

*Substantive File -  
R14-4-104*

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ARIZONA CORPORATION COMMISSION

JAMES MATTHEWS  
EXECUTIVE SECRETARY

SECURITIES DIVISION  
Office: (602) 542-4242  
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May 28, 1992

Frederick S. Dean, Esq.  
City Attorney  
City of Tucson  
P. O. Box 27210  
Tucson, AZ 85726-7210

RE: City of Tucson Minibond Sale  
S-00081-NOAC

Dear Mr. Dean:

On the basis of the facts set forth in your letter of May 15, 1992, the Securities Division will waive the dealer and salesman registration requirement of Corporation Commission Rule R14-4-104 for the minibond sales of the city described and will not recommend enforcement action for violation of the Securities Act of Arizona should the transaction take place as set forth.

As this position is premised upon the facts set forth in your letter, it should not be relied on for any other set of facts or by any other person.

We have attached a photocopy of your letter. By doing this we are able to avoid having to recite or summarize the facts set forth therein.

Very truly yours,

DEE RIDDELL HARRIS  
Director of Securities

DRH:MGB:ahh

cc: Timothy E. Pickrell, Esq. (Snell & Wilmer)

Attachment



The Sunshine City

# CITY OF TUCSON

CITY HALL  
P.O. BOX 27210  
TUCSON, ARIZONA 85726-7210

OFFICE OF  
THE  
CITY ATTORNEY

791-4221

May 15, 1992

Mr. Dee Harris  
Director, Securities Division  
Arizona Corporation Commission  
1200 West Washington Street  
Phoenix, Arizona 85007

Re: City of Tucson Minibond Sale

Dear Mr. Harris:

As we discussed, the City of Tucson is making preparations for its first minibond sale in which it will be offering its various purpose general obligation bonds, which are the City's highest rated bonds, to persons residing in Arizona. This program is substantially the same as the two undertaken in 1989 and 1991 by the City of Phoenix. The City will be offering both current interest bonds and capital appreciation bonds with minimum maturity denominations of \$1,000. We are enclosing for your reference use a brief summary of the program together with a substantially final draft of the official statement to be used.

In connection with the City's minibond program, certain City officials will be mailing out information, processing applications and answering questions on the City's minibond "hotline." Although these employees will be undertaking these tasks only as a part of their employment with the City, we understand that the City of Phoenix felt that there was a sufficient question about whether these employees would be required to register as "dealers" or "salesmen" under Rule 14-4-104 of the Arizona Corporation Commission that Phoenix sought and obtained from the Securities Division waivers of the dealer registration requirements for its minibond sales. For your reference use, I am enclosing the materials submitted to your office by the City of Phoenix in 1989, together with the Securities Division's waiver letter. We understand that a like letter was obtained in connection with the 1991 Phoenix minibond program.

Mr. Dee Harris  
May 15, 1992  
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The City of Tucson would like to receive a similar letter from your office in connection with its proposed minibond program. The City intends to observe the same policies on the use of employees as those used by Phoenix, which are described in the enclosed material. Because we expect application packages to be available at the end of May and to take applications for these bonds between June 1 and June 26, we would appreciate receiving your response prior to that date.

You should, of course, feel free to contact me if you have any questions. You should also feel free to contact the City's bond counsel on this matter, Tim Pickrell, at Snell & Wilmer (telephone, Phoenix: 382-6209; Tucson: 882-1236) with questions.

We appreciate your assistance on this matter.

Sincerely yours,



Frederick S. Dean  
City Attorney