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1989

# SEC NEWS DIGEST

### **COMMISSION ANNOUNCEMENTS**

FOIA APPEAL OF LESLIE R. WEATHERHEAD

The General Counsel sent a letter to Leslie R. Weatherhead reversing the Freedom of Information Act Officer's determination to deny access to information relating to Charles Vernon Myers. The original FOIA request was made to the U.S. Immigration and Naturalization Service (INS). Subsequently, the INS referred one responsive document to the Commission's FOIA Office for review. The FOIA Officer denied access to that document, a letter from Commission staff to the INS, dated November 14, 1969, as an intra-agency communication with the deliberative process privilege of Exemption 5, 5 USC 552(b)(5), 17 CFR 200.80(b)(5). However, the General Counsel determined that the letter is not within that exemption because it states purely factual information that does not reflect the deliberative process of the Commission. Because no other privilege or FOIA exemption applies to the letter, the General Counsel determined to release it. (Rel. FOIA-128)

## LISTING, DELISTING AND UNLISTED TRADING ACTIONS

UNLISTED TRADING SOUGHT

Notices have been issued giving interested persons an opportunity to comment on the application of the following stock exchanges for unlisted trading privileges in the specified number of issues for the purpose of trading the security as part of a market basket on the Standard & Poors 500 and 100 Indexes: Chicago Board Options Exchange - two issues [one stock is traded over-the-counter and is not registered on any national securities exchange; the other is listed and registered on another national securities exchange]. (Rel. 34-27327); and the New York Stock Exchange - RYAN FAMILY STEAK HOUSES, INC. [the stock is traded over-the-counter and is not registered on any national securities exchange]. (Rel. 34-27328)

#### **SELF-REGULATORY ORGANIZATIONS**

APPROVAL OF PROPOSED RULE CHANGE

The Commission approved a proposed rule change filed by the Chicago Board Options Exchange (SR-CBOE-89-8) to extend and expand an index hedge exemption pilot program. (Rel. 34-27322)

PARTIAL APPROVAL OF PROPOSED RULE CHANGE

The Commission partially approved a proposed rule change filed by the American Stock Exchange (SR-Amex-89-11). The Commission approved that aspect of the proposed rule change that permits Amex to waive transaction charges for orders of up to 599 shares in selected stocks. (Rel. 34-27329)

IMMEDIATE EFFECTIVENESS OF PROPOSED RULE CHANGE

The Municipal Securities Rulemaking Board filed a proposed rule change which became effective under Section 19(b)(3)(A) of the Securities Exchange Act of 1934. The proposal (SR-MSRB-89-5) would amend Rule A-3 to increase the underwriting assessment fee from \$.01 to \$.02 per \$1,000 par value for new issue municipal securities sold on or after October 1, 1989, with an aggregate par value of \$1 million or more and a maturity date of not less than two years from the date of the securities. (Rel. 34-27330)

#### 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.

- S-8 FARR CO, 2221 PARK PL, EL SEGUNDO, CA 90245 (213) 772-5221 100,000 (\$1,225,000) COMMON STOCK. (FILE 33-31262 OCT. 02) (BR. 9)
- S-1 RENAISSANCE GRX INC /WA/, 2265 116TH AVE NE, BELLEVUE, WA 98004 (206) 454-8086 2,300,000 (\$2,300,000) CONVERTIBLE DEBENTURES AND NOTES. 200,000 (\$240,000) CONVERTIBLE DEBENTURES AND NOTES. (FILE 33-31263 OCT. 02) (BR. 9)

#### REGISTRATIONS EFFECTIVE

Apr. 17: Auburn Equities, Inc., 33-28952-D; The Bank of New York Company, Inc., 33-30414; BizMart, Inc., 33-29799; Compu-Media Corporation, 33-28963; Edgcomb Corporation, 33-29680-01; Edgcomb Metals Company, 33-29680; Federal Express Corporation, 33-30415; The First Trust Combined Series 83, 33-29606; The B.F. Goodrich Company, 33-30208; Grace Energy Corporation, 33-29643; American Housing Trust IV, 33-26706; Separate Account VL of Transamerica Occidental Life Insurance Company, 33-28017; TRW Inc., 33-30350; The Wholesale Club, Inc., 33-30584.

Aug. 18: Bonneville Pacific Corporation, 33-30021; Cypress Equipment Fund, Ltd., 33-27741; Daniel & Daniel Holding Corp., 33-28157-A; Glendale Federal Bank, 33-30332; H & R Block, Inc., 33-30351; Huffy Corporation, 33-30188; Insured Tax-Free Income Trust, Series 63, 33-28864; Landmark Graphics Corporation, 33-29916; Medical Care International, 33-30482; UGI Corporation, 33-30184; Union Carbide Corporation, 33-30521.

# **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.

NAME AND CLASS OF STOCK/OWNER		FORM	EVENT DATE	SHRS (000) / %DWNED	CUSIP/ PRIOR%	FILING STATUS
ATLAS CORP LEXINGTON PRECISION CORP E	COM NEW T AL	13D	9/29/89	583 9.8	04926730 9.8	UPDATE
BARRY R G CORP OHIO ZACKS GORDON	COM	13D	9/27/89	610 16.4	06879810 16.8	UPDATE
BID TECHNOLOGY GEN CORP ADLER FREDERICK R ET AL	CDM	13D	9/25/89	782 13.4	09057810 20.3	UPDATE
COLUMBIA PICTURES ENTMT INC SONY USA ET AL	COM	14D-1	10/ 3/89	56,594 51.1	19827410 51.1	HEM
COLUMBIA PICTURES ENTMT INC SONY USA ET AL	COM	14D-1	10/ 3/89	56,594 51.1	19827410 51.1	UPDATE

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CONCORD CAMERA CORP BENUN JACK C	COM	13D	8/24/89		20615610 55.5 UPDATE
COUNSELLORS TANDEM SECS FD I SEQUOTA PARTNERS ET AL	COM	13D	9/28/89		2226910 16.5 UPDATE
CYPRESS FD INC REIK WILLIAM J JR ET AL	COM	13D	10/ 2/89	536 7.9	23278710 6.9 UPDATE
ELXSI CORP AIRLIE GROUP ET AL	COM	13D	9/25/89		26861310 61.2 UPDATE
HYDE ATHLETIC INDS INC SILVERSHOE PARTNERS	COM	13D	9/21/89	-	44863210 N/A UPDATE
MERCOM INC COLD SPRING MGMT	COM	13D	9/28/89		58999010 5.1 UPDATE
MINVEN GOLD CORP TAMARACK MNG INC ET AL	COM	13D	9/30/89	11,041 44.0	60499410 0.0 NEW
NECO ENTERPRISES INC LAROCHE DAVID F ET AL	COM	13D	9/22/89		62905710 55.1 UPDATE
NABORS INDS INC BERMAN WARREN S	COM	13D	9/19/89		62956810 4.2 UPDATE
NABORS INDS INC ISENBERG EUGENE M ET AL	COM	13D	9/19/89		62956810 9.8 UPDATE
PACESETTER HOMES KLUG JOHN W	COM	13D	9/ 6/89	625 40.5	
PITTWAY CORP GAMCO INVESTORS INC ET AL	COM	13D	9/29/89		72578610 15.1 UPDATE
ORLY EU ORDR	CD4			. =70	20400040
SOLV EX CORP FRANCIS SAMUEL A	COM	13D	9/ 5/89	11.3	83438010 0.0 NEW
SOUTHERN UNION CO METRO MOBILE CTS	COM	13D	9/28/89	672 6.6	
TIFFANY & CO NEW MITSUKOSHI LTD	COM	13D	9/27/89		88654710 0.0 NEW
UAL CORP RELIANCE FINANCIAL SVCS C	COM DRP	13D	9/29/89	1,022 4.7	90254910 6.8 UPDATE
VALLEY FORGE CORP ELLISTAN PARTNERS L P ET		13D	10/ 2/89		91964010 56.1 UPDATE
VISION SCIENCES INC KROON RICHARD E ET AL	COM	13D	9/28/89	5,745 45.9	92790510 35.2 UPDATE
WASTE TECHNOLOGY CORP ERBER LESLIE N	COM	13D	8/ 9/89		94090110 0.0 MEW
WHITTAKER CORP DEL PEGASUS HLDG ET AL	COM	PAR \$0.01 13D	9/29/89	875 11.9	96668040 9.8 UPDATE
A D C TELECOMMUNICATIONS STARCOMM INVMNT PRISHP ET		13D	10/ 3/89	828 6.3	
ATI MED INC ATLANTIC FINL FED	COM	13D	9/20/89	20 0.4	
BEAMAN CORP CONDER GROUP PLC ET AL	COM	13D	10/ 4/89	1,103 46.1	

CALIFORNIA ENGELS MINING CO LAMB NORMAN ARTHUR ET AL	CDM	13D	9/30/89	. 126 16.5	13019910 15.5 UPDATE
CAPITAL INVESTMENTS INC DRS INVESTMENT GROUP ET A		14D-1	10/ 5/89	497 91.0	14026710 19.9 UPDATE
CENTERCORE INC SAFEGUARD SCIENTIFICS	COM	13D	7/26/89	6,465 60.3	15186710 58.7 UPDATE
COMPUCOM SYS INC SAFEGUARD SCIENTIFICS	COM	13D	9/11/89	17,103 63.8	20478010 61.7 UPDATE
ENERCAP CORP CORTA GUARANTY FINL SVCS	COM PA	P \$0.10 13D	7/21/89	3,029 5.2	29299910 0.0 NEW
FIRST INTST IDWA INC GRAHAM GROUP INC	COM	13D	9/14/89	1,628 13.6	32099810 13.1 UPDATE
GUBER-PETERS ENTMT CD SONY USA ET AL	COM	14D-1	10/ 4/89	0.0	40156310 0.0 NEW
HEICO CORP CONSTANT BASIL K	COM	13D	9/19/89	144 4.5	42280510 6.1 UPDATE
HERITAGE ENTMT INC DEL MEYER GARY	COM	13D	7/26/89	654 8.2	42722710 0.0 NEW
JOHNSON PRODS INC DEL JOHNSON JOAN B	COM	13D	10/ 2/89	2,156 54.1	47916910 0.0 NEW
LOCKHEED CORP DEL SIMMONS HAROLD C.ET AL	COM	13D	10/ 4/89	6,622 11.1	53982110 10.1 UPDATE
MICROBILT CORP BLOCK H & R INC	COM	13D	9/29/89	0.0	59501010 25.9 UPDATE
MODINE MFG CD GAMCO INVESTORS INC ET AL	COM	13D	9/29/89	927 6.3	60782810 0.0 NEW
NEW YORK TESTING LABS INC HELLER RONALD I	COM	13D	9/26/89		65010310 0.0 NEW
NEWPORT ELECTRS INC SENSOR CONTROL CORP	COM	13B	9/30/89		65184710 N/A UPDATE
OVERSEAS SHIPHOLDING GROUP I SHALOM STEPHEN ET AL	COM	13D	9/22/89	250 0.7	69036810 13.4 UPDATE
SOUTHWARD VENTURES DEP TRST BAUPOST GRP INC	STINU		9/11/89		84490210 N/A UPDATE
SPELLING ENTMT INC DEL AMERICAN FINANCIAL CORP E	CL A T AL	13D	9/29/89	17,162 51.9	84780810 51.9 UPDATE
TAYLOR DEVICES INC PAUL BRUCE	COM	13D	9/28/89	146 5.9	87716310 0.0 NEW
TEXAS PAC LD TR INTEGRITY FUND INC ET AL	ZOB CT	F <b>PRO</b> P :	1 T 9/20/89	54 1.5	
USF & 6 PACHOLDER FD INC FINANCIAL SVCS VENTURES	COM	13D	9/27/89	256 14.2	
VERMONT AMERN CORP EMERSON ELEC ET AL	CL A	140-1	10/ 4/89	6,011 58.4	92413810 0.0 NEW