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SEC NEWS DIGEST

Issue 2001-206

October 25, 2001

COMMISSION ANNOUNCEMENTS

SEC HISTORICAL SOCIETY TO HOLD MAJOR ISSUES CONFERENCE ON SECURITIES REGULATION IN THE GLOBAL INTERNET ECONOMY

The Securities and Exchange Commission today announced that the Securities and Exchange Commission Historical Society, in cooperation with the Commission and with the support of the Northwestern University School of Law, will hold a Major Issues Conference on Securities Regulation in the Global Internet Economy. This is the first SEC-supported conference since 1984 that is devoted to examining broad policy issues in securities regulation.

The conference will be held November 14-15 at the Grand Hyatt Hotel at 1000 H Street, N.W., Washington, DC, and will bring together more than 43 speakers to participate in five panel discussions. The theme of Securities Regulation in the Global Internet Economy was chosen because the rapid development of a global marketplace requires a careful reexamination of the fundamental principles of securities regulation.

SEC Chairman Harvey Pitt, who will address the group as the keynote speaker, said, "In the field of securities law today, there is no more important priority for securities regulators than to address the role of securities regulation in the global marketplace. This conference will play an important role in helping us set our regulatory agenda. We look forward to participating in the proceedings and discussing the important issues and challenges confronting today's capital markets."

David Ruder, Chairman of the Historical Society and a former Chairman of the SEC, said, "We are extremely fortunate to have assembled such an outstanding group of both theorists and practitioners of securities regulation. The conference will offer much that will be worthwhile and thought provoking for attendees from the securities bar, accounting profession and securities industry."

Conference sessions will cover the entire range of Commission responsibilities in the global Internet economy. Speakers at the conference represent a broad spectrum of U.S. and foreign securities regulators, stock market officials, accountants, lawyers, and academics.

Senator Paul Sarbanes, Chairman of the Senate Committee on Banking, Housing and Urban Affairs, and Michel Prada, Chairman of the French Commission des Operations de Bourse, will be the featured luncheon speakers. Panelists will include Edmund Jenkins of the Financial Accounting Standards Board, Richard Ketchum of the National Association of Securities Dealers, and senior officials of foreign regulatory agencies in Europe, Asia and South America. A complete list of the speakers is attached, and the entire agenda and registration form are available on the Commission's website at <sec.gov>. For additional information, please contact R. A. Pete Wentz, Associate Dean, Northwestern University School of Law at (312) 503-1828.

The Securities and Exchange Commission Historical Society was founded in 1999. It works to preserve the history of the SEC, to sponsor research and educational programs regarding the SEC, and to enhance understanding of United States and world capital markets.

SECURITIES REGULATION IN THE GLOBAL INTERNET ECONOMY
November 14 and 15, 2001 – Washington, D.C.

Speakers

Keynote Speakers:

Harvey L. Pitt, Chairman of the United States Securities and Exchange Commission

Senator Paul S. Sarbanes, Chairman of the Senate Committee on Banking, Housing, and Urban Affairs

Michel Prada, Chairman of the Commission des Operations de Bourse, France

Foreign Securities Regulators and Officials:

David A. Brown, Chairman, Ontario Securities Commission

John Mogg, Director General, Internal Market Directorate General, European Commission

Anthony Neoh, Chief Advisor, China Securities Regulatory Commission

Jose L. Osorio, President, Comissao de Valores Mobiliarios, Brazil

Stuart Willey, Chief Counsel, Investment Business, Financial Services Authority, England

George Wittich, President, BAWe (Securities Commission), and former Chair, Federation of European Securities Commissions

Accounting Standards Setters:

Edmund L. Jenkins, Chairman, Financial Accounting Standards Board

Sir David Tweedie, Chairman, International Accounting Standards Board

Stock Market Officials:

Donald Cruickshank, Chairman, London Stock Exchange

Philip D. Defeo, Chairman and Chief Executive Officer, Pacific Exchange

Richard A. Grasso, Chairman and Chief Executive Officer, New York Stock Exchange, Inc.

Richard G. Ketchum, President and Chief Operating Officer, National Association of Securities Dealers, Inc.

Securities Industry Participants:

Douglas Atkin, President and Chief Executive Officer, Instinet Group, Inc.

James Dannis, Berens Capital Management

Stephen L. Hammerman, Vice Chairman of the Board, Merrill Lynch & Co., Inc.

Gary G. Lynch, Global General Counsel, Credit Suisse First Boston

Robert C. Pozen, Vice Chairman, Fidelity Investments

David Silver, Former Chairman, ICI Mutual Insurance Company

Steven M. H. Wallman, President, Foliofn Investments, Inc.

Academics:

David S. Ruder, William W. Gurley Memorial Professor of Law, Northwestern University School of Law

Andrei Shleifer, Professor, Department of Economics, Harvard University

Lynn E. Turner, Professor, College of Business, Colorado State University

Accountants:

Philip A. Laskawy, former Chairman and Chief Executive Officer, Ernst & Young

Lawyers:

Edward F. Greene, Cleary, Gottlieb, Steen & Hamilton

Alan B. Levenson, Fulbright & Jaworski

Kathleen H. Moriarty, Carter, Ledyard & Milburn

Richard M. Phillips, Kirkpatrick & Lockhart

Linda C. Quinn, Shearman & Sterling

William Underhill, Slaughter and May

Steven K. West, Sullivan & Cromwell

William J. Williams Jr., Sullivan & Cromwell

United States Securities and Exchange Commissioners and Senior Staff:

Isaac C. Hunt Jr., Commissioner

Laura S. Unger, Commissioner

David M. Becker, General Counsel

Stephen M. Cutler, Acting Director, Division of Enforcement

Felice B. Friedman, Acting Director, Office of International Affairs

Robert K. Herdman, Chief Accountant

David B. H. Martin Jr., Director, Division of Corporation Finance

Annette L. Nazareth, Director, Division of Market Regulation

Paul F. Roye, Director, Division of Investment Management

To register, contact: R. A. Pete Wentz, Associate Dean, Northwestern University
School of Law
p-wentz@law.northwestern.edu
(312) 503-1828 (Press Rel. 2001-119)

STEVEN CUTLER NAMED SEC ENFORCEMENT DIRECTOR

The Securities and Exchange Commission today announced the appointment of Stephen M. Cutler as Director of the Division of Enforcement. In that role, Mr. Cutler will oversee the Commission's enforcement program in Washington D.C. and in 11 regional and district offices throughout the country.

SEC Chairman Harvey Pitt said, "I am extremely pleased that Steve Cutler will be our new Director of Enforcement. He brings with him a long record of accomplishment, both here at the Commission as well as in the private sector. His keen intellect, superb judgment and passion for investor protection have impressed me and everyone else with whom he's worked. I am certain that the Commission's enforcement programs will continue to flourish under Steve's direction."

Mr. Cutler said, "I am delighted and honored to have the opportunity to serve the Commission as the Director of Enforcement. The Commission has a proud tradition of vigorous and even-handed enforcement of the federal securities laws. I look forward to continuing that tradition in the days ahead."

Mr. Cutler, 40, succeeds Richard Walker as the Commission's Director of Enforcement. Mr. Cutler came to the Commission in January 1999 as the Deputy Director of the Enforcement Division. Since his arrival, he has twice been awarded the Chairman's Award for Excellence. Before coming to the Commission, he was a partner at the Washington, D.C. law firm of Wilmer, Cutler & Pickering, where he specialized in securities enforcement and litigation, as well as broker-dealer regulation and compliance.

He received his B.A. summa cum laude from Yale University and his J.D. from Yale Law School, where he was an editor of the Yale Law Journal. (Press Rel. 2001-120)

SEC CHAIRMAN HARVEY PITT ANNOUNCES THE SELECTION OF BRIAN GROSS AS FIRST DIRECTOR OF COMMUNICATIONS

Securities and Exchange Commission Chairman Harvey L. Pitt today announced the selection of Brian J. Gross as the Commission's first Director of Communications. This position was recently created to coordinate the framing of the Commission's policies and the communication of these policies to the agency's multiple constituencies.

Among other responsibilities, Mr. Gross will assist the Commission in managing its relationships with, and communicating policies to, Congress and the Administration, as well as other federal, state, and local agencies, foreign regulatory bodies and the SEC's

regulatory constituents. These include, the securities industry, corporate America, the accounting profession, and public investors. The Communications Directorate will encompass, among other things, the existing Offices of Congressional and Intergovernmental Affairs; Public Affairs, Policy Evaluation and Research; and Investor Education and Assistance.

Prior to joining the Commission, Mr. Gross, 42, spent over 19 years on Capitol Hill, first in the House of Representatives, then as Director of Communications and finally, Legal Counsel to Senator Phil Gramm. For the past three years, he served as Deputy Republican Staff Director and Counsel to the Senate Banking Committee.

Chairman Pitt said, "We are very fortunate to have someone of Brian's experience and talent take on this new position. Brian's knowledge of the financial services industry and the legislative process, as well as his sensitivity to the need of our agency to maintain close contact and act in harmony with a variety of constituencies, make him well qualified to take on this critical position."

Mr. Gross received his undergraduate degrees in history and economics from Texas A&M University and his law degree from Georgetown University Law Center. (Press Rel. 2001-121)

ENFORCEMENT PROCEEDINGS

ADMINISTRATIVE PROCEEDING INSTITUTED AGAINST BRETT BOUCHY AND RICHARD WHELAN

On October 24, the Commission issued an Order Instituting Public Administrative Proceeding Pursuant to Sections 15(b) and 19(h) of the Securities Exchange Act of 1934 (Order) against Brett L. Bouchy (Bouchy) and Richard C. Whelan (Whelan). Bouchy and Whelan were associated at relevant times with two broker-dealers, located in Phoenix, Arizona, First American Biltmore and Franklin Lord, Inc.

The Division alleges that Bouchy and Whelan were enjoined by United States District Judge Susan R. Bolton of the District of Arizona in an Amended Judgment issued on April 25, 2001, from future violations of the antifraud provisions of Section 17(a) of the Securities Act of 1933 and Section 10(b) of the Securities Exchange Act of 1934 and Rules 10b-5, 10b-6 and 10b-9 thereunder.

On March 22, 2001, Judge Bolton found that Bouchy and Whelan had engaged in five separate transactions, each of which misled investors. These transactions included the nondisclosure of free stock received as an incentive for promoting a company, misusing customer funds, selling a customer stock at a marked up price which had been purchased

by Bouchy and Whelan at a discount, and requiring customers to place after market orders in order to receive an allocation in an IPO.

A hearing before an administrative law judge will be scheduled to determine whether the allegations in the Order are true and to determine what remedial action, if any, is appropriate, in the public interest and for the protection of investors. (Rel. 34-44977; File No. 3-10627)

JUDGMENT OF PERMANENT INJUNCTION AND OTHER RELIEF ENTERED AGAINST KENNETH GROSSFELD

The Commission announced that on October 15 the United States District Court for the Southern District of Florida entered a Judgment of Permanent Injunction and Other Relief (final judgment) against Kenneth R. Grossfeld (Grossfeld), ordering him to pay disgorgement in excess of \$697,000. Grossfeld was a principal of a company involved in the alleged fraudulent offering of securities conducted from a classic "boiler-room" operation in Miami, Florida. Grossfeld consented to the entry of the final judgment, without admitting or denying the allegations in the SEC's complaint, in connection with his settlement of the SEC's injunctive action.

On December 28, 2000, the SEC filed an emergency action against Grossfeld and others seeking to enjoin the alleged ongoing fraudulent securities offering being conducted by a Miami, Florida boiler-room and its principals and telemarketers. Among other things, the SEC's complaint alleges that the boiler-room, Web Hosting Headquarters Partnership (Web Hosting or the Company), failed to disclose to investors that it was controlled by individuals with a prior history of defrauding investors, and that it had diverted at least 62% of funds raised from investors to pay its principals and telemarketers.

Grossfeld, without admitting or denying the allegations of the SEC's complaint, consented to the entry of a Final Judgment of Permanent Injunction and Other Relief that enjoins him from violating Sections 5(a), 5(c) and 17(a) of the Securities Act of 1933 [15 U.S.C. §§ 77e(a), 77e(c) and 77q] and Sections 10(b) and 15(a)(1) of the Securities Exchange Act of 1934 [15 U.S.C. §§ 78j(b) and 78o(a)(1)] and Rule 10b-5 thereunder [17 C.F.R. 240.10b-5]. The Final Judgment also imposes disgorgement and prejudgment interest on disgorgement against Grossfeld in the amounts of \$1,630,000 and \$36,675, respectively, but waives payment of disgorgement and interest in excess of \$697,533 based upon his demonstrated inability to pay. The Final Judgment also does not impose a civil penalty based upon Grossfeld's demonstrated inability to pay a civil penalty. [SEC v. Web Hosting Headquarters Partnership, Donald E. Rhoades, Kenneth R. Grossfeld, Wayne L. Prichason, Eduardo Villar, and Karyn Miller, et al., Case No. 00-4975-CIV-Highsmith-Garber, USDC, SDFL] (LR-17202)

FINAL JUDGMENTS ISSUED IN SEC v. HAHN TRUONG, ET AL.

On August 6 and October 9, 2001, U.S. District Judge William A. Ingram for the Northern District of California entered final judgments against Hahn Truong (Hahn) and
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Hen Truong (Hen), respectively, permanently enjoining them from violating the antifraud provisions of the federal securities laws. Hanh was ordered to disgorge \$66,250, but disgorgement was waived and a civil penalty was not assessed against him based upon his demonstrated inability to pay. Hen was ordered to disgorge \$66,250, plus prejudgment and postjudgment interest totaling \$26,562, and a civil penalty of \$66,250.

The Commission's complaint, filed on November 16, 1998, alleged that in March 1994, Hahn used confidential corporate information in selling shares in his then-employer, Molecular Dynamics, Inc. (Molecular), and tipped, among others, Hen, who then sold all of his Molecular shares and sold short additional Molecular shares from March 17 through March 24, 1994. On April 12, 2000, the Court granted partial summary judgment in favor of Hanh and Hen with respect to any Molecular trading that occurred before March 22, 1994. However, the Court denied summary judgment with respect to Hen's short sales of 15,000 Molecular shares on March 23 and 24, 1994, which were financed by Hanh. [SEC v. Hahn Truong, Hieu Truong, Hen Truong, Nina Vinh, Mike Pirbazari and Christopher Nguyen; Civil Action No. 98-21137SW, USDC., NDCA] (LR-17203)

FINAL JUDGMENTS AGAINST REMAINING DEFENDANTS IN S-8 SCHEME

The Commission today announced that on May 15, 2001 and October 11, 2001, the Honorable Ricardo M. Urbina, United States District Judge for the District of Columbia, entered final judgments of permanent injunction and other relief against defendants Edward R. Showalter and Tracy A. Braime. These judgments conclude a civil action filed by the Commission on May 4, 1998 against Hollywood Trez, Inc. (HTI) and various individuals.

In its complaint, the Commission alleged, among other things, that Showalter, HTI's Chairman of the Board, President, Chief Executive Officer, and Chief Financial Officer, orchestrated two fraudulent schemes to raise capital illegally. In the first scheme, HTI materially overstated the value of the primary asset of a wholly-owned subsidiary, a portfolio of defaulted bank loans, in reports filed with the Commission and disseminated to the public. In the second scheme, HTI fraudulently raised millions of dollars by issuing HTI stock to nominee consultants pursuant to Form S-8 registration statements. According to the complaint, Showalter directed the nominees to transfer the great majority of their shares to various investors, HTI creditors and consultants. The Commission further alleged that Tracy A. Braime, then Showalter's wife, was one of HTI's principal nominee consultants. At Showalter's direction, she transferred millions of shares of S-8 stock and loaned the proceeds from sales of other S-8 shares to HTI, where it was used to pay HTI's payroll and various creditors and consultants, as well as many of Showalter's personal expenses. The Commission also alleged that Showalter and Braime were unjustly enriched by proceeds from the sale of at least 2.1 million shares of S-8 stock.

On December 4, 2000, the Court ruled that Showalter was in default based upon his repeated violations of Court orders including his failures to appear for scheduled hearings and conferences. On May 15, 2001, the Court entered a Final Judgment of Permanent

Injunction and Other Equitable Relief against Showalter, permanently enjoining him from violating, among other things, the antifraud, registration, reporting, and internal control provisions of the federal securities laws. Specifically, the Final Judgment against Showalter enjoins him from violating Sections 5(a), 5(c), and 17(a) of the Securities Act of 1933 (Securities Act) and Sections 10(b), 13(a), 13(b)(2), and 13(b)(5) of the Securities Exchange Act of 1934 (Exchange Act) and Rules 10b-5, 12b-20, 13a-1, 13a-11, 13a-13, 13b2-1, and 13b2-2 thereunder. The Final Judgment further orders him to pay disgorgement in the amount of \$538,400, together with prejudgment interest in the amount of \$213,560; orders him to pay a civil penalty of \$150,000; and bars him from serving as an officer or director of a public company.

On October 11, 2001, the Court entered a Final Judgment against Braime. Braime consented to a permanent injunction enjoining her from violating Sections 5(a) and 5(c) of the Securities Act, without admitting or denying the facts alleged in the Commission's complaint. Moreover, the proposed final judgment against Braime holds her jointly and severally liable with Showalter for disgorgement of \$368,000 plus prejudgment interest thereon, but waives payment of disgorgement and does not impose a civil penalty based upon sworn representations concerning her financial condition (see also Litigation Release No. 15730 (May 4, 1998). [SEC v. Hollywood Trenz, Inc., Edward R. Showalter, Tracy A. Braime, and Robert E. Burton, Jr., Civil Action No. 98-1106, RMU, D.D.C.] (LR-17204; AAE Rel. 1472)

FINAL JUDGMENTS ENTERED AGAINST JOHN LARSON AND COMMONWEALTH COMMUNICATIONS GROUP IN WIRELESS CABLE FRAUD

The Commission announced that on October 9 the United States District Court for the District of Columbia entered a final judgment of permanent injunction and other relief as to John Larson and Commonwealth Communications Group (CCG). The Commission's complaint, which was filed on September 26, 1996, alleged that these two defendants violated various registration and antifraud provisions of the federal securities laws in connection with the offer and sale to the public of securities designated as partnership units in Internet Broadcast Group, a purported general partnership formed to engage in the wireless and hardwired cable business in Muskegon, Michigan and Mesa, Arizona. The complaint alleged that Larson and CCG, his wholly controlled company, functioned as brokers in selling the securities without first having registered as such as required by applicable securities laws. Further, Larson and CCG used a variety of false and misleading sales literature, correspondence and telephone statements to sell the securities.

The final judgment orders the defendants Larson and CCG, jointly and severally, to pay disgorgement of \$270,978, \$174,560 in prejudgment interest and a \$270,978 penalty. The final judgment enjoins each of these defendants from violating the antifraud and the securities registration provisions of the Securities Act of 1933 and the antifraud and the broker-dealer registration provisions of the Securities Exchange Act of 1934. Larson and CCG agreed to the entry of the final judgment without admitting or denying the allegations in the Commission's complaint.

Larson and CCG have been defendants in other Commission lawsuits. Larson and CCG were defendants in *SEC v. Internet Telecommunications Albany System SMR, et al.* (See Litigation Release Nos. 16073 and 16660) Additionally, Larson was a defendant in *SEC v. David A. Colvin, et al.* On February 29, 2000, Larson was indicted on a variety of charges, including securities fraud based on his alleged conduct in *SEC v. Colvin, et al.* On or about September 17, 2001, Larson pled guilty to two counts each of securities fraud and mail fraud. (See Litigation Release Nos. 15651, 15683, 16142 and 16255) See also Litigation Release Nos. 15074 (September 26, 1996), 15383 (June 10, 1997), 15778 (June 11, 1998) and 16617 (July 3, 2000). [SEC v. Internet Broadcast Group, et al., Civil Action No. 96CV02226, RCL, D.D.C.] (LR-17205)

INVESTMENT COMPANY ACT RELEASES

ORDERS OF DEREGISTRATION UNDER THE INVESTMENT COMPANY ACT

Orders have been issued under Section 8(f) of the Investment Company Act declaring that each of the following has ceased to be an investment company:

- IAI Investment Funds II, Inc. [File No. 811-7690]
(Rel. IC-25223 - October 24, 2001)
- IAI Investment Funds IV, Inc. [File No. 811-3004]
(Rel. IC-25224 - October 24, 2001)
- IAI Investment Funds VIII, Inc. [File No. 811-3767]
(Rel. IC-25225 - October 24, 2001)
- IAI Investment Funds I, Inc. [File No. 811-2747]
(Rel. IC-25226 - October 24, 2001)
- IAI Investment Funds III, Inc. [File No. 811-4904]
(Rel. IC-25227 - October 24, 2001)
- IAI Investment Funds VI, Inc. [File No. 811-5990]
(Rel. IC-25228 - October 24, 2001)
- IAI Investment Funds VII, Inc. [File No. 811-2147]
(Rel. IC-25229 - October 24, 2001)
- Legg Mason Total Return Trust, Inc. [File No. 811-4308]
(Rel. IC-25230 - October 24, 2001)
- Investment Series Trust [File No. 811-5093]
(Rel. IC-25231 - October 24, 2001)
- The Starburst Funds II [File No. 811-6119]
(Rel. IC-25232 - October 24, 2001)
- Scudder Weisel Capital Entrepreneurs Fund [File No. 811-10169]
(Rel. IC-25233 - October 24, 2001)
- Scudder Weisel Capital Funds [File No. 811-10251]
(Rel. IC-25234 - October 24, 2001)

Blanchard Funds [File No. 811-4579]
(Rel. IC-25235 - October 24, 2001)
Putnam Investment Grade Municipal Trust III [File No. 811-7099]
(Rel. IC-25236 - October 24, 2001)
California Municipal Cash Trust [File No. 811-5760]
(Rel. IC-25237 - October 24, 2001)
The Harvest Funds [File No. 811-9211]
(Rel. IC-25238 - October 24, 2001)
Automated Cash Management Trust [File No. 811-3351]
(Rel. IC-25239 - October 24, 2001)
New York Municipal Cash Trust [File No. 811-3432]
(Rel. IC-25240 - October 24, 2001)
Beacon Global Advisors Trust [File No. 811-7879]
(Rel. IC-25241 - October 24, 2001)
Targeted Duration Trust [File No. 811-6085]
(Rel. IC-25242 - October 24, 2001)

HOLDING COMPANY ACT RELEASES

ALLIANT ENERGY CORPORATION, ET AL.

A supplemental order has been issued authorizing a proposal by Alliant Energy Corporation, a registered holding company and two of its wholly owned utility subsidiary companies, Interstate Power Company (IPC) and IES Utilities Inc. (IESU) to merge IPC into IESU. In connection with the merger, an amendment to IESU's Amended and Restated Articles of Incorporation that authorizes a New Class A Preferred Stock to be issued has been authorized. After the merger, IESU has been authorized to increase its borrowing limit from the money pool to an aggregate amount of \$250 million and to issue long-term debt securities in an aggregate amount up to \$300 million. (Rel. 35-27456)

SELF-REGULATORY ORGANIZATIONS

ACCELERATED APPROVAL OF PROPOSED RULE CHANGE

The Commission granted accelerated approval of a proposed rule change (SR-CHX-2001-02) filed by the Chicago Stock Exchange under Section 19(b)(1) of the Exchange Act. The proposal will permit clearing agencies exempt from registration and qualified vendors to process depository eligible transactions. Publication of the proposal is expected in the Federal Register during the week of October 29. (Rel. 34-44967)

APPROVAL OF PROPOSED RULE CHANGE

The Commission has approved a proposed rule change (SR-NSCC-2001-07) filed by the National Securities Clearing Corporation. The rule change allows NSCC to (i) further automate the buy-in process of CNS positions, (ii) allow for Buy-In Notices to be filed on successive days provided that the quantity of securities representing the sum of the Notices does not exceed the member's total long position, and (iii) revise Retransmittal Notices to include the identity of the Buy-In originator. (Rel. 34-44968)

IMMEDIATE EFFECTIVENESS OF PROPOSED RULE CHANGE

A proposed rule change filed by the National Association of Securities Dealers relating to a change in the length of the term of Office of National Adjudicatory Council Members (SR-NASD-2001-74) has become immediately effective under Section 19(b)(3)(A) of the Securities Exchange Act of 1934. Publication of the proposal is expected in the Federal Register during the week of October 29. (Rel. 34-44973)

WITHDRAWALS SOUGHT

Notice has been issued giving interested persons until November 13, 2001, to comment on the application of Excel Legacy Corporation to withdraw its 9.0% Convertible Redeemable Subordinated Debentures (due 2004) and 10.0% Senior Redeemable Notes (due 2004), from listing and registration on the American Stock Exchange. (Rel. 34-44976)

A notice has been issued giving interested persons until November 14, 2001, to comment on the application for withdrawal from listing and registration (Thermwood Corporation, Common Stock, no par value) on the Pacific Exchange. (Rel. 34-44978)

A notice has been issued giving interested persons until November 14, 2001, to comment on the application of Thermwood Corporation to withdraw its Common Stock, no par value, and 12% Subordinated Debentures (due 2014) from listing and registration on the American Stock Exchange. (Rel. 34-44979)

SECURITIES ACT REGISTRATIONS

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.gov>. In most cases, this information is also available on the Commission's website: <www.sec.gov>.

- F-6 VAN DER MOOLEN HOLDING NV /ADR/, TIMOTHY F KEANEY BANK OF NEW YORK, 101 BARCLAY ST 22ND FL, NEW YORK, NY 10286 (212) 815-2129 - 50,000,000 (\$2,500,000) DEPOSITARY RECEIPTS FOR COMMON STOCK. (FILE 333-14008 - OCT. 16)
- F-3 TEVA PHARMACEUTICAL INDUSTRIES LIMITED, 5 BAZEL ST, P O B 3190, PETACH TIKVA, L3 49131 - 360,000,000 (\$360,000,000) CONVERTIBLE DEBENTURES AND NOTES. (FILE 333-14010 - OCT. 16) (BR. 1)
- S-8 ALCATEL, 54 RUE LA BOETIE, 2288 BH, PARIS FRANCE 75008, IO 00000 (331) 407-6101 - 26,880 (\$857,740.80) FOREIGN COMMON STOCK. (FILE 333-14016 - OCT. 17) (BR. 7)
- F-3 EMBRAER BRAZILIAN AVIATION CO INC, AVENIDA BRIGADERO FARIA LIMA 2170, 12227-901 SAO JOSE DOS CAMPOS SAO PAULO, FEDERATIVE REPUBLIC, D5 00000 (011) 551-2345 - 25,494,000 (\$89,738,880) PREFERRED STOCK. (FILE 333-14018 - OCT. 17) (BR. 5)
- S-8 CONTINENTAL AIRLINES INC /DE/, 1600 SMITH STREET 3303D, DEPT HQSEO, HOUSTON, TX 77002 (713) 324-5000 - 2,500,000 (\$46,687,500) COMMON STOCK. (FILE 333-71796 - OCT. 18) (BR. 5)
- S-8 FINDEX COM INC, 11640 ARBOR ST, STE 201, OMAHA, NE 68144 (402) 333-1900 - 500,000 (\$72,500) COMMON STOCK. (FILE 333-71798 - OCT. 17) (BR. 3)
- S-8 E REX INC, 11645 BISCAYNE BLVD, STE 210, MIAMI, FL 33181 (206) 521-2090 - 1,369,998 (\$41,100) COMMON STOCK. (FILE 333-71802 - OCT. 18) (BR. 9)
- S-1 LONG BEACH HOLDINGS CORP, ONE MACK CENTRE DR, PARAMUS, NJ 07652 (201) 262-5222 - \$110,000,000 COMMON STOCK. (FILE 333-71804 - OCT. 18) (NEW ISSUE)
- S-8 37POINT9, 11665 AVENA PLACE STE 209A, SUITE 200, SAN DIEGO, CA 92590 (909) 296-9945 - 47,575,000 (\$297,343.75) COMMON STOCK. (FILE 333-71806 - OCT. 18) (BR. 9)
- S-3 TRIANGLE PHARMACEUTICALS INC, 4 UNIVERSITY PLACE, 4611 UNIVERSITY DRIVE, DURHAM, NC 27707 (919) 493-5980 - 28,301,887 (\$106,132,076) COMMON STOCK. (FILE 333-71808 - OCT. 18) (BR. 1)
- S-8 WINMAX TRADING GROUP INC, 429 SEABREEZE BLVD STE 227, FT LAUDERDALE, FL

33316 (954) 523-4500 - 1,550,000 (\$620,000) COMMON STOCK. (FILE 333-71810 - OCT. 18) (BR. 9)

S-3 GENAISSANCE PHARMACEUTICALS INC, FIVE SCIENCE PARK, NEW HAVEN, CT 06511 (203) 773-1450 (FILE 333-71812 - OCT. 18) (BR. 1)

S-8 UNIFY CORP, 181 METRO DR, 3RD FL, SAN JOSE, CA 95110 (408) 467-4500 - 2,950,000 (\$855,500) COMMON STOCK. (FILE 333-71814 - OCT. 18) (BR. 3)

S-8 NUMERICAL TECHNOLOGIES INC, 70 W PLUMERIA AVE, SAN JOSE, CA 95134 (408) 919-1910 - 3,302,605 (\$64,453,328.14) COMMON STOCK. (FILE 333-71816 - OCT. 18) (BR. 3)

S-8 UNITED BANCSHARES INC/OH, 100 SOUTH HIGH ST, COLUMBUS GROVE, OH 45830 (419) 659-2141 - 264,838 (\$2,363,679.15) COMMON STOCK. (FILE 333-71822 - OCT. 18) (BR. 7)

S-1 ALAMOSA HOLDINGS INC, 5225 S LOOP 289, LUBBOCK, TX 79424 (806) 722-1100 - 9,200,000 (\$156,952,000) COMMON STOCK. (FILE 333-71824 - OCT. 18) (BR. 7)

S-8 AMERICAS SENIOR FINANCIAL SERVICES INC, 9501 N.E. 2ND AVE., MIAMI SHORES, FL 33138 (305) 751-3232 - 750,000 (\$120,000) COMMON STOCK. (FILE 333-71826 - OCT. 18) (BR. 7)

S-8 NBT BANCORP INC, 52 S BROAD ST, NORWICH, NY 13815 (607) 337-2265 - 2,500,000 (\$33,075,000) COMMON STOCK. (FILE 333-71830 - OCT. 18) (BR. 7)

S-8 CLARUS CORP, 3970 JOHNS CREEK CT, STE 100, SUWANEE, GA 30024 (770) 291-3900 - 150,000 (\$1,116,000) COMMON STOCK. (FILE 333-71838 - OCT. 18) (BR. 3)

S-4 LA QUINTA PROPERTIES INC, 909 HIDDEN RIDGE SUITE 600, IRVING, TX 75038 (781) 433-6000 - 157,409,422 (\$730,379,718) COMMON STOCK. (FILE 333-71840 - OCT. 18) (BR. 8)

S-8 GREENLAND CORP, 1935 AVENIDA DEL ORO, SUITE D, OCEANSIDE, CA 92056 (619) 458-4226 - 9,350,000 (\$187,000) COMMON STOCK. (FILE 333-71842 - OCT. 18) (BR. 7)

S-8 ELINE ENTERTAINMENT GROUP INC, 14919 LEBANON RD, OLD HICKORY, TN 37138 (604) 684-2933 - 1,220,000 (\$2,257,000) COMMON STOCK. (FILE 333-71844 -

OCT. 18) (BR. 9)
