

For RELEASE Friday, January 15, 1965

SECURITIES AND EXCHANGE COMMISSION
Washington, D. C.

SECURITIES EXCHANGE ACT OF 1934
Release No. 7511

AMENDMENT OF RULE 24b-2(g) AND (i) UNDER THE
SECURITIES EXCHANGE ACT OF 1934 TO PERMIT
USE OF CERTIFIED MAIL IN ADDITION TO REGISTERED
MAIL

The Securities and Exchange Commission has amended Rule 24b-2(g) and (i) under the Securities Exchange Act of 1934 (17 CFR 240.24b-2(g) and (i)) to permit the use of certified mail in addition to registered mail. Prior to these amendments, the rules provided for the use of registered mail only. The amendments merely add provisions for the use of certified mail, which is less expensive than registered mail and accomplishes the purpose intended by the rules as well as does registered mail.

Rule 24b-2(g) and (i) has been amended to provide as follows:

"(g) If such hearing either (i) shall not have been requested, or (ii) if requested, shall have been held, and the Commission shall have determined that disclosure of the confidential portion is in the public interest, a finding and determination to that effect will be entered and notice of the finding and determination will be sent by registered or certified mail to the person or his agent for service.

* * * *

"(i) The confidential portion shall be made available to the public at the time and according to the conditions specified below:

"(1) Upon the lapse of fifteen days after the dispatch of notice by registered or certified mail of the finding and determination of the Commission described in paragraph (g), if prior to the lapse of such fifteen days the person shall not have filed a written statement that he intends in good faith to seek judicial review of the finding and determination;

"(2) Upon the lapse of sixty days after the dispatch of notice by registered or certified mail of the finding and determination of the Commission, if the statement described in paragraph (1) immediately above shall have been filed and if a petition for review shall not have been filed within such sixty days; or

"(3) If such petition for review shall have been filed within such sixty days, upon final disposition adverse to the person, of the judicial proceedings."

The Commission finds that the foregoing amendments involve matters of agency organization or procedure and that notice and subsequent procedure pursuant to subsections 4(a) and (b) of the Administrative Procedure Act are not required. The Commission also finds that the provisions of subsection 4(c) of the Administrative Procedure Act regarding postponement of the effective date are inapplicable inasmuch as the foregoing amendments are not of a substantive nature. Accordingly, the foregoing amendments are effective forthwith (January 15, 1965).

By the Commission.

Orval L. DuBois
Secretary

UNITED STATES
SECURITIES AND EXCHANGE COMMISSION
WASHINGTON 25, D. C.
OFFICIAL BUSINESS
RETURN AFTER FIVE DAYS

POSTAGE AND FEES PAID
U. S.
SECURITIES & EXCHANGE COMMISSION