

**UNITED STATES  
SECURITIES AND EXCHANGE COMMISSION**

SECURITIES EXCHANGE ACT OF 1934  
Release No. 52279 / August 17, 2005

ADMINISTRATIVE PROCEEDING  
File No. 3-11515

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In the Matter of

CHARLES W. CROUSE and  
NORMAN R. HESS,

Respondents.

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: Notice of Proposed Plan of  
: Disgorgement and Fair Fund  
: Distribution and Opportunity  
: For Comment  
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Notice is hereby given pursuant to Rule 1103 of the Commission's Rules on Fair Fund and Disgorgement Plans, 17 C.F.R. § 201.1103, that the Division of Enforcement has filed its proposed plan for the distribution of monies placed into a Fair Fund authorized by the Commission pursuant to Section 308(a) of the Sarbanes Oxley Act of 2002 ("Distribution Plan"), in the Matter of Charles W. Crouse ("Crouse") and Norman R. Hess ("Hess"). The Distribution Plan generally provides for distribution to investors who had money deposited into the account of Mark Drucker at Fidelity National Capital Investors, Inc. (Account # 28309219, formerly Account # 4G-01295-8) from the inception of the account in December 1997 through September 1999, or who otherwise participated in the investment scheme of Mark Drucker (the "Claimants"). Each Claimant shall receive a proportionate share of the funds paid by Hess, comprised of disgorgement and prejudgment interest in the amount of \$24,384.65, and civil penalties in the amount of \$10,000.00, and of the funds paid in installments by Crouse and received by the first day of the month preceding the date of distribution, comprised of disgorgement and prejudgment interest of at least \$20,738.44, less any fees, expenses, or taxes, if any, incurred in making the distribution. A copy of the Distribution Plan may be obtained by submitting a written request to Nancy Chase Burton, United States Securities and Exchange Commission, 100 F Street, N.E., Mail Stop 4010A, Washington D.C. 20549. All persons desiring to comment on the Distribution Plan may submit their views, in writing, no later than September 16, 2005 to the Office of the Secretary, United States Securities and Exchange Commission, 100 F Street, N.E., Washington, D. C. 20549. For additional information contact Nancy Chase Burton at (202) 551-4425.

For the Commission, by its Secretary, pursuant to delegated authority.

Jonathan G. Katz  
Secretary