

# sec news digest

Issue 80-153

August 6, 1980

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## ADMINISTRATIVE PROCEEDINGS

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### ETI DEVELOPMENT COMPANY AND WILLIAM P. CRUM, JR. SANCTIONED

The Commission has announced the issuance of an order imposing remedial sanctions upon ETI Development Company, a Dunwoody, Georgia real estate development firm, and William P. Crum, Jr., also of Dunwoody, Georgia, sole owner of ETI Development. The order was entered pursuant to offers of settlement by which ETI Development and Crum, without admitting or denying the allegations in the Order for Proceedings, consented to certain findings and sanctions.

The Commission's order barred ETI Development from association with a broker-dealer or investment adviser, provided, however, that after 18 months, ETI Development may apply to the Commission to become associated with a broker-dealer or investment adviser. The Order further suspended Crum from association with a broker-dealer or investment adviser for three months and thereafter barred Crum from association with a broker-dealer or investment adviser in a proprietary or supervisory capacity; provided, however, that 18 months from the date of the order, Crum may apply to the Commission to become associated with a broker-dealer or investment adviser in a proprietary or supervisory capacity.

The Commission imposed the sanction against ETI Development based upon its findings that ETI Development wilfully violated the registration and antifraud provisions of the securities laws. The Commission imposed the sanction against Crum based on its findings that Crum wilfully violated the registration and antifraud provisions of the securities laws, and wilfully aided and abetted violations of the recordkeeping and books and records provisions of the securities laws. (Rel. 34-17017)

### SANCTIONS IMPOSED AGAINST LEE A. BLUMBERG, FINANCIAL CONCEPTS

The Commission has simultaneously entered an order instituting administrative proceedings and imposing remedial sanctions against Lee A. Blumberg of Rockville, Maryland, and Blumberg, doing business as Financial Concepts. Blumberg is a securities salesman with a registered broker-dealer, and has been doing business as an "investment planner" as Financial Concepts. The Commission has accepted the Offer of Settlement submitted by Blumberg and Financial Concepts. Based on the offer, which neither admits nor denies the Commission's findings, the Commission entered an order finding that they violated the antifraud provisions of the securities laws, including Section 206 of the Investment Advisers Act of 1940, in the offer and sale of mutual funds, annuities, and other securities by failing to disclose that investors' funds were personally used by Blumberg; and that they violated Section 203 of the Advisers Act by failing to register with the Commission as investment advisers.

The Commission has barred Blumberg and Financial Concepts from association with any broker, dealer, investment adviser, or investment company. (Rel. 34-17018)

## CIVIL PROCEEDINGS

### BRIAN PATRICK SMITH PRELIMINARILY ENJOINED BY CONSENT

The New York Regional Office announced that on July 16 the Honorable Robert Owen of the U.S. District Court for the Southern District of New York signed an Order of Preliminary Injunction by Consent against Brian Patrick Smith of Flushing, New York, enjoining him from violating the antifraud provisions and credit requirements of the Securities Exchange Act of 1934.

The complaint, filed on June 27, alleges that between January and May of this year, Smith ordered the purchase of 38,100 shares of Jupiter Development Corporation stock through two brokerage firms located in Portland, Oregon and failed to pay for any of said purchases. The complaint further alleges that during the same period Smith ordered additional shares of Jupiter stock through a brokerage firm in New York City and tendered checks in payment for said shares, some of which were returned unpaid for insufficient funds or because the accounts on which the checks were drawn were closed. The Commission's complaint also seeks permanent injunctive relief against Smith. (SEC v. Brian Patrick Smith, Civil 3659 [S.D.N.Y.] [RO]). (LR-9153)

### COMPLAINT NAMES D. G. HAMILTON, OTHERS

The Denver Regional Office announced that on July 29 a complaint was filed in the U.S. District Court, District of Colorado, seeking to enjoin D. G. Hamilton of Littleton, Colorado, George E. Bay of Ft. Lauderdale, Florida, Arthur W. Guenther of Campbellsport, Wisconsin, David Conn, formerly of Sedalia, Colorado, and Dacon Oil Corporation of Denver, Colorado, from violating the registration and antifraud provisions of the Securities Exchange Act of 1934.

The complaint alleges that Hamilton, Bay, Conn and Dacon offered and sold securities, namely fractional undivided interests in five oil and gas wells located in Colorado and that Hamilton and Guenther sold similar type interests in five wells located in Indiana. In addition it is alleged that Conn offered and sold limited partnership interests in an oil and gas well located in Wyoming. According to the complaint, the defendants made misrepresentations and omitted to state material facts in connection with the offer and sale of the above described fractional undivided interests and limited partnership interests. The complaint also seeks an accounting from the defendants of all funds received from investors and also that the defendants be ordered to disgorge any and all monies received as a result of such sales. (SEC v. D. G. Hamilton, et al., U.S.D.C.). (LR-9154)

### FINAL JUDGMENTS ENTERED AGAINST JOHN M. BURNHAM, OTHERS

The Commission announced that on August 5 the Honorable June L. Green, U.S. District Judge for the District of Columbia, entered a Final Judgment against John M. Burnham, Eugene A. Fischer, Alexander K. Gregg, William F. Holliday and Carroll E. Multz, all former "disinterested" directors The Fundpack, Inc. (Fundpack), Holding Trust and Holdings of U.S. Government Securities, Inc. (Government), a complex of mutual funds in Coral Gables, Florida (the Funds), and codefendants with Fundpack Management, Inc. (Management) (the Funds' former investment adviser) and its two subsidiaries, and with seven of the Funds' other former officers and directors, in a complaint filed by the Commission on March 21, 1979. The Commission's complaint alleged that they, as well as the other defendants in the action, violated numerous provisions of the antifraud, proxy, reporting, registration and fiduciary obligation provisions of the securities laws.

The Final Judgment prohibits each disinterested director from engaging in conduct violating certain of the registration and fiduciary obligation provisions of the securities laws, and orders them to take all steps reasonably necessary to cause any investment company with which they may become affiliated to file with the Commission and disseminate to shareholders complete and accurate prospectuses, proxy materials and periodic reports. The disinterested directors consented to the entry of the Final Judgment without admitting or denying the allegations in the Commission's complaint. (SEC v. The Fundpack, Inc., et al., U.S.D.C. D.C., Civil Action No. 79-0859). (LR-9155)

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## CRIMINAL PROCEEDINGS

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### MARISCAL CONVICTION AFFIRMED

The Denver Regional Office announced that on July 24 the U.S. Court of Appeals for the Ninth Circuit affirmed the June 1, 1979 conviction of George Mariscal of Phoenix, Arizona on twelve counts of mail fraud and ten counts of interstate transportation of securities obtained by fraud. The conviction was in connection with the diversion by Mariscal of substantial monies from the proceeds of a \$1,200,000 Industrial Revenue Bond offering in the name of the City of Las Cruces, New Mexico for the benefit of Toltec Agri-Nomics, Inc. (U.S. v. George Mariscal, U.S.D.C. Arizona, CR-78-80). (LR-9152)

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## HOLDING COMPANY ACT RELEASES

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### THE CONNECTICUT LIGHT AND POWER COMPANY

A notice has been issued giving interested persons until August 28 to request a hearing on a proposal by The Connecticut Light and Power Company (CL&P), subsidiary of Northeast Utilities, whereby CL&P proposes to issue and sell at competitive bidding up to \$75 million of first mortgage bonds. The proceeds of such sale will be used primarily to repay a portion of CL&P's short-term borrowings. (Rel. 35-21670 - Aug. 4)

### THE COLUMBIA GAS SYSTEM, INC.

An order has been issued authorizing The Columbia Gas System, Inc., a registered holding company, to issue and sell at competitive bidding \$100 million of debentures. The proceeds of such sales will be used for general corporate purposes including the 1980 capital expenditure program of Columbia's subsidiaries. (Rel. 35-21671 - Aug. 5)

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## SELF-REGULATORY ORGANIZATIONS

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### NOTICE OF EFFECTIVENESS OF PROPOSED RULE CHANGES

The following have filed proposed rule changes which have become effective under Section 19(b)(3)(A) of the Securities Exchange Act of 1934: The New York Stock Exchange, Inc. (SR-NYSE-80-27) to implement, on a pilot basis, trade comparison procedures using universal contra-party names for post-opening trades involving orders sent to the Exchange through the Designated Order Turnaround System. (Rel. 34-17044); and The National Securities Clearing Corporation (SR-NSCC-80-24) changing the fee charged for the submission of bond trades to \$0.40 per side. (Rel. 34-17046)

Publication of the above proposals are expected to be made in the Federal Register during the week of August 11.

### APPROVAL OF PROPOSED RULE CHANGES

The Commission has approved proposed rule changes filed by the following stock exchanges: Boston Stock Exchange Clearing Corporation (SR-BSECC-80-1) establishing procedures whereby book-entry transfers within New England Securities Depository Trust Company may be used for settlement of trades clearing and settling through BSECC. (Rel. 34-17045); and The Pacific Stock Exchange Incorporated (SR-PSE-80-12) defining combination orders and extending to such orders a limited exception of book priority and clarifying the definition of spread orders and straddle orders. (Rel. 34-17048)

### NOTICE OF PROPOSED RULE CHANGE

The New York Stock Exchange, Inc. has filed a fourth amendment to its proposed rule change under Rule 19b-4 (SR-NYSE-77-14). The rule change would remove Canada as a qualifying domicile for NYSE member organizations and would require NYSE member organizations to be domiciled in the United States. Publication of the proposal is expected to be made in the Federal Register during the week of August 11. (Rel. 34-17047)

## 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) MICROPIN CORPORATION, 168 Vista Ave., Pasadena, Cal. 91107 (213) 449-6431 - 495,000 shares of common stock. Underwriter: Peterson, Diehl, Quirk & Company, 1201 Dove St., Newport Beach, Cal. 92660. The company is engaged in the amusement device business. (File 2-68642-LA - July 28) (Br. 6) (New Issue)
- (S-1) CTI INTERNATIONAL, INC., 100 West 10th St., Wilmington, Del. 19801 - \$50 million of notes, due September 1, 1987. Underwriters: Merrill Lynch White Weld Capital Markets Group and Blyth Eastman Paine Webber Incorporated. The company is engaged in the worldwide leasing of marine cargo containers to the transportation industry. (File 2-68715 - Aug. 4) (Br. 10) (New Issue)
- (S-7) VICTORIA BANKSHARES, INC., 120 South Main Victoria, Tex. 77901 (512) 573-5151 - 313,000 shares of common stock. (Rights Offering) Underwriter: RotanMosle. The company is a multibank holding company engaged in commercial, consumer and mortgage banking and other financial activities. (File 2-68716 - Aug. 5) (Br. 2)
- (S-16) COMPUTERVISION CORPORATION, 201 Burlington Rd., Bedford, Mass. 61730 (617) 275-1800 - 880,000 shares of common stock. Underwriters: Merrill Lynch White Weld Capital Markets Group and Kidder, Peabody & Co. Incorporated. The company designs, manufactures, markets and services products which automate various functions of the product development and production processes of its customers. (File 2-68717 - Aug. 5) (Br. 8)
- (S-6) KEMPER TAX-EXEMPT INCOME TRUST, SERIES 18, 120 South LaSalle St., Chicago, Ill. 60603 - 1,000 units. Depositor: Kemper Financial Services, Inc. (File 2-68718 - Aug. 4) (Br. 16) (New Issue)
- (S-14) SOUTHLAND ROYALTY COMPANY, 1000 Fort Worth Club Tower, Fort Worth, Tex. 76102 (817) 390-9200 - 46,616,496 units. (File 2-68719 - Aug. 5) (Br. 4) (New Issue)
- (S-8) RONCO TELEPRODUCTS, INC., 1200 Arthur Ave., Elk Grove Village, Ill. 60007 - 125,000 shares of common stock. (File 2-68720 - Aug. 1) (Br. 7)
- (S-6) THE MUNICIPAL BOND TRUST, SERIES 73, 140 Broadway, New York, N.Y. 10005 - 14,000 units. Depositor: Paine, Webber, Jackson & Curtis Incorporated. (File 2-68721 - Aug. 4) (Br. 16) (New Issue)
- (S-8) FRANCANIA OIL & GAS LTD., 700 Fifth and Fifth Bldg., 505-5th St., S.W., Calgary, Alberta, Canada T2P 3J2 (617) 426-4600 - 415,000 common shares. (File 2-68722 - Aug. 5) (Br. 3)
- (N-1) CHANCELLOR NEW DECADE GROWTH FUND, INC., 100 Gold St., New York, N.Y. 10038 (212) 791-7123 - an indefinite number of shares of common stock. (File 2-68723 - Aug. 5) (Br. 16) (New Issue)
- (S-16) THE CHESAPEAKE AND POTOMAC TELEPHONE COMPANY OF MARYLAND, 1 East Pratt St., Baltimore, Md. 21202 (301) 539-9900 - \$175 million of thirty-seven year debentures, due September 1, 2017. The company is engaged in furnishing communications services. (File 2-68724 - Aug. 5) (Br. 7)
- (S-1) TRANS WORLD AIRLINES, INC. AND TRANS WORLD CORPORATION, 605 Third Ave., New York, N.Y. 10158 (212) 557-3000 - an indefinite number of shares of  $\frac{1}{8}$  subordinated debentures, due January 1, 2005. Underwriters: Merrill Lynch White Weld Capital Markets Group, Dillon, Read & Co. Inc. and E. F. Hutton & Company Inc. TWA is one of the largest airlines in the U.S.; Trans World is a diversified corporation operating solely through its subsidiaries. (File 2-68725 - Aug. 5) (Br. 10)
- (S-6) MUNICIPAL SECURITIES TRUST, SERIES 6, 55 Water St., New York, N.Y. 10041 - 12,000 units. Depositor: Bear, Stearns & Co. (File 2-68726 - Aug. 5) (Br. 18) (New Issue)

(S-14) MENASHA CORPORATION, P.O. Box 367, Highway 41, Neenah, Wis. 54956 (414)  
729-0200 - 16,149.887 shares of common stock. (File 2-68728 - Aug. 5) (Br. 10)  
(New Issue)

(S-16) AMERICAN HOSPITAL SUPPLY CORPORATION, One American Plaza, Evanston, Ill. 60201  
(312) 866-4000 - 2,541,763 shares of common stock. Underwriters: Warburg Paribas  
Becker, Goldman, Sachs & Co. and Merrill Lynch White Weld Capital Markets Group.  
(File 2-68729 - Aug. 5) (Br. 8)

(S-6) KEMPER TAX-EXEMPT INCOME TRUST, SERIES 17, 120 South LaSalle St., Chicago, Ill.  
60603 - 1,000 units. Depositor: Kemper Financial Services, Inc. (File 2-68730 -  
Aug. 4) (Br. 16) (New Issue)

#### REGISTRATIONS EFFECTIVE

July 15: AMF Incorporated, 2-68200.

July 28: American General Corp., 2-68083.

July 30: Ricoh Co., Ltd., 2-68279.

July 31: Allied Bancshares Inc., 2-67944; First Financial Bancorporation, Inc.,  
2-67987; The Seibels Bruce Group, Inc., 2-68223.

Aug. 1: The Manhattan Life Corp., 2-68358; Sea Containers Atlantic, Ltd.,  
2-68361.

#### REGISTRATIONS WITHDRAWN

June 19: National Convenience Stores Incorporated, 2-66712.

July 31: APL Corp., 2-60148.

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## ACQUISITIONS OF SECURITIES

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Companies and individuals must report to the Commission within 10 days on Schedule 13D if after the acquisition of equity securities of a public company their beneficial interest therein exceeds 5%. Persons eligible to use the short form (Schedule 13G) may in lieu of filing a Schedule 13D file a Schedule 13G within forty-five days after the end of the calendar year in which the person became subject to Section 13(d)(1). The following companies or individuals filed Schedule 13D's during the period July 14 18, 1980. The number of shares of the security which are beneficially owned, and the number of shares concerning which there is a right to acquire are set forth for each beneficial owner. \*Amended Acquisition Reports.

<u>REPORTING COMPANY OR INDIVIDUAL</u>	<u>ISSUER &amp; NUMBER OF SHARES</u>	<u>DATE FILED</u>
Gerald Paul Dorit Paul, Individually and Co-Trustees Rudolph L. Selig Estate/Trust Berta Selig Trust	Paul Harris Stores, Inc. (Indianapolis, IN) Common Stock - 576,143 shs. (44.29%)	7-14-80
* Equitable of Iowa Companies	Heritage Communications, Inc. (Des Moines, IA) Common Stock - 831,000 shs. (23.7%)	7-14-80
Rockford Acromatic Products Co.	Keystone Consolidated Industries, Inc. (Peoria, IL) Common Stock - 146,661 shs.	7-14-80
* Kirk Kerkorian	MGM Grand Hotels, Inc. (Las Vegas, NV) Common Stock - 16,260,086 shs. (50%)	7-14-80
* Tracinda Investment Corp. (Kirk Kerkorian, Sole Shareholder)	MGM Grand Hotels, Inc. (Las Vegas, NV) Common Stock - 14,631,013 shs. (45%)	7-14-80
* John T. Leatham	Medserco Incorporated (St. Louis, MO) Common Stock - 143,000 shs. Common Stock - 100,000 shs. on exercise of option	7-14-80

## ACQUISITION REPORTS CONT.

* Robert M. Larsen Jockey Club, Inc.	Nutrition World, Inc. (Edina, MN) Common Stock - 60,038 shs. (12.21%)	7-14-80
* Pacific Corporation (Controlled by John E. Wertin)	Pacific Engineering & Production Co. of Nevada (Henderson, NV) Common Stock - 301,518 shs. (12.5%)	7-14-80
Fountain Hills Assurance Company	Pacific Northwest Life Insurance Co. (Portland, OR) Common Stock - 57,700 shs.	7-14-80
American Agronomics Corporation	Paradise Fruit Company, Inc. (Plant City, FL) Common Stock - 27,065 shs.	7-14-80
National Pre-Paid Legal Services, Inc.	Pre-Paid Legal Services, Inc. (Ada, OK) Common Stock - 102,498 shs. (12.19%)	7-14-80
* Woodland Investment Partners Atlee M. Kohl Nicole F. Kohl	Reser's Fine Foods, Inc. (Beaverton, OR) Common Stock - 71,100 shs. (15.38%)	7-14-80
William Thomas Ovington Timothy Joseph Keen Madison Booth Dunlap, Voting Trustees	Scope Incorporated (Reston, VA) Common Stock - 243,080 shs. (20%)	7-14-80
* Stewart Morris	Stewart Information Services Corp. (Houston, TX) Common Stock - 39,500 shs.	7-14-80
* Carlross Morris	Stewart Information Services Corp. (Houston, TX) Common Stock - 39,500 shs.	7-14-80
* Tele-Communications Investments, Inc.	Tele-Communications, Inc. (Englewood, CO) Class A Common Stock - 5,768,780 shs. (34.23%) Class B Common Stock - 1,218,544 shs. (21.77%)	7-14-80
* Dorothy Dann Collins	Wayne-Gossard Corporation (Indianapolis, IN) Common Stock - 81,200 shs. Common Stock - 11,200 shs. on conversion of Preferred Stock	7-14-80
Stronat International Ltd. (Bermuda) Erindale Company Ltd. (Bermuda) Stronat America, Inc. Maurice F. Strong (Canada), et al	AZL Resources, Inc. (Phoenix, AZ) Common Stock - 2,174,942 shs. (35.4%)	7-15-80
* Stephen Adams Burke Beverage Co., Inc. First National Inc. of Springfield, Colorado, et al	Bank of Montana System (Great Falls, MT) Common Stock - 232,808 shs. (32.83%)	7-15-80
Viridian Investments, Ltd.	Consolidated Accessories Corp. (Dallas, TX) Common Stock - 1,100 shs.	7-15-80
* Fentress Bracewell	First Continental Life Group, Inc. (Houston, TX) 1980 Common Stock - 40,498 shs. (13.6%)	7-15-80
Harry M. Ditisheim Rodofo Oechsli (Switzerland) David S. Bonsal S. Scott Nicholls, Jr.	Rockwood National Corp. (Elmsford, NY) Common Stock - 181,758.5 shs.	7-15-80
* Michael H. Steinhardt Steinhardt Partners	Arlen Realty & Development Corp. (NYC) Common Stock - 1,545,400 shs.	7-16-80
Merrill Lynch, Pierce, Fenner & Smith Inc. (Wholly-owned subsidiary of Merrill Lynch & Co., Inc.)	Biscayne Federal Savings & Loan Association (Miami, FL) Common Stock - 115,300 shs.	7-16-80

## ACQUISITION REPORTS CONT.

Getty of Delaware, Inc. (Wholly-owned subsidiary of Getty Oil Company)	ERC Corporation (Kansas City, MO) Common Stock - 5,527,000 shs. (95%) (Above shares were acquired pursuant to the Tender Offer.)	7-16-80
Searcy Bracewell	First Continental Life Group, Inc. (Houston, TX) 1980 Common Stock - 16,485 shs.	7-16-80
* Stone Mountain Acceptance Corp. Contran Corporation Contran Holding Co. Harold C. Simmons	LLC Corporation (St. Louis, MO) Common Stock - 711,200 shs. (26.6%)	7-16-80
Daig Corporation	Medcor, Inc. (Hollywood, FL) Common Stock - 3,200,000 shs. (77.3%) (Daig has entered into a Stock Purchase Agreement to acquire above shares.)	7-16-80
Arthur Charles Nielsen, Jr., Individually, Co-Executor and Co-Trustee	A. C. Nielsen Company (Northbrook, IL) Class B Common Stock - 1,011,828 shs. (23.79%)	7-16-80
* Initio, Inc. Initio Financial, Inc. Martin Fox Daniel De Stefano	Spencer Companies, Inc. (Boston, MA) Common Stock - 228,800 shs. (13.31%)	7-16-80
* Household Acquisition Corp.	Wien Air Alaska, Inc. (Anchorage, AL) Common Stock - 4,192,062 shs. (88.39%)	7-16-80
* Benjamin Z. Gould, as Attorney and Agent	American Ship Building Co. (Tampa, FL) Common Stock - 382,976 shs.	7-17-80
C. V. Communication Investments, Inc.	Cablecom-General, Inc. (Englewood, CO) Common Stock - 3,400 shs. Common Stock - 194,508 shs. on conversion of Debentures	7-17-80
Judd S. Alexander Foundation, Inc.	Central Wisconsin Bankshares, Inc. (Wausau, WI) Common Stock - 54,494 shs.	7-17-80
* Burton M. Bongard, Trustee Great American Banks, Inc. ComBanks Corporation	First Marine Banks, Inc. (Rivera Beach, FL) Common Stock - 173,300 shs.	7-17-80
* H. A. Pope & Sons, Inc.	Forum Restaurants, Inc. (Kansas City, MO) Common Stock - 313,774 shs.	7-17-80
* Robert I. Weingarten	Macro Communications, Inc. (NYC) Common Stock - 1,708,500 shs. (22.9%) Common Stock - 600,000 shs. on conversion of Note	7-17-80
* William S. Hack	Macro Communications, Inc. (NYC) Common Stock - 1,177,333 shs. (15.7%) Common Stock - 675,000 shs. on conversion of Note	7-17-80
* Neil S. Leist Pro-Met Trading Company Sussane B. Leist	American Bakers Company (Chicago, IL) Common Stock - 234,600 shs. (11.5%)	7-18-80
* Barry F. Cohen	Clausing Corporation (Oshtemo, MI) Common Stock - 405,300 shs. (19%)	7-18-80



**NOTICE**

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*Many requests for copies of documents referred to in the SEC News Digest have erroneously been directed to the Government Printing Office. Copies of such documents and of registration statements may be ordered from the Public Reference Section, Securities and Exchange Commission, Washington, D.C. 20549. When you are ordering more than one, we prefer that the documents be listed in alphabetical order to expedite service. The reproduction cost is 10c per page plus postage (\$3.50 minimum); 20c per page plus postage for expedited service (\$5.00 minimum) and 30c per page plus postage for priority service (\$5.00 minimum). Cost estimates are given on request. All other reference material is available in the SEC Docket.*

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