

Clayton Act Threshold Changes: Basic HSR Threshold Raised to \$59.8 Million

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Effective February 14, 2007, the well-known \$50 million HSR reporting threshold will undergo its annual adjustment for inflation, rising to \$59.8 million for 2007. At the same time, all of the notification and exemption dollar thresholds in the HSR statute, regulations and reporting instructions that are subject to annual adjustments^[1] will be raised by the same adjustment. The effective HSR dollar thresholds for 2007 are as follows:

Original Threshold Adjusted Threshold

\$10 million	\$12.0 million
\$50 million	\$59.8 million
\$100 million	\$119.6 million
\$110 million	\$131.5 million
\$200 million	\$239.2 million
\$500 million	\$597.9 million
\$1 billion	\$1.1958 billion

The dollar thresholds for Section 8 of the Clayton Act, which governs interlocking directorates, have also undergone an annual adjustment for inflation. Effective January 22, 2007, the threshold for Section 8(a)(1) became \$24,001,000 and the threshold for Section 8(a)(2)(A) became \$2,400,100.

For the FTC press release regarding this change, with links to the related Federal Register announcement, please click [here](#).

For more information on this or other antitrust matters, please contact the authors listed above.

^[1] The annual inflationary adjustments to the reporting thresholds were required by the 2000 amendments to the Hart-Scott-Rodino Antitrust Improvements Act of 1976, 15 U.S.C. §18a, as

amended.