

sec news digest

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May 8, 1980

LIBRARY

ADMINISTRATIVE PROCEEDINGS

CHARLES E. PURDY II CITED

The Commission announced the institution of public administrative proceedings against Charles E. Purdy III, a registered representative employed in the Minneapolis, Minnesota office of a registered broker-dealer. The Order for Proceedings alleges that Purdy wilfully violated the antifraud provisions of the Securities Act of 1933 and the Securities Exchange Act of 1934 in connection with transactions in exchange listed options in customer accounts. A hearing will be scheduled to take evidence on the staff's allegations and to afford the respondent an opportunity to offer any defenses thereto, and for the purpose of determining whether any action of a remedial nature should be ordered by the Commission. (Rel. 34-16791)

CIVIL PROCEEDINGS

FINAL JUDGMENT ISSUED AGAINST BOOKKEEPERS, LTD; TRUSTEE NAMED

The Los Angeles Regional Office announced that on May 7 U.S. District Judge Leland C. Nielsen of the Southern District of California, issued a final judgment against Bookkeepers, Ltd. of Ontario, California. Under the terms of the final judgment, the company is enjoined from violating the antifraud provisions of the securities laws and also enjoined from further violations of Section 12(g) of the Securities Exchange Act of 1934, which requires the company to register its stock with the Commission. Judge Nielsen also appointed Mr. R. N. Gould of San Diego as trustee of the company to serve until further order of the court. The trustee is to manage the company, to cause its securities to be registered with the Commission and to restore the original public shareholders of the company to the ownership position they occupied prior to April, 1974, the date the company engaged in a series of transactions the Commission charged were fraudulent. Bookkeepers consented to the final judgment without admitting or denying the allegations of the complaint.

In November 1979, final judgment was entered against Walter Wencke, barring him from further violations of the securities laws and ordered him to disgorge certain property obtained by him. The case remains pending against Joseph Margala and Jerry Whitley, with a trial scheduled to begin on May 20. (SEC v. Bookkeepers, Ltd., et al., S.D. Cal., CV 79-1715-N). (LR-9078)

CRIMINAL PROCEEDINGS

HARRY J. BINDER ACQUITTED

The Washington Regional Office announced that on April 16 Judge Alfred Luongo, U.S. District Judge for the Eastern District of Pennsylvania, granted a motion for acquittal on all counts of an indictment against Harry J. Binder of Jenkintown, Pennsylvania. The indictment had charged Binder with violations of 18 U.S.C. 1343 (the wire fraud statute) in connection with wire transfers of funds to cover insufficient funds checks used in securities transactions. (U.S. v. Harry J. Binder, E.D. Pa., CR-79-276-1). (LR-9077)

INVESTMENT COMPANY ACT RELEASES

SWISS BANK CORPORATION

A conditional order has been issued exempting Swiss Bank Corporation, a Swiss commercial bank, and its subsidiary, SBC Overseas Finance N.V., which presently proposes to make an offering of commercial paper in the United States, from all provisions of the Investment Company Act of 1940. (Rel. IC-11157 - May 6)

CARNEGIE LIQUID ASSETS, INC.

A notice has been issued giving interested persons until May 30 to request a hearing on an application filed by Carnegie Liquid Assets, Inc., for an order of exemption from the provisions of Section 2(a)(41) of the Investment Company Act of 1940 and Rules 2a-4 and 22c-1 thereunder, to permit it to utilize the amortized cost method of valuing its portfolio securities. (Rel. IC-11158 - May 7)

WESTERN DAILY INCOME FUND, INC.

A notice has been issued giving interested persons until May 30 to request a hearing on an application filed by Western Daily Income Fund, Inc. (Applicant), registered under the Investment Company Act of 1940 as an open-end, diversified, management investment company, requesting an order, pursuant to Section 6(c) of the Act, exempting Applicant from the provisions of Rules 2a-4 and 22c-1 under the Act to the extent necessary to permit Applicant to compute its net asset value per share, for purposes of effecting sales, redemptions and repurchases of its shares, to the nearest one cent on a share value of one dollar, subject to conditions. (Rel. IC-11159 - May 7)

THE CHASE FUND OF BOSTON

A notice has been issued giving interested persons until June 2 to request a hearing on an application of The Chase Fund of Boston (Applicant), registered under the Investment Company Act of 1940 as an open-end, diversified, management investment company, for an order, pursuant to Section 6(c) of the Act, exempting the proposed money market fund series of the Applicant, Phoenix-Chase Money Market Fund Series (the Series), subject to conditions, from the provisions of Section 2(a)(41) of the Act, and Rules 2a-4 and 22c-1 thereunder, to the extent necessary to enable the Series to utilize amortized cost valuation for the purpose of pricing its shares for sale, redemption and repurchase. (Rel. IC-11160 - May 7)

AMERICAN MUSIC STORES, INC.

A notice has been issued giving interested persons until June 2 to request a hearing on an application by American Music Stores, Inc., registered under the Investment Company Act of 1940 as a non-diversified, closed-end, management investment company, and National Bank of Detroit as co-executor of the will of Jack J. Wainger, deceased (Estate), for an order pursuant to Section 17(b) of the Act exempting the proposed sale of a promissory note by American Music to the Estate from the provisions of Section 17(a) of the Act. (Rel. IC-11161 - May 7)

EDWARD D. JONES & CO. DAILY PASSPORT CASH TRUST

A notice has been issued giving interested persons until June 2 to request a hearing on an application filed by Edward D. Jones & Co. Daily Passport Cash Trust (Applicant), a "money market" fund registered under the Investment Company Act of 1940 as an open-end, diversified, management investment company, for an order pursuant to Section 6(c) of the Act, exempting Applicant, subject to conditions, from the provisions of Section 2(a)(41) of the Act and Rules 2a-4 and 22c-1 thereunder, to the extent necessary to enable Applicant to utilize amortized cost valuation for the purpose of pricing its shares for sale, repurchase and redemption. (Rel. IC-11162 - May 7)

HOLDING COMPANY ACT RELEASES

MIDDLE SOUTH UTILITIES, INC.

An order has been issued authorizing Middle South Utilities, Inc., a registered holding company, to guarantee the performance by Middle South Services, Inc., its subsidiary, of its lease obligations related to Services' sale and lease-back of real property situated in Pine Bluff, Arkansas, and all improvements thereon, together constituting Services' System Operations Center. (Rel. 35-21552 - May 6)

CONSOLIDATED NATURAL GAS COMPANY

A notice has been issued giving interested persons until May 30 to request a hearing on proposals of Consolidated Natural Gas Company, a registered holding company, and eleven of its subsidiaries, to engage in intrasystem financing. The intrasystem financing program contemplates: (1) a short-term bank loan (Gas Storage Loan) by Consolidated of up to \$125 million; (2) the issuance of up to \$100 million of commercial paper by Consolidated or back up bank borrowings not exceeding \$100 million if the sale of commercial paper is impractical; and (3) the purchase by Consolidated of \$110 million par value of subsidiary common stock. Consolidated will make up to \$260 million in open account advances to subsidiaries for gas storage requirements to be financed with proceeds of Gas Storage Loan and proceeds from the sale of commercial paper or back up bank borrowings. The subsidiaries will use the proceeds from the sale of common stock to finance, in part, their 1980 capital expenditures. (Rel. 35-21553 - May 6)

INDIANA & MICHIGAN ELECTRIC COMPANY

A notice has been issued giving interested persons until June 2 to request a hearing on a proposal by Indiana & Michigan Electric Company, subsidiary of American Electric Power Company, Inc., to issue and sell up to \$80 million of its first mortgage bonds. (Rel. 35-21554 - May 7)

CENTRAL AND SOUTH WEST CORPORATION

An order has been issued authorizing Central and South West Corporation, a registered holding company, to increase by 2,000,000 shares the amount of its authorized and unissued common stock, par value \$3.50 per share, to be issued pursuant to its employee share ownership plan. (Rel. 35-21555 - May 7)

PUBLIC SERVICE COMPANY OF OKLAHOMA

A supplemental order has been issued authorizing Public Service Company of Oklahoma, subsidiary of Central and South West Corporation, a registered holding company, to increase from \$1,050,000 to \$1,235,000 the amount of short-term loans it may make through June 30, 1980, to its mining subsidiary, Ash Creek Mining Company. (Rel. 35-21556 - May 7)

LOUISIANA POWER & LIGHT COMPANY

A notice has been issued giving interested persons until June 4 to request a hearing on a post-effective amendment to a declaration filed by Louisiana Power & Light Company, subsidiary of Middle South Utilities, Inc., regarding an increase in the maximum principal amount at any one time outstanding of short-term borrowings from \$150 million to \$165 million. (Rel. 35-21557 - May 7)

LISTING, DELISTING AND UNLISTED TRADING ACTIONS

UNLISTED TRADING SOUGHT

A notice has been issued giving interested persons until June 5 to comment on the Pacific Stock Exchange's application for unlisted trading privileges in the common stock of Tandy Corporation, \$1 par value. (Rel. 34-16790)

SECURITIES ACT REGISTRATIONS

The following registration statements have been filed with the SEC pursuant to the Securities Act of 1933. The information noted below has been taken from the cover page and the facing sheet of the prospectus and registration statement and will appear as follows: Form; Name, address and phone number (if available) of the issuer of the security; Title and the number or face amount of the securities being offered; Name of the managing underwriter (if applicable); Whether the offering is a rights offering; and File number and date filed.

- (S-18) NITRON, INC., 10420 Bubb Rd., Cupertino, Cal. 95014 (408) 255-7500 - 1,000,000 shares of common stock. Underwriter: John Muir & Co. The company develops, designs, fabricates and assembles large-scale integrated (LSI) electronic semiconductor devices and systems incorporating these devices. (File 2-67535 - May 2) (Br. 7)
- (S-16) SOUTHERN RAILWAY COMPANY, P.O. Box 1808, 920 Fifteenth St., N.W., Washington, D.C. 20013 (202) 383-4639 - 100,000 shares of common stock. The company is engaged in the transportation of freight by rail. (File 2-67633 - May 2) (Br. 5)
- (S-7) FEDERATED DEPARTMENT STORES, INC., 7 West Seventh St., Cincinnati, Ohio 45202 (513) 579-7000 - 500,000 shares of common stock. The company is a retailer of men's, women's and children's wearing apparel and accessories, among other things. (File 2-67634 - May 2) (Br. 1)
- (S-1) MIDWESTERN RESOURCES, INC., 2200 North Classen Blvd., Suite 600, Oklahoma City, Okla. 73106 - 3,980,000 shares of common stock. Underwriter: N. Donald & Company. The company is engaged in the oil and gas exploration and production business. (File 2-67641 - May 2) (Br. 3)
- (S-14) NATIONAL BANCSHARES CORPORATION OF TEXAS, 430 Soledad, San Antonio, Tex. 78205 (512) 225-2511 - 250,000 shares of common stock. (File 2-67647 - May 5) (Br. 1)
- (S-7) THE WASHINGTON WATER POWER COMPANY, East 1411 Mission Ave., Spokane, Wash. 99202 (509) 489-0500 - 1,600,000 shares of common stock. Underwriters: Kidder, Peabody & Co. Inc. and Dean Witter Reynolds Inc. The company is engaged in the generation, purchase, transmission, distribution and sale of electric energy. (File 2-67652 - May 5) (Br. 8)
- (S-6) THE CORPORATE INCOME FUND, ONE HUNDRED FOURTH MONTHLY PAYMENT SERIES, One Liberty Plaza, 165 Broadway, New York, N.Y. 10080 - an indefinite number of units of beneficial interest. Depositors: Merrill, Lynch, Pierce, Fenner & Smith Inc., One Liberty Plaza, 165 Broadway, New York, N.Y. 10006, Bache Halsey Shields Inc., Dean Witter Reynolds Inc. and Shearson Loeb Rhoades Inc. (File 2-67653 - May 5) (Br. 18)
- (S-6) MUNICIPAL INVESTMENT TRUST FUND, ONE HUNDRED THIRTY-FIFTH MONTHLY PAYMENT SERIES, One Liberty Plaza, 165 Broadway, New York, N.Y. 10080 - an indefinite number of units of beneficial interest. Depositors: Merrill Lynch, Pierce, Fenner & Smith Inc., One Liberty Plaza, 165 Broadway, New York, N.Y. 10080, Bache Halsey Stuart Shields Inc., Dean Witter Reynolds Inc. and Shearson Loeb Rhoades Inc. (File 2-67654 - May 5) (Br. 18)
- (S-16) PUBLIC SERVICE COMPANY OF NORTH CAROLINA, INCORPORATED, 400 Cox Rd., Gastonia, N.C. 28052 (704) 864-6731 - 200,000 shares of common stock. The company's business is the distribution of natural gas. (File 2-67657 - May 6) (Br. 8)
- (S-16) THE DETROIT EDISON COMPANY, 2000 Second Ave., Detroit, Mich. 48226 (313) 237-8000 - 300,000 shares of cumulative preferred stock, Series, \$100 par value. Underwriter: Morgan Stanley & Co. Inc. and E. F. Hutton & Company Inc. The company is engaged in the generation, purchase, transmission, distribution and sale of electric energy. (File 2-67658 - May 6) (Br. 8)
- In a separate statement the company seeks registration of 4,000,000 shares of common stock. (File 2-67659 - May 6)
- (S-16) GULF STATES UTILITIES COMPANY, 285 Liberty Ave., Beaumont, Tex. 77701 (713) 838-6631 - \$75 million of first mortgage bonds, Series due 2010. The company is engaged in the business of generating and purchasing electric energy. (File 2-67661 - May 6) (Br. 8)

In a separate statement the company seeks registration of 3,000,000 shares of common stock. (File 2-67662 - May 6)

(S-16) REXNORD INC., 3500 First Wisconsin Center, 777 East Wisconsin Ave., Milwaukee, Wis. 53202 (414) 643-3000 - \$50 million of notes, due 1985. Underwriters: Morgan Stanley & Co. Inc. and Robert W. Biard & Co. Inc. The company is a producer of mechanical and hydraulic power transmission components. (File 2-67665 - May 6) (Br. 9)

(S-16) AIR PRODUCTS AND CHEMICALS, INC., P.O. Box 538, Allentown, Pa. 18105 (215) 398-4911 - \$100 million of debentures, due May 15, 2010. Underwriter: Lehman Brothers Kuhn Loeb Inc. The company is engaged in supplying industrial gases, among other things. (File 2-67668 - May 6) (Br. 2)

(S-14) THE STANLEY WORKS, 195 Lake St., New Britain, Conn. 06050 (203) 225-5111 - 167,513 shares of common stock. (File 2-67669 - May 6) (Br. 10)

(S-16) CONNECTICUT GENERAL MORTGAGE AND REALTY INVESTMENTS, Room 2518, 1500 Main St., Springfield, Mass. 01115 (413) 788-4583 - 300,000 common shares. (File 2-67670 - May 6) (Br. 6)

(S-16) ASSOCIATES CORPORATION OF NORTH AMERICA, 1 Gulf & Western Plaza, New York, N.Y. 10023 (212) 333-4744 - \$75 million of subordinated debentures, due May 15, 2000. Underwriters: Kidder, Peabody & Co. Inc. and Salomon Brothers. (File 2-67671 - May 6) (Br. 6)

(S-8) J. C. PENNEY COMPANY, INC., 1301 Avenue of the Americas, New York, N.Y. 10019 (212) 957-6503 - \$46,220,000 of participations and 2,265,000 shares of common stock. (File 2-67672 - May 6) (Br. 7)

In a separate statement the company seeks registration of 2,500,000 shares of common stock. (File 2-67673 - May 6)

(S-12) CHEMICAL BANK, 55 Water St., New York, N.Y. 10041 - 100,000 American Depositary Receipts for ordinary shares of General Mining and Finance Corporation Limited. (File 2-67674 - May 6) (Br. 99)

(S-8) ROBROY INDUSTRIES, INC., River Rd., Verona, Pa. 15147 (412) 828-2100 - 500,000 shares of common stock. (File 2-67675 - May 6) (Br. 7)

(S-11) U.S. HOME FINANCE CORPORATION, One Countryside Office Park, Suite 440, P.O. Box 4929, Clearwater, Fla. 33518 - \$100 million of mortgage-backed bonds. (File 2-67676 - May 6)

(S-8) COLT INDUSTRIES INC., 430 Park Ave., New York, N.Y. 10022 (212) 940-0400 - \$12 million of participations and 300,000 shares of common stock. (File 2-67678 - May 6) (Br. 6)

(S-8) SHEARSON LOEB RHOADES INC., 14 Wall St., New York, N.Y. 10005 (212) 577-7000 - 300,000 shares of common stock. (File 2-67679 - May 6)

(S-6) HUTTON UIT VARIABLE ACCOUNT, 120 South LaSalle St., Chicago, Ill. 60603 - an indefinite amount of securities. Depositor: Kemper Investors Life Insurance Company. (File 2-67680 - May 6) (Br. 16)

(S-6) NUVEEN TAX-EXEMPT BOND FUND, SERIES 158, 209 South La Salle St., Chicago, Ill. 60604 - an indefinite number of units. Depositor: John Nuveen & Co. Incorporated. (File 2-67682 - May 5) (Br. 17)

(S-14) TEXAS AIR CORP., 8451 Lockheed St., Houston, Tex. 77061 (713) 641-7100 - 4,669,182 shares of common stock, 32,318 shares of Series A convertible preferred stock, 66,075 shares of Series B convertible preferred stock and 2,040,000 shares of Series C convertible preferred stock. (File 2-67683 - May 7) (Br. 10)

(S-8) MILLER EDUCATION & COMMUNICATIONS CORPORATION, 832 North Central Ave., Phoenix, Ariz. 85004 (602) 257-0999 - 50,000 shares of common stock. (File 2-67685 - May 6) (Br. 5)

(S-7) RB INDUSTRIES, INC., 2323 Southeast Main St., Irvine, Cal. 92714 (714) 979-4000 - \$10 million of subordinated debentures, due 1990. Underwriter: Offerman & Co., Inc., 5100 Gamble Dr., Minneapolis, Minn. 55481 (612) 374-6513. The company operates retail furniture showrooms. (File 2-67686 - May 7) (Br. 1)

- (S-14) CITIBANK CORP., 100 North Central Expressway, Richardson, Tex. 75080 (214)
231-7171 - 182,600 shares of common stock. (File 2-67688 - May 7) (Br. 2)
- (S-8) INTERPACE CORPORATION, 260 Cherry Hill Rd., Parsippany, N.J. 07054 (201) 335-1111
- 250,000 shares of common stock. (File 2-67690 - May 7) (Br. 10)
- (N-1) EQUITABLE MONEY MARKET ACCOUNT, INC., 100 West 42nd St., P.O. Box 581, New York,
N.Y. 10001 (212) 664-0044 - an indefinite number of shares of common stock. (File
2-67691 - May 7) (Br. 18)
- (S-16) WAL-MART STORES, INC., P.O. Box 116, Bentonville, Ark. 72712 (501) 273-4000 -
1,000,000 shares of common stock. Underwriters: Merrill Lynch White Weld Capital
Markets Group and Stephens Inc. The company is a retail merchandiser operating
discount department stores. (File 2-67692 - May 7) (Br. 2)
- (S-8) THE E. F. HUTTON GROUP INC., One Battery Park Plaza, New York, N.Y. 10004 (212)
742-5000 - \$20 million of participations. (File 2-67694 - May 6) (Br. 2)

REGISTRATIONS EFFECTIVE

Apr. 28: Perry Drug Stores, Inc., 2-67030.

Apr. 29: Comdata Network, Inc., 2-66729; DNG, Inc., 2-65804; First Jersey National
Corp., 2-66956; John Hancock Variable Account A-1, 2-66209; John Hancock Variable
Account C-1, 2-66208; Harris Corp., 2-67193; Sykes Datatronics, Inc., 2-66986;
Teachers Service Organization, Inc., 2-66766.

Apr. 30: Crocker National Corp., 2-67234; H. P. Ahmanson & Co., 2-66925; Pepsico,
Inc., 2-67347.

May 1: American Electric Power Company, Inc., 2-67614; Century Properties Fund
IV, 2-66459; Continental Natural Gas Program 1980, 2-66876; The Corporate Income
Fund, One Hundred First Monthly Payment Series, 2-66917; Kroger Co., 2-67459;
New York Municipal Trust, Series 10, 2-66652; Patton Oil Co., 2-66326; Wisconsin
Public Service Corp., 2-66955.

May 2: Consumers Power Co., 2-67408; Marshall & Ilsley Corp., 2-66909; RCA Corp.,
2-67485 & 2-67486.

May 5: University Real Estate Investors - 80, 2-66113.

May 6: The National Municipal Trust, Thirty-Ninth Series, 2-66480; Revlon, Inc.,
2-67378.

ACQUISITIONS OF SECURITIES

Companies and individuals must report to the Commission within 10 days on Schedule 13D if after the acquisition of equity securities of a public company there beneficial interest therein exceeds 5%. Persons eligible to use the short form (Schedule 13G) may in lieu of filing a Schedule 13D file a Schedule 13G within forty-five days after the end of the calendar year in which the person became subject to Section 13(d)(1). The following companies or individuals filed Schedule 13D's during the period APRIL 18 - 21, 1980. The number of shares of the security which are beneficially owned, and the number of shares concerning which there is a right to acquire are set forth for each beneficial owner. *Amended Acquisition Reports.

<u>REPORTING COMPANY OR INDIVIDUAL</u>	<u>ISSUER & NUMBER OF SHARES</u>	<u>DATE FILED</u>
* Ewell D. Condron III Susan H. Condron	Tocom, Inc. (Irving, TX) Common Stock - 104,535 shs.	4-18-80
* Lee Gray	Transco Realty Trust (Boston, MA) Shares of Beneficial Interest - 133,726	4-18-80
Ralph Thomas Scurfield (Canada)	Writer Corporation (Englewood, CO) Common Stock - 35,000 shs.	4-18-80

ACQUISITION REPORTS CONT.

* Bridget B. Baird, Individually and Trustee Brent D. Baird, Individually and Trustee Cameron Baird Foundation, et al	AVM Corporation (Jamestown, NY) Common Stock - 112,755 shs.	4-21-80
* Bankers Trust Company of Texas, Trustee	Centex Corporation (Dallas, TX) Common Stock - 3,899,270 shs. (33.6%)	4-21-80
* Baldwin-United Corporation United Corporation (Wholly-owned subsidiary of Baldwin-United)	Cincinnati Equitable Insurance Co. (Cincinnati, OH) Common Stock - 43,028 shs.	4-21-80
Nationwide Advertising Service, Inc. Theodore J. Stepien	Cleveland Professional Basketball Co. (Richfield, OH) Common Stock - 275,000 shs. (37.3%)	4-21-80
* Tulip Corporation Tulip Real Estate Corporation Frederick Teshinsky, et al	CleveTrust Realty Investors (Cleveland, OH) Shares of Beneficial Interest - 349,875 (13.9%)	4-21-80
* Interscience Capital Management Corp. (Wholly-owned subsidiary of Tilco Inc.)	Energy Reserves Group, Inc. (Wichita, KS) Common Stock - 3,113,600 shs.	4-21-80
* Walter Kidde & Co., Inc.	Ennis Business Forms, Inc. (Ennis, TX) Common Stock - 356,750 shs. (19.21%)	4-21-80
* Clausing Corporation	Fife Corporation (Oklahoma City, OK) Common Stock - 160,000 shs. (20.5%) Common Stock - 242,424 shs. on conversion of Note	4-21-80
C. E. Parker	First American Financial Corp. (Santa Ana, CA) Common Stock - 181,654 shs. (10.9%)	4-21-80
* Louis Berkman Louis Berkman Company	First Dyna-Corp. (Washington, PA) Common Stock - 105,308 shs. (36%)	4-21-80
* De Rance, Inc.	First Executive Corporation (Beverly Hills, CA) Common Stock - 216,480 shs. on conversion of Preference Stock	4-21-80



NOTICE

Many requests for copies of documents referred to in the SEC News Digest have erroneously been directed to the Government Printing Office. Copies of such documents and of registration statements may be ordered from the Public Reference Section, Securities and Exchange Commission, Washington, D.C. 20549. When you are ordering more than one, we prefer that the documents be listed in alphabetical order to expedite service. The reproduction cost is 10c per page plus postage (\$3.50 minimum); 20c per page plus postage for expedited service (\$5.00 minimum) and 30c per page plus postage for priority service (\$5.00 minimum). Cost estimates are given on request. All other reference material is available in the SEC Docket.

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