

Sheinberg, Samuel I.

From: HSRHelp
Sent: Monday, January 22, 2024 1:50 PM
To: Walsh, Kathryn E.; Berg, Karen E.; Musick, Vesselina; Sheinberg, Samuel I.; Six, Anne; Whitehead, Nora; Fetterman, Michelle; Burton, June; Larson, Peter
Subject: FW: Location of AR Inquiry

From: Shaffer, Kristin <kshaffer@ftc.gov>
Sent: Monday, January 22, 2024 1:50:22 PM (UTC-05:00) Eastern Time (US & Canada)
To: [REDACTED]
Cc: HSRHelp <HSRHelp@ftc.gov>
Subject: RE: Location of AR Inquiry

[REDACTED]

[REDACTED]

For purposes of 802.50 and 802.51, the accounts receivable should be attributed to the jurisdiction in which they were entered into.

Best regards,

Kristin

Kristin Shaffer

Attorney

Premerger Notification Office

Federal Trade Commission

202-326-2388 | kshaffer@ftc.gov

From: [REDACTED]
Sent: Friday, January 19, 2024 1:02:58 AM (UTC-05:00) Eastern Time (US & Canada)
To: HSRHelp <HSRHelp@ftc.gov>
Subject: Location of AR Inquiry

Dear PNO,

I have (hopefully) a quick question. We are assessing the HSR reportability of a transaction and a question has come up about the location of the target's accounts receivable. Researching the informal interpretations, I found (<https://www.ftc.gov/legal-library/browse/hsr-informal-interpretations/9504003>), which states that the location of the accounts receivable is not the jurisdiction of the debtor, but the physical location of the AR (Census approach). My question is what "physical location of the AR (Census approach)" means. Is this the physical location of the AR holder, or something else?

Many thanks and please let me know if I can provide any additional detail in connection with this inquiry.

[REDACTED]