

priority, and the specialist and crowd may match such a bid or offer and be at parity. The proposed rule provides that the specialist and any other ROTs then in the trading crowd may match an off-floor broker-dealer's bid or offer. The Exchange believes that allowing the specialist and ROTs to match an off-floor broker-dealer's order, and thus be on parity, would preserve the important affirmative market-making obligations of specialists and ROTs. In Amendment No. 3, the Exchange clarifies that off-floor broker-dealer orders are subject to the priority yielding provisions set forth in Exchange Rule 1014.¹³

Fifth, the proposal provides that off-floor broker-dealer limit orders that are eligible for execution via AUTO-X entered via AUTOM for the account(s) of the same beneficial owner may not be entered in options on the same underlying security more frequently than every 15 seconds. The purpose of this amended provision is to remain consistent with recently adopted Exchange rules that include such a 15-second restriction against orders entered via AUTOM for the account(s) of the same beneficial owner in options on the same underlying security more frequently than every 15 seconds.¹⁴

Finally, the proposed rule requires specialists to accept off-floor broker-dealer day or GTC orders, and to allow them to be automatically executed via AUTO-X. The Exchange believes that this requirement should enable the Exchange to be competitive with other options exchanges that allow automatic executions for broker-dealer orders by assuring broker-dealers sending their proprietary orders to the Exchange that electronic delivery and execution of such orders would not be interrupted. Additionally, the proposal would allow the AUTO-X guarantee for off-floor broker-dealer limit orders to be for a different number of contracts, on an issue-by-issue basis, than the AUTO-X guarantee for public customer orders, subject to the approval of the Options

Committee.¹⁵ The Exchange believes that this provision is consistent with the recently expanded Quote Rule¹⁶ and recently adopted Exchange Rules that allow different firm size guarantees for customers than for broker-dealers.¹⁷

The Exchange is requesting that the effectiveness of the rule change be contingent upon the completion of systems development and testing required for its implementation and the notification of such completion by the Exchange to its members.

2. Basis

For these reasons, the Exchange believes that proposed rule change is consistent with Section 6 of the Act¹⁸ in general, and with Section 6(b)(5) of the Act¹⁹ specifically, in that it is designed to perfect the mechanisms of a free and open market and the national market system, protect investors and the public interest and promote just and equitable principles of trade by providing off-floor broker-dealers increased access to the specialist's limit order book, and automatic executions, which should provide incentives for Phlx market participants to quote competitively, and which, in turn, should result in competitive pricing and enhanced liquidity on the Exchange specifically, and in the options markets in general.

B. Self-Regulatory Organization's Statement on Burden on Competition

The Phlx does not believe that the proposed rule change will impose any burden on competition that is not necessary or appropriate in furtherance of the purposes of the Act.

A. Self-Regulatory Organization's Statement on Comments on the Proposed Rule Change Received From Members, Participants, or Others

The Phlx has neither solicited nor received written comments with respect to the proposed rule change.

III. Date of Effectiveness of the Proposed Rule Change and Timing for Commission Action

Within 35 days of the date of publication of this notice in the **Federal Register** or within such longer period (i) as the Commission may designate up to 90 days of such date if it finds such

longer period to be appropriate and publishes its reasons for so finding or (ii) as to which the Phlx consents, the Commission will:

(A) By order approve such proposed rule change, or,

(B) Institute proceedings to determine whether the proposed rule change should be disapproved.

IV. Solicitation of Comments

Interested persons are invited to submit written data, views and arguments concerning the foregoing, including whether the proposed rule change is consistent with the Act. Persons making written submissions should file six copies thereof with the Secretary, Securities and Exchange Commission, 450 Fifth Street, NW., Washington, DC 20549-0609. Copies of the submission, all subsequent amendments, all written statements with respect to the proposed rule change that are filed with the Commission, and all written communications relating to the proposed rule change between the Commission and any person, other than those that may be withheld from the public in accordance with the provisions of 5 U.S.C. 552, will be available for inspection and copying in the Commission's Public Reference Room. Copies of such filing will also be available for inspection and copying at the principal office of the Phlx. All submissions should refer to File No. SR-Phlx-2001-40 and should be submitted by March 28, 2002.

For the Commission, by the Division of Market Regulation, pursuant to delegated authority.²⁰

Margaret H. McFarland,
Deputy Secretary.

[FR Doc. 02-5390 Filed 3-6-02; 8:45 am]

BILLING CODE 8010-01-P

SMALL BUSINESS ADMINISTRATION

Federal Assistance To Provide Financial Counseling and Other Technical Assistance to Women in the State of Vermont

AGENCY: U.S. Small Business Administration.

ACTION: Amendment to Program Announcement No. OWBO-99-012, as amended by OWBO-2000-015.

SUMMARY: This notice amends the U. S. Small Business Administration's notice in the **Federal Register**, issued 2/25/02 (Volume 67, Number 37, page 8572), to correct the term of the project period of

¹³ Specifically, the Exchange notes that Phlx Rule 1014(g)(i) provides that orders on controlled accounts must yield priority to customer orders, but are not required to yield priority to other controlled accounts. Thus, under proposed Commentary .05(ii), if an off-floor broker-dealer limit order entered via AUTOM establishes priority, and a customer order is entered into the limit order book at the same price, the off-floor broker-dealer limit order would be required to yield priority to the customer order. Phlx Rule 1014(g)(i) provides that a "controlled account" includes any account controlled by or under common control with a broker-dealer. See Securities Exchange Act Release No. 45114 (November 28, 2001) 66 FR 63277 (December 5, 2001).

¹⁴ See Exchange Rule 1080(c)(ii).

¹⁵ The Exchange believes that this amended provision should result in a larger number of AUTO-X eligible orders delivered electronically to the Exchange.

¹⁶ 17 CFR 240.11Ac1-1.

¹⁷ See Exchange Rule 1082(d); see also, Exchange Rule 1015(b).

¹⁸ 15 U.S.C. 78f.

¹⁹ 15 U.S.C. 78f(b)(5).

²⁰ 17 CFR 200.30-3(a)(12).

the Women's Business Center (WBC) project that will replace a project in the State of Vermont. Whereas the previous notice stated that the replacement WBC is to carry out a project for the remaining 3 years of a 5-year term, the correct project term for the replacement WBC will be the remaining 2 years of a 5-year term. The applicant must submit a plan for the two-year term of 07/01/02-06/30/03 and 07/01/03-06/30/04.

FOR FURTHER INFORMATION CONTACT: Denise Edmonds at (202) 205-6673 or denise.edmonds@sba.gov.

Wilma Goldstein,

Assistant Administrator, SBA/Office of Women's Business Ownership.

[FR Doc. 02-5403 Filed 3-6-02; 8:45 am]

BILLING CODE 8025-01-P

SMALL BUSINESS ADMINISTRATION

Region IX Regulatory Fairness Board; Public Federal Regulatory Enforcement Fairness Roundtable

The Small Business Administration Region IX Regulatory Fairness Board and the SBA Office of the National Ombudsman will hold a Public Roundtable on Wednesday, March 13, 2002 at 1:30 p.m. at the Los Angeles Area Chamber of Commerce, 350 South Bixel Street, Los Angeles, CA 90017, phone (213) 580-7500, fax (213) 580-7511, to provide small business owners and representatives of trade associations with an opportunity to share information concerning the federal regulatory enforcement and compliance environment.

Anyone wishing to attend or to make a presentation must contact John Tumpak in writing or by fax, in order to be put on the agenda. John Tumpak, U.S. Small Business Administration, Los Angeles District Office, 330 North Brand Boulevard, Suite 1200, Glendale, CA 91203, phone (818) 552-3203, fax (818) 552-3286, e-mail: john.tumpak@sba.gov.

For more information, see our Web site at www.sba.gov/ombudsman.

Dated: February 27, 2002.

Michael L. Barrera,

National Ombudsman.

[FR Doc. 02-5404 Filed 3-6-02; 8:45 am]

BILLING CODE 8025-01-P

SMALL BUSINESS ADMINISTRATION

Region IX Regulatory Fairness Board; Public Federal Regulatory Enforcement Fairness Hearing

The Small Business Administration Region IX Regulatory Fairness Board and the SBA Office of the National Ombudsman, will hold a Public Hearing on Monday, March 11, 2002 at 8:30 a.m. at the Balboa Park Club, Santa Fe Room, 2150 Pan American Road West, San Diego, CA 92101, to receive comments and testimony from small business owners, small government entities, and small non-profit organizations concerning the regulatory enforcement and compliance actions taken by federal agencies.

Anyone wishing to attend or to make a presentation must contact Suzanne Ghorpade in writing or by fax, in order to be put on the agenda. Suzanne Ghorpade, U.S. Small Business Administration, San Diego District Office, 550 West "C" Street, Suite 550, San Diego, CA 92101, Phone (619) 557-7250, ext.1114, fax (619) 557-3441, e-mail: suzanne.ghorpade@sba.gov.

For more information, see our Web site at www.sba.gov/ombudsman.

Dated: February 27, 2002.

Michael L. Barrera,

National Ombudsman.

[FR Doc. 02-5405 Filed 3-6-02; 8:45 am]

BILLING CODE 8025-01-P

SMALL BUSINESS ADMINISTRATION

Region IX Regulatory Fairness Board; Public Federal Regulatory Enforcement Fairness Roundtable

The Small Business Administration Region IX Regulatory Fairness Board and the SBA Office of the National Ombudsman will hold a Public Roundtable on Friday, March 15, 2002 at 9 a.m. at the U.S. Small Business Administration, Foley Federal Building, 300 Las Vegas Boulevard South, Suite 1100, Las Vegas, NV 89101, phone (702) 388-6684, fax (702) 388-6469, to provide small business owners and representatives of trade associations with an opportunity to share information concerning the federal regulatory enforcement and compliance environment.

Anyone wishing to attend or to make a presentation must contact Donna Hopkins in writing or by fax, in order to be put on the agenda. Donna Hopkins, U.S. Small Business Administration, Nevada District Office, 300 Las Vegas Boulevard South, Suite 1100, Las Vegas, NV 89101, phone (702)

388-6684, fax (702) 388-6469, e-mail: donna.hopkins@sba.gov.

For more information, see our Web site at www.sba.gov/ombudsman.

Dated: February 27, 2002.

Michael L. Barrera,

National Ombudsman.

[FR Doc. 02-5406 Filed 3-6-02; 8:45 am]

BILLING CODE 8025-01-P

DEPARTMENT OF TRANSPORTATION

Office of the Secretary; Aviation Proceedings, Agreements Filed During the Week Ending February 15, 2002

The following Agreements were filed with the Department of Transportation under the provisions of 49 U.S.C. Sections 412 and 414. Answers may be filed within 21 days after the filing of the application.

Docket Number: OST-2002-11550.

Date Filed: February 12, 2002.

Parties: Members of the International Air Transport Association.

Subject: PTC12 NMS-ME 0159 dated 15 February 2002; Mail Vote 201—TC12 Mid Atlantic-Middle East; Special Passenger Amending Resoluton; *Intended effective date:* 15 March 2002.

Docket Number: OST-2002-11581.

Date Filed: February 12, 2002.

Parties: Members of the International Air Transport Association.

Subject: CBPP/9/Meet/004/2001 dated 21 January 2002; Book of Finally Adopted Recommended Practices r1-r2; Minutes—CBPP/09/Meet/003/01; dated 13 September 2001; R1-1600g R2-1600r; *Intended effective date:* 1 April 2002.

Date Filed: February 12, 2002.

Parties: Members of the International Air Transport Association.

Subject: MV/PSC/111 dated 28 November 2001; Mail Vote S076 r1-RP 1720a; *Intended effective date:* 1 February 2002.

Docket Number: OST-2002-11607.

Date Filed: February 15, 2002.

Parties: Members of the International Air Transport Association.

Subject: PTC12 NMS-ME 0163 dated 19 February 2002; Mail Vote 202—TC12 South Atlantic-Middle East; Special Passenger Amending Resolution 010e; *Intended effective date:* 15 March 2002.

Cynthia L. Hatten,

Federal Register Liaison.

[FR Doc. 02-5408 Filed 3-6-02; 8:45 am]

BILLING CODE 4910-62-P