

sec news LIBRARY digest

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ADMINISTRATIVE PROCEEDINGS

U.S. SECURITIES AND
EXCHANGE COMMISSION

JAY W. KAUFMANN & CO. AND RAPHAEL D. BLOOM SANCTIONED

Administrative Law Judge Irving Schiller filed an initial decision suspending the registration of Jay W. Kaufmann & Co. for 60 days with the proviso that the 60-day suspension shall not take effect at this time upon condition that for a period of two years the firm file quarterly reports with the Regional Administrator of the Commission's New York Regional Office signed by an independent public accountant certifying that the firm's books and records are being currently maintained in compliance with the Commission's Rules and Regulations. Failure timely to file such reports or if such reports reflect that the books and records do not comply with the rules and regulations the 60-day suspension shall immediately become effective. Raphael D. Bloom, the firm's general partner was suspended from association with any broker-dealer for 60 days.

Judge Schiller found that Jay W. Kaufmann & Co. wilfully violated specified provisions of Sections 15 and 17 of the Securities Exchange Act of 1934 and particular Rules and Regulations thereunder relating to bookkeeping financial reporting, and supplemental reporting provisions, fingerprinting requirements, customer protection provisions, hypothecation of customers securities, and the margin or credit extension provisions.

In his initial decision, Judge Schiller also found that Bloom wilfully aided and abetted each of the violations committed by Jay W. Kaufmann & Co.

CIVIL PROCEEDINGS

COMPLAINT NAMES DUPONT OIL COMPANY, INC., OTHERS

The Chicago Regional Office announced that on July 20 a complaint for injunctive relief was filed in the U.S. District Court for the Northern District of Illinois, Eastern Division, against Paul J. DuPont, DuPont Oil Company and DuPont Oil Company, Inc. (DuPont Oil), and Max W. Seelig. The complaint seeks to enjoin the defendants from violating the registration and antifraud provisions of the securities laws.

The action arose from the offer and sale of fractional undivided interests in oil and gas leases by DuPont and DuPont Oil from March 1977 to July 1981 and Seelig from August 1978 to July 1981. As a result, the complaint alleged that the defendants, among other things, offered and sold these securities while no registration statement had been filed or was in effect. The complaint also alleged that they violated the antifraud provisions of the securities laws by, among other things, making untrue statements of material fact and omitting to state material facts in connection with the offer and sale of these securities. (SEC v. Paul J. DuPont, et al., N.D. Ill., Civil Action No. 82 C 4510). (LR -9730)

ORDERS ENTERED AGAINST OTC NET INCORPORATED, OTHERS

The Denver Regional Office announced that on August 4 Orders were entered by the Honorable Zita Weinshienk, Judge, U.S. District Court for the District of Colorado, restraining OTC Net Incorporated, Juan Carlos Schidlowski, Joseph V. Pignatiello, Kim D. Rust, Delmar D. Hartley, and Arlan I. Preblud from violating the antifraud, antimanipulation, registration, and certain other provisions of the securities laws. The Orders also restrained the removal of certain property and records and required the delivery of certain records and property to the SIPC Trustee by OTC, Schidlowski, Pignatiello and Rust.

The defendants, without admitting or denying the allegations of the complaint, consented to the entry of the Interlocutory Orders against them, and Orders requiring certain acts and actions on their part, pending a trial on the merits.

A hearing was set for October 7, 1982 for Rust regarding the Commission's Motion for Preliminary Injunction. (SEC v. OTC Net Incorporated, et al., USDC, Colo., Civil Action No. 82-Z-877). (LR-9731)

COMPLAINT NAMES SERVINATIONAL, INC.

The Commission announced that on August 10 it filed a civil injunctive action in the U.S. District Court for the District of Columbia against Servinational, Inc., with principal offices in Columbus, Ohio. Servinational, Inc. is primarily engaged in public warehousing, retail liquor store operations, and pharmaceutical and medical supply businesses. The Commission's complaint alleges violations of the reporting provisions of the securities laws and seeks a Judgment of Permanent Injunction and Other Relief.

In its complaint, the Commission alleges that Servinational, Inc., as part of a continuing course of violative conduct extending over several years, has failed to file its Annual Report on Form 10-K for its fiscal year ended March 31, 1982, required to have been filed with the Commission by June 29, 1982, and failed timely to file other periodic reports over a four year period. The complaint requests that the Court order Servinational to file its delinquent report forthwith. The Commission also requested that the Court enjoin Servinational, Inc. from further violations of the reporting provisions of the securities laws. (SEC v. Servinational, Inc., D.D.C., Civil Action No. 82-2251). (LR-9732)

INVESTMENT COMPANY ACT RELEASES

FEDERAL LIFE MONEY MARKET FUND, INC.

A notice has been issued giving interested persons until August 31, 1982, to request a hearing on an application of Federal Money Market Fund, Inc., for an order pursuant to Section 6(c) of the Investment Company Act of 1940 (Act), exempting it from the provisions of Rules 2a-4 and 22c-1 under the Act, to the extent necessary to permit Applicant to compute its price per share for the purposes of sales and redemptions of its shares to the nearest cent on a share value of one dollar. (Rel. IC-12580 - Aug. 6)

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; File number and date filed; Assigned Branch; if the registration statement is a New Issue; and [S] denoting SHELF REGISTRATION pursuant to Rule 415.

- (S-18) BIOMET, INC., Airport Industrial Park, PO Box 587, Warsaw, IN 46580 (219-267-6639) - 207,500 shares of common stock. Underwriter: Raffensperger, Hughes & Co., Inc., Indianapolis, IN. The company manufactures and distributes surgical implants and various orthopedic support devices. (File 2-78589C - July 28) (Br. 8 - New Issue)
- (S-18) COMMONWEALTH CAPITAL, LTD., 50 South Steele St., Suite 550G, Denver CO 80209 (303-321-4170) - 20,000,000 shares of common stock, 1,000,000 warrants to purchase common stock (with underlying common shares). Underwriter: Rigel Securities, Inc., Aurora, CO 80017. The company was organized to engage in mortgage banking and lending. (File 2-78639-D - July 30) (Br. 1 - New Issue)
- (S-18) PLASMEDICS, INC., 7447 South Harrison Way, Littleton, CO 80122 (303-694-1032) - 15,000,000 shares of common stock; 15,000,000 warrants to purchase common stock and 7,500,000 shares of common stock (underlying warrants). Underwriter: Centennial State Securities, Inc., Englewood, CO 80111. The company was formed to engage in the medical products industry. (File 2-78660-D - July 30) (Br. 8 - New Issue)
- (S-3) THE TRAVELERS CORPORATION, One Tower Square, Hartford, CT 06115 (203-277-0111) - \$100 million of debt securities. The company is in the multi-line insurance business. (File 2-78740 - Aug. 6) (Br. 10) [S]

- (S-8) AMERACE CORPORATION, 555 Fifth Ave., New York, NY 10017 - 100,000 shares of common stock. (File 2-78741 - Aug. 6) (Br. 5)
- (S-1) ECC RESOURCES OIL & GAS DRILLING PROGRAM 1982-83, 618 T.W. Patterson Bldg., Fresno, CA 93721 - \$7,500,000 of preformation limited partnership interests, \$1,875,000 of voluntary assessments. Underwriter: ECC Financial Corporation. The partnership will engage in the drilling of oil and gas wells. (File 2-78745 - Aug. 6) (Br. 4 - New Issue)
- (S-6's) MUNICIPAL INVESTMENT TRUST FUND, THIRTEENTH CALIFORNIA SERIES and THE CORPORATE INCOME FUND TWO HUNDRED ELEVENTH SHORT TERM SERIES (A Unit Investment Trust) - an indefinite number of units of beneficial interest for each. Depositors: Merrill Lynch, Pierce, Fenner & Smith Inc., One Liberty Plaza, 165 Broadway, New York, NY 10080; Dean Witter Reynolds, Inc.; Bache Halsey Stuart Shields Inc.; and Shearson/American Express Inc. (File 2-78748 and 2-78749 - Aug. 6) (Br. 17 - New Issues)
- (S-14) LIBERTY NATIONAL BANCSHARES, INC., 2330 North Turner, PO Box 700, Hobbs, NM 88240 - 293,400 shares of common stock; \$761,217 of twelve percent subordinated debentures. (File 2-78752 - Aug. 9) (Br. 1 - New Issue)
- (S-18) THE SOFTWARE FUND, 1000 Cherry Ave., Suite 205, San Bruno, CA 94066 - 1,000 units of limited partnership interest. The partnership will participate in joint venture and/or contract projects with non-affiliated companies to develop, market, and sell a variety of computer software and related products. (File 2-78756 - Aug. 9) (Br. 9 - New Issue)
- (S-8) ZALE CORPORATION, 3000 Diamond Park Dr., Dallas, TX 75247 (214-634-4122) - 750,000 shares of common stock. (File 2-78759 - Aug. 9) (Br. 9)
- (S-14) ADDISON BANCSHARES, INC., 350 W. North Ave., Addison, IL 60101 (312-495-3000) - 33,000 shares of common stock. (File 2-78769 - Aug. 9) (Br. 2 - New Issue)
- (S-3) IRT PROPERTY COMPANY, 6540 Powers Ferry Rd., Suite 160, Atlanta, GA 30339 (404-995-4406) - 100,000 shares of common stock. Dividend Reinvestment Plan. (File 2-78771 - Aug. 10) (Br. 5)
- (S-3) PANHANDLE EASTERN PIPE LINE COMPANY, 3000 Bissonnet, PO Box 1642, Houston, TX 77251 (713-664-3401) - \$100 million of sinking fund debentures, due 1997. Underwriter: Kidder, Peabody & Co. Inc. and Merrill Lynch White Weld Capital Markets Group. The company will own and operate interstate natural gas transmission systems. (File 2-78772 - Aug. 10) (Br. 8)
- (S-14) TEXAS GAS CORPORATION, 3800 Frederica St., Owensboro, KY 42301 (502-926-8686) - 20,726,631 shares of common stock. (File 2-78773 - Aug. 10) (Br. 8 - New Issue)
- (S-8) COLLINS & AIKMAN CORPORATION, 210 Madison Ave., New York, NY 10016 - 300,000 shares of common stock. (File 2-78774 - Aug. 9) (Br. 8)
- In a separate S-8 registration statement the company seeks registration of 518,000 shares of common stock. (File 2-78775 - Aug. 9) (Br. 8)

ACQUISITIONS OF SECURITIES

Companies and individuals must report to the Commission within ten days on Schedule 13D if after the acquisition of equity securities of a public company their beneficial interest therein exceeds five percent. Persons eligible to use the short form (Schedule 13G) may in lieu of filing a Schedule 13D file a Schedule 13G within 45 days after the end of the calendar year in which the person became subject to Section 13(d)(1). Companies and individuals making a tender offer must have on file at the time the tender offer commences a Schedule 14D-1.

Below is a list of recent filings of Schedules 13D and 14D, which includes the following information: Column 1 - the company purchased (top), and the name of the purchaser; Column 2 - the type of security purchased; Column 3 - the type of form filed; Column 4 - the date the transaction occurred; Column 5 - the current number of shares (in 000's) owned (top) and the current percent owned; Column 6 - the CUSIP number (top) and the prior percent owned; and Column 7 - the status of the filing, i.e., new, update, or revision.

	FORM	EVENT DATE	SHRS (000) / % OWNED	CUSIP / PRIORITY	FILING STATUS
APPLIED MATLS INC GENERAL ELEC VENT CAP	COM 13D	7/29/82	1,098 20.3	03822210 9.2	UPDATE
BUTTES GAS & OIL CO CONSOLIDATED OIL & GAS INC	COM 13D	8/ 4/82	0 0.0	12418710 9.0	UPDATE
CITIES SVC CO GOC ACQUISITION CORP/GULF OIL	COM 14D-1	8/ 6/82	0 0.0	17303610 18.2	UPDATE
DELLWOOD FOODS INC BERKLEY WM ET AL	COM 13D	7/28/82	227 38.2	24703110 0.0	NEW
EAGLE PICHER INDS INC VULCAN CORP ET AL	COM 13D	7/30/82	522 5.4	26980310 0.0	NEW
FOSSIL OIL & GAS INC ADAMS GAYLAN	COM 13D	11/16/81	653 5.0	34988310 0.0	NEW
FROZEN FOOD EXPRESS INDS LDB CORP	COM 13D	7/30/82	0 N/A	35936010 N/A	UPDATE
GREAT LAKES FINANCIAL RESOUR ROBERTSON HARRY	COM 13D	5/29/82	16 6.7	39060090 0.0	NEW
GREATWEST HOSPS INC DUKES ROBERT ET AL	COM 13D	7/27/82	287 5.7	39241510 0.0	NEW
GREATWEST HOSPS INC GIBSON A.H.GARRY	COM 13D	7/27/82	283 5.6	39241510 0.0	NEW
HIGBEE CO INDUSTRIAL EQUITY LTD ET AL	COM 13D	7/29/82	275 19.9	42952410 18.7	UPDATE
HIPOTRONICS INC THYSSEN-BORNEMISZA HOLDINGS	COM 13D	7/27/82	876 43.9	43351510 0.0	NEW
INARCO CORP REIN WILLIAM F	COM 13D	7/20/82	59 8.1	45323610 7.8	UPDATE
JOHNSON CTLS INC SHARON STEEL CORP ET AL	COM 13D	7/27/82	1,661 12.7	47836610 10.6	UPDATE
KENNAMETAL INC PAUL NORBERT J	COM 13D	8/ 3/82	907 7.4	48917010 0.0	NEW
LOGIMETRICS INC ELECTRONICS HOLDINGS LTD ET AL	COM 13D	6/18/82	705 50.8	54141010 0.0	NEW
NUCORP ENERGY INC LAMAR CLYDE C	COM 13D	7/ 9/82	1,067 6.1	67034910 7.0	UPDATE
SOUTHEASTERN SURGICAL SUP CO ANATAR INVEST INC	COM 13D	7/30/82	143 20.7	84207090 13.4	UPDATE
TELEFLEX INC WOELM HOLDING CO LTD ET AL	COM 13D	3/10/82	481 10.3	87936910 10.2	UPDATE
TOYS R US DEVINE WILLIAM JOHN ET AL	COM 13D	7/22/82	1,620 3.5	89233510 2.3	UPDATE
TOYS R US LAZARUS CHARLES	COM 13D	7/22/82	2,444 5.3	89233510 3.5	UPDATE
TRICO INDS INC FETA INVESTMENT CORP NY ET AL	COM 13D	7/26/82	672 8.5	89609710 6.8	UPDATE
USLIFE CORP ILLINOIS NATL INS CO ET AL	COM 13D	7/30/82	16 0.1	91731810 8.5	NEW
USLIFE CORP ILLINOIS NATL INS CO ET AL	COM 13D	7/30/82	16 0.1	91731810 8.5	UPDATE