

Commission concerning the assessment of as-of-add fees¹⁰ and may serve to further reduce the total number of as-of-adds by providing a clear sanction in those circumstances in which discipline is clearly appropriate. As a result, the Commission believes that the proposal should benefit all Exchange members, and ultimately investors, by increasing the efficiency with which Exchange transactions are processed as well as helping the Exchange to defray the additional costs it incurs with the processing of as-of-adds.

The Commission believes that an exchange's ability to effectively enforce compliance by its members and member organizations with Commission and Exchange rules is central to its self-regulatory functions. The inclusion of a rule in an exchange's minor rule violation plan, therefore, should not be interpreted to mean that it is not an important rule. On the contrary, the Commission recognizes that the inclusion of minor violations of particular rules under a minor rule violation plan may make the exchange's disciplinary system more efficient in prosecuting more egregious and/or repeated violations of these rules, thereby furthering its mandates to protect investors and the public interest.

The Commission believes that adding the Minor Rule Plan Amendment is consistent with Sections 6(b)(5) and 6(b)(6) of the Act in that the purpose of Rule 17.50 is to provide for a response to a violation of Exchange rules or policy when a meaningful sanction is needed, but when initiation of a disciplinary proceeding pursuant to CBOE Rule 17.2 *et seq.* is not suitable because such a proceeding would be more costly and time-consuming than would be warranted given the nature of the violation. Rule 17.50 provides for an appropriate response to minor violations of certain Exchange rules, while preserving the due process rights of the party accused through specified, required procedures.

Furthermore, the Commission finds that violations of the Minor Rule Plan Amendment are objective and easily verifiable, thereby lending itself to the use of expedited proceedings. Noncompliance with Rule 17.50(g) may be determined objectively and adjudicated quickly without the complicated factual and interpretative inquiries associated with more sophisticated Exchange disciplinary proceedings. If the Exchange determines that a violation of Rule 17.50(g) is not minor in nature, the Exchange retains

the discretion to initiate full disciplinary proceedings in accordance with Chapter XVII of CBOE's rules. The Commission expects the CBOE to bring full disciplinary proceedings in appropriate cases (e.g., in cases where the violation is egregious or where there is a history or pattern of repeat violations).

The Commission finds good cause for approving the Minor Rule Plan amendment prior to the thirtieth day after the date of publication of notice of filing thereof in the **Federal Register** in order to provide the Exchange with adequate time to notify members of the approval of the Minor Rule Plan Amendment prior to the scheduled implementation date of February 1, 1995.¹¹ Because any fines to be assessed pursuant to the Minor Rule Plan Amendment will be based on calendar month submissions of as-of-adds, accelerated approval will allow the Exchange to begin receiving the benefits of the rule without having to delay implementation for an additional month. Additionally, because the Exchange has already distributed a Regulatory Circular to members stating that the Minor Rule Plan Amendment, once approved, would be given retroactive effectiveness to January 1, 1995,¹² members are already on notice of the proposal and will not, in the Commission's opinion, be harmed by shifting the implementation date to February 1, 1995. Accordingly, the Commission believes it is consistent with Sections 6(b)(5) and 19(b)(2) of the Act to approve the remaining portion of the proposed rule change on an accelerated basis.

It is therefore ordered, pursuant to Section 19(b)(2) of the Act,¹³ that the proposed rule change (File No. SR-CBOE-94-50) is approved.

For the Commission, by the Division of Market Regulation, pursuant to delegated authority.¹⁴

Margaret H. McFarland,
Deputy Secretary.

[FR Doc. 95-2750 Filed 2-3-95; 8:45 am]

BILLING CODE 8010-01-M

SMALL BUSINESS ADMINISTRATION

Declaration of Disaster Loan Area #2760 California; Declaration of Disaster Loan Area (Amendment #1)

The above-numbered Declaration is hereby amended, effective immediately,

¹¹ See *supra* note 8.

¹² *Id.*

¹³ 15 U.S.C. 78s(b)(2) (1988).

¹⁴ 17 CFR 200.30-3(a)(12) (1994).

to establish the occurrence as resulting from winter storms causing flooding, landslides, mud and debris flows beginning on January 3, 1995, continuing.

All other information remains the same, i.e., the termination date for filing applications for physical damage is March 13, 1995, and for economic injury the deadline is October 10, 1995.

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

Dated: January 30, 1995.

Bernard Kulik,

Associate Administrator for Disaster Assistance.

[FR Doc. 95-2769 Filed 2-3-95; 8:45 am]

BILLING CODE 8025-01-M

Declaration of Disaster Loan Area #2761, Washington; Declaration of Disaster Loan Area

Mason County and the contiguous counties of Grays Harbor, Jefferson, Kitsap, and Thurston in the State of Washington constitute a disaster area as a result of damages caused by heavy rains and flooding which occurred throughout December of 1994.

Applications for loans for physical damage as a result of this disaster may be filed until the close of business on March 30, 1995 and for economic injury until the close of business on October 27, 1995 at the address listed below: U.S. Small Business Administration, Disaster Area 4 Office, P.O. Box 13795, Sacramento, CA 95853-4795; 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 276106 and for economic injury the number is 844100.

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

¹⁰ See Securities Exchange Act Release No. 34783 (October 3, 1994), 59 FR 51459 (October 11, 1994).

Dated: January 27, 1995.

Philip Lader,

Administrator.

[FR Doc. 95-2768 Filed 2-3-95; 8:45 am]

BILLING CODE 8025-01-M

DEPARTMENT OF TRANSPORTATION

Aviation Proceedings; Agreements filed during the Week Ended January 27, 1995

The following Agreements were filed with the Department of Transportation under the provisions of 49 U.S.C 412 and 414. Answers may be filed within 21 days of date of filing.

Docket Number: 50092.

Date filed: January 23, 1995.

Parties: Members of the International Air Transport Association.

Subject: TC23 Telex Mail Vote 726, Apply Note 011 to Ukraine-TC3 fares.

Proposed Effective Date: February 1, 1995.

Docket Number: 50093.

Date filed: January 23, 1995.

Parties: Members of the International Air Transport Association.

Subject: TC12 Fares 0457 dated January 20, 1995, US-UK Add-on Fares.
Proposed Effective Date: April 1, 1995.

Myrna F. Adams,

Acting Chief, Documentary Services Division.

[FR Doc. 95-2807 Filed 2-3-95; 8:45 am]

BILLING CODE 4910-62-P

Notice of Applications for Certificates of Public Convenience and Necessity and Foreign Air Carrier Permits Filed Under Subpart Q During the Week Ended January 27, 1995

The following Applications for Certificates of Public Convenience and Necessity and Foreign Air Carrier Permits were filed under Subpart Q of the Department of Transportation's Procedural Regulations (See 14 CFR 302.1701 et. seq.). The due date for Answers, Conforming Applications, or Motions to Modify Scope are set forth below for each application. Following the Answer period DOT may process the application by expedited procedures. Such procedures may consist of the adoption of a show-cause order, a tentative order, or in appropriate cases a final order without further proceedings.

Docket Number: 50089.

Date filed: January 23, 1995.

Due Date for Answers, Conforming Applications, or Motion to Modify Scope: January 26, 1995.

Description: Application of American Airlines, Inc., pursuant to 49 U.S.C.

41108 and Subpart Q of the Regulations, for amendment of its certificate for Route 325 (restriction removal, mandatory Toronto stop between Dallas/Ft. Worth and Montreal).

Docket Number: 50090.

Date filed: January 23, 1995.

Due Date for Answers, Conforming Applications, or Motion to Modify Scope: February 21, 1995.

Description: Application of LTU Lufttransport-Unternehmen GmbH. & Co. KG, pursuant to 49 U.S.C. Section 41302, and Subpart Q of the Regulations, applies to add Tampa, Florida to its Foreign Air Carrier Permit as a coterminal point for scheduled service between Germany and the United States.

Docket Number: 50097.

Date filed: January 26, 1995.

Due Date for Answers, Conforming Applications, or Motion to Modify Scope: February 23, 1995.

Description: Application of American Airlines, Inc., pursuant to 49 USC 4112 CFR Part 377 and Subpart Q of the Regulations, applies for renewal of authority to serve Istanbul and Ankara, Turkey on segment 3 of its certificate for Route 602, issued in the American-TWA Route Transfer by Order 91-4-47, April 25, 1991. Segment 3 authorizes services: "Between a point or points in the United States (excluding St. Louis, MO, and New York, NY-Newark, NJ) and Barcelona, Spain; Casablanca, Morocco; Istanbul and Ankara, Turkey; Austria; Bahrain; Qatar; and the United Arab Emirates."

Docket Number: 50099.

Date filed: January 26, 1995.

Due Date for Answers, Conforming Applications, or Motion to Modify Scope: February 23, 1995.

Description: Application of Continental Airlines, Inc. pursuant to Section 49 U.S.C. Section 41102 and Subpart Q of the Regulations, requests renewal of its Route 482 certificate authority to provide scheduled foreign air transportation of persons, property and mail between Houston, Texas and London, U.S. and to integrate its Route 482 authority with Continental authority at other points.

Docket Number: 50102.

Date filed: January 27, 1995.

Due Date for Answers, Conforming Applications, or Motion to Modify Scope: February 24, 1995.

Description: Application of Air Operations Of Europe AB, pursuant to Title 49 U.S.C. Part 211 and Subpart Q of the Regulations, applies for a foreign air carrier permit to engage in the charter foreign air transportation of persons and property between a point or

points in Sweden, Denmark and Norway and a point or points in the United States.

Docket Number: 50064.

Date filed: January 26, 1995.

Due Date for Answers, Conforming Applications, or Motion to Modify Scope: February 23, 1995.

Description: Application of Trans World Airlines, Inc., pursuant to 49 U.S.C. Section 41101, applies for a certificate of public convenience and necessity to engage in foreign air transportation of persons, property and mail between St. Louis, on the one hand, and Toronto, Canada, on the other hand. In addition to its Year One proposal, TWA proposes to add two additional St. Louis - Toronto frequencies when they become available in Year Three. Therefore it is applying here for two additional Year Three Toronto frequencies.

Myrna F. Adams,

Acting Chief, Documentary Services Division.

[FR Doc. 95-2806 Filed 2-3-95; 8:45 am]

BILLING CODE 4910-62-P

Federal Railroad Administration

Petition for a Waiver of Compliance

In accordance with 49 CFR §§ 211.9 and 211.41, notice is hereby given that the Federal Railroad Administration (FRA) has received a request for a waiver of compliance with certain requirements of Federal railroad safety regulations. The individual petitions are described below, including the party seeking relief, the regulatory provisions involved, the nature of the relief being requested and the petitioner's arguments in favor of relief.

Interested parties are invited to participate in these proceedings by submitting written views, data, or comments. FRA does not anticipate scheduling a public hearing in connection with these proceedings since the facts do not appear to warrant a hearing. If any interested party desires an opportunity for oral comment, they should notify FRA, in writing, before the end of the comment period and specify the basis for their request.

All communications concerning these proceedings should identify the appropriate docket number (e.g., Waiver Petition Docket No. HS-94-1) and must be submitted in triplicate to the Docket Clerk, Office of Chief Counsel, Federal Railroad Administration, Nassif Building, 400 Seventh Street, S.W., Washington, D.C. 20590. Communications received before March 17, 1995 will be considered by FRA before final action is taken. Comments