

From-

802.2(g)

FEDERAL TRADE
COMMISSION
PREMERGER NOTIFICATION
OFFICE

2002 DEC 10 12:09

December 10, 2002

BY FACSIMILE TRANSMISSION

Mr. Michael Verne
Premerger Notification Office
Federal Trade Commission
Room 303
600 Pennsylvania Ave., N.W.
Washington, D.C. 20580

Re: Application of Agricultural Exemption Pursuant to Section 802.2(g)

Dear Mike:

This letter is to confirm our conversation of yesterday regarding the Hart-Scott-Rodino Act implications of a transaction that involves timberland. You informed [redacted] and me that timberland is agricultural property within the meaning of §802.2(g). Therefore, an acquisition where 100% of the assets to be acquired are timberlands, is exempt from the requirements of the Hart-Scott-Rodino Act.

If I have misstated your understanding of our conversation please let me know at your earliest convenience. Thanks for your help.

Very truly yours,

[redacted signature]

cc:

[redacted]

[redacted]

THE WRITER INDICATED THAT THE LAND WAS BEING HANDLED FOR SALE TO THIRD PARTIES. THIS ACTIVITY FALLS WITHIN NAICS SECTION 11, THEREFORE THE 802.2(g) EXEMPTION IS AVAILABLE.

B. [redacted]

12/11/02