

Sheinberg, Samuel I.

From: HSRHelp
Sent: Monday, March 27, 2023 2:17 PM
To: Walsh, Kathryn E.; Berg, Karen E.; Musick, Vesselina; Shaffer, Kristin; Sheinberg, Samuel I.; Six, Anne; Fetterman, Michelle
Subject: FW: Question concerning Item 6(a)

From: Whitehead, Nora <nwhitehead@ftc.gov>
Sent: Monday, March 27, 2023 2:16:42 PM (UTC-05:00) Eastern Time (US & Canada)
To: [REDACTED]
Cc: HSRHelp <HSRHelp@ftc.gov>
Subject: RE: Question concerning Item 6(a)

Report all controlled US entities, regardless of whether they have sales in or into the US (subject to the \$10MM threshold you reference below).

For more guidance, see <https://www.ftc.gov/enforcement/premerger-notification-program/hsr-resources/tips-completing-item-6-hsr-form>.

From: HSRHelp <HSRHelp@ftc.gov>
Sent: Friday, March 24, 2023 7:38 PM
To: Walsh, Kathryn E. <kwalsh@ftc.gov>; Berg, Karen E. <KBERG@ftc.gov>; Musick, Vesselina <vmusick@ftc.gov>; Shaffer, Kristin <kshaffer@ftc.gov>; Sheinberg, Samuel I. <SSHEINBERG@ftc.gov>; Six, Anne <asix@ftc.gov>; Whitehead, Nora <nwhitehead@ftc.gov>; Fetterman, Michelle <mfetterman@ftc.gov>
Subject: FW: Question concerning Item 6(a)

From: [REDACTED]
Sent: Friday, March 24, 2023 7:37:18 PM (UTC-05:00) Eastern Time (US & Canada)
To: HSRHelp <HSRHelp@ftc.gov>
Subject: Question concerning Item 6(a)

I hope you are well.

I have a question concerning how I should complete Item 6(a) of the HSR Form. Our client does not control any foreign companies. Do I only list US companies that have derived US revenue from sales in the US ? This would mean companies that do not produce revenue from sales such as holding companies or other companies with no sales would not be listed in Item 6(a) ?

I am aware of the \$10 million in total assets threshold.

Am I reading the instructions correctly ?

[REDACTED]