

## OFFICE OF MANAGEMENT AND BUDGET

### Cost of Hospital and Medical Care Treatment Furnished by the Department of Defense Medical Treatment Facilities; Certain Rates Regarding Recovery From Tortiously Liable Third Persons

**AGENCY:** Office of Management and Budget, Executive Office of the President.

**ACTION:** Notice.

**SUMMARY:** By virtue of the authority vested in the President by Section 2(a) of Pub. B. 87-603 (76 Stat. 593; 42 U.S.C. 2652), and delegated to the Director of the Office of Management and Budget by the President through Executive Order No. 11541 of July 1, 1970, the rates referenced below are hereby established. These rates are for use in connection with the recovery from tortiously liable third persons for the cost of inpatient medical services furnished by military treatment facilities through the Department of Defense (DoD). The rates have been established in accordance with the requirements of OMB Circular A-25, requiring reimbursement of the full cost of all services provided. The inpatient medical rates referenced are effective upon publication of this notice in the **Federal Register** and will remain in effect until further notice. The outpatient medical and dental, and cosmetic surgery rates published on November 21, 2007, remain in effect until further notice. Pharmacy rates are updated periodically. A full disclosure of the rates is posted at the DoD's Uniform Business Office Web Site: [http://www.tricare.mil/ocfo/\\_docs/FY%2008%20Direct%20Care%20Inpt%20Billing%20Rates.pdf](http://www.tricare.mil/ocfo/_docs/FY%2008%20Direct%20Care%20Inpt%20Billing%20Rates.pdf).

**Jim Nussle,**

*Director.*

[FR Doc. E8-4330 Filed 3-5-08; 8:45 am]

**BILLING CODE 3110-01-P**

## SECURITIES AND EXCHANGE COMMISSION

[Release No. IC-28177]

### Notice of Applications for Deregistration Under Section 8(f) of the Investment Company Act of 1940

February 29, 2008.

The following is a notice of applications for deregistration under section 8(f) of the Investment Company Act of 1940 for the month of February, 2008. A copy of each application may be

obtained for a fee at the SEC's Public Reference Branch (tel. 202-551-5850). An order granting each application will be issued unless the SEC orders a hearing. Interested persons may request a hearing on any application by writing to the SEC's Secretary at the address below and serving the relevant applicant with a copy of the request, personally or by mail. Hearing requests should be received by the SEC by 5:30 p.m. on March 25, 2008, and should be accompanied by proof of service on the applicant, 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 Secretary, U.S. Securities and Exchange Commission, 100 F Street, NE., Washington, DC 20549-1090.

#### FOR FURTHER INFORMATION CONTACT:

Diane L. Titus at (202) 551-6810, SEC, Division of Investment Management, Office of Investment Company Regulation, 100 F Street, NE., Washington, DC 20549-4041.

#### BlackRock Enhanced Equity Yield Fund II, Inc.

[File No. 811-21754]

**Summary:** Applicant, a closed-end investment company, seeks an order declaring that it has ceased to be an investment company. Applicant has never made a public offering of its securities and does not propose to make a public offering or engage in business of any kind.

**Filing Dates:** The application was filed on November 2, 2007, and amended on February 20, 2008.

**Applicant's Address:** BlackRock, Inc., 800 Scudders Mill Rd., Plainsboro, NJ 08536.

#### WM Trust I

[File No. 811-123]

#### WM Trust II

[File No. 811-5775]

#### WM Strategic Asset Management Portfolios, LLC

[File No. 811-7577]

**Summary:** Each applicant seeks an order declaring that it has ceased to be an investment company. On January 12, 2007, each applicant transferred its assets to corresponding series of Principal Investors Fund, Inc., based on net asset value. Expenses of \$2,138,833, \$7,028,600 and \$2,965,610, respectively, incurred in connection with the reorganizations were paid by New

American Capital, Inc., the parent company of applicants' investment adviser, and Principal Management Corporation, the acquiring fund's investment adviser.

**Filing Dates:** The applications were filed on November 9, 2007, and amended on February 15, 2008.

**Applicants' Address:** 1201 Third Ave., 8th Floor, Seattle, WA 98101.

#### McMorgan Funds

[File No. 811-8370]

**Summary:** Applicant seeks an order declaring that it has ceased to be an investment company. On November 27, 2007, four series of applicant transferred their assets to corresponding series of The MainStay Funds, based on net asset value. On November 29, 2007, applicant's remaining two series made liquidating distributions to their shareholders, based on net asset value. Expenses of \$993,246 incurred in connection with the reorganization and liquidation were paid by New York Life Investment Management LLC, applicant's subadviser and investment adviser to the acquiring funds.

**Filing Dates:** The application was filed on December 28, 2007, and amended on February 11, 2008.

**Applicant's Address:** One Bush St., Suite 800, San Francisco, CA 94104.

#### Schwab Strategic Ten Trust 1997 Series A

[File No. 811-8293]

**Summary:** Applicant, a unit investment trust, seeks an order declaring that it has ceased to be an investment company. On July 21, 2006, applicant made a liquidating distribution to unitholders, based on net asset value. Applicant incurred no expenses in connection with the liquidation.

**Filing Dates:** The application was filed on December 20, 2007, and amended on February 18, 2008.

**Applicant's Address:** 101 Montgomery St., San Francisco, CA 94101.

#### AEW Real Estate Income Fund

[File No. 811-21206]

**Summary:** Applicant, a closed-end investment company, seeks an order declaring that it has ceased to be an investment company. On April 10, 2007, applicant paid a liquidation preference of \$25,000 per share plus accumulated but unpaid dividends to holders of its preferred shares. On April 13, 2007, applicant made a liquidating distribution to holders of its common shares, based on net asset value. Expenses of \$30,081 incurred in

connection with the liquidation were paid by applicant and applicant's administrator. In addition, applicant will use a receivable from Natixis Asset Management Advisors, L.P., in the amount of \$4,570 to pay certain outstanding expenses of the same amount.

*Filing Dates:* The application was filed on December 21, 2007, and amended on February 4, 2008.

*Applicant's Address:* Natixis Asset Management Advisors, L.P., 399 Boylston St., Boston, MA 02116.

#### **Blue and White Funds Trust**

[File No. 811-21143]

*Summary:* Applicant seeks an order declaring that it has ceased to be an investment company. On January 7, 2008, applicant made a final liquidating distribution to its shareholders, based on net asset value. Expenses of approximately \$73,500 incurred in connection with the liquidation were paid by applicant.

*Filing Dates:* The application was filed on August 2, 2006, and amended on October 26, 2006, and January 25, 2008.

*Applicant's Address:* Kevin McGlynn, Chairman of the Board of Trustees, c/o IN PACA Lawyers PLLC, 801 2nd Avenue, Suite 307, Seattle, WA 98104.

#### **Merrill Lynch KECALP L.P. 1994**

[File No. 811-7137].

*Summary:* Applicant, a closed-end investment company, seeks an order declaring that it has ceased to be an investment company. On December 19, 2007, applicant made a liquidating distribution to its shareholders, based on net asset value. Expenses of approximately \$77,225 incurred in connection with the liquidation were paid by applicant.

*Filing Date:* The application was filed on December 20, 2007.

*Applicant's Address:* Merrill Lynch, 4 World Financial Center, 23rd Floor, New York, NY 10080.

#### **General California Municipal Bond Fund, Inc.**

[File No. 811-5872]

*Summary:* Applicant seeks an order declaring that it has ceased to be an investment company. On October 26, 2004, applicant transferred its assets to Dreyfus Premier California Tax Exempt Bond Fund, Inc., based on net asset value. Expenses of \$72,000 incurred in connection with the reorganization were paid by The Dreyfus Corporation, applicant's investment adviser.

*Filing Date:* The application was filed on January 17, 2008.

*Applicant's Address:* c/o The Dreyfus Corporation, 200 Park Ave., New York, NY 10166.

#### **General Municipal Bond Fund, Inc.**

[File No. 811-3372]

*Summary:* Applicant seeks an order declaring that it has ceased to be an investment company. On October 13, 2004, applicant transferred its assets to Dreyfus Premier Municipal Bond Fund, based on net asset value. Expenses of \$80,500 incurred in connection with the reorganization were paid by The Dreyfus Corporation, applicant's investment adviser.

*Filing Date:* The application was filed on January 17, 2008.

*Applicant's Address:* c/o The Dreyfus Corporation, 200 Park Ave., New York, NY 10166.

#### **Seligman New Technologies Fund, Inc.**

[File No. 811-9353]

*Summary:* Applicant, a closed-end investment company, seeks an order declaring that it has ceased to be an investment company. On December 10, 2007, applicant made a final liquidating distribution to its shareholders, based on net asset value. Expenses of \$396,845 incurred in connection with the liquidation were paid by applicant. Applicant also has retained approximately \$47,800 in cash to cover certain unpaid expenses relating to its liquidation and dissolution.

*Filing Date:* The application was filed on January 4, 2008.

*Applicant's Address:* 100 Park Ave., New York, NY 10017.

#### **Dreyfus Premier California Municipal Bond Fund**

[File No. 811-4766]

*Summary:* Applicant seeks an order declaring that it has ceased to be an investment company. On October 21, 2004, applicant transferred its assets to Dreyfus Premier California Tax Exempt Bond Fund, Inc., based on net asset value. Expenses of \$65,273 incurred in connection with the reorganization were paid by The Dreyfus Corporation, applicant's investment adviser.

*Filing Date:* The application was filed on January 17, 2008.

*Applicant's Address:* c/o The Dreyfus Corporation, 200 Park Ave., New York, NY 10166.

#### **Barclay Foundry Investment Trust**

[File No. 811-22084]

*Summary:* Applicant seeks an order declaring that it has ceased to be an investment company. Applicant has never made a public offering of its securities and does not propose to make

a public offering or engage in business of any kind.

*Filing Dates:* The application was filed on January 16, 2008, and amended on February 22, 2008.

*Applicant's Address:* 45 Fremont St., San Francisco, CA 94105.

#### **BlackRock Municipal Target Term Trust Inc.**

[File No. 811-6355]

*Summary:* Applicant, a closed-end investment company, seeks an order declaring that it has ceased to be an investment company. On September 18, 2007, applicant made a final liquidating distribution to its shareholders, based on net asset value. Expenses of \$16,000 incurred in connection with the liquidation were paid by applicant.

*Filing Date:* The application was filed on February 8, 2008.

*Applicant's Address:* 100 Bellevue Parkway, Wilmington, DE 19809.

#### **Short Term Income Fund, Inc.**

[File No. 811-2950].

#### **Daily Tax Free Income Fund, Inc.**

[File No. 811-3522].

#### **Cortland Trust, Inc.**

[File No. 811-4179].

*Summary:* Each applicant seeks an order declaring that it has ceased to be an investment company. On November 19, 2007, each applicant transferred its assets to Daily Income Fund, based on net asset value. Expenses of \$710,608 incurred in connection with each reorganization were paid by Reich & Tang Asset Management, LLC, applicants' investment adviser.

*Filing Dates:* The applications were filed on February 11, 2008, and Short Term Income Fund, Inc. filed an amended application on February 22, 2008.

*Applicants' Address:* 600 Fifth Ave., 8th Floor, New York, NY 10020-2302.

#### **A T Fund of Funds TEI**

[File No. 811-22062]

*Summary:* Applicant, a closed-end investment company, seeks an order declaring that it has ceased to be an investment company. On January 31, 2008, applicant made a liquidating distribution to its sole shareholder, based on net asset value. Expenses of approximately \$2,000 incurred in connection with the liquidation were paid by Allegiance Investment Management LLC, applicant's administrator.

*Filing Date:* The application was filed on February 13, 2008.

*Applicant's Address:* 300 Pacific Coast Hwy., Suite 305, Huntington Beach, CA 92648.

**Keeley Small Cap Value Fund, Inc.**

[File No. 811-7760]

*Summary:* Applicant seeks an order declaring that it has ceased to be an investment company. On December 31, 2007, applicant transferred its assets to Keeley Small Cap Value Fund, a series of Keeley Funds, Inc., based on net asset value. Expenses of \$25,600 incurred in connection with the reorganization were paid by applicant.

*Filing Date:* The application was filed on January 25, 2008.

*Applicant's Address:* 401 South LaSalle, Suite 1201, Chicago, IL 60605.

**Highland Floating Rate Limited Liability Company**

[File No. 811-8957]

*Summary:* Applicant, a master fund in a master-feeder structure, seeks an order declaring that it has ceased to be an investment company. On December 31, 2007, applicant made a liquidating distribution to Highland Floating Rate Fund, its feeder fund and sole shareholder. Expenses of approximately \$5,000 incurred in connection with the liquidation were paid by applicant.

*Filing Date:* The application was filed on February 6, 2008.

*Applicant's Address:* c/o Highland Capital Management, L.P., Two Galleria Tower, 13455 Noel Rd., Suite 800, Dallas, TX 75240.

**High Income Master Portfolio LLC**

[File No. 811-21690]

*Summary:* Applicant seeks an order declaring that it has ceased to be an investment company. Applicant has never made a public offering of its securities and does not propose to make a public offering or engage in business of any kind.

*Filing Date:* The application was filed on January 29, 2008.

*Applicant's Address:* c/o Highland Capital Management, L.P., Two Galleria Tower, 13455 Noel Rd., Suite 800, Dallas, TX 75240.

**Dreyfus Massachusetts Tax Exempt Bond Fund**

[File No. 811-4271]

*Summary:* Applicant seeks an order declaring that it has ceased to be an investment company. On October 20, 2004, applicant transferred its assets to the Massachusetts Series of Dreyfus Premier State Municipal Bond Fund, based on net asset value. Expenses of \$66,440 incurred in connection with the reorganization were paid by The

Dreyfus Corporation, applicant's investment adviser.

*Filing Date:* The application was filed on January 30, 2008.

*Applicant's Address:* c/o The Dreyfus Corporation, 200 Park Ave., New York, NY 10166.

For the Commission, by the Division of Investment Management, pursuant to delegated authority.

**Florence E. Harmon,**

*Deputy Secretary.*

[FR Doc. E8-4257 Filed 3-5-08; 8:45 am]

**BILLING CODE 8011-01-P**

**SECURITIES AND EXCHANGE COMMISSION**

[Release No. 34-57407/February 29, 2008]

**Order Making Fiscal 2008 Mid-Year Adjustment to the Fee Rates Applicable Under Sections 31(b) and (c) of the Securities Exchange Act of 1934**

**I. Background**

Section 31 of the Securities Exchange Act of 1934 ("Exchange Act") requires each national securities exchange and national securities association to pay transaction fees to the Commission.<sup>1</sup> Specifically, section 31(b) requires each national securities exchange to pay to the Commission fees based on the aggregate dollar amount of sales of certain securities transacted on the exchange.<sup>2</sup> Section 31(c) requires each national securities association to pay to the Commission fees based on the aggregate dollar amount of sales of certain securities transacted by or through any member of the association other than on an exchange.<sup>3</sup>

Sections 31(j)(1) and (3) require the Commission to make annual adjustments to the fee rates applicable under sections 31(b) and (c) for each of the fiscal years 2003 through 2011, and one final adjustment to fix the fee rates for fiscal year 2012 and beyond.<sup>4</sup> Section 31(j)(2) requires the Commission, in certain circumstances, to make a mid-year adjustment to the fee rates in fiscal 2002 through fiscal 2011.<sup>5</sup> The annual and mid-year adjustments are designed to adjust the fee rates in a given fiscal year so that, when applied to the aggregate dollar volume of sales for the fiscal year, they are reasonably likely to produce total fee collections under section 31 equal to the "target

offsetting collection amount" specified in Section 31(l)(1) for that fiscal year.<sup>6</sup> For fiscal 2008, the target offsetting collection amount is \$892,000,000.<sup>7</sup>

**II. Determination of the Need for a Mid-Year Adjustment in Fiscal 2008**

Under section 31(j)(2) of the Exchange Act, the Commission must make a mid-year adjustment to the fee rates under Sections 31(b) and (c) in fiscal year 2008 if it determines, based on the actual aggregate dollar volume of sales during the first five months of the fiscal year, that the baseline estimate (\$78,732,152,559,457) is reasonably likely to be 10% (or more) greater or less than the actual aggregate dollar volume of sales for fiscal 2008.<sup>8</sup> To make this determination, the Commission must estimate the actual aggregate dollar volume of sales for fiscal 2008.

Based on data provided by the national securities exchanges and the national securities association that are subject to section 31,<sup>9</sup> the actual aggregate dollar volume of sales during the first four months of fiscal 2008 was \$27,185,458,106,162.<sup>10</sup> Using these data and a methodology for estimating the aggregate dollar amount of sales for the remainder of fiscal 2008 (developed after consultation with the Congressional Budget Office and the OMB),<sup>11</sup> the Commission estimates that the aggregate dollar amount of sales for the remainder of fiscal 2008 to be \$71,539,094,586,685. Thus, the Commission estimates that the actual aggregate dollar volume of sales for all of fiscal 2008 will be \$98,724,552,692,847.

<sup>6</sup> 15 U.S.C. 78ee(l)(1).

<sup>7</sup> *Id.*

<sup>8</sup> The amount \$78,732,152,559,457 is the baseline estimate of the aggregate dollar amount of sales for fiscal year 2008 calculated by the Commission in its Order Making Fiscal 2008 Annual Adjustments to the Fee Rates Applicable Under Section 6(b) of the Securities Act of 1933 and Sections 13(e), 14(g), 31(b) and 31(c) of the Securities Exchange Act of 1934, Rel. No. 33-8794 (April 30, 2007), 72 FR 25809 (May 7, 2007).

<sup>9</sup> The Financial Industry Regulatory Authority ("FINRA") and each exchange is required to file a monthly report on Form R31 containing dollar volume data on sales of securities subject to Section 31. The report is due on the 10th business day following the month for which the exchange or association provides dollar volume data.

<sup>10</sup> Although Section 31(j)(2) indicates that the Commission should determine the actual aggregate dollar volume of sales for fiscal 2008 "based on the actual aggregate dollar volume of sales during the first 5 months of such fiscal year," data are only available for the first four months of the fiscal year as of the date the Commission is required to issue this order, *i.e.*, March 1, 2008. Dollar volume data on sales of securities subject to Section 31 for February 2008 will not be available from the exchanges and FINRA for several weeks.

<sup>11</sup> See Appendix A.

<sup>1</sup> 15 U.S.C. 78ee.

<sup>2</sup> 15 U.S.C. 78ee(b).

<sup>3</sup> 15 U.S.C. 78ee(c).

<sup>4</sup> 15 U.S.C. 78ee(j)(1) and (j)(3).

<sup>5</sup> 15 U.S.C. 78ee(j)(2).