

The specific authority to bring a disciplinary action under NYSE Rule 476(a)(6) should improve the efficacy of the arbitration process by facilitating the Exchange's ability to ensure more fully and forcefully the cooperation of a responsible party who is a party to an arbitration proceeding.

## 2. Statutory Basis

The Exchange believes that the proposed rule change is consistent with the requirements of Section 6(b)(5) of the Act,<sup>6</sup> which requires, among other things, that the rules of an exchange be designed to prevent fraudulent and manipulative acts and practices, to promote just and equitable principles of trade and, in general, to protect investors and the public interest. NYSE believes that the proposed amendments to Rule 619 are consistent with Section 6(b)(5) in that they should help to ensure that the public has a fair and expeditious forum for the resolution of disputes. The NYSE believes that a further statutory basis for this proposed rule change is also found in Section 6(b)(6) of the Act,<sup>7</sup> which requires that the rules of an exchange provide that members and persons associated with its members shall be appropriately disciplined for violation of the provisions of the Act, the rules or regulations thereunder, or the rules of the exchange, by expulsion, suspension, limitation of activities, functions, and operations, fine, censure, being suspended or barred from being associated with a member, or any other fitting sanction. The Exchange believes that the proposed amendments to Rule 619 are consistent with Section 6(b)(6) in that they would facilitate appropriate disciplinary action for violation of a rule of the Exchange.

### *B. Self-Regulatory Organization's Statement on Burden on Competition*

The Exchange does not believe that the proposed rule change, as amended will impose any burden on competition that is not necessary or appropriate in furtherance of the purposes of the Act.

### *C. Self-Regulatory Organization's Statement on Comments on the Proposed Rule Change Received from Members, Participants or Others*

Written comments were neither solicited nor received.

## III. Date of Effectiveness of the Proposed Rule Change and Timing of Commission Action

Within 35 days of the date of publication of this notice in the **Federal Register** or within such longer period (i) as the Commission may designate up to 90 days of such date if it finds such longer period to be appropriate and publishes its reasons for so finding or (ii) as to which the Exchange consents, the Commission will:

- (A) By order approve such proposed rule change, or
- (B) institute proceedings to determine whether the proposed rule change should be disapproved.

## IV. Solicitation of Comments

Interested persons are invited to submit written data, views and arguments concerning the foregoing, including whether the proposed rule change, as amended, is consistent with the Act. Comments may be submitted by any of the following methods:

### *Electronic Comments*

- Use the Commission's Internet comment form (<http://www.sec.gov/rules/sro.shtml>); or
- Send an e-mail to [rule-comments@sec.gov](mailto:rule-comments@sec.gov). Please include File Number SR-NYSE-2005-18 on the subject line.

### *Paper Comments*

- Send paper comments in triplicate to Nancy M. Morris, Secretary, Securities and Exchange Commission, 100 F Street, NE., Washington, DC 20549-1090.

All submissions should refer to File Number SR-NYSE-2005-18. This file number should be included on the subject line if e-mail is used. To help the Commission process and review your comments more efficiently, please use only one method. The Commission will post all comments on the Commission's Internet Web site (<http://www.sec.gov/rules/sro.shtml>). Copies of the submission, all subsequent amendments, all written statements with respect to the proposed rule change that are filed with the Commission, and all written communications relating to the proposed rule change between the Commission and any person, other than those that may be withheld from the public in accordance with the provisions of 5 U.S.C. 552, will be available for inspection and copying in the Commission's Public Reference Room. Copies of the filing also will be available for inspection and copying at the principal office of the Exchange. All comments received will be posted

without change; the Commission does not edit personal identifying information from submissions. You should submit only information that you wish to make available publicly. All submissions should refer to File number SR-NYSE-2005-18 and should be submitted on or before May 2, 2006.

For the Commission, by the Division of Market Regulation, pursuant to delegated authority.<sup>8</sup>

**Nancy M. Morris,**  
*Secretary.*

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**BILLING CODE 8010-01-P**

## SMALL BUSINESS ADMINISTRATION

### Data Collection Available for Public Comments and Recommendations

**ACTION:** Notice and request for comments.

**SUMMARY:** In accordance with the Paperwork Reduction Act of 1995, this notice announces the Small Business Administration's intentions to request approval on a new and/or currently approved information collection.

**DATES:** Submit comments on or before June 12, 2006.

**ADDRESSES:** Send all comments regarding whether these information collections are necessary for the proper performance of the function of the agency, whether the burden estimates are accurate, and if there are ways to minimize the estimated burden and enhance the quality of the collections, to Carol Fendler, Director, Office of Licensing and Program Standards, Small Business Administration, 409 3rd Street SW., Suite 8300, Washington, DC 20416.

**FOR FURTHER INFORMATION CONTACT:** Carol Fendler, Director, Office of Licensing and Program Standards 202-205-7559 [carol.fendler@sba.gov](mailto:carol.fendler@sba.gov) Curtis B. Rich, Management Analyst, 202-205-7030 [curtis.rich@sba.gov](mailto:curtis.rich@sba.gov).

### **SUPPLEMENTARY INFORMATION:**

*Title:* "Request for Information Concerning Portfolio Financing".

*Description of Respondents:* SBIC Investment Companies.

*Form No:* 857.

*Annual Responses:* 2,160.

*Annual Burden:* 2,160.

### **SUPPLEMENTARY INFORMATION:**

*Title:* "Financing Institution Confirmation Form".

*Description of Respondents:* SBIC Investment Companies.

*Form No:* 860.

*Annual Responses:* 1,500.

<sup>6</sup> 15 U.S.C. 78f(b)(5).

<sup>7</sup> 15 U.S.C. 78f(b)(6).

<sup>8</sup> 17 CFR 200.30-3(a)(12).

*Annual Burden:* 750.

**ADDRESSES:** Send all comments regarding whether these information collections are necessary for the proper performance of the function of the agency, whether the burden estimates are accurate, and if there are ways to minimize the estimated burden and enhance the quality of the collections, to Radwan Saade, Economist, Office of Advocacy, Small Business Administration, 409 3rd Street SW., Suite 7800, Washington, DC 20416.

**FOR FURTHER INFORMATION CONTACT:** Radwan Saade, Economist, Office of Advocacy 202-205-6878 [radwan.saade@sba.gov](mailto:radwan.saade@sba.gov) Curtis B. Rich, Management Analyst, 202-205-7030 [curtis.rich@sba.gov](mailto:curtis.rich@sba.gov).

**SUPPLEMENTARY INFORMATION:**

*Title:* "Costs of Litigation to Small Business; Executive Interview Questionnaire".

*Description of Respondents:* Small Businesses.

*Form No:* N/A.

*Annual Responses:* 100.

*Annual Burden:* 50.

**SUPPLEMENTARY INFORMATION:** *Title:* Small Business Questionnaire (Use of Telecommunication)".

*Description of Respondents:* Small Businesses.

*Form No:* N/A.

*Annual Responses:* 750.

*Annual Burden:* 63.

**ADDRESSES:** Send all comments regarding whether these information collections are necessary for the proper performance of the function of the agency, whether the burden estimates are accurate, and if there are ways to minimize the estimated burden and enhance the quality of the collections, to Cynthia Pitts, Administrative Officer, Office of Disaster, Small Business Administration, 409 3rd Street SW., Suite 6050, Wash., DC 20416.

**FOR FURTHER INFORMATION CONTACT:** Cynthia Pitts, Administrative Officer, Office of Disaster 202-205-7570 [cynthia.pitts@sba.gov](mailto:cynthia.pitts@sba.gov) Curtis B. Rich, Management Analyst, 202-205-7030 [curtis.rich@sba.gov](mailto:curtis.rich@sba.gov).

**SUPPLEMENTARY INFORMATION:**

*Title:* "Disaster Home Loan Application".

*Description of Respondents:* Applicants Requesting SBA Disaster Home Loan.

*Form No's:* 5C, 739.

*Annual Responses:* 47,962.

*Annual Burden:* 71,943.

**SUPPLEMENTARY INFORMATION:**

*Title:* "Disaster Home/Business Loan Inquiry Record".

*Description of Respondents:* Disaster Victims.

*Form No:* 700.

*Annual Responses:* 42,196.

*Annual Burden:* 10,549.

**SUPPLEMENTARY INFORMATION:**

*Title:* "Pre-Disaster Mitigation Small Business Loan Application".

*Description of Respondents:* Business Application for the Pre-Disaster mitigation loan program.

*Form No:* 5M.

*Annual Responses:* 2,500.

*Annual Burden:* 5,000.

**SUPPLEMENTARY INFORMATION:**

*Title:* "Borrowers Progress Certification".

*Description of Respondents:* Disaster Loan Borrowers.

*Form No:* 1366.

*Annual Responses:* 24,156.

*Annual Burden:* 12,078.

**ADDRESSES:** Send all comments regarding whether this information collection is necessary for the proper performance of the function of the agency, whether the burden estimates are accurate, and if there are ways to minimize the estimated burden and enhance the quality of the collection, to Sandra Johnston, Program Analyst, Office of Financial Assistance, Small Business Administration, 409 3rd Street, SW., Suite 8300, Wash., DC 20416.

**FOR FURTHER INFORMATION CONTACT:**

Sandra Johnston, Office of Financial Assistance, 202-205-7528 [sandra.johnston@sba.gov](mailto:sandra.johnston@sba.gov); Curtis B. Rich, Management Analyst, 202-205-7030 [curtis.rich@sba.gov](mailto:curtis.rich@sba.gov).

**SUPPLEMENTARY INFORMATION:**

*Title:* "Report to SBA; Provisions of 13 CFR 120.472".

*Description of Respondents:* Small Business Lending Companies.

*Form No:* N/A.

*Annual Responses:* 14.

*Annual Burden:* 1,120.

**ADDRESSES:** Send all comments regarding whether this information collection is necessary for the proper performance of the function of the agency, whether the burden estimates are accurate, and if there are ways to minimize the estimated burden and enhance the quality of the collection, to Linda Roberts, Director, Office of Security Operations, Small Business Administration, 409 3rd Street, SW., Suite 5000, Wash., DC 20416.

**FOR FURTHER INFORMATION CONTACT:**

Linda Roberts, Office of Security Operations, 202-205-6623 [linda.roberts@sba.gov](mailto:linda.roberts@sba.gov); Curtis B. Rich, Management Analyst, 202-205-7030 [curtis.rich@sba.gov](mailto:curtis.rich@sba.gov).

**SUPPLEMENTARY INFORMATION:**

*Title:* "Statement of Personal History".

*Description of Respondents:* Applicants for Assistance or Temporary Employment in Disaster.

*Form No:* 912.

*Annual Responses:* 55,000.

*Annual Burden:* 13,750.

**ADDRESSES:** Send all comments regarding whether this information collection is necessary for the proper performance of the function of the agency, whether the burden estimates are accurate, and if there are ways to minimize the estimated burden and enhance the quality of the collection, to Rachel Newman Karton, Program Analyst, Office of Small Business Development Centers, Small Business Administration, 409 3rd Street, SW., Suite 6400, Wash., DC 20416.

**FOR FURTHER INFORMATION CONTACT:**

Rachel Newman Karton, Office of Small Business Development Centers, 202-619-1816 [rachel.newman@sba.gov](mailto:rachel.newman@sba.gov); Curtis B. Rich, Management Analyst, 202-205-7030 [curtis.rich@sba.gov](mailto:curtis.rich@sba.gov).

**SUPPLEMENTARY INFORMATION:**

*Title:* "SBA Counseling Evaluation."

*Description of Respondents:* Small Business Clients.

*Form No:* 1419.

*Annual Responses:* 15,000.

*Annual Burden:* 3,000.

**ADDRESSES:** Send all comments regarding whether this information collection is necessary for the proper performance of the function of the agency, whether the burden estimates are accurate, and if there are ways to minimize the estimated burden and enhance the quality of the collection, to Ann Bradbury, Financial Analyst, Office of Financial Assistance, Small Business Administration, 409 3rd Street, SW., Suite 8300, Wash., DC 20416.

**FOR FURTHER INFORMATION CONTACT:** Ann

Bradbury, Office of Financial Assistance, 202-7507 [ann.bradbury@sba.gov](mailto:ann.bradbury@sba.gov); Curtis B. Rich, Management Analyst, 202-205-7030 [curtis.rich@sba.gov](mailto:curtis.rich@sba.gov).

**SUPPLEMENTARY INFORMATION:**

*Title:* "Entrepreneurial Development Management Information System (EDMIS) Counseling Information Form & Management Training Report".

*Description of Respondents:* New established and prospective Small Business Owners using the services and programs by the Business Information Center Program.

*Form No's:* 641, 888.

*Annual Responses:* 1.

*Annual Burden:* 67,500.

**Jacqueline White,**

*Chief, Administrative Information Branch.*

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**BILLING CODE 8025-01-P**