Issue 78-157

August 14, 1978

#### U.S. SECURITIES AND EXCHANCE COMMISSION

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# **COMMISSION ANNOUNCEMENTS**

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EXTENSION OF APPROVAL OF THE INTERMARKET TRADING SYSTEM AND EXEMPTION FROM RULE 17a-15

The Commission has extended temporary approval to the American, Midwest, New York, Pacific and Philadelphia Stock Exchanges to continue implementation and operation of the Intermarket Trading System (ITS). On April 14, the Commission issued a temporary order, expiring August 12, approving the implementation and operation of ITS under Section 11A(c)(3)(B) of the Act. Today's action will extend that approval for an additional period of one year.

In a related action, the Commission also extended temporary exemptions from Rule 17a-15 granted to the Consolidated Tape Association and the Securities Industry Automation Corporation to permit removal of market identifiers from moving ticker displays. The exemption was also extended for a period of one year. (Rel. 34-15058)

FOR FURTHER INFORMATION CONTACT: Steve Parker at (202) 755-8949

#### COURT ENFORCEMENT ACTIONS

SECURITY INTERNATIONAL CORPORATION, OTHERS ENJOINED

The Denver Regional Office announced that on July 17 the Honorable Paul Benson, Chief Judge of the U.S. District Court for the District of North Dakota, signed a final order of permanent injunction against Security International Corporation (SIC), David B. Johnson, Investment Brokerage Corporation (IBC), Lester P. Ladbury, Diaryman Publications, Inc. of Fargo, North Dakota and Ellis Davidson, of Moorhead, Minnesota. The judgment enjoins the defendants from violating Sections 10(b), 12, 13, 14 and 16 of the Securities Exchange Act of 1934 and Rules 10b-5 and 10b-13 thereunder. The complaint filed in the action on November 22, 1977, alleges that the defendants engaged in conduct in violation of the tender offer, antifraud and reporting provisions of the Securities Exchange Act of 1934 in which they consented to the entry of the injunction without admitting or denying the allegations of the Commission's complaint. The order of permanent injunction enjoins these defendants from, among other things, directly or indirectly, making any statements or causing to be made any statement in The any application, report or document to be filed with the Commission which, among other things, is false or misleading; and in connection with the offer for sale, sale, offer to purchase, or purchase of the securities of SIC, to obtain money or properties by means of any untrue statements of material facts, or any omissions to state material facts necessary to make the statements made not misleading. Further, the order requires SIC, Johnson and IBC to file with the Commission material correcting the statements of material facts which in their respective previous filings were either (1) misrepresented or (2) misleading by omitting to state matters necessary to be stated in order to make the statements made, in the light of the circumstances under which they were made, not misleading.

In an order dated June 30, Judge Benson granted the motion of David S. Kane of Fargo, North Dakota, for a summary judgment and dismissed the action against him.

Further, after hearing arguments on July 17, Judge Benson denied the SEC's motion for a summary judgment against Gorman King of Fargo and took under advisement the Commission's motion for a preliminary injunction as to King. (SEC v. Security International Corporation, et al., U.S.D.C., Dist. of North Dakota, Civil Action No. A77-3063). (LR-8498)

ARNOLD & CO., INC. AND PRESIDENT ENJOINED

The New York Regional Office announced that on July 31 U.S. District Judge George H. Barlow, in Trenton, New Jersey, issued a final judgment of permanent injunction by consent against Arnold & Co., Inc. (Registrant), a broker-dealer in Somerville,

New Jersey, and Richard J. Arnold, its president, director and shareholder, from committing future violations of the net capital, bookkeeping, and supplemental report-ing provisions of the Securities Exchange Act of 1934. Registrant and Arnold consented to the entry of the injunction without admitting or denying the allegations of the Commission's complaint which was filed on July 18. On July 31, Judge Barlow also appointed Joseph Markowitz, Esq. of Lawrenceville, New Jersey, as temporary receiver of Registrant. Registrant and Arnold consented to the appointment of the temporary receiver without admitting or denying the allegations of the Commission's complaint.

Prior to the filing of the Commission's complaint, the Prosecutor of Somerset County, New Jersey, had arrested Arnold on charges of embezzling funds from a customer of Registrant, J-M Employees Federal Credit Union; Arnold was arraigned on July 13 and bail was set at \$1 million. On July 18 Arnold was released on bail after posting \$100,000 cash.

The Commission's application for an appointment of a temporary receiver and a judgment of permanent injunction alleged that Registrant transacted business in violation of the net capital rule when it had a net capital deficiency of \$2,641,006 and Registrant failed to reflect all its liabilities arising from its transactions with J-M on its books and records as required by the bookkeeping rules. (SEC v. Arnold & Co., Inc., et al., Civil Action No. 78-1613, D.N.J. 1978). (LR-8499)

#### INVESTMENT COMPANY ACT RELEASES

NATIONAL AVIATION & TECHNOLOGY CORPORATION

A notice has been issued giving interested persons until September 5 to request a hearing on an application of National Aviation & Technology Corporation (Applicant), for an order pursuant to Section 17(b) of the Act, exempting from Section 17(a) of the Act Applicant's exercise of a warrant for the purchase of 20,000 shares of common stock of Evans & Sutherland Computer Corporation and pursuant to Section 17(d) of the Act and Rule 17d-1 thereunder permitting the exercise by Applicant of the warrant. IC-10357 - Aug. 11)

#### HOLDING COMPANY ACT RELEASES

THE COLUMBIA GAS SYSTEM

An order has been issued authorizing The Columbia Gas System, Inc., a registered holding company, to issue up to 400,000 shares of common stock to its Tax Reduction Employee Stock Ownership Plan from time to time through 1981. (Rel. 35-20666 -Aug. 10)

GULF POWER COMPANY

A notice has been issued giving interested persons until September 6 to request a hearing on a proposal of Gulf Power Company, subsidiary of The Southern Company, whereby Gulf will issue and sell at competitive bidding up to \$25 million of first mortgage bonds. The proceeds of the sale will be used to repay notes payable, to retire first mortgage bonds and to finance Gulf's 1978 construction program. (Rel. 35-20667 -Aug. 10)

## SELF-REGULATORY ORGANIZATIONS

NOTICE OF EFFECTIVENESS OF A RULE CHANGE

A rule change filed by Bradford Securities Processing Services, Inc. pursuant to Rule 19b-4 has become effective in accordance with Section 19(b)(3)(A) of the Securities Exchange Act of 1934. The rule change (SR-BSPS-78-3) concerns the form of payment required for the delivery and receipt of securities sold against payment of the purchase price. Publication of the proposal is expected to be made in the <u>Federal</u> Register during the week of August 14. (Rel. 34-15052)

NOTICE OF AMENDMENTS TO PROPOSED RULE CHANGE

The Philadelphia Stock Exchange, Inc. has filed amendments to SR-PHLX-77-15, proposed rule changes which were filed pursuant to Rule 19b-4, to conform those rules to sections of the Securities Acts Amendments of 1975 relating to the comparison, clearance and settlement of exchange transactions. Publication of the amendments are expected to be made in the Federal Register during the week of August 14. (Rel. 34 - 15055)

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### 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-8) GENERAL MOTORS CORPORATION, 767 Fifth Ave., New York, N.Y. 10002 and 3044 West Grand Blvd., Detroit, Mich. 48202 (313) 556-3562 - \$12,350,000 of interests and 800,000 shares of common stock. (File 2-62332 - Aug. 10)
- (S-6) THE TAX-EXEMPT BOND FUND OF VIRGINIA, FIRST SERIES, Fidelity Bldg., Ninth & Main Sts., Richmond, Va. 23219 - 5,000 units. Depositor: Craigie Inc. (File 2-62333 -Aug. 10)
- (S-14) MARSHALL FIELD & COMPANY, 25 East Washington St., Chicago, Ill. 60690 (213) 236-7272 - 1,189,124 shares of common stock. (File 2-62334 - Aug. 10)
- (S-1) ENI OIL & GAS COMPLETION PROGRAM--SERIES 1979, Bank of California Center, Seattle, Wash. 98164 - 2,000 units of limited partnership interests. (File 2-62335 - Aug. 10)
- (S-6) A CORPORATE TRUST, SERIES 1, 55 Water St., New York, N.Y. 10041 15,000 units. Depositor: Bear, Stearns & Co. (File 2-62336 - Aug. 10)
- (S-8) CENTRAL LOUISIANA ENERGY CORPORATION, 415 Main St., Pineville, La. 71360 250,000 shares of common stock. (File 2-62337 - Aug. 11)
- (S-7) RAMADA INNS, INC., 3838 E. Van Buren St., Phoenix, Ariz. 85008 (602) 273-4000 -\$75 million of subordinated debentures, due September 1, 1993. Underwriter: Drexel Burnham Lambert Inc. The company is primarily engaged in domestic and international hotels and resorts. (File 2-62338 - Aug. 11)
- (S-7) NATIONAL STARCH AND CHEMICAL HOLDING CORPORATION, 49 East 53rd St., New York, N.Y. 10022 (212) 688-6120 - 415,410 shares of \$3.31 cumulative preferred stock. (File 2-62339 - Aug. 11)
- (S-14) NFD, INC., 600 Ohio Valley Towers, Steubenville, Ohio 43952 (614) 282-6233 30,000 shares of Class A common stock. (File 2-62340 - Aug. 11)
- (S-14) ANHEUSER-BUSCH, INCORPORATED, 721 Pestalozzi St., St. Louis, Mo. 63118 (314) 577-0577 - \$100 million of sinking fund debentures, due September 1, 2008. The company is engaged in beer production. (File 2-62341 - Aug. 11)
- (S-14) INA CORPORATION, 1600 Arch St., Philadelphia, Pa. 19101 (215) 241-4000 270,222 common shares and 522,168 of \$1.90 cumulative convertible preferred shares, Series C. (File 2-62342 - Aug. 11)
- (S-7) GENERAL CABLE CORPORATION, 500 West Putnam Ave., Greenwich, Conn. 06830 (203) 661-0100 - 2,120,000 shares of cumulative convertible preference stock, 1978 Series. Underwriters: Paine, Webber, Jackson & Curtis Inc. and Kidder, Peabody & Co. Inc. The company manufactures and sells a broad range of wire and cable products. (File 2-62343 - Aug. 11)
- (S-6) THE CORPORATE INCOME FUND, SEVENTY-EIGHTH MONTHLY PAYMENT SERIES, One Liberty Plaza, 165 Broadway, New York, N.Y. 10080 - 25,000 units of beneficial interest. Depositors: Merrill Lynch, Pierce, Fenner & Smith Inc., One Liberty Plaza, 165 Broadway, New York, N.Y. 10080, Bache Halsey Stuart Shields Inc. and Dean Witter Reynolds Inc. (File 2-62344 - Aug. 11)
- (S-5) FIRST INVESTORS CASH MANAGEMENT FUND, INC., 120 Wall St., New York, N.Y. 10005 an indefinite amount of common stock. (File 2-62347 - Aug. 11)

REGISTRATIONS EFFECTIVE

Aug. 4: Acme Cleveland Corp., 2-62054; Ashland Oil, Inc., 2-62132; Baldwin-United Corp., 2-61990; Beverage Management, Inc., 2-62009; Bowmar Instrument Corp., 2-61741; Browning-Ferris Industries, Inc., 2-60852; Consolidated Edison Co. of New York, Inc., 2-62068; Dillard Department Stores, Inc., 2-61890; El Paso Electric Co., 2-62090; Imperial Industries, Inc., 2-61984; Microdata Corp., 2-62286; Pioneer Industries, Inc., 2-61034; Polychrome Corp., 2-62038; Texasgulf, Inc., 2-62136; Universal Resources Corp., 2-61914 & 2-62053.



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