NATIONAL RECOVERY ADMINISTRATION 4795-A

Registry No. 1707-04
Approved Code No. 141.

Notice of Opportunity to File Objections
Administrative Order No. 141-9

May 2, 1934.

INVESTMENT BANKERS.

The Investment Bankers Code Committee has made application to the Administrator for approval of its budget and of the basis of contribution by all employers subject to and who have assented to or shall register under the Code to the expenses of administering the Code for the period from November 27, 1933, to July 31, 1934.

The total amount of said budget for the said period is $134,486.39. The basis of contribution is as set forth in Schedule "A" attached hereto and hereby made a part hereof. This schedule is based on the number of individuals engaged in the investment banking business and whether or not the employer is an originator of substantial issues of securities. The basic or minimum assessment for the proposed budget will be $25 and the maximum will be twelve times such amount.

Copies of said budget, the original of which is on file with the National Recovery Administration, are available upon request at the office of the National Recovery Administration, Room 3316, Department of Commerce Building, Washington, D.C., and at the office of the Investment Bankers Code Committee, 1010 Vermont Avenue, N.W., Washington, D.C.

NOTICE IS HEREBY GIVEN that any objections to said budget and to said basis of contribution must be filed with Deputy Administrator C. E. Adams, Room 4028, Department of Commerce Building, Washington, D.C., prior to May 17, 1934. Any person filing an objection must state his name, the person or group whom he represents, and the basis of his objection.

This opportunity to file objections is given for the purpose of obtaining, in the most practical manner, the facts useful to the Administrator. Objections filed will be given due consideration and the Administrator, after consulting with such of his advisers as he may deem appropriate, may approve said budget and basis of contribution in their present form or as revised in any reasonable particular germane to their present form, substance, wording and/or scope on the basis of objections filed pursuant to this notice or other considerations properly before the Administrator.

C. E. Adams,
Deputy Administrator.

HUGH S. JOHNSON,
Administrator.

(N.B.:- To Code Authorities and Trade and Industrial Associations and Agencies: The above contains notice of possible action in which your members or other parties known to you may be vitally interested. You are urged to exercise every reasonable effort to cause the subject matter to be called to their attention.)

5921.

INVESTMENT BANKERS CODE COMMITTEE

PLAN FOR AN EQUITABLE ASSESSMENT

FOR EXPENSES OF ADMINISTRATION

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1. The expenses of administering the Code shall, from time to time, be equitably assessed and collected by the Code Committee in the following manner:

(a) From time to time, as funds are needed for the administration of the Code, the Code Committee shall mail a notice to each employer who has assented to the Code or is a "registered investment banker" as provided in such Code, accompanied by a report form, and each such employer shall furnish the Code Committee on such report form a statement of the total number of individuals in the organization of each such employer, as of a date specified in such notice. Included in such report shall be all partners or officers or individual proprietors; all salesmen authorized to represent each such reporting employer, regardless of the nature or method of payment of their compensation; and all other employees of every description; provided, however, that if any such reporting employer is subject to the provisions of any other code as to any portion of his business, such employer need report only such individuals in his organization as normally devote an average of 50% or more of their business hours to that portion of such employer's business defined as the "investment banking business" in Article I, Section 1, of the Code of Fair Competition for Investment Bankers.

(b) Upon receipt of these statements by the Code Committee, such reporting employers shall be classified by the Code Committee for the purpose of the Assessment in process of collection, as follows:

Class	Total Number of Personnel Reported
1	1 - 5
2	6 - 10
3	11 - 15
4	16 - 25
5	26 - 50
6	51 - 75
7	76 - 100
8	101 - 125
9	126 - 150
10	151 - 175
11	176 - 200
12	201 or more

Provided that any such employer who, in the judgement of the Code Committee, is an "originator" (as defined in Article II (n) of the Amendment to the Code of Fair Competition for Investment Bankers, approved March 23, 1934) of substantial issues of securities may be placed by the Code Committee in Class 12, regardless of the number of personnel reported by such employer. Any employer so placed in Class 12 shall have the right to appeal to the Administrator for a review of the facts upon which the action of the Code Committee was based, and the Administrator may affirm or set aside such action; in

which latter event, such employer shall be classified in accordance with the number of personnel reported by him. The classification of employers shall not be published by the Code Committee.

(c) Any employer subject to assessment, as provided in this Article, who fails to file the required statement with the Code Committee within 14 days after the mailing date of the notice, shall thereafter be sent a second notice by registered mail, with a return receipt requested. If the statement required is not mailed to the Code Committee within 7 days after the date of receipt of such second notice, the Code Committee may place such employer in Class 12 in so far as the assessment in process of collection is concerned.

(d) After the expiration of the time within which all statements should have been received at the Office of the Code Committee, the Code Committee shall levy assessments against, and send notices, to, each such employer on the following basis.

A basic amount in dollars shall be assessed against all Class 1 employers. Class 2 employers shall be assessed twice such basic amount; Class 3 employers shall be assessed three times such basic amount; Class 4 employers shall be assessed four times such basic amount; Class 5 employers shall be assessed five times such basic amount; Class 6 employers shall be assessed six times such basic amount; Class 7 employers shall be assessed seven times such basic amount; Class 8 employers shall be assessed eight times such basic amount; Class 9 employers shall be assessed nine times such basic amount; Class 10 employers shall be assessed ten times such basic amount; Class 11 employers shall be assessed eleven times such basic amount; and Class 12 employers shall be assessed twelve times such basic amount.

(e) The basic amount assessed against Class 1 employers shall be determined in the following manner:

The total amount to be raised by any assessment shall be divided by an amount equaling the sum of the number of Class 1 employers, as reported for the assessment then in process; plus twice the number of Class 2 employers, so reported; plus three times the number of Class 3 employers, so reported; plus four times the number of Class 4 employers, so reported; plus five times the number of Class 5 employers, so reported; plus six times the number of Class 6 employers, so reported; plus seven times the number of Class 7 employers, so reported, plus eight times the number of Class 8 employers, so reported; plus nine times the number of Class 9 employers, so reported; plus ten times the number of Class 10 employers, so reported; plus eleven times the number of Class 11 employers, so reported; plus twelve time the number of Class 12 employers, so reported.

(f) All assessments made by the Code Committee shall be due and payable within not to exceed 30 days after the mailing date of the notice of assessment, which date shall be stated on such notice.

April 26, 1934.

April 26, 1934

INVESTMENT BANKERS CODE COMMITTEE

BUDGET

Administration Expenses Incurred to Date
and
Estimated for Operations to July 31, 1934.

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1.	Administration expenses incurred to date and advanced by the following:	
	(a) Investment Bankers Association of America (Ex.A)	$23,499.02
	(b) Out-of-pocket expenses of individual members of Code Committee (Ex.B)	10,113.45
2.	Expenses incurred for counsel and professional advice incident to preparation and presentation of Fair Practice Provisions (Ex.C)	51,417.25
3.	Estimated amount for National Committees operations for ensuing three months (Ex.D)	25,456.67
4.	Estimated amount for 16 Regional Committees at $1,500 each	24,000.00
		$134,486.39

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Estimated receipts from assessment after allowing for an increase of 500 in the number subject to assessment and a realized 90% collection. $137,997.00

April 26, 1934

EXHIBIT A

Investment Bankers Code Committee
in account with
Investment Bankers Association of America

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Work on the Code began on July 29, 1933. Since that time the entire staff of the I.B.A. has devoted a substantial percentage of its time to this work, especially since Nov. 27, 1933. A careful and conservative estimate has been made which shows that prior to Nov. 27th, the value of the time rendered, based on the compensation of the individual members of the staff (and figuring the percentage of time devoted by each) amounted to $3,560 and the actual cash disbursements made by the Association during the same period amounted to $2,676.29. Since that date and up to April 27th, the amount of time furnished was $17,205; or a total of $23,441.29 for which no charge is made.

Nov. 27, 1933 to April 23, 1934, the actual cash disbursements made by the Association toward the expenses of the Code have been:

Printing & Stationery	$7,381.04	
Traveling	4,737.21	
Postage	2,931.93	
Telephone & Telegraph	1,969.61	
Emergency employee (New York and Chicago)	1,613.15	
Special stenographic services	1,176.70	
Mailing list preparation and outside handling of mail	971.28	
Miscellaneous	718.10	$21,499.02

Additional expenditures incurred by the Investment Bankers Association up to time of transferring all activities to Washington on or before May 5th (partially estimated):

Emergency employees	$ 112.50	
Printing & Stationery	500.00	
Traveling	150.00	
Postage	360.00	
Telephone & Telegraph	500.00	
Miscellaneous	377.50	$ 2,000.00
		$23,499.02

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April 26, 1934

EXHIBIT B

Known expenses incurred to date in attending meetings of the Code Committee, as reported by the members of the Committee; plus some telephone, telegraph and incidental expenses:

Bonner	$ 490.00
Bosworth	250.00
Bovenizer	446.34
Christie	2,070.58*
Clark	235.19
Costigan	286.01
Grande	804.62
Griswold	306.98
Hilliard	210.00
Kennedy	343.63
Lamar	229.36
Marks	-
McNair	263.43
Moulton	690.81
Myers	138.44
Swan	295.10
Tompkins	425.00
Weeden	550.00
Weinberg	446.68
Whitney	100.00
Wood	431.89
	$9,013.45

Estimate of total traveling expenses of Committee members who attended the April 12th meeting of Committee which have not been fully reported to date 1,100.00

$10,113.45

*This includes printing, stationery, postage, telegrams, long distance calls and additional traveling expenses

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April 26, 1934

EXHIBIT C

Expenses incurred for counsel and professional advice incident to preparation and presentation of Fair Practice Provisions:

(a) Baker, Hostetler, Sidlo & Patterson, Attorneys, Cleveland, Ohio, fee	$35,000.00	
expenses	1,417.25	$36,417.25
(b) Paul V. Keyser, Attorney, Washington, D.C.		7,500.00
(c) Ivy Lee and T. J. Ross, New York City- Professional analysis of and advice on proposed Fair Practice Amendments, from standpoint of public interest		7,500.00
		$51,417.25

April 26, 1934

EXHIBIT D

Estimated amount for National Committee's operations to July 31st:

(a)	Estimated Staff salaries:		
	Rollin A. Wilbur ($20,000)	$6,666.67	
	1st Assistant ($ 5,000)	1,250.00	
	2nd Assistant ($ 3,000)	750.00	
	Two stenographers ($1,500 each)	750.00	
	One List and Record girl ($1,500)	375.00	
	One Telephone and File girl ($1,200)	300.00	
	Mail Room boy ($960)	240.00	$10,331.67
(b)	Legal services		3,000.00
(c)	Office Rent		525.00
(d)	Printing and Stationery		2,000.00
(e)	Postage		1,500.00
(f)	Traveling		1,000.00
(g)	Telephone and Telegraph		1,000.00
(h)	Miscellaneous Office Expense		600.00
(i)	Contingencies		3,000.00
			$22,956.67
(j)	Furniture and Office Equipment		2,500.00
			$25,456.67

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