

sec news digest

Issue 84-194

October 4, 1984

U.S. SECURITIES AND
EXCHANGE COMMISSION

ADMINISTRATIVE PROCEEDINGS

THOMAS M. HAHN SANCTIONED

The Commission ordered sanctions against Thomas M. Hahn of Knoxville, Tennessee, a registered representative with the Knoxville branch office of a registered broker-dealer. The Order was entered following Hahn's Offer of Settlement in which he neither admitted nor denied the allegations against him and consented to findings of violations and sanctions imposed.

The Commission found that Hahn was permanently enjoined from future violations of the antifraud and margin provisions of the Exchange Act by the U.S. District Court for the Eastern District of Tennessee and that he wilfully violated and aided and abetted certain of his customers who also violated the foregoing provisions through a course of trading in securities, which operated as a fraud and deceit upon purchasers of securities, Registrant, its clearing broker, and others. It was alleged that Hahn failed to disclose to the clearing broker that certain of his customers had submitted over \$1 million in checks returned for insufficient funds, and were likely to submit such checks in the future.

Hahn was suspended from association with any broker, dealer, municipal securities or investment adviser for 45 days, and suspended thereafter from association with such entities in a supervisory or proprietary capacity for eight months.
(Rel. 34-21345)

CIVIL PROCEEDINGS

OMIE, INC., OTHERS ENJOINED AND ORDERED TO DISGORGE

The Atlanta Regional Office filed a complaint on September 7 in the U.S. District Court for the Eastern District of Tennessee against Thomas M. Hahn of Knoxville, a registered representative of a broker-dealer and several of his customers, namely Omie, Inc., Big Boundary, Inc., both Tennessee corporations, and Mathis R. Bush, also of Knoxville.

The Commission alleged that, from May 1978 to October 1982 and at various times therein, the defendants violated the margin and antifraud provisions of the Exchange Act by issuing checks in payment for securities purchases or for margin deposits which were returned for insufficient funds (NSF). Bush and his related entities were alleged to have submitted over \$1 million in NSF checks during this period.

On September 10 District Judge Thomas G. Hull entered final judgments of permanent injunction enjoining the defendants from future violations of the antifraud and margin provisions. The Court also ordered Bush and Hahn to disgorge \$5,263.00 and \$8,131.00, respectively. Bush was ordered to provide notice of the action to every broker-dealer with whom he has an account for five years. The defendants consented to the relief without admitting or denying the complaint's allegations. (SEC v. Omie, Inc., et al., Civil Action No. 3-84-672, ED TN). (LR-10539)

STARMARK INDUSTRIES, INC., OTHERS ENJOINED

The Atlanta Regional Office announced that on September 10 Chief Judge Robert M. McRae, Jr., Western District of Tennessee, issued an order permanently enjoining Starmark Industries, Inc., Eddie Mac Peterson, Carl Resley Tracy and John Crafton Hornberger from further violations of the registration provisions of the Securities Act of 1933. The complaint alleged that the defendants engaged in the public distribution of over 5,600,000 shares of Starmark's stock in violation of the registration provisions of the Securities Act to about 100 persons, and that the proceeds of such sales were either used directly by the individual defendants or were advanced to Starmark in the form of shareholder loans, which loans were later partially repaid from the proceeds of an offering of a new issue of restricted stock of Starmark made under the provisions of Regulation D. The defendants consented to the order without admitting or denying the Commission's allegations. (SEC v. Starmark Industries, Inc., et al., WD TN, Civil Action No. 84-2604-MA). (LR-10533)

CRIMINAL PROCEEDINGS

JOSEPH H. HALE INDICTED

The Atlanta Regional Office announced that a federal grand jury in Atlanta, Georgia returned a seven-count indictment against Joseph H. Hale of Atlanta, Georgia and Tulsa, Oklahoma, arising from Hale's activities as Chairman and CEO of World-Wide Coin Investments, Ltd. (WWC), a public reporting company during Hale's tenure from July 24, 1979 to June 24, 1982. The indictment charged that Hale: committed criminal violations of the Securities Exchange Act and Commission rules thereunder (including Sections 10(b), 13(a), 13(b)(2), and 14(e), and Rules 10b-5, 13a-1 and 13b2-1); committed perjury during the trial of the Commission's previously litigated civil proceeding; and violated the mail fraud statute.

The indictment alleges a fraudulent scheme by Hale, which included: the fraudulent acquisition of WWC stock; the falsification of WWC's books and records; and the falsification of WWC's reported financial position. In addition, the indictment alleges that Hale made false and misleading statements in a written tender offer to WWC shareholders in connection with Hale's receipt of 300,000 WWC common shares for substantially overvalued coins and medallions.

Hale was previously permanently enjoined by the U.S. District Court for the Northern District of Georgia for violations of the securities laws [SEC v. World-Wide Coin Investments, Ltd., et al., 567 F. Supp. 724, 759-60, ND GA 1983]. (U.S. v. Joseph H. Hale, CR-84-253A, ND GA). (LR-10536)

HOLDING COMPANY ACT RELEASES

THE COLUMBIA GAS SYSTEM, INC.

A notice has been issued giving interested persons until October 30 to request a hearing on a proposal by The Columbia Gas System, Inc., a registered holding company, and two of its subsidiaries, Columbia Gas Transmission Corporation and Columbia Gas of New York, Inc., to recapitalize the subsidiaries by exchanging common stock of the subsidiaries for their demand notes held by the holding company in the respective amounts of \$40,581,864 and \$1,882,108. (Rel. 35-23442 - Oct. 3)

CONSOLIDATED NATURAL GAS COMPANY

A notice has been issued giving interested persons until October 30 to request a hearing on a proposal by Consolidated Natural Gas Company, a registered holding company, to extend until December 31, 1985 the issuance and sale of 220,391 remaining shares of common stock under its dividend reinvestment plan. (Rel. 35-23443 - Oct. 3)

SELF-REGULATORY ORGANIZATIONS

ACCELERATED APPROVAL OF PROPOSED RULE CHANGE

The Commission approved, on an accelerated basis, a proposed rule change by the Municipal Securities Rulemaking Board (SR-MSRB-84-14) to amend Rule A5(b) to provide for voting of officers at the penultimate meeting of the Board held prior to October 1. The Board has also amended the rule to incorporate expressly its current practice of electing officers by secret written ballot. (Rel. 34-21366)

TRUST INDENTURE ACT RELEASES

AMERICAN SOUTHWEST FINANCE COMPANY

A notice has been issued giving interested persons until October 26 to request a hearing on an application by American Southwest Finance Company, an Arizona corporation, under Section 310(b)(1)(ii) of the Trust Indenture Act of 1939, declaring that the trusteeship of the Valley National Bank of Arizona, under several indentures of American, is not so likely to involve a material conflict of interest as to make it necessary in the public interest or for the protection of investors to disqualify the Bank from acting as trustee under each such indenture. (Rel. TI-930)

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 OHIO EDISON CO, 76 S MAIN ST, AKRON, OH 44308 (216) 384-5100 - 500,000 (\$5,812,500) COMMON STOCK. (FILE 2-93445 - SEP. 25) (BR. 13)
- S-3 CLEVELAND ELECTRIC ILLUMINATING CO, 55 PUBLIC SQUARE PO BOX 5000, CLEVELAND, OH 44101 (216) 622-9800 - 4,000,000 (\$63,500,000) CONVERTIBLE DEBENTURES AND NOTES. (FILE 2-93459 - SEP. 25) (BR. 8)
- S-6 MASSACHUSETTS TAX EXEMPT UNIT TRUST SERIES 93, 60 STATE ST, BOSTON, MA 02109 - 10,000 (\$10,000,000) UNIT INVESTMENT TRUST. (FILE 2-93464 - SEP. 26) (BR. 16 - NEW ISSUE)
- S-1 DALTEX MEDICAL SCIENCES INC, 20 EXCHANGE PL, NEW YORK, NY 10005 (212) 514-6255 - 50,000 (\$300,000) COMMON STOCK. 150,000 (\$487,500) WARRANTS, OPTIONS OR RIGHTS. 150,000 (\$750,000) WARRANTS, OPTIONS OR RIGHTS. 450,000 COMMON STOCK. (FILE 2-93465 - SEP. 26) (BR. 8)
- S-3 PORTLAND GENERAL ELECTRIC CO, 121 SW SALMON ST, PORTLAND, OR 97204 (503) 226-8333 - 2,500,000 (\$36,875,000) COMMON STOCK. (FILE 2-93466 - SEP. 26) (BR. 8)
- S-3 DOKIEP COPPER CO LTD/ADR/, 97 (000) 000-0000 - 957,737 (\$4,022,495) FOREIGN COMMON STOCK. (FILE 2-93467 - SEP. 26) (BR. 6)
- F-6 DOKIEP COPPER CO LTD/ADR/, 97 (000) 000-0000 - 957,737 DEPOSITARY RECEIPTS FOR COMMON STOCK. (FILE 2-93468 - SEP. 26) (BR. 6)
- S-6 HUTTON E F CORPORATE INCOME TR TWENTY FIFTH SERIES - 15,000 (\$15,450,000) UNIT INVESTMENT TRUST. (FILE 2-93469 - AUG. 26) (BR. 18 - NEW ISSUE)
- S-1 DATRON SYSTEMS INC, 20700 PLUMMER ST, CHATSWORTH, CA 91311 (818) 882-9616 - 296,550 (\$2,965,500) COMMON STOCK. 393,450 (\$3,934,500) COMMON STOCK. 250,000 (\$2,500,000) COMMON STOCK. (FILE 2-93473 - SEP. 26) (BR. 7)
- S-1 SIERRA HEALTH SERVICES INC, 888 S RANCHO DR, LAS VEGAS, NV 89106 (702) 877-8603 - 4,000,000 (\$1,665,000) COMMON STOCK. (FILE 2-93475 - SEP. 26) (BR. 6 - NEW ISSUE)
- S-3 SCM CORP, 299 PARK AVE, NEW YORK, NY 10171 (212) 752-2700 - 69,000,000 (\$69,000,000) CONVERTIBLE DEBENTURES AND NOTES. (FILE 2-93476 - SEP. 26) (BR. 1)
- S-2 DELTA NATURAL GAS CO INC, RTE 1 BOX 30A, WINCHESTER, KY 40391 (606) 744-6171 - 460,000 (\$4,600,000) COMMON STOCK. (FILE 2-93478 - SEP. 26) (BR. 7)
- S-3 COLECO INDUSTRIES INC, 999 QUAKER LN SOUTH, WEST HARTFORD, CT 06110 (203) 725-6000 - 55,000,000 (\$66,500,000) CONVERTIBLE DEBENTURES AND NOTES. 5,000,000 COMMON STOCK. (FILE 2-93479 - SEP. 26) (BR. 11)
- S-3 SOUTHMARK CORP/GA, 1601 LBJ PARK W, DALLAS, TX 75234 (214) 241-8787 (FILE 2-93481 - SEP. 26) (BR. 5)
- S-8 HASBRO BRADLEY INC, 1027 NEWPORT AVE, PAWTUCKET, RI 02861 (401) 726-4100 - 500,000 (\$24,937,500) COMMON STOCK. (FILE 2-93483 - SEP. 26) (BR. 11)

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/ PRIOR%	FILING STATUS
COGENIC ENERGY SYS INC NELSON RICHARD H	COM 13D	9/25/84	1,158 13.4	19239110 16.3	UPDATE
COGENIC ENERGY SYS INC NISSLEY WARREN W	COM 13D	9/25/84	1,208 14.0	19239110 14.2	UPDATE
DATRICON CORP SCIENTIFIC TECHNOLOGY	COM 13D	9/20/84	13,904 80.0	23816610 0.0	NEW
DILLARD DEPT STORES INC VENDAMERICA B V	CL A 13D	9/21/84	5,490 41.7	25406310 46.2	UPDATE
DIRECT ACTION MKTG C B EQUITIES	COM 13D	9/14/84	128 8.5	25455910 0.0	NEW
FIDELITY OKLA INC BAZARIAN CHARLES J	COM 13D	7/ 5/84	0 0.0	31634210 5.1	UPDATE
ISSC INDL SOLID ST CTLS INC HONEYWELL INC	COM 13D	9/18/84	778 25.8	45030510 22.8	UPDATE
INTELECOM CORP WIENS THOMAS J	COM 13D	9/15/84	42,000 54.0	45814499 0.0	NEW
KAUFMAN & BROAD INC HARALSON J B ET AL	COM 13D	9/13/84	1,000 8.3	48617010 0.0	NEW
LEUCADIA NATL CORP TLC ASSOCIATES	COM 13D	8/15/84	3,767 80.0	52728910 68.0	UPDATE
MGM GRAND HOTELS INC TRACINDA CORP	COM 14D-1	10/ 1/84	10,422 45.4	55301210 44.6	UPDATE
MGM GRAND HOTELS INC TRACINDA CORP	PFD CL A 14D-1	10/ 1/84	4,807 56.0	55301220 54.8	UPDATE
MASTERS ENERGY CORP KERR MCGEE	COM 13D	9/21/84	1,950 9.9	57641110 0.0	NEW
MESA PETE CO HARBERT INTL	COM 13D	9/20/84	296 0.4	59065510 0.0	NEW
MESA PETE CO PICKENS T B JR	COM 13D	9/20/84	4,729 7.1	59065510 0.0	NEW
DZITE CORP PITCAIRN CO	COM 13D	8/31/84	1,868 59.6	69269999 0.0	RVSION
REDM INDS INC PULLMAN TRANS/PTC ACQUISITION	COM 14D-1	10/ 1/84	1,244 87.4	74948510 53.9	UPDATE
SFN CDS INC NORTHERN TRUST CORP ET AL	COM 13D	9/18/84	1,737 16.4	78415010 6.3	UPDATE
SFN CDS INC SCOTT JOHN H	COM 13D	9/18/84	712 6.7	78415010 6.7	UPDATE
SMART & FINAL IRIS CORP CASINO USA INC ET AL	PART CL A 5% 13D	9/26/84	128 17.5	83168410 9.0	UPDATE
SOUTHMARK CORP SYNTEK INVESTMENT PROP ET AL	COM 13D	7/ 1/84	8,257 24.0	84454410 24.0	UPDATE
UNIVERSAL TEL INC TOPEKA GROUP INC	COM 14D-1	9/28/84	1,756 100.0	91386110 100.0	UPDATE