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#### Summary of Order

1. Kaiser Foundation Hospitals and Health Plan, Inc. (Kaiser), filed a Petition for Permanent Waiver asking the Commission to grandfather Kaiser's existing Special Emergency Radio Service (SERS) wide-area, paging system that operates on 453.025 MHz from eight stations in the Southern California metropolitan area.

2. On January 14, 1993, the Commission established the Emergency Medical Radio Service (EMRS) as a new Public Safety Radio Service under Part 90 of the Commission's Rules, 47 CFR Part 90. *See Report and Order*, 8 FCC Rcd 1454 (1993). Of the frequencies reallocated for EMRS use, four were previously assigned for one-way paging operations by entities eligible in the SERS. The four frequencies reallocated are as follows: 453.025 MHz, 453.075 MHz, 453.125 MHz, 453.175 MHz.

3. The *Report and Order* provided a waiver process for grandfathering existing one-way medical paging systems on the subject frequencies. Pursuant to this approach, if a licensee currently operating on a one-way paging channel demonstrates that there is adequate spectrum for EMRS transmissions in its area of operation, or that relocation of its medical paging system would not serve the public interest, or relocation would cause significant disruption of public safety communications, its system would be grandfathered by waiver. Otherwise, licensees operating on these 453 MHz frequencies are required to cease operations after January 14, 1998. In its Petition for Waiver, Kaiser seeks to demonstrate that it has met each of the three criterion justifying permanent waiver of the Commission's Rules.

Federal Communications Commission.

**David E. Horowitz,**

*Chief, Public Safety and Private Wireless Division, Wireless Telecommunications Bureau.*

[FR Doc. 97-18451 Filed 7-14-97; 8:45 am]

BILLING CODE 6712-01-P

## FEDERAL COMMUNICATIONS COMMISSION

[Report No. 2210]

### Petitions for Reconsideration and Clarification of Action in Rulemaking Proceedings

July 10, 1997.

Petitions for reconsideration have been filed in the Commission's rulemaking proceeding listed in the Public Notice and published pursuant to 47 CFR Section 1.429(e). The full text of this document is available for viewing and copying in Room 239, 1919 M Street, N.W., Washington, D.C. or may be purchased from the Commission's copy contractor, ITS, Inc. (202) 857-3800. Oppositions to this petition must be filed by July 30, 1997. See Section 1.4(b)(1) of the Commission's rules (47 CFR 1.4(b)(1)). Replies to an opposition must be filed within 10 days after the time for filing oppositions has expired.

*Subject:* Amendment of Section 73.202(b), Table of Allotments, FM Broadcast Stations (Llano and Marble Falls, Texas) (MM Docket No. 96-49, RM-8558).

*Number of Petitions Filed:* 1.

*Subject:* Implementation of Section 302 of the Telecommunications Act of 1996—Open Video Systems. (CS Docket No. 96-46).

*Number of Petitions Filed:* 1.

*Subject:* Mobilemedia Corporation—Applicant for Authorizations and Licenses of Certain Stations in Various Services. (WT Docket No. 97-115).

*Number of Petitions Filed:* 5.

Federal Communications Commission.

**William F. Caton,**

*Acting Secretary.*

[FR Doc. 97-18452 Filed 7-14-97; 8:45 am]

BILLING CODE 6712-01-M

## FEDERAL EMERGENCY MANAGEMENT AGENCY

[FEMA-1177-DR]

### Idaho; Amendment to Notice of a Major Disaster Declaration

**AGENCY:** Federal Emergency Management Agency (FEMA).

**ACTION:** Notice.

**SUMMARY:** This notice amends the notice of a major disaster for the State of Idaho (FEMA-1177-DR), dated June 13, 1997, and related determinations.

**EFFECTIVE DATE:** June 30, 1997.

**FOR FURTHER INFORMATION CONTACT:** Magda Ruiz, Response and Recovery Directorate, Federal Emergency

Management Agency, Washington, DC 20472, (202) 646-3260.

**SUPPLEMENTARY INFORMATION:** Notice is hereby given that the incident period for this disaster is closed effective June 30, 1997.

(Catalog of Federal Domestic Assistance No. 83.516, Disaster Assistance)

**Lacy E. Suiter,**

*Executive Associate Director, Response and Recovery Directorate.*

[FR Doc. 97-18533 Filed 7-14-97; 8:45 am]

BILLING CODE 6718-02-P

## FEDERAL EMERGENCY MANAGEMENT AGENCY

[FEMA-1177-DR]

### Idaho; Amendment to Notice of a Major Disaster Declaration

**AGENCY:** Federal Emergency Management Agency (FEMA).

**ACTION:** Notice.

**SUMMARY:** This notice amends the notice of a major disaster for the State of Idaho, (FEMA-1177-DR), dated June 13, 1997, and related determinations.

**EFFECTIVE DATE:** July 3, 1997.

**FOR FURTHER INFORMATION CONTACT:** Madge Dale, Response and Recovery Directorate, Federal Emergency Management Agency, Washington, DC 20472, (202) 646-3260.

**SUPPLEMENTARY INFORMATION:** The notice of a major disaster for the State of Idaho, is hereby amended to include the following areas among those areas determined to have been adversely affected by the catastrophe declared a major disaster by the President in his declaration of June 13, 1997:

Bingham, Bonneville, Custer, Fremont, Jefferson and Madison Counties for Public Assistance and Hazard Mitigation.

(Catalog of Federal Domestic Assistance No. 83.516, Disaster Assistance)

**Lacy E. Suiter,**

*Executive Associate Director, Response and Recovery Directorate.*

[FR Doc. 97-18535 Filed 7-14-97; 8:45 am]

BILLING CODE 6718-02-P

## FEDERAL EMERGENCY MANAGEMENT AGENCY

[FEMA-1175-DR]

### Minnesota; Amendment to Notice of a Major Disaster Declaration

**AGENCY:** Federal Emergency Management Agency (FEMA).

**ACTION:** Notice.

**SUMMARY:** This notice amends the notice of a major disaster for the State of Minnesota (FEMA-1175-DR), dated April 8, 1997, and related determinations.

**EFFECTIVE DATE:** June 13, 1997.

**FOR FURTHER INFORMATION CONTACT:** Madge Dale Response and Recovery Directorate, Federal Emergency Management Agency, Washington, DC 20472, (202) 646-3260.

**SUPPLEMENTARY INFORMATION:** Notice is hereby given that, effective this date and pursuant to the authority vested in the Director of the Federal Emergency Management Agency under Executive Order 12148, I hereby appoint Lawrence L. Bailey of the Federal Emergency Management Agency to act as the Federal Coordinating Officer for this declared disaster.

This action terminates my appointment of Robert S. Teeri as Federal Coordinating Officer for this disaster.

(Catalog of Federal Domestic Assistance No. 83.516, Disaster Assistance)

**James L. Witt,**

*Director.*

[FR Doc. 97-18534 Filed 7-14-97; 8:45 am]

BILLING CODE 6718-02-P

## FEDERAL EMERGENCY MANAGEMENT AGENCY

[FEMA-1174-DR]

### North Dakota; Amendment to Notice of a Major Disaster Declaration

**AGENCY:** Federal Emergency Management Agency (FEMA).

**ACTION:** Notice.

**SUMMARY:** This notice amends the notice of a major disaster for the State North Dakota (FEMA-1174-DR), dated April 7, 1997, and related determinations.

**EFFECTIVE DATE:** June 18, 1997.

**FOR FURTHER INFORMATION CONTACT:** Madge Dale, Response and Recovery Directorate, Federal Emergency Management Agency, Washington, DC 20472, (202) 646-3260.

**SUPPLEMENTARY INFORMATION:** Notice is hereby given that, in a letter dated June 18, 1997, the President amended the cost-sharing arrangements concerning Federal funds provided under the authority of the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 51521 *et seq.*), in a letter to James L. Witt, Director of the Federal Emergency Management Agency, as follows:

I have determined that the damage in certain areas of the State of North Dakota,

resulting from severe flooding, severe winter storms, heavy spring rain, rapid snowmelt, high winds, ice jams, ground saturation due to high water tables, and fires beginning on February 28, 1997, and continuing through May 24, 1997, is of sufficient severity and magnitude that special conditions are warranted regarding the cost sharing arrangements concerning Federal funds provided under the Robert T. Stafford Disaster Relief and Emergency Assistance Act ("the Stafford Act").

Therefore, I amend my previous declaration to authorize Federal funds for Public Assistance at 90 percent of total eligible costs, except for direct Federal assistance costs and debris removal and emergency protective measures (Categories A and B) under the Public Assistance program which were authorized at 100 percent Federal funding. This 90 percent reimbursement applies to all eligible Public Assistance costs (Categories C through G).

This adjustment to State and local cost sharing applies only to Public Assistance (Categories C through G) costs eligible for such adjustment under the law. The law specifically prohibits a similar adjustment for funds provided to the State for the Individual and Family Grant program, mobile home group site development under Section 408, Temporary Housing, and Hazard Mitigation Assistance. These funds will continue to be reimbursed at 75 percent of total eligible costs.

(Catalog of Federal Domestic Assistance No. 83.516, Disaster Assistance)

**James L. Witt,**

*Director.*

[FR Doc. 97-18536 Filed 7-14-97; 8:45 am]

BILLING CODE 6718-02-P

## FEDERAL TRADE COMMISSION

[File No. 972-3024]

### Kave Elahie d/b/a M.E.K. International; 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 September 15, 1997.

**ADDRESSES:** Comments should be directed to: FTC/Office of the Secretary, Room 159, 6th St. and Pa. Ave., N.W., Washington, D.C. 20580.

**FOR FURTHER INFORMATION CONTACT:** Jeffrey Klurfeld, Federal Trade

Commission, San Francisco Regional Office, 901 Market Street, Suite 570, San Francisco, CA 94103, (415) 356-5270.

**SUPPLEMENTARY INFORMATION:** Pursuant to Section 6(f) of the Federal Trade Commission Act, 38 Stat. 721, 15 U.S.C. 46, and Section 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 June 26 1997), on the World Wide Web, at "http://www.ftc.gov/os/actions/htm." A paper copy can be obtained from the FTC Public Reference Room, Room H-130, Sixth Street and Pennsylvania Avenue, N.W., Washington, D.C. 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 Section 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

The Federal Trade Commission has provisionally accepted an agreement to a proposed consent order from respondent Kave Elahie doing business as M.E.K. International, a California company that markets the NutraTrim Bio-Active Cellulite Reduction Cream and the NutraTrim Weight Loss tablets.

The proposed consent order has been placed on the public record for sixty (60) days for receipt of comments by interested persons. Comments received during this period will become part of the public record. After sixty (60) days, the Commission will again review the agreement and the comments received and will decide whether it should make final the agreement's proposed order, or withdraw from the agreement and take other appropriate action.

This matter concerns the advertising of the NutraTrim brand products. The advertising of the NutraTrim Bio-Active Cellulite Reduction Cream, which contains aminophylline, claims that the product will eliminate cellulite and fat, even in the absence of general weight loss. The advertising for the NutraTrim