

sec news digest

U.S. SECURITIES & EXCHANGE COMMISSION

Issue 75-204

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RECEIVED

October 21, 1975

DECISIONS IN ADMINISTRATIVE PROCEEDINGS

OCT 22 1975

NASD ACTION AGAINST UNIFIED
UNDERWRITERS, INC. AFFIRMED

LIBRARY

The Commission has affirmed the NASD's imposition of censure and a \$12,000 fine on Unified Underwriters, Inc., an Indianapolis broker-dealer firm.

In 1969, Unified purchased securities in seven public offerings which rose to immediate aftermarket premiums. After holding the securities for periods ranging from 7 to 90 days, Unified sold them in the open market for a total profit of about \$17,000. The Commission found, as had the NASD, that Unified failed to comply with the NASD's interpretation with respect to free-riding and withholding. The interpretation is designed to assure that NASD members make a bona fide offering of a securities issue to the public at the public offering price. (Rel. 34-11729)

PILGRIM SECURITIES CORPORATION
REVOKED; OFFICERS BARRED

The Commission has revoked the registration of Pilgrim Securities Corporation of Monsey, New York as a broker-dealer and barred Rhoda Lerner Burstein, its Secretary-Treasurer and Joel Lerner, its Executive Vice-President from association with any broker, dealer or investment company. The sanctions were based upon findings that respondents violated or aided and abetted violations of the registration, antifraud and recordkeeping provisions of the securities laws.

Respondents consented to the findings and sanctions, without admitting or denying the charges against them. (Rel. 34-11730)

DICKINSON, ROTHBART & CO., INC., REVOKED;
PRESIDENT AND FORMER PRINCIPAL SANCTIONED

The Commission has revoked the broker-dealer registration of Dickinson, Rothbart & Co., Inc., of New York City, and barred its president, Glen I. Rothbart, from association with any broker, dealer, or investment company. The Commission also found it in the public interest to suspend Robert J. Birchfield, formerly a principal with the firm, from association with any broker or dealer for nine months. Birchfield's suspension will become effective at the opening of business on October 27, 1975.

The sanctions were based on findings that the firm, aided and abetted by Rothbart and Birchfield, violated the net capital, reserve, credit extension, bookkeeping and reporting provisions of the Securities Exchange Act.

Without admitting or denying the allegations in the order for proceedings, respondents consented to the above findings and sanctions. (Rel. 34-11731)

COMMISSION ANNOUNCEMENTS

COMMISSION ACTION ON FOIA APPEAL

The Commission has denied the appeal of James W. Ruddy, on behalf of General Insurance Company of America, from the staff's previous denial of his request for access to investigatory records relating to Financial Fund, Inc. Although the Commission's injunctive action against the fund has been completed, the Commission's staff is currently considering whether to recommend that administrative proceedings be brought against certain principals of Financial Fund, Inc. In addition, the records requested by Mr. Ruddy are being used in a related investigation which may lead to enforcement proceedings. Under these circumstances, the Commission held that the records are exempt from disclosure on the basis of the seventh exemption under the Freedom of Information Act, 5 U.S.C. 552(b)(7)(A) since disclosure of the records would tend to

"interfere with pending or prospective enforcement proceedings." Further, the Commission held that prior disclosure of the same records to the receiver appointed in the Commission's injunctive action, who is the plaintiff in a private suit in which Mr. Ruddy's client is a defendant, did not constitute an implied waiver of the seventh exemption. (FOIA-34)

REPORT COORDINATING GROUP (ADVISORY) MEETINGS ANNOUNCED

The Commission's Report Coordinating Group (Advisory) will hold a meeting on November 17 at 55 Water Street, Twenty-third Floor, New York, New York. The meeting will commence at 10:00 a.m. local time and will be for the purpose of discussing the development of the FOCUS Report of financial and operational information, simplified trading forms and assessment forms, and related topics.

The Group's meetings are open to the public. Any interested person may attend and appear before or file statements with the advisory committee. Said statements, if in written form, may be filed before or after the meeting. Oral statements shall be made at the time and in the manner permitted by the Report Coordinating Group.

The Report Coordinating Group was formed to assist the Commission in developing a coherent, industry-wide, coordinated reporting system. In carrying out this objective, the Report Coordinating Group is to review all reports, forms and similar materials required of broker-dealers by the Commission, the self-regulatory community and others. The Group is advising the Commission on such matters as eliminating unnecessary duplication in reporting, reducing reporting requirements where feasible, and developing the FOCUS Report of financial and operational information. (Rel. 34-10612; 34-10959; 34-11140; 34-11149).

Information concerning the meeting, including the procedures for submitting statements to the Group, may be obtained by contacting: Mr. Daniel J. Piliero II, Secretary, SEC Report Coordinating Group, Securities and Exchange Commission, Washington, D.C. 20549.

INVESTMENT COMPANY ACT RELEASES

EQUITY PROGRESS FUND

An order has been issued declaring that Equity Progress Fund, Inc. has ceased to be an investment company. (Rel. IC-8995 - Oct. 17)

HOLDING COMPANY ACT RELEASES

ST. REGIS PAPER COMPANY

A notice has been issued giving interested persons until November 11 to request a hearing on an application for exemption from all the provisions of the Act filed by St. Regis Paper Company. St. Regis is a holding company by virtue of its ownership of North Western Pulp & Power Ltd., and The Montana Light and Power Company. (Rel. 35-19213 - Oct. 17)

SECURITIES ACT REGISTRATIONS

(S-7) MADISON GAS AND ELECTRIC COMPANY

100 North Fairchild St., Madison, Wis. 53701 - \$25 million of first mortgage bonds, due 2005, to be offered for sale through underwriters headed by White, Weld & Co. Incorporated, 30 West Monroe St., Chicago, Ill. 60603. The company is an electric and gas utility. (File 2-54821 - Oct. 16)

(S-7) COLUMBUS AND SOUTHERN OHIO ELECTRIC COMPANY

215 North Front St., Columbus, Ohio 43215 - \$60 million of first mortgage bonds, due 1984, to be offered for sale through underwriters headed by Dillon, Read & Co. Inc., 46 William St., New York, N.Y. 10005. The company is a public utility. (File 2-54823- Oct. 17)

(S-7) CENTRAL LOUISIANA ELECTRIC COMPANY, INC.

415 Main St., Pineville, Louisiana 71360 - 1,000,000 shares of common stock, to be offered for sale through underwriters headed by Blyth Eastman Dillon & Co. Incorporated, One Chase Manhattan Plaza, New York, N.Y. 10005. The company is an operating public utility. (File 2-54824 - Oct. 17)

(S-1) FIRST NATIONAL CHARTER CORPORATION

500 TenMain Center, Kansas City, Mo. 64141 - 42,500 shares of common stock. It is proposed to offer these shares in exchange for the outstanding capital shares of Excelsior Trust Company, Excelsior Springs, Mo. First National Charter is a bank holding company. (File 2-54825 - Oct. 17)

(S-B) EUROPEAN INVESTMENT BANK

2, Place de Metz, Luxembourg, Luxembourg - \$50 million of notes, due 1982, to be offered for sale through underwriters headed by Kuhn, Loeb & Co., 40 Wall St., New York, N.Y. The European Investment Bank was established as an autonomous public institution pursuant to the Treaty of Rome signed on March 25, 1957. The Bank's purpose is to contribute to the balanced and steady development of a European common market by granting loans and giving guarantees to finance various projects intended to serve the European Economic Community. (File 2-54826 - Oct. 17)

(S-16) HARRIS BANKCORP, INC.

111 West Monroe St., Chicago, Ill. 60690 - 100,000 outstanding shares of common stock, to be offered for sale by a stockholder through underwriters headed by The First Boston Corporation, 20 Exchange Pl., New York, N.Y. 10005. The corporation is a one-bank holding company whose principal subsidiary is Harris Trust and Savings Bank. (File 2-54827 - Oct. 17)

(S-7) PACIFIC LIGHTING SERVICE COMPANY

720 West Eighth St., Los Angeles, Cal. 90017 - \$25 million of debentures, Series F, due 1985, to be offered for sale through underwriters headed by Morgan Stanley & Co. Incorporated, 1251 Avenue of the Americas, New York, N.Y. 10020. The company is an operating public utility. (File 2-54830 - Oct. 17)

(S-7) PENNSYLVANIA POWER & LIGHT COMPANY

Two North Ninth St., Allentown, Pa. 18101 - \$100 million of first mortgage bonds, due 2005, to be offered for sale through underwriters headed by Morgan Stanley & Co. Incorporated, 140 Broadway, New York, N.Y. 10005. The company is engaged in the electric utility business. (File 2-54831 - Oct. 17)

(S-6) PENNSYLVANIA INSURED MUNICIPAL BOND TRUST-
SECOND SERIES

1500 Walnut St., Philadelphia, Pa. 19102 - 12,000 units, representing undivided interests in a closed-end investment trust, to be offered for sale by the sponsors headed by Butcher & Singer, 1500 Walnut St., Philadelphia, Pa. 19102. The trust will own a portfolio of municipal bonds and an insurance policy covering principal and interest payments, when due, of the bonds in the portfolio. The trustee will be United States Trust Company of New York. (File 2-54833 - Oct. 17)

(S-7) INTERNATIONAL MINERALS & CHEMICAL CORPORATION

IMC Plaza, Libertyville, Ill. 60048 - \$100 million of sinking fund debentures, due 2000, to be offered for sale through underwriters represented by White, Weld & Co. Incorporated, One Liberty Plaza, New York, N.Y. 10006. IMC is principally engaged in the fertilizer, industrial products and chemical businesses. (File 2-54834 - Oct. 17)

RECENT 8K FILINGS

Form 8K is a report which must be filed with the SEC by the 10th of the month after any of the following important events or changes: changes in control of the registrant; acquisition or disposition of assets; legal proceedings; changes in securities (i.e., collateral for registered securities); defaults upon senior securities; increase or decrease in the amount of securities outstanding; options to purchase securities; revaluation of assets; submission of matters to a vote of security holders.

The companies listed below have filed Form 8-K reports for the month indicated, responding to the item of the form specified. Photocopies may be purchased from the Commission's Public Reference Section (in ordering, please give month and year of report). An index of the captions of the items of the form was included in Monday's News Digest.

COMPANY	ITEM NO.	MONTH
GENERAL MOTORS CORP	3	09/75
GEORGIA POWER CO	3	09/75
GETTY OIL CO	3	09/75
GRACE W R & CO	13	09/75
GRAY TOOL CO	7	09/75
HALLIBURTON CO	3,8	09/75
HAWKEYE BANCORPORATION	7,14	09/75
HEMDALE ENTERPRISES INC	1	09/75
HEUBLEIN INC	3	09/75
HUGHES & HATCHER INC	7,14	09/75
HYNES & HOWES REAL ESTATE INC	3	09/75
IMOCO GATEWAY CORP	8,13,14	09/75
INLAND STEEL CO	3,7,14	09/75
INSTITUTIONAL INVESTORS TRUST	11	09/75
INTERSIL INC	1,10,14	09/75
INTERSTATE CORP	3,13,14	09/75
ITEK CORP	3	09/75
JAEGER MACHINE CO	11,12	09/75
JERSEY CENTRAL POWER & LIGHT CO	3,13	09/75
KERR MCGEE CORP	3	09/75
KIN ARK CORP	13	09/75
LADD ENTERPRISES INC	7	09/75
LEE WAY MOTOR FREIGHT INC	13	09/75
LIBBEY OWENS FORD CO	3	09/75
LIFE ASSURANCE CO OF CAROLINA	1,2,4,8,11,14	09/75
LINCOLN NATIONAL CORP	13	09/75
LITRONIX INC	4,14	09/75
LOUISIANA POWER & LIGHT CO	3,7	09/75
LTV AEROSPACE CORP	3	09/75
LTV CORP	3	09/75
MANUFACTURERS HANOVER CORP	13	09/75
MANUFACTURERS NATIONAL CORP	13	09/75
MARATHON OIL CO	3,7	09/75
MASSACHUSETTS ELECTRIC CO	11	09/75
MCCULLOCH OIL CORP	2,13,14	09/75
MCD HOLDINGS INC	13	09/75

NOTICE

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. The reproduction cost is 15¢ per page plus postage (\$2 minimum) and 30¢ per page plus postage for expedited handling (\$5 minimum). Cost estimates are given on request. All other referenced material is available in the SEC Docket.

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SEC DOCKET is published weekly. Subscription rates: \$43.70/yr in U.S. first class mail, \$54.65 elsewhere. The News Digest and the Docket are for sale by the Superintendent of Documents, Government Printing Office, Washington, D.C. 20402.