Issue 87-14

JAN 29 1987

**diaest** 

January 22, 1987

### U.S. SECURITIES AND EXCHANCE COMMISSION

# ADMINISTRATIVE PROCEEDINGS

PROCEEDINGS INSTITUTED AND SANCTIONS IMPOSED AGAINST MICHAEL J. HANNAN AND INSTITUTIONAL GROWTH CAPITAL

ec news

The Commission instituted public administrative proceedings under the Investment Advisers Act of 1940 against Michael J. Hannan, of North Palm Beach, Florida, and Institutional Capital Growth, Inc., a registered investment adviser located in North Palm Beach. Hannan is the president of Institutional.

Simultaneously, the Commission accepted an Offer of Settlement submitted by Hannan and Institutional. The Offer of Settlement consents to, and the Commission entered: (1) findings that Hannan and Institutional violated the antifraud provisions of the Securities Act of 1933 and the Securities Exchange Act of 1934 and that Institutional, aided and abetted by Hannan, violated the antifraud and reporting provisions of the Advisers Act; and (b) an Order revoking the registration of Institutional as an investment adviser and barring Hannan from association with any broker, dealer, municipal securities broker, municipal securities dealer, investment adviser, or investment company.

The Commission found that Hannan and Institutional violated the antifraud provisions by, among other things, misappropriating and commingling the funds of investment advisory clients and using those funds in a scheme to manipulate the price and activity of a common stock traded in the over-the-counter market. (Rel. IA-1051)

## **CIVIL PROCEEDINGS**

PERMANENT INJUNCTION ENTERED AGAINST HAROLD M. TRACEY

The Chicago Regional Office announced that on January 7 U.S. District Judge Howard D. McKibben, District of Nevada, entered a Final Judgment of Permanent Injunction against Harold M. Tracey. The Judgment permanently enjoins Tracey from further violations of the antifraud and broker-dealer registration provisions of the securities laws. Simultaneously, Tracey, without admitting or denying the facts alleged, consented to the Order.

The Commission's November 14, 1986 complaint alleged that from June 1983 to about October 1983, Tracey raised \$219,000 from 38 investors through the sale of common stock in Universal Citizens Alert Program, Inc. and Heat Factory, Inc. The complaint further alleged that in connection with these sales, Tracey made, and caused to be made to investors, material misrepresentations and omissions concerning, among other things, the use of proceeds, the price and marketability of the issuer's securities, the return on the investment, the existence or likelihood of a future public trading market in the issuer's securities, and the risks associated with the investment. Additionally, the complaint alleged that Tracey acted as an unregistered broker. (SEC v. Dennis A. Thomas, et al., D. Nev., Civil Action No. S-86-1093, HDM, filed November 14, 1986). (LR-11337)

## **INVESTMENT COMPANY ACT RELEASES**

PRUDENTIAL-BACHE INCOMEVERTIBLE PLUS FUND, INC.

A notice has been issued giving interested persons until February 10 to request a hearing on an application filed on behalf of existing and future Prudential-Bache mutual funds for an order amending an existing order permitting implementation of a deferred compensation plan for disinterested directors (Rel. IC-15224, July 24, 1986), to permit commencement of payments under the plan at a time other than termination of services as a director. (Rel. IC-15543 - Jan. 16)

#### LUTHERAN BROTHERHOOD VARIABLE INSURANCE PRODUCTS COMPANY

An order has been issued granting Lutheran Brotherhood Variable Insurance Products Company, LBVIP Variable Insurance Account, and Lutheran Brotherhood Securities Corp. exemptions from Sections 2(a)(32), 22(c), 26(a)(2), 27(c)(1), 27(c)(2) and 27(d) of the Investment Company Act and Rules 6e-3(T)(b)(12), 6e-3(T)(b)(13) and 22c-1 to permit the deduction of a deferred administrative charge in connection with the issuance of flexible premium variable life insurance contracts. (Rel. IC-15544 -Jan. 16)

IDS BOND FUND, INC.

A notice has been issued giving interested persons until February 10 to request a hearing on an application filed by IDS Bond Fund, Inc. and certain present and future investment companies for which IDS Financial Services, Inc., IDS Life Insurance Company or any affiliated company serves as dividend disbursing agent, for an order, pursuant to Section 6(c) of the Act, exempting them from the provisions of Section 19(a) of the Act and Rule 19a-1 thereunder to the extent necessary to permit them to include a statement disclosing the source of distributions in a quarterly statement of account. (Rel. IC-15545 - Jan. 16)

# LISTING, DELISTING AND UNLISTED TRADING ACTIONS

DELISTING GRANTED

An order has been issued granting the application of the <u>New York Stock Exchange</u> to strike the common stock, par value \$1.00, of SARGENT-WELCH SCIENTIFIC COMPANY from listing and registration thereon. (Rel. 34-24007)

## SELF-REGULATORY ORGANIZATIONS

NOTICE OF PROPOSED RULE CHANGE

The New York Stock Exchange, Inc. filed a proposed rule change under Rule 19b-4 (SR-NYSE-86-33) which would increase initial and continuing listing fees charged by the Exchange. Publication of the proposal is expected to be made in the <u>Federal</u> Register during the week of January 12. (Rel. 34-24004)

IMMEDIATE EFFECTIVENESS OF PROPOSED RULE CHANGE

A rule change filed by the National Securities Clearing Corporation has become effective in accordance with Section 19(b)(3)(A) of the Securities Exchange Act of 1934. The proposed rule change (SR-NSCC-86-17) establishes the criteria a service bureau must meet in order to submit trade data to NSCC on behalf of NSCC members. (Rel. 34-24005)

### TRUST INDENTURE ACT RELEASES

LTV CORPORATION

A notice has been issued giving interested persons until February 8 to request a hearing on an application by the LTV Corporation under Section 310(b)(1)(ii) of the Trust Indenture Act of 1939. The application declares that the trusteeship of the Connecticut National Bank (CNB) under a previously qualified indenture dated August 15, 1984 and three other indentures is not so likely to involve a material conflict of interest as to make it necessary to disgualify CNB from acting as trustee under any said indentures. (Rel. TI-2061)

### SECURITIES ACT REGISTRATIONS

The following registration statements have been filed with the SEC under the Securities Act of 1933. The reported information appears as follows: Form, Name, Address and Phone Number (if available) of the issuer of the security; Title and the number and/or face amount of the securities being offered; Name of the managing underwriter or depositor (if applicable); File number and date filed; Assigned Branch; and a designation if the statement is a New Issue.

- S-18 BAY AREA RECOVERY CENTERS INC, 2733 MOOLSEY AVE, BERKELEY, CA 94705 (415) 654-9906 - 575.000 (\$4.312.500) COMMON STOCK. 50.000 WARRANTS, OPTIONS OR RIGHTS. (FILE 33-11123-LA - DEC. 29) (BR. 6 - NEW ISSUE)
- S-18 PACVEN INC. 315 S BEVERLY DR. BEVERLY HILLS. CA 90210 (213) 858-9322 (FILE 33-11128-LA DEC. 23) (BR. 12 NEW ISSUE)
- S-18 VENTURE CATALYST INC, 315 S BEVERLY DR, BEVERLY HILLS, CA 90210 (213) 858-9322 -62,000,000 (\$1,240,000) COMMON STOCK. 62,000,000 (\$2,480,000) COMMON STOCK. 62,000,000 (\$3,720,000) COMMON STOCK. 6,200,000 (\$310) COMMON STOCK. UNDERWRITER: JAMESON P B & CO INC. (FILE 33-11129-LA - DEC. 23) (BR. 12 - NEW ISSUE)
- S-18 SOUTH COAST VENTURES INC, 650 TOWN CENTER DR STE 800, COSTA MESA, CA 92626 (714) 241-1114 - 37,500,000 (\$750,000) COMMON STOCK. 37,500,000 (\$1,500,000) COMMON STOCK. 37,500,000 (\$2,625,000) COMMON STOCK. 3,750,000 (\$187) COMMON STOCK. UNDERWRITER: JAMESON P B & CO INC. (FILE 33-11130-LA - DEC. 31) (BR. 11 - NEW ISSUE)
- S-18 KDW ENTERPRISES, 18300 VON KARMAN, STE 700, IRVINE, CA 92715 (714) 955-1888 -12,500,000 (\$250,000) COMMON STOCK. 12,500,000 (\$500,000) COMMON STOCK. 12,500,000 (\$875,000) COMMON STOCK. 1,250,000 (\$125) COMMON STOCK. (FILE 33-11131-LA - DEC. 31) (BR. 11 - NEW ISSUE)
- S-3 DATAMARINE INTERNATIONAL INC, 53 PORTSIDE DR, POCASSET, MA 02559 (617) 563-7151 -261,320 (\$2,351,880) COMMON STOCK. (FILE 33-11232 - JAN. 14) (BR. 8 - NEW ISSUE)
- S-18 INTELLIDATA INC, 1200 SEVENTEENTH ST, STE 1950, DENVER, CO 80202 (303) 572-6085 -35,000,000 (\$1,050,000) COMMON STOCK. 35,000,000 (\$2,100,000) COMMON STOCK. (FILE 33-11242-D - JAN. 08) (BR. 10 - NEW ISSUE)
- S-6 NUVEEN TAX EXEMPT UNIT TRUST INSURED SERIES 112, 333 W WACKER DR, C/O JOHN NUVEEN & CO INC, CHICAGO, IL 60606 - INDEFINITE SHARES. DEPOSITOR: NUVEEN JOHN & CO INC. (FILE 33-11281 - JAN. 13) (BR. 18 - NEW ISSUE)
- S-6 NUVEEN TAX EXEMPT UNIT TRUST SERIES 415, 333 W WACKER DR, C/O JOHN NUVEEN & CO INC, CHICAGO, IL 60606 - INDEFINITE SHARES. DEPOSITOR: NUVEEN JOHN & CO INC. (FILE 33-11282 - JAN. 13) (BR. 22 - NEW ISSUE)
- S-3 EQUITABLE BANCORPORATION, 100 S CHARLES ST, C/O EQUITABLE BANK CTR, BALTIMORE, MD 21201 (301) 547-4000 - 800,000 (\$40,000.000) PREFERRED STOCK. (FILE 33-11302 -JAN. 12) (BR. 1)
- S-1 IDAHO CO, 333 N THIRTEENTH ST, PO BOX 6812, BOISE, ID 83707 (208) 344-6308 -500,000 (\$5,000,000) COMMON STOCK. (FILE 33-11309 - JAN. 13) (BR. 12 - NEW ISSUE)
- F-6 BELL RESOURCES LTD/ADR/, 111 WALL ST, C/O CITIBANK N A, NEW YORK, NY 10043 (212) 559-2107 - 15,000,000 (\$450,000) DEPOSITARY RECEIPTS FOR COMMON STOCK. (FILE 33-11316 - JAN. 13) (BR. 99)
- S-8 SILICON GENERAL INC, 2940 N FIRST ST, SAN JØSE, CA 95134 (408) 943-9403 450,000 (\$1,687,500) COMMON STOCK. (FILE 33-11317 JAN. 13) (BR. 3)
- S-3 CHASE MANHATTAN CORP, 1 CHASE MANHATTAN PLZ, NEW YORK, NY 10081 (212) 552-2222 -300,000,000 (\$300,000,000) STRAIGHT BONDS. (FILE 33-11318 - JAN. 13) (BR. 1)
- S-4 BANC SERVICES CORP, 101 W MARKET ST. ORRVILLE, OH 44667 (216) 683-3055 120,000 (\$4,448,744) COMMON STOCK. (FILE 33-11319 - JAN. 13) (BR. 1 - NEW ISSUE)
- S-3 ETOWN CORP, ONE ELIZABETHTOWN PLZ, ELIZABETH, NJ 07207 (201) 354-4444 15,000,000 (\$15,000,000) CONVERTIBLE DEBENTURES AND NOTES. (FILE 33-11320 - JAN. 13) (BR. 8)
- S-1 FIDELITY NATIONAL FINANCIAL INC /DE/, 4141 N SCOTTSDALE RD, STE 316, SCOTTSDALE, AZ 85251 (602) 949-0991 - 185,000 (\$2,035,000) COMMON STOCK. 1,259,515 (\$13,854,665) COMMON STOCK. UNDERWRITER: BLUNT ELLIS & LOEWI INC, RAUSCHER PIERCE REFSNES INC. (FILE 33-11321 - JAN. 13) (BR. 11 - NEW ISSUE)
- S-8 UNITED INSURANCE COMPANIES INC, WILLIAM SQ AT LAS COLINAS, 5215 N OCONNOR STE 1800. IRVING, TX 75039 (214) 869-4800 - 33,675 (\$698,756.25) COMMON STOCK. (FILE 33-11323 -JAN. 13) (BR. 9)
- S-3 AMERICAN REALTY TRUST, 1601 LBJ FREEWAY ST5 800, DALLAS, TX 75234 (214) 241-8787 -12,124,093 (\$45,465,348) COMMON SHARES OF BENEFICIAL INTEREST. (FILE 33-11326 -JAN, 14) (BR, 5)

3

a. 1

- S-8 QUANTUM CORP, 1804 MCCARTHY BLVD, MILPITAŞ, CA 95035 (408) 262-1100 600,000 (\$13,200,000) COMMON STOCK. (FILE 33-11327 JAN. 14) (BR. 10)
- S-1 UNITED PARK CITY MINES CO, 309 KEARNS BLDG, SALT LAKE CITY, UT 84101 (801) 532-4031 - 5,400,731 (\$2,700,365.50) COMMON STOCK. (FILE 33-11328 - JAN. 12) (BR. 2)
- S-8 CHIPS & TECHNOLOGIES ING. 521 COTTONWOOD DR. MILPITAS, CA 95035 (408) 434-0600 (FILE 33-11329 JAN. 14) (BR. 3)
- S-1 CB&T FINANCIAL CORP, 103 ADAMS ST, PD BOX 432, FAIRMONT, WV 26554 (304) 363-5800 230,000 (\$4,485,000) COMMON STOCK. (FILE 33-11330 JAN. 14) (BR. 1)
- S-8 DOM CHEMICAL CO /DE/, 2030 WILLARD H DON CTR, MIDLAND, NI 48674 (517) 636-5250 -56,000,000 (\$56,000,000) DTHER SECURITIES INCLUDING VOTING TRUST. (FILE 33-11334 -JAN. 14) (BR. 2)

NEWS DIGEST, January 22, 1987