

section 19(b)(3)(A) of the Act ¹⁰ and subparagraph (f)(2) of Rule 19b-4 ¹¹ thereunder. At any time within 60 days of the filing of the proposed rule change, the Commission may summarily abrogate such rule change if it appears to the Commission that such action is necessary or appropriate in the public interest, for the protection of investors, or otherwise in furtherance of the purposes of the Act.

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 at the Commission's Public Reference Room. Copies of such filing also will be available for inspection and copying at the principal office of the Phlx. All submissions should refer to File No. SR-Phlx-2002-36 and should be submitted by August 13, 2002.

For the Commission, by the Division of Market Regulation, pursuant to delegated authority.¹²

Margaret H. McFarland,
Deputy Secretary.

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SMALL BUSINESS ADMINISTRATION

[Declaration of Disaster #3433]

Territory of Guam

As a result of the President's major disaster declaration for Public Assistance on July 5, 2002, and Amendment 1 adding Individual Assistance on July 12, 2002, I find that the Territory Of Guam constitutes a disaster area due to damages caused by Typhoon Chata'an occurring on July 5-

¹⁰ 15 U.S.C. 78s(b)(3)(A).

¹¹ 17 CFR 240.19b-4(f)(2).

¹² 17 CFR 200.30-3(a)(12).

6, 2002. Applications for loans for physical damage as a result of this disaster may be filed until the close of business on September 10, 2002 and for economic injury until the close of business on April 10, 2003 at the address listed below or other locally announced locations: U.S. Small Business Administration, Disaster Area 4 Office, P.O. Box 13795, Sacramento, CA 95853-4795.

The interest rates are:

	Percent
For Physical Damage:	
Homeowners with credit available elsewhere	6.750
Homeowners without credit available elsewhere	3.375
Businesses with credit available elsewhere	7.000
Businesses and non-profit organizations without, credit available elsewhere	3.500
Others (including non-profit organizations) with credit available elsewhere	6.375
For Economic Injury: Businesses and small agricultural cooperatives without credit available elsewhere	3.500

The number assigned to this disaster for physical damage is 343308 and for economic injury the number is 9Q5600.

(Catalog of Federal Domestic Assistance Program Nos. 59002 and 59008)

Dated: July 16, 2002.

Herbert L. Mitchell,

Associate Administrator For Disaster Assistance.

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SMALL BUSINESS ADMINISTRATION

[Declaration of Disaster #3422]

State Of Indiana, Amendment # 2

In accordance with a notice received from the Federal Emergency Management Agency, dated July 9, 2002, the above numbered declaration is hereby amended to include Sullivan County in the State of Indiana as a disaster area due to damages caused by severe storms, tornadoes and flooding occurring April 28, 2002 through June 7, 2002.

All contiguous counties have been previously declared.

All other information remains the same, i.e., the deadline for filing applications for physical damage is August 12, 2002, and for economic injury the deadline is March 13, 2003.

(Catalog of Federal Domestic Assistance Program Nos. 59002 and 59008)

Dated: July 16, 2002.

Herbert L. Mitchell,

Associate Administrator for Disaster Assistance.

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SMALL BUSINESS ADMINISTRATION

[Declaration of Disaster # 3431]

Commonwealth of Pennsylvania; and Contiguous Counties in the State of West Virginia

Washington County and the contiguous counties of Allegheny, Beaver, Fayette, Greene and Westmoreland in the Commonwealth of Pennsylvania; and Brooke, Hancock, Marshall and Ohio counties in the State of West Virginia constitute a disaster area due to damages caused by flooding and mudslides that occurred on June 13, 2002. Applications for loans for physical damage as a result of this disaster may be filed until the close of business on September 16, 2002 and for economic injury until the close of business on April 16, 2003 at the address listed below or other locally announced locations:

U.S. Small Business Administration, Disaster Area 1 Office, 360 Rainbow Blvd., South 3rd Floor, Niagara Falls, NY 14303.

The interest rates are:

	Percent
For Physical Damage:	
Homeowners with credit available elsewhere	6.750
Homeowners without credit available elsewhere	3.375
Businesses with credit available elsewhere	7.000
Businesses and non-profit organizations without credit available elsewhere	3.500
Others (including non-profit organizations) with credit available elsewhere	6.375
For Economic Injury: Businesses and small agricultural cooperatives without credit available elsewhere	3.500

The number assigned to this disaster for physical damage is 343106 for Pennsylvania and 343206 for West Virginia. For economic injury, the numbers are 9Q5400 for Pennsylvania and 9Q5500 for West Virginia.

(Catalog of Federal Domestic Assistance Program Nos. 59002 and 59008.)