

Referral to State Employment Service, and ES-21c, Report of State Employment Service Office, are used by the RRB to provide placement assistance for unemployed railroad employees through arrangements with State Employment Service offices. Form UI-35, Field Office Record of Claimant Interview, is used primarily by RRB field office staff to conduct in-person interviews of claimants for unemployment benefits. Completion of these forms is required to obtain or maintain a benefit. In addition, the RRB also collects Railroad Job Vacancies information received voluntarily from railroad employers.

*Previous Requests for Comments:* The RRB has already published the initial 60-day notice (72 FR 18283-18284 on April 11, 2007) required by 44 U.S.C. 3506(c)(2). That request elicited no comments.

#### Information Collection Request (ICR)

*Title:* Placement Service.

*OMB Control Number:* 3220-0057.

*Form(s) submitted:* ES-2, ES-21, ES-21c, UI-35, and Job Vacancies Reports.

*Type of request:* Revision of a currently approved collection.

*Affected public:* Individuals or households, Business or-other-for profit, State, Local and Tribal government.

*Abstract:* Under the RUIA, the Railroad Retirement Board provides job placement assistance for unemployed railroad workers. The collection obtains information from job applicants, railroad employers and State Employment Service offices for use in placement, for providing referrals for job openings, reports of referral results and for verifying and monitoring claimant eligibility.

*Changes Proposed:* The RRB proposes minor, non-burden impacting editorial changes to Form ES-2, and minor non-burden impacting editorial and reformatting changes to Form ES-21. No changes are being proposed to Form ES-21c, UI-35 or to the Railroad Job Vacancies Report.

*The burden estimate for the ICR is as follows:*

*Estimated Completion Time for Form ES-2:* .25 minutes.

*Estimated Completion Time for Form ES-21:* .68 minutes.

*Estimated Completion Time for Form ES-21c:* 1.5 minutes.

*Estimated Completion Time for Form UI-35 (in person):* 7 minutes.

*Estimated Completion Time for Form UI-35 (by mail):* 10.5 minutes.

*Estimated Completion Time for Job Vacancies Report:* 10 minutes.

*Estimated annual number of respondents:* 10,750.

*Total annual responses:* 23,000.

*Total annual reporting hours:* 1,452.

*Additional Information or Comments:* Copies of the forms and supporting documents can be obtained from Charles Mierzwa, the agency clearance officer (312-751-3363) or [Charles.Mierzwa@rrb.gov](mailto:Charles.Mierzwa@rrb.gov).

Comments regarding the information collection should be sent to Ronald J. Hodapp, Railroad Retirement Board, 844 North Rush Street, Chicago, Illinois 60611-2092 or [Ronald.Hodapp@RRB.GOV](mailto:Ronald.Hodapp@RRB.GOV), and to the Office of Management Budget at ATTN: Desk Officer for RRB, Fax: (202) 395-6974 or via E-mail to [OIRA\\_Submission@omb.eop.gov](mailto:OIRA_Submission@omb.eop.gov).

**Charles Mierzwa,**

*Clearance Officer.*

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**BILLING CODE 7905-01-P**

#### RAILROAD RETIREMENT BOARD

##### Agency Forms Submitted for OMB Review, Request for Comments

**SUMMARY:** In accordance with the Paperwork Reduction Act of 1995 (44 U.S.C. Chapter 35), the Railroad Retirement Board (RRB) is forwarding an Information Collection Request (ICR) to the Office of Information and Regulatory Affairs (OIRA), Office of Management and Budget (OMB) to request an extension to a currently approved collection of information: 3220-0079, Certification Regarding Rights to Unemployment Benefits consisting of Form UI-45, Claimant's Statement—Voluntary leaving of Work. Our ICR describes the information we seek to collect from the public. Review and approval by OIRA ensures that we impose appropriate paperwork burdens.

The RRB invites comments on the proposed collection of information to determine (1) the practical utility of the collection; (2) the accuracy of the estimated burden of the collection; (3) ways to enhance the quality, utility and clarity of the information that is the subject of collection; and (4) ways to minimize the burden of collections on respondents, including the use of automated collection techniques or other forms of information technology. Comments to RRB or OIRA must contain the OMB control number of the ICR. For proper consideration of your comments, it is best if RRB and OIRA receive them within 30 days of publication date.

Under Section 4 of the Railroad Unemployment Insurance Act (RUIA), an employee who leaves work voluntarily is disqualified for unemployment benefits unless the

employee left work for good cause and is not qualified for unemployment benefits under any other law. RRB Form UI-45, Claimant's Statement—Voluntary Leaving of Work, is used by the RRB to obtain the claimant's statement when it is indicated by the claimant, the claimant's employer, or another source that the claimant has voluntarily left work. Completion of Form UI-45 is required to obtain or retain benefits. One response is received from each respondent. The RRB proposes a very minor non-burden impacting editorial change to Form UI-45.

*Previous Requests for Comments:* The RRB has already published the initial 60-day notice (72 FR 9363 on March 1, 2007) required by 44 U.S.C. 3506(c)(2). That request elicited no comments.

#### Information Collection Request (ICR)

*Title:* Certification Regarding Rights to Unemployment Benefits.

*OMB Control Number:* 3220-0079.

*Form(s) submitted:* UI-45.

*Type of request:* Extension of a currently approved collection.

*Affected public:* Individuals or households, Business or-other-for profit.

*Abstract:* In administering the disqualification for the voluntary leaving of work provision of Section 4 of the Railroad Unemployment Insurance Act, the Railroad Retirement Board investigates an unemployment claim that indicates that the claimant left voluntarily. The certification obtains information needed to determine if the leaving was for good cause.

*Changes Proposed:* The RRB proposes a minor non-burden impacting editorial change to Form UI-45.

*The burden estimate for the ICR is as follows:*

*Estimated Completion Time for Form UI-45:* 5-15 minutes.

*Estimated annual number of respondents:* 1,950.

*Total annual responses:* 2,900.

*Total annual reporting hours:* 487.

*Additional Information or Comments:* Copies of the forms and supporting documents can be obtained from Charles Mierzwa, the agency clearance officer (312-751-3363) or [Charles.Mierzwa@rrb.gov](mailto:Charles.Mierzwa@rrb.gov).

Comments regarding the information collection should be sent to Ronald J. Hodapp, Railroad Retirement Board, 844 North Rush Street, Chicago, Illinois 60611-2092 or [Ronald.Hodapp@RRB.GOV](mailto:Ronald.Hodapp@RRB.GOV), and to the Office of Management Budget at ATTN: Desk Officer for RRB, Fax : (202) 395-

6974 or via E-mail to  
OIRA\_Submission@omb.eop.gov.

Charles Mierzwa,  
Clearance Officer.

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BILLING CODE 7905-01-P

## SECURITIES AND EXCHANGE COMMISSION

[Release No. IC-27931; 812-13259]

### American International Group, Inc., et al.; Temporary Order and Notice of Application

August 20, 2007.

**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:** 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  
February 17, 2006 by the United States  
District Court for the Southern District  
of New York ("Injunction"), from  
August 20, 2007, until the Commission  
takes final action on an application for  
a permanent order. Applicants also have  
applied for a permanent order.

*Applicants:* AIG, AIG Annuity Life  
Insurance Corporation ("AIG Annuity"),  
AIG Annuity Insurance Company ("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  
("ASLAC"), 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") (collectively, "Applicants").<sup>1</sup>

<sup>1</sup> Applicants request that any relief granted pursuant to the application also apply to any other company of which AIG is or may become an affiliated person (included in the defined term "Applicants").

**FILING DATES:** The application was filed  
on February 10, 2006, and amended on  
August 16, 2007.

*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 September 14, 2007,  
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, U.S. Securities  
and Exchange Commission, 100 F  
Street, NE., Washington, DC 20549-  
1090; Applicants c/o Anastasia Kelly,  
American International Group, Inc., 70  
Pine Street, New York, New York 10270.

**FOR FURTHER INFORMATION CONTACT:** Julia  
Kim Gilmer, Branch Chief, at 202-551-  
6871 or Nadya B. Roytblat, Assistant  
Director, at 202-551-6821 (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,  
100 F. Street, NE., Washington, DC  
20549 (tel.202-551-5850).

### Applicants' Representations

1. 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  
financial services and asset  
management. The other Applicants are  
wholly owned subsidiaries of AIG.  
AIGGIC, SunAmerica Asset  
Management, Brazos, and VALIC are  
investment advisers registered under the  
Investment Advisers Act of 1940  
("Advisers Act") and serve as  
investment adviser or subadviser  
("Adviser Applicants") to certain  
registered investment companies  
("Funds"). AIG Equity, SunAmerica  
Capital, AM Distributors, and AM  
Equity are broker-dealers registered  
under the Securities Exchange Act of  
1934 ("Exchange Act") and serve as a  
principal underwriter to open-end  
Funds and Funds that are unit  
investment trusts ("UITs"). AIG

Annuity, AIG Life, ASLAC, AM Life,  
AILAC, First SunAmerica and U.S. Life  
serve as depositors to various Funds.

2. On February 17, 2006, the United  
States District Court for the Southern  
District of New York entered the  
Injunction against AIG in a matter  
brought by the Commission.<sup>2</sup> The  
Commission alleged in the complaint  
("Complaint") that AIG violated  
sections 10(b), 13(a), 13(b)(2) and  
13(b)(5) of the Exchange Act and rules  
10b-5, 12b-20, 13a-1, 13a-13 and  
13b2-1 thereunder, and section 17(a) of  
the Securities Act of 1933, by making  
intentionally misleading statements in  
its financial statements ("Conduct").  
Without admitting or denying any of the  
allegations in the Complaint, except as  
to jurisdiction, AIG consented to the  
entry of the Injunction and to pay  
penalties and disgorgement of \$800  
million.<sup>3</sup>

### 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 other Applicants  
within the meaning of section 2(a)(3).  
Applicants state that, as a result of the  
Injunction, they would be subject to the  
prohibitions of section 9(a).

2. Section 9(c) of the Act provides that  
the Commission shall grant an  
application for an exemption from the  
disqualification provisions of section  
9(a) of the Act if it is established that

<sup>2</sup> *Securities and Exchange Commission v. American International Group, Inc.*, 06 Civ. 1000 (LAP) (S.D.N.Y., filed Feb. 17, 2006).

<sup>3</sup> AIG also agreed to comply with certain undertakings relating to its internal controls over financial reporting; the organization and reporting structure of AIG's internal audit department and disclosure committee; the policies, procedures and effectiveness of AIG's regulatory, compliance and legal functions; AIG's records management and retention policies and procedures; and AIG's whistleblower procedures.