

## Clayton Act Threshold Changes: Basic HSR Threshold Raised to \$63.1 Million

2008-01-29

Effective February 28, 2008, the well-known \$50 million size-of-transaction threshold for Hart-Scott-Rodino reporting purposes will undergo its annual adjustment for inflation, rising to **\$63.1 million** for 2008. 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[i] will be raised by the same percentage adjustment. The effective HSR dollar thresholds for 2008 are as follows:

Original Threshold	Adjusted Threshold	The dollar thresholds for Section 8 of the Clayton Act, which governs interlocking directorates, have also undergone an annual adjustment for inflation. The threshold for Section 8(a)(1) will become \$25,319,000 and the threshold for Section 8(a)(2)(A) will become \$2,531,900.
\$10 million	\$12.6 million	
\$50 million	\$63.1 million	
\$100 million	\$126.2 million	
\$110 million	\$138.8 million	For the FTC press release regarding this change, with links to the related Federal Register announcement, please click <a href="#">here</a> .
\$200 million	\$252.3 million	
\$500 million	\$630.8 million	
\$1 billion	\$1.2615 billion	[i] 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.