sec news digest

Issue 79-242

December 17, 1979

DEC 2.0.1979

RULES AND RELATED MATTERS

U.S. SECURITIES AND

ADOPTION OF AMENDMENTS TO SECTION 20 FXGHANGE COMMISSION OF THE COMMISSION'S RULES OF PRACTICE

The Commission announced amendments to Section 201.26 of its Rules of Practice, 17 CFR 201.26. Section 201.26 permits petitions for review by the Commission of decisions made at a delegated level in accordance with 15 U.S.C. 78d-1(b), as amended. (Rel. 33-6165)

FOR FURTHER INFORMATION CONTACT: Larry R. LaVoie at (202) 272-3087

CIVIL PROCEEDINGS

COMPLAINT NAMES TELLCO INFORMATION SERVICES, OTHERS

The New York Regional Office announced that on December 6 a complaint was filed in the U.S. District Court for the Southern District of New York seeking to enjoin Tellco Information Services, whose principal offices were located in New York City, Vittorio Widemann International Corporation (VWI), whose principal offices were located in New York City, Norman T. Forsyth of Park Ridge, New Jersey, Francis X. Orofino of Greenwich, Connecticut, L. Henry Sarmiento of New York City, Stanley E. Wiklinski of Rutherford, New Jersey, David C. Heenan of New York City, James P. Sherlock, Jr., of Clifton, New Jersey, and Robert M. Kolterman of New York City, from engaging further violations of the registration and antifraud provisions of the securities laws, and seeking to enjoin William J. Flaherty from engaging in further violations of the antifraud provisions of the securities laws. The complaint also seeks certain ancillary relief in the form of an accounting and disgorgement of profits by Forsyth, Orofino and Sarmiento.

The complaint alleges that from May, 1977 through September, 1977, the defendants participated in a scheme to sell unregistered securities, in the form of convertible promissory notes of VWI, while concurrently manipulating the over-the-counter trading market for Tellco common stock in order to artificially raise and maintain the price of such stock. The complaint further alleges that the defendants released false information to investors concerning, among other things, the financial condition of Tellco and VWI, the use of proceeds from the sale of VWI notes, the future market price of Tellco stock, the terms of the VWI notes, and the risks involved in the purchase of VWI notes or Tellco stock. (SEC v. Tellco Information Services, et al., U.S.D.C., S.D.N.Y., Civil Action No. 79-CIV-6649). (LR-8950)

INVESTMENT COMPANY ACT RELEASES

JOHN HANCOCK CASH MANAGEMENT TRUST

A notice has been issued giving interested persons until January 3, 1980, to request a hearing on an application of John Hancock Cash Management Trust (Fund), registered under the Investment Company Act of 1940 as an open-end, diversified, management investment company, and John Hancock Distributors, Inc., the principal underwriter for the Fund (referred to collectively with Fund as Applicants), requesting an order amending an earlier order dated October 19, 1979 (Rel. IC-10906). The amended order, pursuant to Section 6(c) of the Act, would exempt Applicants 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 the Fund to utilize amortized cost valuation for the purpose of pricing its shares for sale, redemption and repurchase. (Rel. IC-10983 - Dec. 13)

A notice has been issued giving interested persons until January 7, 1970, to request a hearing on an application of Cobblestone Capital Fund, Inc. for an order declaring that it has ceased to be an investment company. (Rel. IC-10984 - Dec. 14)

TAX EXEMPT SECURITIES TRUST

An order has been issued on an application filed by all presently outstanding or subsequently issued Series of Tax Exempt Securities Trust and Harris, Upham Tax-Exempt Fund and the long term debt Series of the Corporate Securities Trust, registered under the Investment Company Act of 1940 as unit investment trusts (collectively the Trusts or the individual Series thereof, a Series), and Smith Barney, Upham & Co. Incorporated, Blyth Eastman Dillon & Co. Incorporated and Drexel Burnham Lambert Incorporated, Sponsors of the Trusts (collectively with the Trusts, the Applicants) (1) pursuant to Section 6(c) of the Act exempting certain exchange transactions of Applicants from the provisions of Section 22(d) of the Act, and (2) pursuant to Section 11 of the Act permitting the exchange of units of any Series of any of the Trusts for units of any other Series thereof at net asset value plus a fixed and reduced sales charge of \$25 per unit pursuant to an Exchange Option. (Rel. IC-10985 - Dec. 14)

BONDSTOCK CORPORATION

A notice has been issued giving interested persons until January 7, 1980 to request a hearing on an application of Bondstock Corporation, and Security Equity Fund, Inc. (Equity), each registered under the Investment Company Act of 1940 as an open-end, diversified, management investment company, Bondstock Investment Plan (BIP), a unit investment trust registered under the Act, Frank Russell Co., Inc., investment adviser of and principal underwriter for Bondstock and depositor for and sponsor of BIP, Security Management Company, Inc. (Management), investment adviser of Equity, and Securities Distributors, Inc., principal underwriter for Equity, for an order: (1) pursuant to Sections 11(a) and 26(b) of the Act, permitting BIP to surrender shares of Bondstock and to receive shares of Equity therefore in connection with Equity's acquisition of substantially all of Bondstock's assets, and thereafter to acquire Equity shares with planholders' subsequent investments and (2) pursuant to Section 17(d) of the Act and Rule 17d-1 thereunder, permitting Russell to pay up to \$20,000 of the incremental expenses incurred by Bondstock and permitting Management to pay all of the expenses incurred by Equity, in connection with such acquisitions. (Rel. IC-10986 - Dec. 14)

HOLDING COMPANY ACT RELEASES

THEO. H. DAVIES & CO., LTD.

An order has been issued granting an application for exemption from the Public Utility Holding Company Act of 1935 pursuant to Section 2(a)(3)(A) by Theo. H. Davies & Co., Ltd. (Rel. 35-21340 - Dec. 13)

NATIONAL FUEL GAS COMPANY

A notice has been issued giving interested persons until January 7, 1980 to request a hearing on a proposal of National Fuel Gas Company, a registered holding company, and its subsidiary, National Fuel Gas Supply Corporation, whereby the maturity dates of two notes issued by Supply Corporation to National Fuel Gas will be extended from December 31, 1979 to December 31, 1980. (Rel. 35-21341 - Dec. 14)

NEW ENGLAND ELECTRIC SYSTEM

A notice has been issued giving interested persons until January 9, 1980 to request a hearing on a proposal of New England Electric System, a registered holding company, to issue and sell 1,000,000 shares of common stock through December 31, 1984, to the trustee for its employee share ownership plan. (Rel. 35-21342 - Dec. 14)

SELF-REGULATORY ORGANIZATIONS

NOTICE OF EFFECTIVENESS OF PROPOSED RULE CHANGE

A fee change filed by the Midwest Securities Trust Company, pursuant to Rule 19b-4 (SR-MSTC-79-3), has become effective in accordance with Section 19(b)(3)(A) of the Securities Exchange Act of 1934. MSTC has raised the fee for each deposit processed and has levied a surcharge on all bulk deposits. Publication of the proposal is expected to be made in the Federal Register during the week of December 17. (Rel. 34-16423)

NOTICE OF PROPOSED RULE CHANGES

The National Association of Securities Dealers, Inc. has filed proposed rule changes under Rule 19b-4 (SR-NASD-79-11) to adopt the Uniform Code of Arbitration. (Rel. 34-16425); and (SR-NASD-79-12) to revise the reporting procedures applicable to all over-the-counter transactions in listed securities that are required to be reported to the Consolidated Tape. (Rel. 34-16426)

Publication of the above proposals are expected to be made in the <u>Federal Register</u> during the week of December 17.

APPROVAL OF PROPOSED RULE CHANGE

The Commission has approved, on an accelerated basis, a proposed rule change filed by the National Association of Securities Dealers, Inc. (SR-NASD-79-13) which revises the specifications for the Registered Options Principal Examination. (Rel. 34-16427)

MISCELLANEOUS

THE MONROE CLINIC EMPLOYEES' RETIREMENT PLAN

A notice has been issued giving interested persons until January 9, 1980 to request a hearing on an application of the Monroe Clinic, a Wisconsin partnership providing health care to Monroe, Wisconsin and surrounding areas, for an order pursuant to Section 3(a)(2) of the Securities Act of 1933 exempting from the registration requirements of the Act participations or interests issued in connection with the Monroe Clinic Employees' Retirement Plan. (Rel. 33-6168)

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-16) WESTERN BANCORPORATION, 707 Wilshire Blvd., Los Angeles, Cal. 90017 (213) 614-3001 2.000.000 shares of common stock. (File 2-66219 Dec. 14)
- (S-8) JOY MANUFACTURING COMPANY, 1200 Henry W. Oliver Bldg., Pittsburgh, Pa. 15222 (412) 562-4500 260,000 shares of common stock. (File 2-66220 Dec. 14)
- (N-1) FEDERATED TRUST FOR SHORT-TERM MUNICIPAL OBLIGATIONS, 421 Seventh Ave., Pitts-burgh, Pa. 15219 (412) 288-1900 an indefinite number of shares of beneficial interest. (File 2-66222 Dec. 14)
- (S-8) BAKER INTERNATIONAL CORPORATION, 500 City Parkway West, Orange, Cal. 92668 (714) 634-2333 250,000 shares of common stock. (File 2-66223 Dec. 14)
- (S-16) THE BERKSHIRE GAS COMPANY, 115 Cheshire Rd., Pittsfield, Mass. 01201 (413) 442-1511 20,000 shares of common stock. The company is engaged in the distribution and sale of gas. (File 2-66224 Dec. 14)

- (S-16) HONEYWELL, INC., Honeywell Plaza, Minneapolis, Minn. 55408 (612) 870-5200 5,738 shares of common stock. (File 2-66225 Dec. 14)
- (S-14) AUTOMATIC DATA PROCESSING, INC., 405 Route 3, Clifton, N.J. 07015 (201) 365-7300 130,000 shares of common stock. (File 2-66226 Dec. 14)
- (S-14) INTERNATIONAL TELEPHONE AND TELEGRAPH CORPORATION, 320 Park Ave., New York, N.Y. 10022 (212) 752-6000 1,221,000 shares of common stock. (File 2-66228 Dec. 14)
- (N-1) PROPERTY MORTGAGE CO. SEQUOIA FUND, INC., 5858 Wilshire Blvd., Los Angeles, Cal. 90036 - an indefinite number of shares. (File 2-66230 - Dec. 14)
- (S-7) WINN-DIXIE STORES, INC., 5050 Edgewood Court, Jacksonville, Fla. 32205 (904) 783-5000 600,000 shares of common stock. (File 2-66231 Dec. 14)
- (S-12) IRVING TRUST COMPANY, One Wall St., New York, N.Y. 10005 100,000 American Depositary Receipts for Ferrovanadium Corporation N.L. (File 2-66233 Dec. 14)
- (S-16) ONEIDA LTD., Oneida, N.Y. 13421 (315) 361-3000 200,000 shares of common stock.

 The company operates in the business of tableware, cookware, industrial wire products and emblematic jewlry. (File 2-66234 Dec. 14)

REGISTRATIONS EFFECTIVE

Dec. 4: Nova Petroleum Corp., 2-65601 (90 days).

Dec. 5: Convertible Yield Securities, Inc., 2-65910 (90 days).

Dec. 6: Associated Wholesalers, Inc. and United Associates Grocers, Inc., 2-65843;

F & A Bank System Corp., 2-66119; First American Bank Corp., 2-65483 & 2-65538;

Empire of Carolina, Inc., 2-65313 (90 days); Hospital Corp. of America, 2-66069;

ITT Financial Corp., 2-65592; Lakeway Investment Co., Inc., 2-65241; National Municipal, Twenty-Seventh Series, 2-65812; Penn-Dixie Industries, Inc., 2-65795; St.

Regis Paper Co., 2-65897; Southeast Tax-Exempt Income Trust, Series 1, 2-65702;

TIE/communication, Inc., 2-65624 (90 days); Total Petroleum (North America) Ltd.,
2-66027; Volunteer Capital Corp., 2-65653.

Dec. 7: Atlantic Coast Carriers Holding Co., 2-64638; Inco Ltd., 2-66055; Metex

Corp., 2-65422.

NOTE TO DEALERS, When applicable the 90-day period of time dealers are required to use the prospectus is noted above in parentheses after the name of the issuer. As to the other issuers, there may be no such requirement to use a prospectus, or the requirement may be for a period of only 40 days; see Section 4(3) of the Securities Act of 1933 and Rule 174 (17 CFR 230.174) thereunder.

RECENT 8K FILINGS

Form 8-K is used by companies to file current reports on the following events:

Item 1. Changes in Control of Registrant.

Item 2. Acquisition or Disposition of Assets.

Item 3. Bankruptcy or Receivership.

Item 4. Changes in Registrant's Certifying Accountant.

Item 5. Other Materially Important Events.

Item 6. Resignations of Registrant's Directors.

Item 7. Financial Statements and Exhibits.

The companies listed below have filed 8-K reports for the date indicated and/or amendments to 8-K reports previously filed, responding to the item(s) of the form specified. Copies of the reports may be purchased from the Commission's Public Reference Section (in ordering, please give the date of the report). An invoice will be included with the requested material when mailed.

| COMPANY | ITEMS NO. | DATE |
|--|-----------|----------|
| ACMAT CORP | 5 | 11/21/79 |
| AERUTRON INC /DE/ | 1 | 11/20/79 |
| AGRI DYNAMICS INC | 4 | 11/12/79 |
| AIR FLORIDA SYSTEM INC | 2 | 12/05/79 |
| ALABAMA BY PRODUCTS CORP | 5 | 11/09/79 |
| ALASKA AIRLINES INC | 2 | 11/13/79 |
| ALCEN ELECTRONIC & IMPULSE RECORDING EQU | 5 | 11/20/79 |
| ALLIED EQUITIES CGRP | 4 | 11/30/79 |

RECENT 8K FILINGS CONT.

| AMACAN RESUURCES CURP | 4 | 12/01/79 | |
|--|---|--|---|
| AMERICAN ECUCATURS FINANCIAL CURP | 8,9 | 11/30/79 | |
| AMERICAN MONITOR CORP | 5,7 | 11/26/79 | |
| AMERICAN VANGUARD CORP | 5 | 11/15/79 | |
| AMERITRUST CURP | 5,7 | 12/05/79 | |
| AMERITADI DOM | 5 | 11/01/79 | |
| AMERIC MEDICACE CODD | 5 | 11/01/79 | |
| AMPAL MUNICAGE CORP | 5.7 | 11/01/79 | |
| AMILUK INC | 6.7 | 12/03/79 | |
| AMINEX RESGURLES CURP | 211 | 11/13/79 | |
| ANGELES PARTNERS VIII | 2 | 11/19/79 | |
| APECU CORP | 2+1 | 11/47/77 | |
| ARKANSAS LŪUISIANA GAS CO | 5 | 11/08/19 | |
| ATLE CORP | 5 ₁ 7 | 10/01/79 | |
| ATALANTA CURP | 5 | 11/28/79 | |
| ATLANTIC RICHFIELC CC | 5 | 11/12/79 | |
| FALTEK CURP | 2,6 | 11/26/79 | |
| BALTIMORE CAS & FLECTRIC CO | 5 | 11/13/79 | |
| DANCEN CHILANCE (CIRP | 4.7 | 11/27/79 AMEND | |
| DANG HE AMERICA NATIONAL TRUST & SAVINGS | 7 | 11/26/79 | |
| DANK OF MARKER MATIONAL TROOP & SATINGS | 5.7 | 11/29/79 | |
| BANK CF VIRGINIA CU | 5.7 | 12/05/79 | |
| BARBER GIL CURP /LE/ | 2,1 | 11/26/79 | |
| BEACON PHOTO SERVICE INC | 4.7 | 11/20/79 | |
| BERKLEY W R CURP | 4.1 | 11/20/79 | |
| BIG V SUPERMARKETS INC | 5 | 11/20/77 | |
| BLESSINGS CORP | 2 | 11/21/17 | |
| BORG WARNER CORP /DE/ | 5,6 | 11/14/14 | |
| BRANDYWINE SPORTS INC | 5,7 | 11/26/79 | |
| BREADVIEW FINANCIAL CURP | 5 | 12/06/79 | |
| BRONCO CIL & GAS CO | 4 | 03/08/79 AMEND | |
| BROOKS & PERKINS INC | 5 | 11/27/79 | |
| DROUGH ATTIC THE | 3 | 11/26/79 | |
| DURKE MILLS INC | 5.7 | 12/05/79 | |
| BUKNUP & SIMS AND | Ś | 11/01/79 | |
| CALIFORNIA CUMPUTER PRODUCTS THE | 5.7 | 11/13/79 | |
| CANADIAN UCCIDENTAL PETROLEUM LIU | 5 1 | 11/20/79 | |
| CAPITAL MORTGAGE INVESTMENTS | 5 | 11/01/79 | |
| CBLT BANCSHARES INC | 2 | 11/01/79 | |
| CENTRAL BANKING SYSTEM INC | 5 | 12/07/79 | |
| CENTRAL POWER & LIGHT CO /TX/ | 5 | 12/01/17 | |
| CHICAGO & NORTH WESTERN TRANSPORTATION C | 5,6 | 11/01/79 | |
| CHICKEN UNLIMITED ENTERPRISES INC | 5 | 11/30/79 | |
| CHICK FULL O NUTS CORP | 5,7 | 11/30/79 | |
| CMI CCRP | 4 | 11/16/79 | |
| COLE CONSUMER PRODUCTS INC | 2 | 10/29/79 AMEND | |
| COLUMN INC. EXPLORATION CORP | 5 | 11/30/79 | |
| COMMUNITY DAMCSHAPES CORD | 5 | 11/01/79 | |
| COMMUNITY BURLET CLOVE (A | 5 | 12/05/79 | |
| COMMONITY PUBLIC SERVICE CO | 5.7 | 11/10/70 | |
| CUMPUSCAN INC | 211 | 11/14//4 | |
| COMSHARE INC. | E | 11/19/79 | |
| CONSTRACE 1110 | 5 | 11/19/79 11/20/79 | |
| CONDC INC | 5 | 11/19/79 11/20/79 11/14/79 | |
| CONDCO INC CONSOLIDATED CAPITAL INCOME TRUST | 5 5 2,5,6 | 11/19/79 11/20/79 11/14/79 12/01/79 | |
| CONDEC INC CONSOLIDATED CAPITAL INCOME TRUST CONTINENTAL PLASTICS & CHEMICALS INC | 5 5 2,5,6 5,7 | 11/19/79 11/20/79 11/14/79 12/01/79 | |
| CGNOCG INC CONSOLIDATED CAPITAL INCOME TRUST CONTINENTAL PLASTICS & CHEMICALS INC COR TERRA CORP | 5 5 2,5,6 5,7 2,7 | 11/19/79 11/20/79 11/14/79 12/01/79 11/20/79 | |
| CONTINENTAL PLASTICS & CHEMICALS INC | | | |
| DASA CGRP /MA/ | 5 | 11/27/79 | |
| DASA CGRP /MA/ | | 11/27/79 11/01/79 | |
| DASA CGRP /MA/ DATA LEASE FINANCIAL CGRP | 5 | 11/27/79 | |
| DASA CGRP /MA/ DATA LEASE FINANCIAL CGRP DAY MINES INC | 5 5 | 11/27/79 11/01/79 | |
| DASA CGRP /MA/ DATA LEASE FINANCIAL CGRP DAY MINES INC DELTONA CORP | 5 5 6 5,7 | 11/27/79 11/01/79 12/03/79 | |
| DASA CGRP /MA/ DATA LEASE FINANCIAL CGRP DAY MINES INC DELTONA CORP DGRCHESTER GAS CORP | 5 5 6 5,7 5,7 | 11/27/79 11/01/79 12/03/79 11/15/79 11/29/79 | |
| DASA CGRP /MA/ DATA LEASE FINANCIAL CGRP DAY MINES INC DELTONA CORP DORCHESTER GAS CORP ECG ELECTRICAL MANUFACTURING CGRP | 5 5 6 5,7 5,7 4,9 | 11/27/79 11/01/79 12/03/79 11/15/79 11/29/79 11/15/79 | |
| DASA CGRP /MA/ DATA LEASE FINANCIAL CGRP DAY MINES INC DELTONA CORP DORCHESTER GAS CORP ECU ELECTRICAL MANUFACTURING CGRP EDGEWATER CORP | 5 5 6 5,7 5,7 4,9 | 11/27/79 11/01/79 12/03/79 11/15/79 11/29/79 11/15/79 11/29/79 | |
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| FIDELCE GROWTH INVESTORS | 5 | 11/30/79 |
|--|---------------|----------------------------------|
| FIDELCE SKUMIN INVESTORS | 5 | 12/05/79 |
| FILELITY OF CHLAHOMA INC | 2.7 | 11/02/79 |
| FIRST CAPITAL INCOME PROPERTIES LTD SERI | 5 | 11/01/79 |
| FIRST GENERAL RESOURCES CU | | - |
| THE RESIDENCE CORPUMD (| 5,6 | 10/31/79 11/20/79 11/30/79 |
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