

Currently, the FDIC is soliciting comments concerning the following collections of information titled: (1) Interagency Biographical and Financial Report; (2) Suspicious Activity Report; and (3) External Audits.

DATES: Comments must be submitted on or before October 29, 2002.

ADDRESSES: Interested parties are invited to submit written comments to Tamara R. Manly, Management Analyst (Consumer and Compliance Unit), (202) 898-7453, Legal Division, Room MB-3109, Attention: Comments/Legal, Federal Deposit Insurance Corporation, 550 17th Street NW., Washington, DC 20429. All comments should refer to the OMB control number. Comments may be hand-delivered to the guard station at the rear of the 17th Street Building (located on F Street), on business days between 7 a.m. and 5 p.m. [FAX number (202) 898-3838; Internet address: comments@fdic.gov].

A copy of the comments may also be submitted to the OMB desk officer for the FDIC: Joseph Lackey, Office of Information and Regulatory Affairs, Office of Management and Budget, New Executive Office Building, Room 10236, Washington, DC 20503.

FOR FURTHER INFORMATION CONTACT: Tamara R. Manly, at the address identified above.

SUPPLEMENTARY INFORMATION: Proposal to renew the following currently approved collections of information:

1. *Title:* Interagency Biographical and Financial Report.

OMB Number: 3064-0006.

Frequency of Response: On occasion.

Affected Public: All financial institutions.

Estimated Number of Respondents: 2,040.

Estimated Time per Response: 4 hours.

Total Annual Burden: 8,160 hours.

General Description of Collection: The Interagency Biographical and Financial Report is submitted to the FDIC by each individual director or officer of a proposed or operating financial institution applying for federal deposit insurance as a state nonmember bank. The information is used by the FDIC to evaluate the general character of bank management as required by the Federal Deposit Insurance Act.

2. *Title:* Suspicious Activity Report.

OMB Number: 3064-0077.

Form Number: 6710/06.

Frequency of Response: On occasion.

Affected Public: Business, for-profit institutions, and non-profit institutions.

Estimated Number of Respondents: 6,500.

Estimated Time per Response: .60 hours.

Total Annual Burden: 3,900 hours.

General Description of Collection: Part 353 of the FDIC's rules and regulations requires insured nonmember banks to report to the appropriate investigatory and prosecuting authorities and to the FDIC, on a prescribed form, criminal violations of the U.S. Code that involve or affect the banks' affairs.

3. *Title:* External Audits.

OMB Number: 3064-0113.

Frequency of Response: On occasion.

Affected Public: All financial institutions.

Estimated Number of Responses (insured institutions with assets of \$500 million or more and insured institutions with assets less than \$500 million): 17,694.

Estimated Time per Response: insured institutions with assets of \$500 million or more—32 hours ; insured institutions with assets less than \$500 million—3/4 hours.

Total Annual Burden: 44,430 hours.

General Description of Collection: Section 36 of the Federal Deposit Insurance Act imposes auditing and reporting requirements on insured depository institutions which have total assets of \$500 million or more. An interagency policy statement extended those requirements on a voluntary basis to institutions with less than \$500 million.

Request for Comment

Comments are invited on: (a) Whether the collection of information is necessary for the proper performance of the FDIC's functions, including whether the information has practical utility; (b) the accuracy of the estimates of the burden of the information collection, including the validity of the methodology and assumptions used; (c) ways to enhance the quality, utility, and clarity of the information to be collected; and (d) ways to minimize the burden of the information collection on respondents, including through the use of automated collection techniques or other forms of information technology.

At the end of the comment period, the comments and recommendations received will be analyzed to determine the extent to which the collection should be modified prior to submission to OMB for review and approval. Comments submitted in response to this notice also will be summarized or included in the FDIC's requests to OMB for renewal of these collections. All comments will become a matter of public record.

Dated at Washington, DC, this 27th day of August, 2002.

Federal Deposit Insurance Corporation.

Robert E. Feldman,
Executive Secretary.

[FR Doc. 02-22281 Filed 8-29-02; 8:45 am]

BILLING CODE 6714-01-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 September 23, 2002.

A. Federal Reserve Bank of Chicago
(Phillip Jackson, Applications Officer)
230 South LaSalle Street, Chicago,
Illinois 60690-1414:

1. *Merchants & Manufacturers Bancorporation, Inc.*, New Berlin, Wisconsin, and Merchants Merger Corp., New Berlin, Wisconsin; to merge with Fortress Bancshares, Inc., Westby, Wisconsin, and thereby indirectly acquire Fortress Bank of Westby, Westby, Wisconsin; Fortress Bank, National Association, Houston, Minnesota; and Fortress Bank of Cresco, Cresco, Iowa.

B. Federal Reserve Bank of San Francisco (Maria Villanueva, Consumer Regulation Group) 101 Market Street, San Francisco, California 94105-1579:

1. *Sumitomo Mitsui Financial Group, Inc.*, Tokyo, Japan; to become a bank holding company by acquiring 100 percent of the voting shares of Manufacturers Bank, Los Angeles, California.

In connection with this application, applicant also has applied to acquire SMBC Capital Markets, Inc., New York, New York, and thereby engage in lending activities, pursuant to § 225.28(b)(1) of Regulation Y; acting as a financial or investment advisor, pursuant to § 225.28(b)(6) of Regulation Y; engaging in transactional services for customers, pursuant to § 225.28(b)(7)(v) of Regulation Y; and engaging in investing and trading activities, pursuant to §§ 225.28(b)(8)(ii)(A), (b)(8)(ii)(B); and (b)(8)(ii)(C) of Regulation Y; SMBC Leasing and Finance, Inc., New York, New York, and thereby engage in leasing activities, pursuant to § 225.28(b)(3) of Regulation Y; SMBC Securities, Inc., New York, New York, and thereby engage in agency transactional services for customers, pursuant to §§ 225.28(b)(7)(i), (b)(7)(ii), (b)(7)(iii), and (b)(7)(v) of Regulation Y; Daiwa SB Investments (USA), Ltd., New York, New York, and thereby engage in lending and related activities; financial advisory activities; and investment activities as principal, pursuant to §§ 225.28(b)(2)(vi), (b)(6)(i), and (b)(8)(i) of Regulation Y; and JRI America, Inc., New York, New York, and thereby engage in data processing activities, pursuant to §§ 225.28(b)(14)(i) and (b)(14)(ii) of Regulation Y.

Board of Governors of the Federal Reserve System, August 26, 2002.

Robert deV. Frierson,

Deputy Secretary of the Board.

[FR Doc. 02-22203 Filed 8-29-02; 8:45 am]

BILLING CODE 6210-01-S

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 September 13, 2002.

A. Federal Reserve Bank of Atlanta (Sue Costello, Vice President) 1000 Peachtree Street, N.E., Atlanta, Georgia 30309-4470:

1. *LandMark Financial Holding Company*, Sarasota, Florida; to engage *de novo* through LandMark Mortgage of Florida, LP, Sarasota, Florida, and thereby engage in originating, processing, and closing residential mortgage loans for sale in the secondary market, pursuant to § 225.28(b)(1) of Regulation Y.

Board of Governors of the Federal Reserve System, August 26, 2002.

Robert deV. Frierson,

Deputy Secretary of the Board.

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BILLING CODE 6210-01-S

OFFICE OF GOVERNMENT ETHICS

Issuance and Revocation of Temporary Post-Employment Waiver

AGENCY: Office of Government Ethics (OGE).

ACTION: Notice; revocation of waiver.

SUMMARY: The Office of Government Ethics is giving notice of the termination, effective in 90 days, of a short-term post-Government employment waiver of certain "senior employee" restrictions, which OGE is granting today to a class of employee positions at the Securities and Exchange Commission (SEC).

EFFECTIVE DATE: October 29, 2002.

FOR FURTHER INFORMATION CONTACT:

Richard M. Thomas, Associate General Counsel, Office of Government Ethics,

Suite 500, 1201 New York Avenue, NW., Washington, DC 20005-3917; telephone: 202-208-8000, extension 1152; TDD: 202-208-8025; FAX: 202-208-8037.

SUPPLEMENTARY INFORMATION: Pursuant to its authority under 18 U.S.C.

207(c)(2)(C), the Office of Government Ethics today is granting a temporary waiver, effective until November 29, 2002, from the senior employee" post-Government employment restrictions of 18 U.S.C. 207(c), and consequently also section 207(f), with respect to a class of positions at the SEC. Under 5 CFR 2641.201(d) of OGE's executive branch post-employment regulations, the waiver determination is not required to be published in the **Federal Register**. However, § 2641.201(d)(4) of OGE's regulations does require that OGE publish a notice of revocation in the **Federal Register** at least 90 days prior to the effective date of the termination of any such waiver, which is the purpose of this notice.

The waiver was requested by the designated agency ethics official of the SEC. The waiver pertains to all positions at the Securities and Exchange Commission for which the rate of basic pay, immediately prior to May 19, 2002, had been less than the rate of basic pay payable for level 5 of the Senior Executive Service (SES). On May 19, 2002, the SEC instituted a new "pay parity plan." Such a plan was authorized by Congress in January of 2002, pursuant to Pub. L. 107-123, but was not funded by appropriations until some time later. The new pay plan eliminated the SES at SEC and placed all former SES employees, including many who were below level 5 of the SES, in new pay grades all of which have rates of basic pay greater than that payable for SES level 5. Consequently, a number of employees who had not been "senior employees" under section 207(c) immediately became subject to the restrictions of that provision, pursuant to 18 U.S.C. 207(c)(2)(ii). According to information provided by the SEC, this change in rate of basic pay occurred without any change in the duties of the affected employees. Furthermore, the SEC indicated that notice of many of the most important details of the new plan (e.g., amounts of pay) was not provided to affected employees until May 17, 2002, so that employees were not able to plan for any post-employment consequences.

The Securities and Exchange Commission requested a temporary waiver to allow a fair amount of time for new senior employees to make plans and to allow the agency the time to