

# SEC NEWS DIGEST

Issue 2001-30

February 13, 2001

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## COMMISSION ANNOUNCEMENTS

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### LAURA S. UNGER DESIGNATED AS ACTING CHAIR

On February 12, the White House announced that President George W. Bush designated Laura S. Unger as Acting Chair of the U.S. Securities and Exchange Commission. (Press Rel. 2001-20)

### ACTING CHAIR LAURA UNGER TO TESTIFY

Acting Chair Laura S. Unger will testify before the Senate Committee on Banking, Housing, and Urban Affairs on Wednesday, February 14, concerning the proposed Competitive Market Supervision Act of 2001, which relates to SEC fee collections and pay parity. The testimony will be held in Room 538 of the Dirksen Senate Office Building at 2:30 p.m.

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## HOLDING COMPANY ACT RELEASES

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### CMS ENERGY CORPORATION

A notice has been issued giving interested persons until March 6, 2001, to request a hearing on a proposal by CMS Energy Corporation (CMS Energy), a public-utility holding company claiming an exemption under Section 3(a)(1) of the Act by Rule 2 under the Act. CMS Energy requests authority to acquire all of the issued and outstanding voting securities of Michigan Electric Transmission Company, a corporation that will become a public utility subsidiary after it acquires certain transmission assets currently owned by Consumers Energy Company, a public utility subsidiary company of CMS Energy. (Rel. 35-27343)

### AMEREN CORPORATION, ET AL.

A notice has been issued giving interested persons until March 6, 2001, to request a hearing on a proposal by Ameren Corporation (Ameren), a registered holding company,

and its two wholly owned utility subsidiaries, Union Electric Company (UE) and Central Illinois Public Service Company (CIPS), requesting authorization for: (1) UE to transfer certain utility assets directly to CIPS (Transferred Assets); (2) UE to transfer certain other utility assets to Ameren through an in-kind dividend on its common stock (Dividend Assets); (3) Ameren to contribute the Dividend Assets to CIPS by making a capital contribution to CIPS; (4) CIPS to acquire all of the acquired assets; (5) CIPS to assume certain liabilities of UE that are associated with the acquired assets, and to issue a subordinated promissory note in an amount equal to the book value of the Transferred Assets to UE as payment for the Transferred Assets; and (6) UE to acquire and hold the promissory note to be issued by CIPS. (Rel. 35-27343)

## **THE SOUTHERN COMPANY**

A notice has been issued giving interested persons until March 6, 2001, to request a hearing on a proposal by The Southern Company (Southern), a registered holding company. Southern requests authority for an extension of the authorization period during which it may issue short-term notes, term-loan notes and commercial paper in an aggregate principal amount not to exceed \$2 billion outstanding at any time. (Rel. 35-27343)

## **ALLIANT ENERGY CORPORATION**

An order has been issued authorizing Alliant Energy Corporation (Alliant Energy), a registered holding company, and its wholly owned nonutility subsidiary, Alliant Energy Resources, Inc. to (1) increase from \$600 million to \$1 billion the amount of guarantees Alliant Energy may issue at any one time, (2) invest an additional \$220 million in energy assets, including gas and oil exploration and production properties in Canada as well as the United States, and (3) a release of jurisdiction previously reserved over the transfer of proceeds of financing by any financing subsidiary to Alliant Energy. (Rel. 35-27344)

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## **SELF-REGULATORY ORGANIZATIONS**

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### **IMMEDIATE EFFECTIVENESS OF PROPOSED RULE CHANGE**

The National Securities Clearing Corporation filed a proposed rule change (SR-NSCC-00-13), which became effective upon filing, revising NSCC's Procedures to provide that locked-in trade data for fixed income securities will be reflected on Bond Contract Lists and Bond Supplemental Contract Lists. Publication of the proposal is expected in the Federal Register during the week of February 12. (Rel. 34-43949)

### **DELISTING GRANTED**

An order has been issued granting the application of the Philadelphia Stock Exchange to strike from listing and registration call and put option contracts issued by The Options

Clearing Corporation with respect to certain underlying securities, effective at the opening of business on February 12, 2001. (Rel. 34-43948)

An order has been issued granting the application of Massey Energy Company (formerly Fluor Corporation) to withdraw its Common Stock, \$ 625 par value, from listing and registration on the Pacific Exchange and on the Chicago Stock Exchange, effective at the opening of business on February 13, 2001 (Rel 34-43951)

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## SECURITIES ACT REGISTRATIONS

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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

Registration statements may be obtained in person or by writing to the Commission's Public Reference Branch at 450 Fifth Street, N.W., Washington, D.C. 20549 or at the following e-mail box address: <publicinfo@sec>. In most cases, this information is also available on the Commission's website: <www.sec.gov>.

S-8 INHALE THERAPEUTIC SYSTEMS INC, 150 INDUSTRIAL RD., SAN CARLOS, CA  
94070  
(650) 631-3100 - 82,283 (\$604,844) COMMON STOCK. (FILE 333-55032 -  
FEB. 06) (BR. 1)

S-8 MASTERPIECE TECHNOLOGY GROUP INC, 455 WARD CORNER RD, STE 110,  
LOVELAND,  
OH 45140 (425) 643-0777 - 960,000 (\$115,200) COMMON STOCK. (FILE  
333-55034 - FEB. 05) (BR. 3)

S-8 NORTH SHORE CAPITAL II INC, 5627 BELLINGTON AVENUE, SPRINGFIELD, VA  
22151 (703) 307-2562 - 2,000,000 (\$4,000) COMMON STOCK. (FILE 333-  
55040 -  
FEB. 06) (BR. 9)

SB-2 VERY BEST OF THE INTERNET COM INC, 1950 STEMMONS FREEWAY, SUITE  
4048,  
DALLAS, TX 75207 (214) 800-4333 - 400,000 (\$200,000) COMMON STOCK.  
(FILE  
333-55042 - FEB. 06) (BR. 9 - NEW ISSUE)

S-8 MCLAREN PERFORMANCE TECHNOLOGIES INC, 32233 WEST EIGHT MILE RD,  
LIVONIA,  
MI 48152 (248) 477-6240 - 2,000,000 (\$1,782,000) COMMON STOCK. (FILE  
333-55044 - FEB. 06) (BR. 5)

S-8 DOW CHEMICAL CO /DE/, 2030 DOW CENTER, MIDLAND, MI 48674 (517) 636-1000  
- 1,000,000 (\$33,875,000) COMMON STOCK. (FILE 333-55046 - FEB. 06)  
(BR. 2)

S-8 DOUBLECLICK INC, 450 W 33RD ST, 16TH FL, NEW YORK, NY 10001  
(212) 683-0001 - 1,114,157 (\$11,129,892.40) COMMON STOCK. (FILE 333-55048  
- FEB. 06) (BR. 2)

S-8 ACTRADE FINANCIAL TECHNOLOGIES LTD, 7 PENN PLZ STE 422, NEW YORK, NY 10001 (212) 563-1036 - 5,000,000 (\$80,884,540.57) COMMON STOCK. (FILE 333-55050 - FEB. 06) (BR. 7)

S-8 ADVANCED MICRO DEVICES INC, ONE AMD PL, P O BOX 3453, SUNNYVALE, CA 94088 (408) 732-2400 - 9,000,000 (\$213,750,000) COMMON STOCK. (FILE 333-55052 - FEB. 06) (BR. 5)

S-8 RESOURCE BANCSHARES MORTGAGE GROUP INC, 7909 PARKLANE ROAD SUITE 150,  
COLUMBIA, SC 29223 (803) 741-3000 - 450,655 (\$2,622,812.10) COMMON STOCK.  
(FILE 333-55054 - FEB. 06) (BR. 7)

S-8 NORTH SHORE CAPITAL III INC, 5627 BELLINGTON AVE, SPRINGFIELD, VA 22151  
(703) 307-2562 - 2,000,000 (\$4,000) COMMON STOCK. (FILE 333-55056 - FEB. 06) (BR. 9)

S-8 QLOGIC CORP, 26650 LAGUNA HILLS DR, ALLISO VIEJO, CA 92656  
(714) 438-2200 - 108,014 (\$23,251.09) COMMON STOCK. (FILE 333-55058 - FEB. 06) (BR. 5)

S-8 ELECTRO SCIENTIFIC INDUSTRIES INC, 13900 NW SCIENCE PARK DR, PORTLAND,  
OR 97229 (503) 641-4141 - 3,000,000 (\$102,000,000) COMMON STOCK. (FILE 333-55060 - FEB. 06) (BR. 5)

S-8 REGENCY CENTERS CORP, 121 WEST FORSYTH ST, STE 200, JACKSONVILLE, FL 32202 (904) 356-7000 - 5,520,000 (\$132,942,388) COMMON STOCK. (FILE 333-55062 - FEB. 06) (BR. 8)

S-8 HANCOCK JOHN FINANCIAL SERVICES INC, LAW DIVISION, PO BOX 111, BOSTON,  
MA 02117 - 1,250,000 (\$43,543,750) COMMON STOCK. (FILE 333-55064 - FEB. 06) (BR. 1)

S-3 ZIXIT CORP, ONE GALLERIA TOWER, 13355 NOEL RD STE 1555, DALLAS, TX 75240 (972) 702-7055 - 222,039 (\$2,811,014) COMMON STOCK. (FILE 333-55066  
- FEB. 06) (BR. 3)

S-8 ZIXIT CORP, ONE GALLERIA TOWER, 13355 NOEL RD STE 1555, DALLAS, TX 75240 (972) 702-7055 - 825,000 (\$10,444,500) COMMON STOCK. (FILE 333-55068 - FEB. 06) (BR. 3)

S-8 CYBER CARE INC, 1903 S CONGRESS AVE, STE 400, BOYNTON BEACH, FL  
33426  
(561) 737-2227 - 15,295,967 (\$63,095,863.87) COMMON STOCK. (FILE  
333-55070 - FEB. 06) (BR. 1)

S-8 GENEREX BIOTECHNOLOGY CORP, 33 HARBOUR SQ, STE 202,  
TORONTO ONTARIO CANA, A1 (416) 364-2551 - 800,000 (\$4,009,600)  
COMMON STOCK. (FILE 333-55072 - FEB. 06) (BR. 1)

S-8 NORTH SHORE CAPITAL IV INC, 5627 BELVINGTON AVE, SPRINGFIELD, VA  
22151  
(703) 307-2562 - 2,000,000 (\$4,000) COMMON STOCK. (FILE 333-55074 -  
FEB. 06) (BR. 9)

S-8 REDBACK NETWORKS INC, 1195 BORREGAS AVE, SUNNYVALE, CA 94089  
(408) 548-3500 - 12,726,564 (\$585,040,147.08) COMMON STOCK. (FILE  
333-55076 - FEB. 06) (BR. 8)

S-3 COLONIAL PROPERTIES TRUST, 2101 SIXTH AVE N STE 750, STE 750,  
BIRMINGHAM, AL 35203 (205) 250-8700 - 11,622,041 (\$316,816,838)  
COMMON SHARES OF BENEFICIAL INTEREST. (FILE 333-55078 - FEB. 06) (BR.  
8)

S-8 ESPERION THERAPEUTICS INC/MI, 3621 S STATE STREET 695KMS PLACE,  
734-332-0506, ANN ARBOR, MI 48108 - 2,425,490 (\$14,619,789) COMMON  
STOCK.  
(FILE 333-55080 - FEB. 06) (BR. 1)

S-8 EXAR CORP, 2222 QUME DR, PO BOX 49007, SAN JOSE, CA 95131 (510) 668-  
7000  
- 2,200,000 (\$63,043,750) COMMON STOCK. (FILE 333-55082 - FEB. 06)  
(BR. 5)

S-3 DENTAL MEDICAL DIAGNOSTIC SYSTEMS INC, 200 N WESTLAKE BLVD SUITE  
202,  
PO BOX 74, WESTLAKE VILLAGE, CA 91362 (805) 381-2700 - 6,540,257  
(\$4,394,399) COMMON STOCK. (FILE 333-55084 - FEB. 06) (BR. 5)

S-3 ACACIA RESEARCH CORP, 55 SOUTH LAKE AVE, STE B, PASADENA, CA 91101  
(626) 449-6431 - 2,254,548 (\$38,575,316.28) COMMON STOCK. (FILE 333-  
55086  
- FEB. 06) (BR. 7)

SB-2 HARP & EAGLE LTD, 1234 N ASTOR ST, MILWAUKEE, WI 53202 (414) 272-  
5273 -  
1,000,000 (\$6,500,000) COMMON STOCK. (FILE 333-55088 - FEB. 06)  
(NEW ISSUE)

S-3 TAMPA ELECTRIC CO, 702 N FRANKLIN ST, TECO PLZA, TAMPA, FL 33602  
(813) 228-4111 - 500,000,000 (\$500,000,000) STRAIGHT BONDS. (FILE  
333-55090 - FEB. 06) (BR. 2)

S-8 PUMATECH INC, 2550 N FIRST ST, STE 500, SAN JOSE, CA 95131  
(408) 321-7650 - 500,000 (\$3,578,125.01) COMMON STOCK. (FILE 333-55092  
-  
FEB. 06) (BR. 3)

S-8 QUAZON CORP /NV/, 135 WEST 900 SOUTH, SALT LAKE CITY, UT 84101  
(801) 278-2805 - 750,000 (\$7,500) COMMON STOCK. (FILE 333-55094 - FEB.  
06)  
(BR. 9)

S-8 EDISON SCHOOLS INC, 521 FIFTH AVE, 15TH FL, NEW YORK, NY 10175  
(212) 419-1600 - 2,000,000 (\$68,000,000) COMMON STOCK. (FILE 333-55096  
-  
FEB. 06) (BR. 8)

S-11 GLOBAL EXPRESS CAPITAL REAL ESTATE INVESTMENT FUND I LLC,  
8540 SOUTHEASTERN AVENUE, SUITE 200, LAS VEGAS, NV 09123 - 25,000,000  
(\$25,000,000) PASS-THROUGH MORTGAGE-BACKED CERTIFICATE. (FILE 333-  
55098 -  
FEB. 06) (NEW ISSUE)

S-8 MAIN STREET & MAIN INC, 5050 NORTH 40TH ST, STE 200, PHOENIX, AZ  
85018  
(602) 852-9000 - 100,000 (\$290,000) COMMON STOCK. (FILE 333-55100 -  
FEB. 06) (BR. 5)

S-4 FNB CORP/PA, ONE FNB BLVD, HERMITAGE SQUARE, HERMITAGE, PA 16148  
(724) 981-6000 - 2,218,593 (\$45,023,262) COMMON STOCK. (FILE 333-55102  
-  
FEB. 06) (BR. 7)

S-8 INVERNESS MEDICAL TECHNOLOGY INC/DE, 200 PROSPECT STREET, WALTHAM,  
MA  
02453 (781) 647-3900 - 280,728 (\$7,684,929) COMMON STOCK. (FILE 333-  
55106  
- FEB. 06) (BR. 36)

S-3 MAIN STREET & MAIN INC, 5050 NORTH 40TH ST, STE 200, PHOENIX, AZ  
85018  
(602) 852-9000 - 21,722 (\$62,994) COMMON STOCK. (FILE 333-55108 - FEB.  
06)  
(BR. 5)

S-8 NEWFIELD EXPLORATION CO /DE/, 363 N SAM HOUSTON PKWY E, STE 2020,  
HOUSTON, TX 77060 (281) 847-6000 - 2,250,000 (\$75,307,500) COMMON  
STOCK.  
(FILE 333-55110 - FEB. 07) (BR. 4)

S-8 HESKA CORP, 1613 PROSPECT PARKWAY, FORT COLLINS, CO 80525 (970) 493-  
7212  
- 1,500,000 (\$1,875,000) COMMON STOCK. (FILE 333-55112 - FEB. 07) (BR.  
1)