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COMPTROLLER OF THE CURRENCY

FEDERAL RESERVE BOARD
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SHERMAN P. ALLEN, ASST. SECRETARY
AND FISCAL AGENT

739.
ADDRESS REPLY TO
FEDERAL RESERVE BOARD

Dear Sir:

Where two or more persons desire to make application for the Board's consent, under the Kern amendment to the Clayton Act, to serve on the boards of directors of the same two banks, it will be sufficient if one Form 94a is filed by each bank for the first applicant and reference is made to this form by subsequent applicants desiring to serve on the same two boards, provided, however, if either bank is required to make a report of its condition to the Comptroller of the Currency or to the State authorities after Form 94a has been filed, a new Form 94a should be filed with the first application subsequent to such report. To complete the records of the Board and to facilitate its work it is desired that Form 94a shall be filed by the two banks involved in each case where the question of substantial competition is to be passed upon. Thus if the same persons desire to serve on the boards of Bank A and Bank B and the first applicant has filed Form 94a for Bank A and also one for Bank B, subsequent applicants may refer to these forms until either Bank A or Bank B has been required to make a later report of its condition to the Comptroller of the Currency or to the State authorities.

If Form 94a has been filed by Bank A and Bank B, for applicants desiring to serve with these two banks it will not be sufficient for an applicant desiring to serve on the boards of Bank A and Bank C to refer to Form 94a filed by Bank A in connection with Bank B.

In attaching to Form 94a a copy of last report of condition, newspaper clippings of the last published report may be used by banks, provided the date is marked thereon and an officer of the bank certifies to the correctness of the copy.

Very truly yours,


Governor.