

# sec news digest

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## ADMINISTRATIVE PROCEEDINGS

U.S. SECURITIES AND  
EXCHANGE COMMISSION

### JACK L. PERRY BARRED

The Commission announced the institution of public administrative proceedings pursuant to Sections 15(b) and 19(h) of the Securities Exchange Act of 1934 and Section 14(b) of the Securities Investor Protection Act of 1970 (SIPA) and the imposition of remedial sanctions against Jack L. Perry of Shawnee Mission, Kansas. Perry was president, a director, and shareholder of a registered broker-dealer.

The Commission accepted an offer of settlement submitted by Perry in anticipation of these proceedings, in which he consented, without admitting or denying the Commission's findings, to findings and remedial sanctions. The Commission found that Perry wilfully violated the antifraud provisions of the securities laws from on or about December 5, 1975 to on or about April 3, 1981, in that he used customers' fully paid for securities as collateral for loans to a registered broker-dealer, the proceeds of which were used by the broker-dealer; he caused the broker-dealer to accept funds from customers to be used to purchase securities when in fact no securities were purchased and the funds were converted to the use of the broker-dealer; and he caused the broker-dealer to conduct business with the public while insolvent.

The Commission further found that Perry aided and abetted violations of the antifraud provisions of the securities laws, the minimum net capital requirements, customer protection rules, and the books and records provisions of the Municipal Securities Rulemaking Board. Perry was also an officer, director and more than ten percent shareholder of a registered broker-dealer for which a trustee was appointed pursuant to the provisions of SIPA. Simultaneously with the institution of these proceedings, the Commission barred Perry from association with any broker-dealer, municipal securities dealer, investment adviser or investment company. (Rel. 34-18442)

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## TRADING SUSPENSIONS

### TRADING SUSPENDED IN SCANNER ENERGY EXPLORATION CORPORATION

The Commission announced the single ten-day suspension of over-the-counter trading in the securities of Scanner Energy Exploration Corporation, previously known as Power Train, Inc., located in Haskell, Oklahoma, for the period beginning on February 3, at 1:30 p.m., and terminating at midnight on February 12. The Commission suspended trading because of the lack of accurate and adequate information concerning, among other things, the number of Scanner shares outstanding, the identity of its current officers and directors, and the current status of its assets and operations.

If any broker-dealer or other person has any information which they believe would be useful to the Commission relating to this matter, they should contact the Washington Office of the Commission at (202) 272-2266. (Rel. 34-18468)

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## CIVIL PROCEEDINGS

### DONALD MESSINGER ENJOINED

The New York Regional Office announced the January 19 entry of a Final Consent Judgment of Permanent Injunction in the District of New Jersey enjoining Donald Messinger of West Orange, New Jersey from further violations of the antifraud provisions of the Securities Exchange Act of 1934.

The complaint, filed on August 12, 1981, alleged that Messinger, former president of A.L. Williamson & Co., a West Caldwell, New Jersey broker-dealer, had in March 1980 purchased shares of Lilac, Inc. (over-the-counter) for an account he controlled, without disclosing material, non-public, inside information about a pending merger between Lilac and a privately held company.

Messinger consented to be enjoined without admitting or denying the allegations against him. The entry of this judgment terminates the action, in which four other defendants have also been permanently enjoined from violating various provisions of the securities laws. (SEC v. Grover MacConnell, et al., Civil Action No. 81-2575 [D.N.J.]). (LR-9573)

#### COMPLAINT NAMES AUTOMATED PARKING SERVICES, INC., OTHERS

The Seattle Regional Office filed a civil complaint in the U.S. District Court for the Western District of Washington on January 25 seeking an injunction against further violations of the securities laws against Automated Parking Services, Inc., a Washington corporation, and two of its officers, Don C. Crain and Paul D. Norton. (SEC v. Automated Parking Systems, Inc., et al., U.S.D.C. W.D. Wash., Civil Action No. C82-85C). (LR-9574)

## CRIMINAL PROCEEDINGS

#### JAMES R. CRAWFORD SENTENCED

The Chicago Regional Office announced that on January 11 James R. Crawford of Toledo, Ohio, was sentenced by the Honorable Nicholas J. Walinski, U.S. District Judge for the Northern District of Ohio, Western Division, to two years of probation resulting from Crawford's October 26, 1981 plea of guilty to two counts of fraud under the Investment Advisers Act of 1940. The two counts were included in an information charging that Crawford, a registered investment adviser, diverted \$45,750 entrusted to him by two advisory clients, without the knowledge or authorization of the clients, to the benefit of persons other than the two clients.

In the action previously filed by the Commission, Crawford was permanently enjoined from further violations of the registration and antifraud provisions of the securities laws and the recordkeeping provisions of the Advisers Act. The injunction was entered with Crawford's consent and without his admitting or denying the allegations of the Commission's complaint. (U.S. v. James R. Crawford, U.S.D.C. N.D. Ohio, Western Division, Criminal Action No. 81-47). (LR-9576)

## INVESTMENT COMPANY ACT RELEASES

#### TUCKER ANTHONY MUTUAL FUND

An order, pursuant to Section 6(c) of the Investment Company Act of 1940, has been issued on an application filed by Tucker Anthony Mutual Fund (Applicant), registered under the Act as a no-load, open-end, diversified, management investment company, exempting Applicant 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 Applicant to use the amortized cost method for the purposes of valuing its assets. (Rel. IC-12208 - Feb. 3)

#### CAPITAL VENTURE FUND, INC.

An order has been issued by the Commission on its own motion, pursuant to Section 8(f) of the Investment Company Act of 1940, declaring that Capital Venture Fund, Inc., has ceased to be an investment company as defined in the Act. (Rel. IC-12209 - Feb. 3)

#### MB CANADA FUNDING, INC.

A notice has been issued giving interested persons until March 1 to request a hearing on an application filed by MB Canada Funding, Inc. (Applicant), a Delaware corporation. The application requests that the Commission issue an order pursuant to Section 6(c) of the Act exempting Applicant from all provisions of the Act so that Applicant may make a public offering of commercial paper in the United States, the proceeds from the sale of which will be deposited with Morgan Bank of Canada, a Canadian banking corporation. (Rel. IC-12210 - Feb. 3)

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## HOLDING COMPANY ACT RELEASES

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### CENTRAL AND SOUTH WEST CORPORATION

An order has been issued authorizing a proposal by Central and South West Corporation (CSW), a registered holding company, and Central Power and Light Company (CPL), Southwestern Electric Power Company (SWEPCO), and West Texas Utilities Company (WTU), subsidiaries of CSW, for CSW, prior to January 1, 1983, to purchase up to \$50 million of common stock of CPL and up to \$15 million of common stock of WTU and to make capital contributions of up to \$90 million in SWEPCO. (Rel. 35-22378 - Feb. 2)

### THE SOUTHERN COMPANY

A notice has been issued giving interested persons until March 8 to request a hearing on a proposal by The Southern Company, a registered holding company, to amend its certificate of incorporation to increase the number of its authorized common shares from 225,000,000 to 300,000,000 shares and to solicit proxies in connection therewith. (Rel. 35-22379 - Feb. 2)

### MIDDLE SOUTH ENERGY, INC.

An order has been issued authorizing Middle South Energy, Inc., a special purpose subsidiary of Middle South Utilities, Inc., to enter into a bank loan agreement with a group of foreign banks in an aggregate principal amount at any one time outstanding of up to \$315 million. (Rel. 35-22380 - Feb. 3)

### MISSISSIPPI POWER COMPANY

A notice has been issued giving interested persons until March 8 to request a hearing on a proposal of Mississippi Power Company, subsidiary of The Southern Company, to issue and sell up to \$25 million of first mortgage bonds. (Rel. 35-22381 - Feb. 3)

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## LISTING, DELISTING AND UNLISTED TRADING ACTIONS

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### DELISTING GRANTED

An order has been issued granting the application of the American Stock Exchange, Inc. to strike the common stock (\$.10 par value) of Stevcoknit, Inc. from listing and registration thereon. (Rel. 34-18465)

### UNLISTED TRADING SOUGHT

Notices have been issued giving interested persons until February 24 to comment on the applications of the Philadelphia Stock Exchange, Inc. and the Boston Stock Exchange, Inc. for unlisted trading privileges in two issues and twelve issues, respectively, which are listed and registered on one or more other national securities exchanges and are reported in the consolidated transaction reporting system. (Rel. 34-18466 and 34-18467)

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## SECURITIES ACT REGISTRATIONS

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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; and whether the registration statement is a New Issue.

(S-18) ULTRASONIX RESEARCH, INC., 375 North Broadway, Jericho, NY 11753 (516) 681-7880 - 1,000,000 shares of common stock. Underwriter: J.W. Weller & Co., Inc. The company, a development stage enterprise, was organized to apply advanced computer and solid state technology to the development of ultrasound and ultraviolet products for the industrial and medical fields. (File 2-75719-NY - Jan. 15) (Br. 7 - New Issue)

- (S-18) ALFRED M. LEWIS, INC., 3021 Franklin Ave., Riverside, CA 92520 (714) 684-0170 - 210,000 shares of Class A common stock. The company is engaged in the wholesale distribution of food products, associated items and general merchandise. (File 2-75795-LA - Jan. 21) (Br. 3 - New Issue)
- (S-18) STRATEGIC MINERAL HOLDINGS, INC., 9507 Division St., Suite A, Spokane, WA 99218 (509) 466-6996 - 5,000,000 shares of common stock. Underwriter: P. L. Sandberg & Co., Inc., P.O. Box 153, 201 Peyton Bldg., Spokane, WA 99210. The company was organized to pursue the exploration of mining claims and leases in the States of Utah and Nevada. (File 2-75806-S - Jan. 25) (Br. 5 - New Issue)
- (S-8) COMPUGRAPHIC CORPORATION, 200 Ballardvale St., Wilmington, MA 01887 (617) 944-6555 - 607,000 shares of common stock. (File 2-75903 - Feb. 2) (Br. 4)
- (S-7) ESSEX BANCORP, INC., One Essex Center Dr., Peabody, MA 01960 (617) 532-2500 - 200,000 shares of common stock. Underwriter: Moseley, Hallgarten, Estabrook & Weeden Inc. (File 2-75904 - Feb. 2) (Br. 2)
- (N-5) MEDALLION FUNDING CORP., 86 Glen Cove Rd., East Hills, NY 11577 - an indefinite amount of shares of common stock. (File 2-75905 - Feb. 2) (Br. 7)
- (S-16) NEW JERSEY RESOURCES CORPORATION, 601 Bangs Ave., Asbury Park, NJ 07712 (201) 988-2800 - 400,000 shares of common stock. (File 2-75906 - Feb. 2) (Br. 7)
- (S-14) CAPITOL COMMERCE CORPORATION, 300 Capital Mall, Sacramento, CA 95814 (916) 441-2333 - 1,722,610 shares of common stock. (File 2-75907 - Feb. 2) (Br. 1 - New Issue)
- (S-1) PRE-PAID LEGAL SERVICES, INC., American Bldg., 126 S. Broadway, P.O. Box 145, Ada, OK 74820 (405) 436-1234 - 400,000 units, 400,000 shares of \$3.000 cumulative convertible preferred stock and 400,000 shares of common stock. Underwriter: Meric & Associates, Inc., P.O. Box 54428, Tulsa, OK 74155 (918) 627-8981. The company is engaged in the sales of prepaid legal service contracts. (File 2-75908 - Feb. 2) (Br. 5 - New Issue)
- (S-16) WHEELABRATOR-FRYE INC., Liberty Lane, Hampton, NH 03842 (603) 926-5911 - 430,000 shares of common stock. (File 2-75910 - Feb. 2) (Br. 9)
- (S-1) COPPER MOUNTAIN RESORT HOTEL, P.O. Box 3001, Copper Mountain, CO 80443 - 175 Hotel-Condominium units. (File 2-75912 - Feb. 1) (Br. 4 - New Issue)
- (S-11) NASHVILLE PARKVIEW PARTNERS, A LIMITED PARTNERSHIP, 1820 Dain Tower, Minneapolis, MN 55402 - 7,100 limited partnership units. Underwriter: Dain Bosworth Incorporated. (File 2-75915 - Feb. 2) (Br. 6 - New Issue)
- (S-8) THE BLACK AND DECKER MANUFACTURING COMPANY, 701 East Joppa Rd., Towson, MD 21204 - 3,000,000 shares of common stock. (File 2-75916 - Feb. 2) (Br. 6)
- (S-16) OHIO EDISON COMPANY, 76 South Main St., Akron, OH 44308 (216) 384-5100 - \$75 million of first mortgage bonds, & Series of 1982 due 1992. Underwriters: Morgan Stanley & Co. Incorporated, Merrill Lynch White Weld Capital Markets Group and Salomon Brothers Inc. (File 2-75917 - Feb. 3) (Br. 7)
- (S-1) PETROLEUM INVESTMENTS LTD.-1982, Suite 1410, 500 Penn Pl., Oklahoma City, OK 73118 (405) 840-3293 - 5,600 units. (File 2-75918 - Feb. 3) (Br. 4 - New Issue)
- (S-6's) MASSACHUSETTS TAX EXEMPT UNIT TRUST, SERIES 34; MASSACHUSETTS TAX EXEMPT UNIT TRUST, SERIES 35, 60 State St., Boston, MA 02109 - 7,000 units (each Series). Depositors: Moseley, Hallgarten, Estabrook & Weeden Inc. (File 2-75919 and 2-75920 - Feb. 3) (Br. 16 - New Issues)
- (S-8) HEALTH INFORMATION SYSTEMS INC., 4522 Fort Hamilton Pkwy., Brooklyn, NY 11219 (212) 355-1800 - 200,000 shares of common stock. (File 2-75921 - Feb. 2) (Br. 10)
- (S-8) LOUISIANA-PACIFIC CORPORATION, 1300 S.W. Fifth Ave., Portland, OR 97201 (503) 224-5858 - 500,000 shares of common stock. (File 2-75922 - Feb. 3) (Br. 10)
- (S-8) FLOATING POINT SYSTEMS, INC., 3601 SW Murray Blvd., Beaverton, OR 97005 (503) 641-3151 - 400,000 shares of common stock. (File 2-75923 - Feb. 3) (Br. 9)