

ready to revalue Government securities on a daily basis and to include the valuation in its overall daily assessment of clearing member margin and clearing fund deposits. OCC believes the par value methodology and prohibition on deposits of securities with maturities beyond ten years are overly conservative and no longer necessary to protect OCC from risk associated with value changes in margin and clearing fund deposits.

Before setting the haircut levels, OCC reviewed the haircut policies of other derivative clearing houses and analyzed recent historical volatilities of government securities. OCC collected daily data since 1990 on government securities of various maturities across the yield curve and analyzed this historical volatility for the setting of margin intervals within OCC's Theoretical Intermarket Margin System. The proposed haircut levels should adequately cover more than 99% of the movements of all days since 1990.

Section 17A(b)(3)(F) of the Act requires that a clearing agency's rules be designed to ensure the safeguarding of securities and funds in its custody or control or for which it is responsible.<sup>5</sup> Based on the foregoing, the Commission believes that OCC's proposed modifications to its rules governing the acceptance, valuation, and haircutting of Government securities is consistent with OCC's obligation to safeguard securities and funds.

### III. Conclusion

On the basis of the foregoing, the Commission finds that the proposal is consistent with the requirements of the Act and particularly with Section 17A(b)(3)(F) of the Act and the rules and regulations thereunder.

It is therefore ordered, pursuant to Section 19(b)(2) of the Act,<sup>6</sup> that the proposed rule change (File No. SR-OCC-96-09) be and hereby is approved.

For the Commission by the Division of Market Regulation, pursuant to delegated authority.<sup>7</sup>

Margaret H. McFarland,  
Deputy Secretary.

[FR Doc. 96-28184 Filed 11-1-96; 8:45 am]

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[Release No. 34-37883; File No. SR-PHILADEP-96-11]

### Self-Regulatory Organizations; Philadelphia Depository Trust Company; Order Granting Approval of a Proposed Rule Change Regarding the Destruction of Certain Expired Securities Certificates

October 28, 1996.

On June 28, 1996, the Philadelphia Depository Trust Company ("Philadep") filed with the Securities and Exchange Commission ("Commission") a proposed rule change (File No. SR-PHILADEP-96-11) pursuant to Section 19(b)(1) of the Securities Exchange Act of 1934 ("Act")<sup>1</sup> regarding the destruction of certain expired securities certificates. Notice of the proposal was published in the Federal Register on August 21, 1996.<sup>2</sup> No comment letters were received. For the reasons discussed below, the Commission is approving the proposed rule change.

#### I. Description

The rule change will amend Philadep Rule 31 which governs the orderly destruction of securities certificates relating to expired warrants and rights to permit the destruction of such securities certificates to be carried out under the supervision of Philadep's internal audit department.<sup>3</sup> Section (c) of Rule 31 previously required that all securities to be destroyed pursuant to the rule had to be forwarded to Philadep's internal audit department for destruction.<sup>4</sup> Under the rule change, Philadep is permitted to destroy the certificates in a designated area of

<sup>1</sup> 15 U.S.C. § 78s(b)(1) (1988).

<sup>2</sup> Securities Exchange Act Release No. 37570 (August 14, 1996), 61 FR 43287.

<sup>3</sup> The procedures for the destruction of expired securities set forth in Rule 31 require Philadep to (i) contact the transfer agent or the issuer of the expired securities to verify that the respective warrants or rights have expired, (ii) obtain written confirmation from such transfer agent or issuer that the certificates representing such warrants or rights have expired (if there is no transfer agent, Philadep personnel must exercise all reasonable due diligence to confirm the expired nature of the respective certificates including consulting with the Philadep's legal department, internal audit department and senior management), (iii) notify its participants that in the judgment of the transfer agent, or other appropriate parties if a transfer agent does not exist, the securities certificates have expired, (iv) delete such securities positions from its participants' account on or after the thirtieth day following the date of such notice, and (v) appropriately mark the securities certificates and forward them to its internal audit department for destruction.

<sup>4</sup> Securities Exchange Act Release No. 35426 (February 28, 1995) [File No. SR-PHILADEP-94-05] (order approving proposed rule change authorizing Philadep to implement a program for the destruction of securities certificates relating to expired warrants and rights).

Philadep under the supervision of the internal audit department instead of being required to destroy such certificates in the internal audit department itself.

#### II. Discussion

Section 17A(b)(3)(F)<sup>5</sup> of the Act requires that the rules of a clearing agency be designed to assure the safeguarding of securities and funds which are in the custody or control of the clearing agency or for which it is responsible. The Commission believes Philadep's proposed rule change is consistent with Philadep's obligations under Section 17A of the Act because the rule change does not significantly alter the procedures previously approved by the Commission by which expired rights and warrants certificates are to be destroyed and thereby should not negatively affect Philadep's ability to safeguard securities or funds.<sup>6</sup>

#### III. Conclusion

On the basis of the foregoing, the Commission finds that the proposed rule change is consistent with the requirements of the Act and in particular Section 17A of the Act and the rules and regulations thereunder.

*It is therefore ordered*, pursuant to Section 19(b)(2) of the Act, that the proposed rule change (File No. SR-PHILADEP-96-11) be and hereby is approved.

For the Commission by the Division of Market Regulation, pursuant to delegated authority.<sup>7</sup>

Margaret H. McFarland,  
Deputy Secretary.

[FR Doc. 96-28231 Filed 11-1-96; 8:45 am]

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### SMALL BUSINESS ADMINISTRATION

#### [Declaration of Disaster Loan Area #2908]

#### Declaration of Disaster Loan Area; Florida

Manatee County and the contiguous counties of De Soto, Hardee, Hillsborough, Polk, and Sarasota in the State of Florida constitute a disaster area

<sup>5</sup> 15 U.S.C. § 78q-1(b)(3)(F) (1988).

<sup>6</sup> The Commission previously stated upon establishment of Philadep's expired certificate destruction program for warrants and rights that such program is consistent with Section 17A of the Act because the program should reduce the administrative expenses associated with safekeeping and storage of worthless certificates and that Philadep's procedures were reasonably designed to prevent inadvertent destruction of warrants and rights certificates that have not expired. *Supra* note 4.

<sup>7</sup> 17 CFR 200.30-3(a)(12) (1996).

<sup>5</sup> 15 U.S.C. 78q-1(b)(3)(F) (1988).

<sup>6</sup> 15 U.S.C. 78s(b)(2) (1988).

<sup>7</sup> 17 CFR 200.30(a)(12) (1996).

as a result of damages caused by a fire at the Red Barn Flea Market in the City of Bradenton which occurred on October 21, 1996. Applications for loans for physical damage as a result of this disaster may be filed until the close of business on December 27, 1996 and for economic injury until the close of business on July 28, 1997 at the address listed below: U.S. Small Business Administration, Disaster Area 2 Office, One Baltimore Place, Suite 300, Atlanta, GA 30308, or other locally announced locations.

The interest rates are:

	Percent
For Physical Damage:	
Homeowners with credit available elsewhere .....	8.000
Homeowners without credit available elsewhere .....	4.000
Businesses with credit available elsewhere .....	8.000
Businesses and non-profit organizations without credit available elsewhere .....	4.000
Others (including non-profit organizations) with credit available elsewhere .....	7.125
For Economic Injury	
Businesses and small agricultural cooperatives without credit available elsewhere .....	4.000

The number assigned to this disaster for physical damage is 290805 and for economic injury the number is 924100.

(Catalog of Federal Domestic Assistance Program Nos. 59002 and 59008.)

Dated: October 28, 1996.

Philip Lader,  
Administrator.

[FR Doc. 96-28214 Filed 11-1-96; 8:45 am]

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#### **[Declaration of Disaster Loan Area #2895] [Amendment #3]**

#### **Declaration of Disaster Loan Area; Virginia**

In accordance with notices from the Federal Emergency Management Agency, dated September 23 and October 23, 1996, the above-numbered Declaration is hereby amended to include the Counties of Accomack, Charles City, Chesterfield, Essex, Gloucester, Henrico, Isle of Wight, James City, King & Queen, King George, King William, Lancaster, Mathews, Middlesex, New Kent, Northampton, Northumberland, Prince George, Prince William, Richmond, Surry and York, and the Independent Cities of Fredericksburg, Hopewell, Newport News, Poquoson, Suffolk and Williamsburg in the Commonwealth of

Virginia as a disaster area due to damages caused by Hurricane Fran and associated severe storm conditions, including high winds, tornadoes, wind driven rain, and river and flash flooding from September 5 through September 23, 1996.

In addition, applications for economic injury loans from small businesses located in the contiguous County of Fairfax and the Independent City of Chesapeake in the Commonwealth of Virginia, and the contiguous County of Worcester in the State of Maryland may be filed until the specified date at the previously designated location.

Any counties contiguous to the above-named counties and not listed herein have been previously declared.

All other information remains the same, i.e., the termination date for filing applications for physical damage is November 6, 1996, and for loans for economic injury the deadline is June 9, 1997.

The economic injury number assigned to this is 924500 for Maryland.

(Catalog of Federal Domestic Assistance Program Nos. 59002 and 59008)

Dated: October 28, 1996.

James Rivera,

*Acting Associate Administrator for Disaster Assistance.*

[FR Doc. 96-28213 Filed 11-1-96; 8:45 am]

BILLING CODE 8025-01-P

#### **[License No. 01/01-0300]**

#### **ESLO Capital Corporation; Notice of Surrender of License**

Notice is hereby given that ESLO Capital Corporation, 212 Wright Street, Newark, New Jersey 07114 has surrendered its license to operate as a Small Business Investment Company under the Small Business Investment Act of 1958, as amended ("the Act"). ESLO was licensed by the Small Business Administration on May 31, 1979.

Under the authority vested by the Act and pursuant to the SBA Regulations promulgated thereunder, the surrender of the license was effective on October 17, 1996, and accordingly, all rights, privileges and franchises derived therefrom have been terminated.

(Catalog of Federal Domestic Assistance Program No. 59.011, Small Business Investment Companies)

Dated: October 18, 1996.

Don A. Christensen,

*Associate Administrator for Investment.*

[FR Doc. 96-28215 Filed 11-1-96; 8:45 am]

BILLING CODE 8025-01-P

## **DEPARTMENT OF TRANSPORTATION**

### **Federal Aviation Administration**

#### **Reports, Forms and Recordkeeping Requirements; Agency Information Collection Activity Under OMB Review**

**AGENCY:** Federal Aviation Administration (FAA), DOT.

**ACTION:** Notice and request for comments.

**SUMMARY:** In accordance with the Paperwork Reduction Act of 1995 (44 U.S.C. Chapter 35, as amended) this notice announces the Department of Transportation's (DOT) intention to request a revision of a currently approved collection. Comments are invited on: whether the proposed collections of information are necessary for the proper performance of the functions of the Department, including whether the information will have practical utility; the accuracy of the Department's estimate of the burden of the proposed information collections; ways to enhance the quality, utility and clarity of the information to be collected; and ways to minimize the burden of the collection of information on respondents, including the use of automated collection techniques or other forms of information technology. The Federal Register Notice with a 60-day comment period soliciting comments on the following collection of information was published on August 26, 1996 [FR 61, page 43807-43808].

All responses to this notice will be summarized and included in the request for OMB approval. All comments will also become a matter of public record.

**DATES:** Comments on this notice must be received on or before December 4, 1996.

**ADDRESSES:** Send comments to the Office of Information and Regulatory Affairs, Office of Management and Budget, 725-17th Street, NW, Washington, DC 20503, Attention DOT Desk Officer.

**FOR FURTHER INFORMATION CONTACT:** Ms. Judith Street, on (202) 267-9895.

**SUPPLEMENTARY INFORMATION:** The information collection activities associated with the Representatives of the Administrator, CFR part 183, including Aviation Medical Examiners, are currently cleared under OMB number 2120-0033. For administrative ease, the FAA proposes to separate the Aviation Medical Examiner clearance from the rest of the Representatives of the Administrator. There is no change in the CFR requirements. It is proposed that the Aviation Medical Examiner program be given a separate OMB clearance number. At this time of