

numbers for the documents related to this Notice are: The Environmental Assessment (ML042520508), Letter dated June 9, 2004 requesting amendment (ML041610364), Letter dated July 8, 2004 providing additional information (ML042030186), and Letter from NJDEP dated July 29, 2004 (ML042290012). Persons who do not have access to ADAMS or who encounter problems in accessing the documents located in ADAMS, should contact the NRC PDR Reference staff by telephone at (800) 397-4209 or (301) 415-4737, or by e-mail to [pdrc@nrc.gov](mailto:pdrc@nrc.gov).

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Dated in King of Prussia, Pennsylvania this 14th day of October, 2004.

For the Nuclear Regulatory Commission.

**John D. Kinneman,**

*Chief, Nuclear Materials Safety Branch 2,  
Division of Nuclear Materials Safety Region I.*

[FR Doc. 04-23562 Filed 10-20-04; 8:45 am]

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## SECURITIES AND EXCHANGE COMMISSION

### Sunshine Act Meeting

Notice is hereby given, pursuant to the provisions of the Government in the Sunshine Act, Pub. L. 94-409, that the Securities and Exchange Commission will hold the following meeting during the week of October 25, 2004:

An Open Meeting will be held on Tuesday, October 26, 2004, at 10 a.m., in Room 1C30, the William O. Douglas Room.

The subject matter of the Open Meeting scheduled for Tuesday, October 26, 2004 will be:

1. The Commission will consider whether to propose new and amended rules and form changes to modify the registration, communications, and offering processes under the Securities Act of 1933 ("Securities Act"). In addition, the proposals would seek to ensure more timely investment information to investors without mandating delays in the offering process and would further integrate disclosure processes under the Securities Act and the Securities Exchange Act of 1934. The proposals would address communications related to registered

securities offerings, delivery of information to investors, and procedural restrictions in the offering and capital formation process.

For further information, please contact Amy M. Starr, Consuelo Hitchcock, Andrew Thorpe, Daniel Horwood, or Anne Nguyen, in the Division of Corporation Finance, at (202) 824-5300.

2. The Commission will consider whether to adopt rule 203(b)(3)-2 under the Investment Advisers Act of 1940 to require hedge fund advisers to register with the Commission. The Commission also will consider whether to adopt certain conforming and transitional amendments to rules 203(b)(3)-1, 203A-3, 204-2, 205-3, 206(4)-2, 222-2 and Form ADV.

For further information, please contact Vivien Liu, Senior Counsel, in the Division of Investment Management, at (202) 942-0719.

At times, changes in Commission priorities require alterations in the scheduling of meeting items. For further information and to ascertain what, if any, matters have been added, deleted or postponed, please contact:

The Office of the Secretary at (202) 942-7070.

Dated: October 19, 2004.

**Jonathan G. Katz,**

*Secretary.*

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## SECURITIES AND EXCHANGE COMMISSION

[Release No. 34-50525; File No. SR-Amex-2004-77]

### Self-Regulatory Organizations; Notice of Filing and Immediate Effectiveness of a Proposed Rule Change by the American Stock Exchange LLC Relating to the Trading of Ratio Orders

October 13, 2004.

Pursuant to section 19(b)(1) of the Securities Exchange Act of 1934 ("Act"),<sup>1</sup> and Rule 19b-4 thereunder,<sup>2</sup> notice is hereby given that on September 23, 2004, the American Stock Exchange LLC ("Amex" or "Exchange") filed with the Securities and Exchange Commission ("SEC" or "Commission") the proposed rule change as described in items I and II below, which items have been prepared by the Amex. The Amex filed the proposal pursuant to section 19(b)(3)(A) under the Act,<sup>3</sup> and

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

<sup>2</sup> 17 CFR 240.19b-4.

<sup>3</sup> 15 U.S.C. 78s(b)(3)(A).

Rule 19b-4(f)(6) thereunder,<sup>4</sup> which renders the proposal effective upon filing with the Commission. The Commission is publishing this notice to solicit comments on the proposed rule change from interested persons.

### I. Self-Regulatory Organization's Statement of the Terms of Substance of the Proposed Rule Change

The Exchange proposes to amend Amex Rule 950, "Rules of General Applicability," and Amex Rule 950-ANTE, "Rules of General Applicability" to allow ratio orders with certain permissible ratio limits, as defined below, to be executed through the Amex. In addition, the Amex proposes to amend Commentary .01 to Amex Rule 950(d) and Commentary .01 to Amex Rule 950-ANTE(d) to include these types of permissible ratio orders in the same exception to the priority rules that Amex Rule 950(d), Commentary .01, and Amex Rule 950-ANTE(d), Commentary .01, currently provide for spread, straddle, and combination orders.

The text of the proposed rule change appears below. Additions are *italicized*.

#### Rule 950 "Rules of General Applicability"

(a)-(d) No Change

Commentary to (d)

.01 When a member holding a spread order, a straddle order, *ratio order*, or a combination order and bidding or offering on the basis of a total credit or debit for the order has determined that the order may not be executed by a combination of transactions with or within the bids and offers established in the marketplace, then the order may be executed as a spread, straddle, or combination at the total credit or debit with one other member without giving priority to either bids or offers established in the marketplace that are not better than the bids or offers comprising such total credit or debit, provided that, (i) in executing a spread order, the member does not buy at the established bid for the option contract to be bought and sell at the established offer for the option contract to be sold or, (ii) in executing a straddle or combination order, the member does not either buy both sides of the order at the established bids or sell both sides of the order at the established offers.

Commentary .02-.07 No Change

(e)-(e)(iv) No Change

(e)(v) *Ratio Order—A Ratio Order is a spread, straddle, or combination*

<sup>4</sup> 17 CFR 240.19b-4(f)(6).