

restructured Region will not negatively impact on the quality or efficiency of case processing; that the merged region will be a mid-level region in terms of intake and staffing level; and that while not dramatic, the cost savings to be realized by the merger are not insubstantial.

The Milwaukee Subregional Office will be headed by an Officer-in-Charge who will report to the Regional Director in Minneapolis. This change will vest the Regional Director in the Minneapolis Regional Office with casehandling authority for the geographic area covered by the Milwaukee Subregional Office. The geographic area covered by the Milwaukee Subregion will be the same as that covered by the Milwaukee Regional Office. The Statement of Organization and Functions published at 53 FR 10305–10308 on March 30, 1998, is revised to reflect the addition of Subregion 30, the elimination of Region 30 and the transfer of the territory in the State of Iowa served by the Des Moines Resident Office from Region 18, Minneapolis, to Region 17, Kansas City.

EFFECTIVE DATE: The changes announced above shall be effective on January 13, 2005.

Dated: Washington, DC December 9, 2004.
By direction of the Board.

Lester A. Heltzer,

Executive Secretary.

[FR Doc. 04–27344 Filed 12–13–04; 8:45 am]

BILLING CODE 7545–01–P

NUCLEAR REGULATORY COMMISSION

[Docket Nos. 50–315 and 50–316]

Indiana Michigan Power Company; Notice of Withdrawal of Application for Amendment to Facility Operating License

The U.S. Nuclear Regulatory Commission (the Commission) has granted the request of the Indiana Michigan Power Company (the licensee) to withdraw its February 14, 2004, application for proposed amendment to Facility Operating License Nos. DPR–58 and DPR–74 for the Donald C. Cook Nuclear Plant, Units 1 and 2, located in Berrien County, Michigan.

The proposed amendment would have revised the Technical Specifications (TSs) governing containment penetrations and the Containment Purge and Exhaust Isolation System, which are applicable during core alterations and movement of irradiated fuel, such that those TSs

would only be applicable during the movement of recently irradiated fuel.

The Commission had previously issued a Notice of Consideration of Issuance of Amendment published in the **Federal Register** on May 11, 2004 (69 FR 26191). However, by letter dated November 4, 2004, the licensee withdrew the proposed change.

For further details with respect to this action, see the application for amendment dated February 14, 2004, and the licensee's letter dated November 4, 2004, which withdrew the application for license amendment. Documents may be examined, and/or copied for a fee, at the NRC's Public Document Room (PDR), located at One White Flint North, Public File Area O1 F21, 11555 Rockville Pike (first floor), Rockville, Maryland. Publicly available records will be accessible electronically from the Agencywide Documents Access and Management Systems (ADAMS) Public Electronic Reading Room on the internet at the NRC Web site, <http://www.nrc.gov/reading-rm/adams/html>. Persons who do not have access to ADAMS or who encounter problems in accessing the documents located in ADAMS, should contact the NRC PDR reference staff by telephone at 1–800–397–4209, or 301–415–4737 or by e-mail to pdr@nrc.gov. Note: Public access to ADAMS has been temporarily suspended so that security reviews of publicly available documents may be performed and potentially sensitive information removed. Please check the NRC Web site for updates on the resumption of ADAMS access.

Dated at Rockville, Maryland, this 15th day of November 2004.

For the Nuclear Regulatory Commission.

Carl F. Lyon,

Project Manager, Section 1, Project Directorate III, Division of Licensing Project Management, Office of Nuclear Reactor Regulation.

[FR Doc. 04–27325 Filed 12–14–04; 8:45 am]

BILLING CODE 7590–01–P

NUCLEAR REGULATORY COMMISSION

Sunshine Act Notice

Date: Weeks of December 13, 20, 27, 2004, January 3, 10, 17, 2005.

Place: Commissioner's Conference Room, 11555 Rockville Pike, Rockville, Maryland.

Status: Public and closed.

Matters to be Considered:

Week of December 13, 2004

Tuesday, December 14, 2004:

12:55 p.m. Affirmation Session (Public Meeting) (Tentative).

a. HYDRO RESOURCES, INC. Petition for Review of LBP–04–23 (Final Environmental Impact Statement Supplementation) (Tentative).

1 p.m. Briefing on Emergency Preparedness Program Initiatives (Public Meeting) (Contact: Nader Mamish, 301–415–1086).

This meeting will be webcast live at the Web address—<http://www.nrc.gov>

Week of December 20, 2004—Tentative

There are no meetings scheduled for the week of December 20, 2004.

Week of December 27, 2004—Tentative

There are no meetings scheduled for the week of December 27, 2004.

Week of January 3, 2005—Tentative

There are no meetings scheduled for the week of January 3, 2005.

Week of January 10, 2005—Tentative

There are no meetings scheduled for the week of January 10, 2005.

Week of January 17, 2005—Tentative

Wednesday, January 19, 2005:

9:30 a.m. Briefing on Human Capital Initiatives (Closed—Ex. 2).

The schedule for Commission meetings is subject to change on short notice. To verify the status of meetings call (recording)—(301) 415–1292. Contact person for more information: Dave Gamberoni, (301) 415–1651.

* * * * *

The NRC Commission Meeting Schedule can be found on the Internet at: <http://www.nrc.gov/what-we-do/policy-making/schedule.html>.

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The NRC provides reasonable accommodation to individuals with disabilities where appropriate. If you need a reasonable accommodation to participate in these public meetings, or need this meeting notice or the transcript or other information from the public meetings in another format (e.g. braille, large print), please notify the NRC's Disability program Coordinator, August Spector, at 301–415–7080, TDD: 301–415–2100, or by e-mail at aks@nrc.gov. Determinations on requests for reasonable accommodation will be made on a case-by-case basis.

* * * * *

This notice is distributed by mail to several hundred subscribers; if you no longer wish to receive it, or would like to be added to the distribution, please

contact the Office of the Secretary, Washington, DC 20555 (301-415-1969). In addition, distribution of this meeting notice over the Internet system is available. If you are interested in receiving this Commission meeting schedule electronically, please send an electronic message to dkw@nrc.gov.

Dated: December 9, 2004.

Dave Gamberoni,

Office of the Secretary.

[FR Doc. 04-27404 Filed 12-10-04; 9:22 am]

BILLING CODE 7590-01-M

SECURITIES AND EXCHANGE COMMISSION

[Release No. IC-26690; 812-13139]

AIG Annuity Life Insurance Company, et al.; Temporary Order and Notice of Application

December 8, 2004.

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

ACTION: Temporary order and notice of application for a permanent order under section 9(c) of the Investment Company Act of 1940 ("Act").

SUMMARY OF APPLICATION: Applicants have received a temporary order exempting them from section 9(a) of the Act, with respect to an injunction entered against American International Group, Inc. ("AIG") on or about December 7, 2004 by the United States District Court for the District of Columbia (the "Injunction"), until the Commission takes final action on an application for a permanent order. Applicants also have applied for a permanent order.

APPLICANTS: AIG Annuity Life Insurance Corporation ("AIG Annuity"), AIG Equity Sales Corp. ("AIG Equity"), AIG Global Investment Corp. ("AIGGIC"), AIG Life Insurance Company ("AIG Life"), AIG SunAmerica Asset Management Corp. ("SunAmerica Asset Management"), AIG SunAmerica Capital Services, Inc. ("SunAmerica Capital"), AIG SunAmerica Life Assurance Company ("SunAmerica Life"), American General Distributors, Inc. ("AM Distributors"), American General Equity Services Corp. ("AM Equity"), American General Life Insurance Company ("AM Life"), American International Life Assurance Company of New York ("AILAC"), Brazos Capital Management, L.P. ("Brazos"), First SunAmerica Life Insurance Company ("First SunAmerica"), The United States Life Insurance Company in the City of New York ("US Life"), and The Variable

Annuity Life Insurance Company ("VALIC").¹

FILING DATE: The application was filed on December 1, 2004.

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 January 3, 2005, 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: Ernest T. Patrikis, American International Group, Inc., 70 Pine Street, New York, New York 10270.

FOR FURTHER INFORMATION CONTACT: Janis F. Kerns, Senior Counsel, or Todd F. Kuehl, Branch Chief, at 202-942-0564 (Division of Investment Management, Office of Investment Company Regulation).

SUPPLEMENTARY INFORMATION: The following is a temporary order and 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 (tel. (202) 942-8090).

Applicants' Representation

1. The Applicants, except Brazos, are wholly-owned subsidiaries of AIG. Brazos is a majority-owned subsidiary of AIG. AIG, through its subsidiaries, offers property and casualty and life insurance products to commercial, institutional and individual customers worldwide. AIG's global businesses also include retirement services, financial services and asset management. AIGGIC, SunAmerica Asset Management, Brazos, and VALIC are investment advisers registered under the Investment Advisers Act of 1940 and serve as investment adviser or sub-adviser to certain registered investment companies ("Funds"). AIG Annuity, AIG Equity,

¹ Applicants request that any relief granted pursuant to the application also apply to any other company of which AIG is or hereafter becomes an affiliated person (together with AIG and the Applicants, the "Covered Persons").

AIG Life, SunAmerica Capital, SunAmerica Life, AM Distributors, AM Equity, AM Life, AILAC, First SunAmerica, US Life and VALIC are broker-dealers registered under the Securities Exchange Act of 1934 ("Exchange Act") serving as a principal underwriter, or are a depositor, for open-end Funds and unit investment trusts.

2. On or about December 7, 2004, the United States District Court for the District of Columbia entered the Injunction against AIG in a matter brought by the Commission.² The Commission alleged in the complaint ("Complaint") that AIG violated section 10(b) of the Exchange Act and rule 10b-5 promulgated thereunder and section 17(a) of the Securities Act of 1933 and aided and abetted violations of sections 13(a) and 13(b)(2)(A) of the Exchange Act and rules 12b-20, and 13a-13 thereunder in connection with certain transactions between subsidiaries of The PNC Financial Services Group, Inc. ("PNC") and certain subsidiaries of AIG, and similar transaction marketed by certain subsidiaries of AIG to other publicly traded companies. Without admitting or denying any of the allegations in the Complaint, except as to jurisdiction, AIG consented to the entry of the Injunction as well as the payment of disgorgement, penalties and prejudgment interest.

Applicants' Legal Analysis

1. Section 9(a)(2) of the Act, in relevant part, prohibits a person who has been enjoined from engaging in or continuing any conduct or practice in connection with the purchase or sale of a security from acting, among other things, as an investment adviser or depositor of any registered investment company or a principal underwriter for any registered open-end investment company, registered unit investment trust, or registered face-amount certificate company. Section 9(a)(3) of the Act makes the prohibition in section 9(a)(2) applicable to a company any affiliated person of which has been disqualified under the provisions of section 9(a)(2). Section 2(a)(3) of the Act defines affiliated person to include any person directly or indirectly controlling, controlled by, or under common control, with the other person. Applicants state that AIG is an affiliated person of each of the Applicants within the meaning of section 2(a)(3) of the Act. Applicants state that, as a result of the

² *Securities and Exchange Commission v. American International Group, Inc.*, Civil Action No. 1:04CV02070 (D.D.C., filed November 30, 2004).