

Pursuant to 10 CFR 2.202(c)(2)(i), Mr. Guzman or any other person adversely affected by this Order may, in addition to demanding a hearing, at the time the answer is filed or sooner, move the presiding officer to set aside the immediate effectiveness of the Order on the ground that the Order, including the need for immediate effectiveness, is not based on adequate evidence but on mere suspicion, unfounded allegations, or error.

In the absence of any request for hearing, or written approval of an extension of time in which to request a hearing, the provisions specified in Section IV above shall be final 20 days from the date of this Order without further order or proceedings. An answer or a request for hearing shall not stay the immediate effectiveness of this order.

Dated at Rockville, Maryland this day of April 1996.

For the Nuclear Regulatory Commission.

James L. Milhoan,

*Deputy Executive Director for Nuclear Reactor Regulation, Regional Operations, and Research.*

[FR Doc. 96-10349 Filed 4-25-96; 8:45 am]

BILLING CODE 7590-01-P

## POSTAL RATE COMMISSION

[Docket No. A96-14; Order No. 1109]

### **Forest Grove, Montana 59441: (May A. Charbonneau, Petitioner); Notice and Order Accepting Appeal and Establishing Procedural Schedule Under 39 U.S.C. 404(b)(5)**

Issued April 22, 1996.

Before Commissioners: Edward J. Gleiman, Chairman; W.H. "Trey" LeBlanc III, Vice-Chairman; George W. Haley; H. Edward Quick, Jr.

*Docket Number:* A96-14.

*Name of Affected Post Office:* Forest Grove, Montana 59441.

*Name(s) of Petitioner(s):* May A. Charbonneau.

*Type of Determination:* Consolidate.

*Date of Filing of Appeal Papers:* April 15, 1996.

*Categories of Issues Apparently Raised:*

1. Effect on postal services [39 U.S.C. 404(b)(2)(C)].
2. Effect on the community [39 U.S.C. 404(b)(2)(A)].

After the Postal Service files the administrative record and the Commission reviews it, the Commission may find that there are more legal issues than those set forth above. Or, the Commission may find that the Postal Service's determination disposes of one or more of those issues.

The Postal Reorganization Act requires that the Commission issue its decision within 120 days from the date this appeal was filed (39 U.S.C. 404(b)(5)). In the interest of expedition, in light of the 120-day decision schedule, the Commission may request the Postal Service to submit memoranda of law on any appropriate issue. If requested, such memoranda will be due 20 days from the issuance of the request and the Postal Service shall serve a copy of its memoranda on the petitioners. The Postal Service may incorporate by reference in its briefs or motions, any arguments presented in memoranda it previously filed in this docket. If necessary, the Commission also may ask petitioners or the Postal Service for more information.

### The Commission Orders

(a) The Postal Service shall file the record in this appeal by April 30, 1996.

(b) The Secretary of the Postal Rate Commission shall publish this Notice and Order and Procedural Schedule in the Federal Register.

By the Commission.  
Margaret P. Crenshaw,  
*Secretary.*

### Appendix

April 15, 1996: Filing of Appeal letter

April 22, 1996: Commission Notice and Order of Filing of Appeal

May 10, 1996: Last day of filing of petitions to intervene [see 39 CFR 3001.111(b)]

May 20, 1996: Petitioner's Participant Statement or Initial Brief [see 39 CFR 3001.115 (a) and (b)]

June 10, 1996: Postal Service's Answering Brief [see 39 CFR 3001.115(c)]

June 24, 1996: Petitioner's Reply Brief should Petitioner choose to file one [see 39 CFR 3001.115(d)]

July 1, 1996: Deadline for motions by any party requesting oral argument. The Commission will schedule oral argument only when it is a necessary addition to the written filings [see 39 CFR 3001.116]

August 20, 1996: Expiration of the Commission's 120-day decisional schedule [see 39 U.S.C. 404(b)(5)]

[FR Doc. 96-10340 Filed 4-25-96; 8:45 am]

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## SECURITIES AND EXCHANGE COMMISSION

[File No. 1-10589]

### **Issuer Delisting; Notice of Application To Withdraw From Listing and Registration; (CII Financial, Inc., 7½% Convertible Subordinated Debentures Due 2001)**

April 22, 1996.

CII Financial, Inc. ("Company") has filed an application with the Securities and Exchange Commission ("Commission"), pursuant to Section 12(d) of the Securities Exchange Act of 1934 ("Act") and Rule 12d2-2(d) promulgated thereunder, to withdraw the above specified security ("Security") from listing and registration on the American Stock Exchange, Inc. ("Amex").

The reasons alleged in the application for withdrawing the Security from listing and registration include the following:

Pursuant to an Indenture dated September 15, 1991 (the "indenture"), the Company issued the Security. The Security was originally convertible into the Company's common stock, and both the Security and the common stock were listed on the Amex.

On October 31, 1995, Sierra Health Services, Inc., a Nevada corporation ("Sierra"), acting through a wholly-owned subsidiary, acquired the Company by a subsidiary merger (the "Merger") in which the Company became a wholly-owned subsidiary of Sierra. Sierra is a public company whose common stock is listed for trading on the New York Stock Exchange, Inc. and which is required to file reports under the Act. In connection with the Merger, each outstanding share of the Company's common stock was converted into 0.37 of a share of Sierra's common stock (the "Exchange Ratio"). In November 1995, the Amex filed a Form 25 notifying the SEC that the Amex had removed the Company's common stock from listing and registration on the Amex.

At the effective time of the Merger, the Security ceased being convertible into the Company's common stock and became convertible into Sierra's common stock. Sierra has not otherwise assumed the Company's obligations under the Security and has not guaranteed the payment of principal, interest or premium, if any, thereon.

On March 22, 1996, Securities in the aggregate principal amount of \$58,600,000 were outstanding and were held of record by fewer than 50 persons.

In making the decision to withdraw the Security from listing on the Amex,