

**RAILROAD RETIREMENT BOARD****Agency Forms Submitted for OMB Review**

**SUMMARY:** In accordance with the Paperwork Reduction Act of 1995 (44 U.S.C. Chapter 35), the Railroad Retirement Board (RRB) has submitted the following proposal(s) for the collection of information to the Office of Management and Budget for review and approval.

**SUMMARY OF PROPOSAL(S):**

- (1) *Collection title:* Statement of Authority to Act for Employee.
- (2) *Form(s) submitted:* SI-10.
- (3) *OMB Number:* 3220-0034.
- (4) *Expiration date of current OMB clearance:* 12/31/1999.
- (5) *Type of request:* Extension of currently approved collection.
- (6) *Respondents:* Individuals or Households, Business or other for-profit.
- (7) *Estimated annual number of respondents:* 400.
- (8) *Total annual responses:* 400.
- (9) *Total annual reporting hours:* 40.
- (10) *Collection description:* Under 20 CFR 335.2, the Railroad Retirement Board (RRB) accepts claims for sickness benefits by other than the sick or injured employees, provided the RRB has the information needed to satisfy itself that the delegation should be made.

**ADDITIONAL INFORMATION OR COMMENTS:**

Copies of the form and supporting documents can be obtained from Chuck Mierzwa, the agency clearance officer (312-751-3363). Comments regarding the information collection should be addressed to Ronald J. Hodapp, Railroad Retirement Board, 844 North Rush Street, Chicago, Illinois, 60611-2092 and the OMB reviewer, Laurie Schack (202-395-7316), Office of Management and Budget, Room 10230, New Executive Office Building, Washington, D.C. 20503.

**Chuck Mierzwa,**

*Clearance Officer.*

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**SECURITIES AND EXCHANGE COMMISSION**

[Investment Company Act Release No. 2 4068; 812-11788]

**The Infinity Mutual Funds, Inc., et al., Notice of application**

**AGENCY:** Securities and Exchange Commission ("Commission").

**ACTION:** Notice of an application under section 6(c) of the Investment Company Act of 1940 (the "Act") for an exemption from section 15(a) of the Act.

**SUMMARY OF APPLICATION:** The requested order would permit the implementation, without prior shareholder approval, of an interim investment advisory agreement ("Interim Advisory Agreement") and interim subadvisory agreements ("Interim Subadvisory Agreements") (collectively, "Interim Agreements") for a period of up to 150 days beginning on the later of the date of a change in control of First American National Bank ("Adviser") or the date the requested order is issued and continuing until the date the Interim Agreements are approved or disapproved by shareholders of the investment company (but in no event later than March 31, 2000) ("Interim Period"). The order also would permit the Adviser and Subadvisers (as defined below) to receive all fees earned under the Interim Agreements during the Interim Period following shareholder approval.

**APPLICANTS:** Infinity Mutual Funds, Inc. ("Company"), Adviser, Bennett Lawrence Management, LLC ("Bennett Lawrence"), Lazard Asset Management ("Lazard") and Womack Asset Management, Inc. ("Womack" together with Bennett Lawrence and Lazard, the "Subadvisers").

**FILING DATE:** The application was filed on September 24, 1999. Applicants have agreed to file an amendment during the notice period, the substance of which is reflected in this notice.

**HEARING OR NOTIFICATION OF HEARING:** An order granting the application will be issued unless the Commission orders a hearing. Interested persons may request a hearing by writing to the Commission's Secretary and serving applicants with a copy of the request, personally or by mail. Hearing requests should be received by the Commission by 5:30 p.m. on October 22, 1999 and should be accompanied by proof of service on applicants, in the form of an affidavit, or, for lawyers, a certificate of service. Hearing requests should state the nature of the writer's interest, the reason for the request, and the issues contested. Persons who wish to be notified of a hearing may request notification by writing to the Commission's Secretary.

**ADDRESSES:** Secretary, Commission, 450 Fifth Street, NW, Washington, DC 20549-0609; Applicants, c/o David Stephens, Esq., Stroock & Stroock & Lavan LLP, 180 Maiden Lane, New York, New York, 10038.

**FOR FURTHER INFORMATION CONTACT:** Deepak T. Pai, Senior Counsel, at (202) 942-0574 or George J. Zornada, Branch Chief, at (202) 942-0564, (Division of

Investment Management, Office of Investment Company Regulation).

**SUPPLEMENTARY INFORMATION:** The following is a summary of the application. The complete application may be obtained for a fee at the Commission's Public Reference Branch, 450 Fifth Street, NW, Washington, DC 20549-0102 (telephone (202) 942-8090).

**Applicants' Representations**

1. The Company is a Maryland corporation registered under the Act as an open-end management investment company. The Company currently offers 21 series advised by the Adviser (the "Funds"). The Adviser serves as investment adviser to the Funds pursuant to an investment advisory agreement ("Existing Advisory Agreement"). Womack provides subadvisory services to the ISG Small-Cap Opportunity Fund pursuant to a separate agreement with the Adviser ("Existing Womack Subadvisory Agreement"), Bennett Lawrence provides subadvisory services to the ISG Mid-Cap Fund pursuant to a separate agreement with the Adviser ("Existing Bennett Subadvisory Agreement"), and Lazard provides subadvisory services to the ISG International equity Fund pursuant to a separate agreement with the Adviser ("Existing Lazard Subadvisory Agreement" together with the Existing Womack Subadvisory Agreement and the Existing Bennett Subadvisory Agreement, the "Existing Subadvisory Agreements").

2. The Adviser, a national banking association, is a wholly-owned subsidiary of First American Corporation ("First American"), a registered bank holding company, and is exempt from the registration requirements of the Investment Advisers Act of 1940 ("Advisers Act"). Womack, Bennett Lawrence, and Lazard are investment advisers registered under the Advisers Act.

3. First American, the parent company of the Adviser, and AmSouth Bancorp ("AmSouth"), a bank holding company, have agreed to a merger whereby First American will be merged with and into AmSouth (the "Transaction"). The Transaction is currently expected to be consummated on or about October 4, 1999.

4. Applicants state that the Transaction will result in an assignment and thus automatic termination of the Existing Advisory Agreement and could be deemed to result in an assignment and termination of the Existing Subadvisory Agreements. Applicants request an exemption to: (i) Permit the Adviser to provide investment advisory services to the Funds pursuant to the