

date of publication of notice thereof in the **Federal Register**.

**V. Conclusion**

*It is therefore ordered*, pursuant to section 19(b)(2) of the Act,<sup>20</sup> that the proposed rule change (SR-PCX-2003-71), as amended, is hereby approved on an accelerated basis until September 30, 2005.

For the Commission, by the Division of Market Regulation, pursuant to delegated authority.<sup>21</sup>

**Margaret H. McFarland**,  
*Deputy Secretary.*

**Exhibit A**

Proposed new text is *italicized*.

**Rule 7—Equities Trading**

**Trading Differentials**

Trading Ahead of Customer Limit Orders

Rule 6.16(a)–(d)—No change.

*Commentary:*

*.01 For all securities that are priced less than \$1.00 that are traded pursuant to the pilot program under Commentary .05 of PCXE Rule 7.6(a) with a minimum price variation of \$0.001, the minimum amount of price improvement necessary to execute an incoming marketable order on a proprietary basis by an ETP Holder when holding an unexecuted customer limit order otherwise due an execution pursuant to Rule 6.16(a) in that same security is \$0.01.*

Rule 7.6(a)—No change.

*Commentary:*

.01–.04—No change.

.05 The minimum price variation (“MPV”) for quoting and entry of orders in equity securities traded on the Archipelago Exchange is \$0.01, *with the exception of securities that are priced less than \$1.00 in which case, on a pilot basis through September 30, 2005, the MPV for order entry will be \$0.001.*

.06–.07—No change.

[FR Doc. 04–21883 Filed 9–29–04; 8:45 am]

**BILLING CODE 8010–01–P**

**SMALL BUSINESS ADMINISTRATION**

**[Declaration of Disaster #3624]**

**State of Alabama**

As a result of the President’s major disaster declaration on September 15, 2004, I find that Baldwin, Butler, Clarke, Coffee, Conecuh, Covington, Crenshaw, Escambia, Geneva, Mobile, Monroe and Washington Counties in the State of

Alabama constitute a disaster area due to damages caused by Hurricane Ivan occurring on September 13, 2004, and continuing. Applications for loans for physical damage as a result of this disaster may be filed until the close of business on November 15, 2004, and for economic injury until the close of business on June 15, 2005, at the address listed below or other locally announced locations: U.S. Small Business Administration, Disaster Area 2 Office, One Baltimore Place, Suite 300, Atlanta, GA 30308.

In addition, applications for economic injury loans from small businesses located in the following contiguous counties may be filed until the specified date at the above location: Choctaw, Dale, Houston, Lowndes, Marengo, Montgomery, Pike and Wilcox in the State of Alabama; Escambia, Holmes, Jackson, Okaloosa, Santa Rosa and Walton Counties in the State of Florida; and George, Greene, Jackson and Wayne Counties in the State of Mississippi.

The interest rates are:

|   | Percent |
|---|---------|
| <i>For Physical Damage:</i>   |         |
| Homeowners with credit available elsewhere .....  | 6.375   |
| Homeowners without credit available elsewhere .....                                     | 3.187   |
| Businesses with credit available elsewhere .....  | 5.800   |
| Businesses and non-profit organizations without credit available elsewhere .....        | 2.900   |
| Others (including non-profit organizations) with credit available elsewhere .....       | 4.875   |
| <i>For Economic Injury:</i>   |         |
| Businesses and small agricultural cooperatives without credit available elsewhere ..... | 2.900   |

The number assigned to this disaster for physical damage is 362408. For economic injury the number is 9ZW300 for Alabama; 9ZW400 for Florida; and 9ZW500 for Mississippi.

(Catalog of Federal Domestic Assistance Program Nos. 59002 and 59008).

Dated: September 20, 2004.

**Herbert L. Mitchell**,  
*Associate Administrator for Disaster Assistance.*

[FR Doc. 04–21898 Filed 9–29–04; 8:45 am]

**BILLING CODE 8025–01–P**

**SMALL BUSINESS ADMINISTRATION**

**Notice Seeking Exemption Under Section 312 of the Small Business Investment Act, Conflicts of Interest**

Notice is hereby given that Horizon Ventures Fund II, L.P. (“Licensee”), 4

Main Street, Suite 50, Los Altos, CA 94022, an SBIC Licensee under the Small Business Investment Act of 1958, as amended (“the Act”), in connection with the financing of a small concern, has sought an exemption under section 312 of the Act and § 107.730, Financings which Constitute Conflicts of Interest, of the Small Business Administration (“SBA”) rules and regulations (13 CFR 107.730 (2004)). Horizon Ventures Fund II, L.P. proposes to provide equity financing to Invivodata, Inc., 5815 Scotts Valley Drive, Suite 150, Scotts Valley, CA 95066. The financing is contemplated for growth, modernization, working capital and business expansion.

The financing is brought within the purview of Section 107.730(a)(1) of the Regulations because Horizon Ventures Fund I, L.P. and Horizon Ventures Advisors Fund I, L.P., Associates of the Licensee currently own greater than 10 percent of Invivodata, Inc., and therefore Invivodata, Inc. is considered an Associate of the Licensee as defined in § 107.50 of the Regulations.

Notice is hereby given that any interested person may submit written comments on the transaction to the Associate Administrator for Investment, U.S. Small Business Administration, 409 Third Street, SW., Washington, DC 20416.

Dated: September 23, 2004.

**Jeffrey D. Pierson**,  
*Associate Administrator for Investment.*  
[FR Doc. 04–21997 Filed 9–29–04; 8:45 am]  
**BILLING CODE 8025–01–P**

**SMALL BUSINESS ADMINISTRATION**

**Revocation of License of Small Business Investment Company**

Pursuant to the authority granted to the United States Small Business Administration by the Final Order of the United States District Court for the District of Massachusetts, dated July 21, 2004, in Case No. oocv10652 RGS, the United States Small Business Administration hereby revokes the license of The Argonauts MESBIC Corporation, a Massachusetts corporation, to function as a small business investment company under the Small Business Investment Company License No. 01/01–5343 issued to The Argonauts MESBIC Corporation on June 17, 1988 and said license is hereby declared null and void as of September 21, 2004.

Dated: September 24, 2004.

<sup>20</sup> *Id.*

<sup>21</sup> 17 CFR 200.30–3(a)(12).