

sec news digest

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Issue 80-8

U.S. SECURITIES AND
EXCHANGE COMMISSION

COMMISSION ANNOUNCEMENTS

NO-ACTION POSITION RE POOLED INCOME FUNDS MAINTAINED BY PUBLIC CHARITIES

The Commission has issued a release describing a no-action position which its Division of Investment Management has frequently and consistently taken with respect to pooled income funds maintained by public charities under Section 642(c)(5) of the Internal Revenue Code. The release states that, under certain specified circumstances, the Division would not recommend enforcement action if a public charity maintains a pooled income fund without registration under (1) the Investment Company Act of 1940 of the fund, the public charity, or a trustee of the fund, (2) the Securities Act of 1933 of interests in the fund, or (3) the Securities Exchange Act of 1934 of interests in the fund or of persons soliciting gifts by means of the fund. In addition, the release states that the staff will not respond to no-action requests relating to these funds unless they present novel facts or interpretative problems, such as departures from the circumstances specified in the release. (Rel. 33-6175)

FOR FURTHER INFORMATION CONTACT: Elizabeth T. Tsai at (202) 272-2028

ADMINISTRATIVE PROCEEDINGS

NATIONAL SECURITIES CORPORATION CENSURED, JAMES E. RYAN CITED

Public administrative proceedings have been instituted against National Securities Corporation, a Seattle, Washington broker-dealer registered with the Commission, and James E. Ryan, its vice-president. The proceedings are based on allegations by the staff that National and Ryan wilfully violated and aided and abetted violations of the registration and antifraud provisions of the Securities Act of 1933, and antifraud and recordkeeping provisions of the Securities Exchange Act of 1934 applicable to registered broker-dealers, and that National failed reasonably to supervise Ryan with a view to preventing his violations.

In the proceeding against National, the Commission simultaneously accepted an offer of settlement from National in which, without admitting or denying the allegations against it, National consented to the Commission's order making findings in accordance with the allegations and imposing the remedial sanctions of a censure and a six-month's suspension of principal transactions in the types of securities involved, namely, mining securities trading on the Spokane Stock Exchange and over-the-counter at Spokane, Washington. In addition, as part of its offer, National made several undertakings to strengthen its supervision of trading by its salesmen. (Rel. 34-16380 and 34-16381)

INVESTMENT COMPANY ACT RELEASES

FIDELITY CASH RESERVES

A notice has been issued giving interested persons until January 31 to request a hearing on an application of Fidelity Cash Reserves (Applicant), registered under the Investment Company Act of 1940 as an open-end, diversified, management investment company, requesting an order amending an earlier order dated April 5, 1979 (Rel. IC-10654). The amended order, pursuant to Section 6(c) of the Act, would exempt Applicant from the provisions of Section 2(a)(41) of the Act and Rules 2a-4 and 22c-1 thereunder to the extent necessary to permit Applicant to utilize amortized cost valuation for the purpose of pricing its shares for sale, redemption and repurchase. (Rel. IC-11015 - Jan. 9)

HOLDING COMPANY ACT RELEASES

CENTRAL POWER & LIGHT COMPANY

An order has been issued authorizing Central Power & Light Company, subsidiary of Central and South West Corporation, to issue and sell \$75 million of first mortgage bonds at competitive bidding, to refund short-term borrowings incurred substantially for its construction and fuel procurement program. (Rel. 35-21386 - Jan. 10)

NEW ENGLAND ELECTRIC SYSTEM

An order has been issued authorizing New England Electric System, a registered holding company, to issue and sell up to 1,000,000 shares of common stock through December 31, 1984, pursuant to an employee share ownership plan. (Rel. 35-21387 - Jan. 10)

SELF-REGULATORY ORGANIZATIONS

AMENDMENT TO PROPOSED RULE CHANGE

The American Stock Exchange, Inc. has filed an amendment to proposed rule changes previously filed under Rule 19b-4 (SR-Amex-79-11) to amend its rules in response to certain recommendations made by the Commission's Special Study of the Options Markets. Publication of the proposal is expected to be made in the Federal Register during the week of January 14. (Rel. 34-16477)

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) INVESTORS FINANCIAL FIDELITY, INC., 2280 West Henderson Rd., Columbus, Ohio 43220 - 800,000 shares of common stock. (File 2-66367 - Jan. 4)
- (N-1) STEADMAN FEDERAL SECURITIES FUND, 1730 K Street, N.W., Washington, D.C. 20006 (202) 223-1000 - an indefinite amount of shares of beneficial interest. (File 2-66383 - Jan. 9)
- (S-1) FOREST 1980 DRILLING PROGRAM, 1500 Colorado National Bldg., Denver, Colo. 80202 \$18 million of limited partnership interests. Underwriter: Forest Securities Corporation. (File 2-66384 - Jan. 10)
- (S-8) ROLM CORPORATION, 4900 Old Ironsides Dr., Santa Clara, Cal. 95050 (408) 988-2900 - 575,000 shares of common stock. (File 2-66385 - Jan. 10)
- (S-8) MALONE & HYDE, INC., 1991 Corporate Ave., Memphis, Tenn. 38132 - 400,000 shares of common stock. (File 2-66387 - Jan. 10)
- (S-6) KMA VARIABLE ACCOUNT, 99 High St., Boston, Mass. 02110 - an indefinite amount of securities. Depositor: Keystone Provident Life Insurance Company. (File 2-66388 - Jan. 10)
- (S-6) POOLED DEPOSIT ANNUITY ACCOUNT, 406 Rosemont Garden, Lexington, Ky. 40503 - an indefinite amount of securities. Depositor: Eagles' National Life Insurance Company. (File 2-66389 - Jan. 10)
- (S-6) ALLOCATED DEPOSIT ANNUITY ACCOUNT, 406 Rosemont Garden, Lexington, Ky. 40503 - an indefinite amount of securities. Depositor: Eagles' National Life Insurance Company. (File 2-66390 - Jan. 10)

- (S-1) FEDERAL EXPRESS CORPORATION, Memphis International Airport, Memphis, Tenn. 38194 (901) 525-2431 - 1,083,783 shares of common stock. Underwriters: Kidder, Peabody & Co., Inc., Merrill Lynch White Weld Capital Markets Group and New Court Securities Corporation. The company provides door-to-door delivery of packages. (File 2-66391 - Jan. 10)
- (S-6) NUVEEN TAX-EXEMPT BOND FUND, SERIES 145, 209 South La Salle St., Chicago, Ill. 60604 - an indefinite number of units. Depositor: John Nuveen & Co., Inc. (File 2-66392 - Jan. 10)
- (S-14) SANDERS ASSOCIATES, INC., Daniel Webster Highway South, Nashua, New Hampshire 03061 (603) 885-2272 - 1,480,000 shares of common stock. (File 2-66393 - Jan. 10)
- (N-1) BROKERS CASH RESERVE TRUST, 421 Seventh Ave., Pittsburgh, Pa. 15219 - an indefinite amount shares of beneficial interest. (File 2-66394 - Jan. 10)
- (S-8) PETROLITE CORPORATION, 100 North Broadway, St. Louis, Mo. 63102 (314) 241-8370 - 36,000 shares of capital stock. (File 2-66395 - Jan. 10)
- (S-6) FIDELITY VARIABLE ANNUITY ACCOUNT (NY), 8 Sylvan Way, Parsippany, N.J. 07054 - an indefinite amount of securities. Depositor: The Colonial Life Insurance Company of America. (File 2-66396 - Jan. 10)

REGISTRATIONS EFFECTIVE

Jan. 8: Redcor Corp., 2-66241.

Jan. 9: Barnett Banks of Florida, Inc., 2-65610; Consumers Power Co., 2-66263 & ~~2-66264~~; European Investment Bank, 2-66262; Government Securities Trust, GNMA Series 3, 2-62823; Investors' Municipal-Income Trust, Series 35, 2-66042; Northeast Energy Co., 2-66159; R.R. Donnelley & Sons Co., 2-66154.

Jan. 10: Eaton Corp., 2-66146; N/A-Con, Inc., 2-66349; New England Electric System, ~~2-66160~~; Portland General Electric Co., 2-66023.

REGISTRATIONS WITHDRAWN

Jan. 9: Vivos Resort Hotels, Inc., 2-62776. -

UNITED STATES
SECURITIES AND EXCHANGE COMMISSION
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