All submissions should refer to File Number SR–NASDAQ–2006–049. This file number should be included on the subject line if e-mail is used. To help the Commission process and review your comments more efficiently, please use only one method. The Commission will post all comments on the Commission’s Internet Web site (http://www.sec.gov/rules/sro.shtml). 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 also will be available for inspection and copying at the principal office of NASD. All comments received will be posted without change; the Commission does not edit personal identifying information from submissions. You should submit only information that you wish to make available publicly. All submissions should refer to File Number SR–NASDAQ–2006–049 and should be submitted on or before May 16, 2006.

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

Nancy M. Morris, Secretary.

[FR Doc. E6–6126 Filed 4–24–06; 8:45 am]

BILLING CODE 8010–01–P

SECURITIES AND EXCHANGE COMMISSION


Self-Regulatory Organizations; Philadelphia Stock Exchange, Inc.; Order Granting Accelerated Approval to a Proposed Rule Change and Amendment No. 1 Thereto Relating to the Automated Delivery and Handling of Stop and Stop-Limit Orders

April 18, 2006.

I. Introduction

On December 15, 2005, the Philadelphia Stock Exchange, Inc. (“Phlx” or “Exchange”) filed with the Securities and Exchange Commission (“Commission”) pursuant to section 19(b)(1) of the Securities Exchange Act of 1934 (“Act”) 1 and Rule 19b–4 thereunder, 2 the proposed rule change relating to the automated delivery and handling of stop and stop-limit orders. On March 6, 2006, Phlx filed Amendment No. 1 to the proposed rule change with the Commission. 3 The proposed rule change, as amended, was published for comment in the Federal Register on March 27, 2006. 4 The Commission received no comments on the proposal. This order approves the proposed rule change, as amended, on an accelerated basis.

II. Description of the Proposal

The Phlx proposed to amend Phlx Rules 1066(c)(1) and 1080(b)(1)(A) and (C), and to delete Options Floor Procedure Advices (“OFFPs”) A–5 and A–6, to permit customer and off-floor broker-dealer stop 5 and stop-limit 6 orders in options to be delivered via the Exchange’s Automated Options Market (“AUTOM”) System 2 and to be handled electronically. The Exchange also proposed to amend Phlx Rule 1080(b)(1)(A) to include the definition of “agency order” in the rule and to delete certain provisions in the Exchange’s rules that were either redundant or no longer practical.

III. Discussion

The Commission has reviewed the proposed rule change, as amended, and finds that it is consistent with the requirements of the Act and the rules and regulations thereunder applicable to a national securities exchange. 8 In particular, the Commission finds the

3 Amendment No. 1, which replaced the original filing in its entirety, added clarifying language to the description of the proposed rule change and adopted a definition of “agency order” in Phlx Rule 1080(b)(1)(A).
5 A stop order is a contingency order to buy or sell when the market for a particular option contract reaches a specified price. A stop order to buy becomes a market order when the option contract trades or is bid at or above the stop price. A stop order to sell becomes a market order when the option contract trades or is offered at or below the stop price. See Phlx Rule 1066(c)(1).
6 A stop-limit order is a contingency order to buy or sell at a limited price when the market is at or above the stop-limit price. A stop order to buy becomes a market order when the option contract trades or is bid at or above the stop-limit price. A stop limit order to sell becomes a limit order executable at the limit price or better when the option contract trades or is offered at or below the stop limit price. See id.
7 See Phlx Rule 1080.
8 In approving this proposed rule change, the Commission has considered the proposed rule’s impact on efficiency, competition, and capital formation. See 15 U.S.C. 78s(f).
proposed rule change, as amended, is consistent with section 6(b)(5) of the Act which, among other things, requires that the rules of a national securities exchange be designed to promote just and equitable principles of trade, to foster cooperation and coordination with persons engaged in regulating securities transactions, to remove impediments to perfect the mechanism of a free and open market and a national market system and, in general, to protect investors and the public interest.

The proposal is intended to increase the number of orders handled electronically and establish rules that permit the electronic delivery and handling of stop and stop-limit orders via the Exchange’s AUTOM System. The Commission notes that increasing the number of orders handled electronically should increase the efficiency and accuracy of the handling of such orders. In addition, the proposal is substantially similar to a rule currently in effect on the International Securities Exchange, Inc.10

The Exchange requests accelerated approval of the proposal to permit implementation of the functionality for stop and stop-limit orders in AUTOM as soon as possible. Therefore, the Exchange requests that the Commission find good cause for approving the proposal, as amended, prior to the thirtieth day after the date of publication of notice of filing thereof in the Federal Register.

The Commission notes that the proposal and Amendment No. 1 were noticed for the full 21-day comment period, and the Commission received no comments regarding the proposal, as amended. As discussed more fully above, the Commission believes that the proposed rule change should permit the Exchange to handle stop orders and stop limit orders more efficiently. Accordingly, the Commission finds good cause pursuant to section 19(b)(2) of the Act11 to approve the proposed rule change, as amended, prior to the thirtieth day after the date of publication of notice of filing thereof in the Federal Register.

IV. Conclusion
It is therefore ordered, pursuant to section 19(b)(2) of the Act,12 that the proposed rule change (File No. SR–Phlx–2005–80), as amended, be and hereby is, approved on an accelerated basis.

For the Commission, by the Division of Market Regulation, pursuant to delegated authority.13

Nancy M. Morris,
Secretary.

[FR Doc. E6–6147 Filed 4–24–06; 8:45 am]
BILLING CODE 8010–01–P

SMALL BUSINESS ADMINISTRATION
[Disaster Declaration # 10453]
Kansas Disaster # KS–00012

AGENCY: U.S. Small Business Administration.

ACTION: Notice.

SUMMARY: This is a Notice of the Presidential declaration of a major disaster for Public Assistance Only for the State of Kansas (FEMA–1638–DR), dated 4/13/2006.

Incident: Severe Storms, Tornadoes, and Straight Line Winds.


Effective Date: 4/13/2006.

Physical Loan Application Deadline Date: 6/12/2006.

addresses: Submit completed loan applications to: U.S. Small Business Administration, National Processing and Disbursement Center, 14925 Kingsport Road, Fort Worth, TX 76155.


SUPPLEMENTARY INFORMATION: Notice is hereby given that as a result of the President’s major disaster declaration on 04/13/2006, applications for Private Non-Profit organizations that provide essential services of a governmental nature may file disaster loan applications at the address listed above or other locally announced locations.

The following areas have been determined to be adversely affected by the disaster:

Primary Counties: Douglas, Wyandotte.

The Interest Rates are:

| Other (Including Non-Profit Organizations) With Credit Available Elsewhere: | 5.000 |
| Businesses And Non-Profit Organizations Without Credit Available Elsewhere: | 4.000 |

The number assigned to this disaster for physical damage is 10453.

(Catalog of Federal Domestic Assistance Number 59000)

Herbert L. Mitchell,
Associate Administrator for Disaster Assistance.

[FR Doc. E6–6192 Filed 4–24–06; 8:45 am]
BILLING CODE 8025–01–P

SMALL BUSINESS ADMINISTRATION
[Disaster Declaration # 10442 and # 10443]

Missouri Disaster Number MO–00003

AGENCY: U.S. Small Business Administration.

ACTION: Amendment 1.

SUMMARY: This is an amendment of the Presidential declaration of a major disaster for the State of Missouri (FEMA–1635–DR), dated 4/5/2006. Incident: Severe Storms, Tornadoes, and Flooding.


Effective Date: 4/17/2006.


EIDL Loan Application Deadline Date: 1/5/2007.

addresses: Submit completed loan applications to: U.S. Small Business Administration, National Processing And Disbursement Center, 14925 Kingsport Road, Fort Worth, TX 76155.


SUPPLEMENTARY INFORMATION: The notice of the Presidential disaster declaration for the State of Missouri, dated 4/5/2006 is hereby amended to include the following areas as adversely affected by the disaster:

Primary Counties: Andrew, Butler, Dunklin, Pettis, St. Francois, Stoddard.
Contiguous Counties: Missouri:

Arkansas:

Clay, Craighead, Greene.
Kansas:

Doniphan.

All other information in the original declaration remains unchanged.