

FEDERAL RESERVE BANK OF DALLAS

WILLIAM H. WALLACE FIRST VICE PRESIDENT AND CHIEF OPERATING OFFICER

August 11, 1989

DALLAS, TEXAS 75222

Circular 89-47

TO: The Chief Executive Officer of all member banks and others concerned in the Eleventh Federal Reserve District

SUBJECT

Over-the-Counter (OTC) Margin Stocks

DETAILS

The Board of Governors of the Federal Reserve System has revised the list of over-the-counter (OTC) stocks, effective August 14, 1989, that are subject to its margin regulations. Federal Reserve Banks publish a complete list once a year and supplements of additions to and deletions from the list three times a year. The complete list of OTC stocks effective February 13, 1989, and the supplement of additions and deletions effective May 8, 1989, are available from the Public Affairs Department.

ATTACHMENTS

The material as published in the <u>Federal Register</u> announcing revisions to the list of OTC stocks effective August 14, 1989 is attached.

MORE INFORMATION

For further information regarding marginable OTC stock requirements, please contact Dean A. Pankonien at (214) 651-6228. For additional copies, please contact the Public Affairs Department at (214) 651-6266.

Sincerely yours,

William Allallan

For additional copies of any circular please contact the Public Affairs Department at (214) 651–6289. Banks and others are encouraged to use the following incoming WATS numbers in contacting this Bank (800) 442–7140 (intrastate) and (800) 527–9200 (interstate).

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FEDERAL RESERVE SYSTEM

12 CFR Parts 207, 220, 221, and 224

Regulations G, T, U and X; Securities Credit Transactions; List of Marginable OTC Stocks

AGENCY: Board of Governors of the Federal Reserve System.

ACTION: Final rule; determination of applicability of regulations.

SUMMARY: The List of Marginable OTC Stocks is comprised of stocks traded over-the-counter (OTC) that have been determined by the Board of Governors of the Federal Reserve System to be subject to the margin requirements under certain Federal Reserve regulations. The List is published four times a year by the Board as a guide for lenders subject to the regulations and the general public. This document sets forth additions to or deletions from the previously published List which was effective May 8, 1989, and will serve to give notice to the public about the changed status of certain stocks.

EFFECTIVE DATE: August 14, 1989.

FOR FURTHER INFORMATION CONTACT: Peggy Wolffrum, Securities Regulation Analyst, Division of Banking Supervision and Regulation, (202) 452– 2781. For the hearing impaired *only*, Earnestine Hill or Dorothea Thompson, Telecommunications Device for the Deaf (TDD) (202) 452–3544, Board of Governors of the Federal Reserve System, Washington, DC 20551.

SUPPLEMENTARY INFORMATION: Set forth below are stocks representing additions to or deletions from the Board's List of Marginable OTC Stocks. This supersedes the last List which was effective May 8, 1989. Additions and deletions for the List were published on April 24, 1989 (54 FR 16357). A copy of the complete List incorporating these additions and deletions is availablefrom the Federal Reserve Banks.

The List of Marginable OTC Stocks includes those stocks that meet the criteria in Regulations G, T and U (12 CFR Parts 207, 220 and 221, respectively). This determination also affects the applicability of Regulation X (12 CFR Part 224). These stocks have the degree of national investor interest, the depth and breadth of market, and the availability of information respecting the stock and its issuer to warrant regulation in the same fashion as exchange-traded securities. The List also includes any stock designated under a Securities and Exchange Commission (SEC) rule as qualified for trading in the national market system (NMS security). Additional OTC stocks may be designated as NMS securities in the interim between the Board's quarterly publications. They will become automatically marginable at broker-dealers upon the effective date of their NMS designation. The names of these stocks are available at the Board and the SEC and will be incorporated into the Board's next quarterly List.

The requirements of 5 U.S.C. 553 with respect to notice and public participation were not followed in connection with the issuance of this amendment due to the objective character of the criteria for inclusion and continued inclusion on the List specified in 12 CFR 207.6 (a) and (b), 220.17 (a) and (b), and 221.7 (a) and (b). No additional useful information would be gained by public participation. The full requirements of 5 U.S.C. 553 with respect to deferred effective date have not been followed in connection with the issuance of this amendment because the Board finds that it is in the public interest to facilitate investment and credit decisions based in whole or in part upon the composition of this List as soon as possible. The Board has responded to a request by the public and allowed a two-week delay before the List is effective.

List of Subjects

12 CFR Part 207

Banks, Banking, Credit, Federal Reserve System, Margin, Margin requirements, National Market System (NMS Security), Reporting and recordkeeping requirements, Securities.

12 CFR Part 220

Banks, Banking, Brokers, Credit, Federal Reserve System, Margin, Margin requirements, Investments, National Market System (NMS Security), Reporting and recordkeeping requirements, Securities.

12 CFR Part 221

Banks, Banking, Credit, Federal Reserve System, Margin, Margin requirements, National Market System (NMS Security), Reporting and recordkeeping requirements, Securities.

12 CFR Part 224

Banks, Banking, Borrowers, Credit, Federal Reserve System, Margin, Margin requirements, Reporting and recordkeeping requirements, Securities.

Accordingly, pursuant to the authority of sections 7 and 23 of the Securities Exchange Act of 1934, as amended (15 U.S.C. 78g and 78w), and in accordance with 12 CFR 207.2(k) and 207.6(c) (Regulation G), 12 CFR \$ 220.2(s) and 220.17(c) (Regulation T), and 12 CFR 221.2(j) and 221.7(c) (Regulation U), there is set forth below a listing of deletions from and additions to the Board's List of Marginable OTC Stocks:

Deletions From List

Stocks Removed For Failing Continued Listing Requirements

American Carriers, Inc. No par common American Continental Corporation \$.01 par common \$1.00 par exchangeable preferred American Insured Mortgage Investors 'ጸ4 Depository units of limited partnership interest Animed, Inc. \$.01 par common Applied Data Communications, Inc. \$.01 par common **Aris Corporation** \$.01 par common ASK Corporation No par common Associated Companies, Inc. No par common Avant-Garde Computing, Inc. No par common **BI** Incorporated No par common Big Bear, Inc. \$.01 par common Bio-Technology General Corp. \$.01 par common Biomerica Inc. \$.04 par common Bombay Palace Restaurants, Inc. \$.01 par common BSD Medical Corporation—Delaware \$.01 par common Butler National Corporation \$.10 par common Candela Laser Corporation \$.01 par common Carolin Mines, Ltd. Class A, no par common **Celina Financial Corporation** Class A, \$.50 par common Chaparral Resources, Inc. \$.10 par common Charlotte Charles, Inc. \$.10 par common Charter-Crellin, Inc. \$.01 par common Chemex Pharmaceuticals, Inc. Warrants (expire 05-29-89) Class 1, warrants (expire 05-20-90) Circle Express, Inc. No par common CMS Advertising, Inc. \$.01 par common **Colorocs Corporation** Class D, warrants (expire 05-04-89) **Comcast Corporation** 5½% convertible subordinated debentures Commonwealth Mortgage Company, Inc. \$.10 par common Comp-U-Check, Inc. \$.10 par common Costco Wholesale Corporation 7¼% convertible subordinated debentures Crescott, Inc. \$.001 par common De Tomaso Industries, Inc. \$2.50 par common **Dest Corporation** \$.01 par common Digitech, Inc. \$.10 par common Eagle Telephonics, Inc. \$.01 par common **Electro-Catheter Corporation** \$.10 par common EMS Systems, Ltd. No par common Energy Conversion Devices, Inc. \$.01 par common Exovir, Inc. \$.01 par common Farm House Foods Corporation \$.05 par common Great Southern Federal Savings Bank (Georgia) \$1.00 par common **GTS** Corporation \$.01 par common Haber, Inc. \$.01 par common Voting, \$2.00 par cumulative convertible preferred Harvard Group, PLC American Depository Receipts for ordinary shares (par value 2p) Health Images, Inc. Series A, \$.01 par cumulative convertible preferred Integrated Resources American Insured Mortgage Investors '85 Depository units of limited partnership interest Kaypro Corporation No par common Kenilworth Systems Corporation \$.01 par common Kimbark Oil & Gas Company \$.10 par common Kings Road Entertainment, Inc. \$.01 par common Kreisler Manufacturing Corporation \$.50 par common Lund Enterprises, Inc. Warrants (expire 04-30-91) Margaux, Inc. \$.01 par common Maxicare Health Plans, Inc. No par common 7% convertible subordinated debentures Municipal Development Corporation \$.01 par common National Business Systems, Inc.

No par common New Visions Entertainment Corporation \$.001 par common Series A, par cumulative convertible preferred Nucorp, Inc. Warrants (expire 10-31-89) OCG Technology, Inc. \$.10 par common Olson Industries, Inc. \$3.00 par common Paper Corporation of America Series B, \$.01 par preferred stock **Ragen Corporation** \$.125 par common Regina Company, Inc., The \$.0001 par common Reliable Life Insurance Company, Inc. Class A, \$1.00 par common **Ridgewood Properties, Inc.** \$.01 par common **Royal Business Group, Inc.** \$1.00 par common RTI, Inc. \$.01 par common Sahlen & Associates, Inc. \$.001 par common Scherer, R.P. Corporation \$1.00 par convertible preferred Scribe Systems, Inc. \$.01 par common Southland Financial Corporation \$1.00 par common Staar Surgical Company \$.01 par common **Status Game Corporation** \$.01 par common Sun State Savings and Loan Association (Arizona) \$1.00 par common Total Health Systems, Inc. \$.01 par common TS Industries, Inc. \$.02 par common United Building Services Corporation of Delaware \$.01 par common **United States Antimony Corporation** \$.01 par common Vicon Fiber Optics Corporation \$.10 par common Vipont Pharmaceutical, Inc. Warrants (expire 06-25-89) Stocks Removed for Listing on a National Securities Exchange or Being Involved in an Acquisition American Income Life Insurance Company \$1.00 par common Apollo Computer, Inc. \$.02 par common 7¼% convertible subordinated debentures Bank of Redlands

\$1.25 par common Berry Petroleum Company Class A, \$.01 par common Blockbuster Entertainment Corp.

\$.10 par common Brandywine Savings & Loan Association (Pennsylvania) \$1.00 par common Brinkman Instruments, Inc. \$.01 par common **Brintec Corporation** \$.01 par common Cadnetix Corp. \$.01 par common Cherokee Group, The No par common **Colonial American Bankshares** Corporation \$5.00 par common Component Technology Corp. \$.01 par common Conversion Industries, Inc. No par common **CPI** Corporation \$.40 par common Criterion Group, Inc. Class A, \$.01 par common **Enseco Incorporated** \$.01 par common Envirodyne Industries, Inc. \$.10 par common Excelan, Inc. \$.01 par common Falstaff Brewing Corporation \$1.00 par common General Ceramics, Inc. \$1.00 par common Holmes, D.H. Company, Limited \$2.50 par common HWC Distribution Corp. \$.01 par common Irwin Magnetic Systems, Inc. \$.001 par common **ISC Systems Corporation** No par common Itel Corporation \$1.00 par common Class B, Series C, \$1.00 par convertible perferred **Kemper Corporation** \$5.00 par common Krueger, W.A. Company \$.20 par common Land of Lincoln Savings and Loan \$1.00 par common Mayfair Industries, Inc. \$.01 par common MBS Textbook Exchange, Inc. \$.01 par common National FSI, Inc. \$.01 par common Network Equipment Technologies, Inc. \$.01 par common Pacific Western Bancshares No par common Plant Genetics, Inc. \$.01 par common Poly-Tech, Inc. No par common Polymer International Corp. \$.01 par common Princeville Corp. \$.20 par common

Property Trust of America \$1.00 par shares of beneficial interest **Rowe Furniture Corporation** \$1.00 par common Servico, Inc. \$.10 par common Sound Warehouse, Inc. \$.01 par common Stocker & Yale, Inc. \$1.00 par common Stotler Group Inc. \$1.00 par common Superior Electric Company, The \$1.00 par common **TCF Financial Corporation** \$.01 par common Thrifty Rent-a-Car System, Inc. \$.05 par common **Timberjack Corporation** \$.01 par common Total System Services, Inc. \$.10 par common United Artists Communications, Inc. \$.01 par common **Universal Furniture Limited** \$.01 par ordinary shares **Vitronics Corporation** \$.01 par common Waxman Industries, Inc. No par common Additions to the List Akzo, N.V. **American Depository Receipts** Alameda Bancorporation \$2.50 par common America First Financial Fund 1987-A **Limited Partnership** Beneficial unit certificates, representing limited partnership interest Bank Maryland Corp. \$.05 par common Biogen, Inc. \$.01 par convertible exchangeable preferred **Bytex Corporation** \$.10 par common CCAIR, Inc. \$.01 par common Cell Technology, Inc. \$.01 par common Warrantes (expire 08-27-92) **Chemdesign Corporation** \$.01 par common Chempower, Inc. \$.10 par common Cirrus Logic, Inc. No par common Columbia Pictures Entertainment, Inc. Warrants (expire 06-01-92) **Comptronix** Corporation \$.01 par common **Conservative Savings Bank (Nebraska)** \$.01 par common Consilium, Inc. No par common **Cooker Restaurant Corporation**

No par common CRH. PLC American Depository Receipts Duty Free International, Inc. \$.01 par common Dyncorp Class A, 17% redeemable preferred **Eastchester Financial Corporation** \$.01 par common Fidelity Federal Savings Bank (Virginia) \$8.00 par common First Financial Management Corp. 7% convertible subordinated debentures **First Merchants Corporation** No par common First Western Bancorp, Inc. (Pennsylvania) \$5.00 par common Fleet Aerospace, Inc. \$.01 par common Foothill Independent Bancorp No par common Goal Systems International, Inc. No par common Handex Environmental Recovery, Inc. \$.01 par common Independent Bankgroup, Inc. (Vermont) \$1.00 par common James Madison Limited \$1.00 par common Kentucky Medical Insurance Company Class A, \$2.80 par common Lifeline Healthcare Group, Ltd. \$.10 par common Miniscribe Corporation 71/2% convertible subordinated debentures Mission-Valley Bancorp (California) No par common Nationwide Cellular Service, Inc. \$.01 par common Warrants (expire 05-04-92) New Milford Bank & Trust Company, The (Connecticut) \$5.00 par common **Pioneer Federal Savings Bank** (Washington) \$1.00 par common POP Radio Corporation \$.01 par common Providence and Worchester Railroad Company \$.50 par common Rexhall Industries, Inc. No par common Robert Half International, Inc. 71/4% convertible subordinated debentures Schultz Sav-O Stores, Inc. \$.05 par common Sevenson Environmental Services. Inc. \$.10 par common Staples, Inc. \$.0006 par common Symantec Corporation \$.01 par common Synetic, Inc. \$.01 par common

Tele-Communications, Inc. Rights (expire 01-31-95) Tocor, Inc. Units (expire 12-31-94) Tseng Labs, Inc. \$.005 par common United Artists Entertainment Company Class A, \$.001 par common Class B, \$.001 par common Unitog Company \$.01 par common UNR Industries, Inc. Warrants (expire 05-31-95) Xsirius Scientific, Inc. \$.01 par common Yankee Energy System, Inc. \$5.00 par common By order of the Board of Governors of the Federal Reserve System, acting by its Staff Director of the Division of Banking Supervision and Regulation pursuant to delegated authority (12 CFR 265.2(c)(18)), July 28, 1989. William W. Wiles, Secretary of the Board. [FR Doc. 89-17887 Filed 7-31-89; 8:45 am] BILLING CODE 6210-01-M