

The purpose of this notice is to advise individuals applying for or receiving benefits under the Railroad Retirement Act of the use made by RRB of this information obtained from OPM by means of a computer match.

**ADDRESSES:** Interested parties may comment on this publication by writing to Ms. Beatrice Ezerski, Secretary to the Board, Railroad Retirement Board, 844 North Rush Street, Chicago, Illinois 60611-2092.

**FOR FURTHER INFORMATION CONTACT:** Mr. LeRoy Blommaert, Privacy Act Officer, Railroad Retirement Board, 844 North Rush Street, Chicago, Illinois 60611-2092, telephone number (312) 751-4548.

**SUPPLEMENTARY INFORMATION:** The Computer Matching and Privacy Protection Act of 1988, Pub. L. 100-503, requires a Federal agency participating in a computer matching program to publish a notice regarding the establishment of a matching program.

*Name of Participating Agencies:* Office of Personnel Management and Railroad Retirement Board.

*Purpose of the Match:* The purpose of the match is to enable the RRB to (1) identify affected RRB annuitants who are in receipt of a Federal public pension benefit but who have not reported receipt of this benefit to the RRB and (2) receive needed Federal public pension benefit information for affected RRB annuitants more timely and accurately. Previously the RRB relied on the affected annuitant to report adjustments in the amounts of such public pension benefits.

*Authority For Conducting The Match:* Sections 3(a)(1), 4(a)(1) and 4(f)(1) of the Railroad Retirement Act require that the RRB reduce the Railroad Retirement benefits of certain beneficiaries entitled to Railroad Retirement employee and/or spouse/widow benefits who are also entitled to a government pension based on their own noncovered earnings. This reduction is referred to as Public Service Pension offset. Section 224 of the Social Security Act provides for the reduction of disability benefits when the disabled worker is also entitled to a public disability benefit (PDB). This reduction is referred to as PDB offset. A civil service disability benefit is considered a PDB. Section 224(h)(1) requires any Federal agency to provide RRB with information in its possession that RRB may require for the purposes of making a timely determination of the amount of reduction under section 224 of the Social Security Act. Pursuant to 5 U.S.C. Section 552A(B)(3) OPM has established routine uses to disclose the subject information to RRB.

*Categories of Record and Individuals Covered:* The records to be used in the match and the roles of the matching participants are described as follows: OMB will provide RRB twice a year with a magnetic tape file extracted from its annuity and survivor master file of its Civil Service Retirement and Insurance Records. The Privacy Act System of Record designation is OPM/Central-1. The following information from this OPM Privacy Act System of Records will be transmitted to RRB for the approximately 2.3 million records in the system: Name, social security number, date of birth, civil service claim number, first potential month and year of eligibility for civil service benefits, first month, day, year of entitlement to civil service benefits, amount of gross civil service benefits, and effective date (month, day, year) of civil service amount, and where applicable, civil service disability indicator, civil service FICA covered month indicator, and civil service total service months. The RRB will match the Social Security number, name, and date of birth contained in the OMB file against the same fields in its Master Benefit Files. The Privacy Act System of Records designations for these files are: RRB-25, "Research Master Record for Survivor Beneficiaries Under the Railroad Retirement Act," and RRB-26, "Research Master Record for Railroad Employees and Their Dependents." For records that are matched, the RRB will extract the civil service payment information.

*Inclusive Dates of the Matching Program:* The matching program will become effective 40 days after a copy of the agreement, as approved by the Data Integrity Board of each agency, is sent to Congress and the Office of Management and Budget, or 30 days after publication of this notice in the **Federal Register**, whichever date is later. The matching program will continue for 18 months after the effective date and may be extended for an additional 12 months, if the conditions specified in 5 U.S.C. 552a(o)(2)(D) have been met.

The notice we are giving here is in addition to any individual notice.

A copy of this notice has been or will be furnished to both Houses of Congress and the Office of Management and Budget.

Dated: September 11, 2003.

By Authority of the Board.

**Beatrice Ezerski,**

*Secretary to the Board.*

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## SECURITIES AND EXCHANGE COMMISSION

[File No. 1-12878]

### Issuer Delisting; Notice of Application of Time Warner Company, L.P., To Withdraw Its 7¼% Senior Debentures (due 2008) and Related Guarantees of Warner Communications Inc. and American Television and Communications Corporation, From Listing and Registration on the New York Stock Exchange, Inc.

September 22, 2003.

Time Warner Entertainment Company, L.P., a State of Delaware corporation ("Issuer"), has filed an application with the Securities and Exchange Commission ("Commission"), pursuant to section 12(d) of the Securities Exchange Act of 1934 ("Act")<sup>1</sup> and Rule 12d2-2(d) thereunder,<sup>2</sup> to withdraw its 7¼% Senior Debentures (due 2003) and the related Guarantees of Warner Communications, Inc. ("WCI") and American Television and Communications Corporation ("ATC"), each of which is a guarantor of the Debentures ("Securities"), from listing and registration on the New York Stock Exchange, Inc. ("NYSE" or "Exchange").

The Issuer's General Partner approved resolutions on August 25, 2003, to withdraw the Issuer's Securities from listing on the NYSE. On September 9, 2003, the Board of Directors ("Board") of each WCI and ATC approved resolutions related their guarantees.

In its application with the Commission, the Issuer stated the following with respect to its decision to withdraw the Security from the Exchange: The Securities are held by a small number of holders; there has been very little trading in the Securities on the NYSE in the 23-month period from September 2001 through July 2003, in the aggregate, only approximately \$10 million principal amount of debentures were traded on the NYSE; the Issuer has four other debt securities outstanding, none of which is listed for trading on an exchange (all are actively traded in the over-the-counter-market); the Issuer would prefer that all trading in its Securities occur in the over-the-counter market.

The Issuer stated in its application that it has complied with the NYSE's rules governing an issuer's voluntary withdrawal of a security from listing and registration. The Issuer's application relates solely to the

<sup>1</sup> 15 U.S.C. 78j(d).

<sup>2</sup> 17 CFR 240.12d2-2(d).