 2002.

**PLACE:** 4th Floor, Conference Room, 1250 H Street, NW., Washington, DC.

**STATUS:** Parts will be open to the public and part closed to the public.

**MATTERS TO BE CONSIDERED:** emsp;

**Parts Open to the Public**

1. Approval of the minutes of the September 17, 2002, Board member meeting.
2. Thrift Savings Plan activity report by the Executive Director (with discussion of litigation to be closed to the public).

**Part Closed to the Public**

Discussion of litigation.

**CONTACT PERSON FOR MORE INFORMATION:** Thomas J. Trabucco, Director, Office of External Affairs, (202) 942–1640.

Dated: October 7, 2002.

**David L. Hutner,**

*Secretary to the Board, Federal Retirement Thrift Investment Board.*

[FR Doc. 02–25927 Filed 10–7–02; 3:16 pm]

**BILLING CODE 6760–01–M**

## FEDERAL TRADE COMMISSION

### Sunshine Act Meeting Notice

**AGENCY:** Federal Trade Commission.

**TIME AND DATE:** 2 p.m., Monday, November 4, 2002.

**PLACE:** Federal Trade Commission Building, Room 532, 6th Street and Pennsylvania Avenue, NW., Washington, DC 20580.

**STATUS:** Parts of this meeting will be open to the public. The rest of the meeting will be closed to the public.

**MATTERS TO BE CONSIDERED:** *Portions Open to Public:*

(1) Oral argument in Polygram Holding *et al.* Docket 9298.

*Portions Closed to the Public:*

(2) Executive session to follow oral argument in Polygram Holding, *et al.* Docket 9298.

**FOR FURTHER INFORMATION CONTACT:** Mitch Katz, Office of Public Affairs: (202) 326–2180, Recorded Message: (202) 326–2711.

**Donald S. Clark,**

*Secretary.*

[FR Doc. 02–25755 Filed 10–7–02; 9:28 am]

**BILLING CODE 6750–01–M**