

000077

LAW OFFICES
JONES, BIRD & HOWELL
FOURTH FLOOR HAAS-HOWELL BUILDING
ATLANTA, GEORGIA 30303

May 9, 1973

ROBERT P. JONES
1879-1956
RALPH WILLIAMS
1903-1960
ROBERT T. JONES, JR.
1902-1971

TELEPHONE 522-2508
AREA CODE 404

MAN, JR.
FIELD
BRET, JR.
E. VICKERY
LIAM, JR.
HILL, JR.
SMITH
WASSON
TARMAN
HARD A. ALLISON
SIND, JR.
CHASE VAN VALKENBURG
RAWSON FOREMAN
MARY ANN E. SEARS
ARTHUR HOWELL III
PHILLIP E. ALDRIDGE
RICHARD M. ASSILL
ROBERT CROFT YOUNG
RUTH H. GERSHON
SHELTON C. DOROUGH
GEORGE GRAMM TASK
ALFRED R. ROACH, JR.
JOSEPH W. CRACKS
JAMES M. LARSON
DOW N. KIRKPATRICK II
PETER MILDORF WRIGHT
JAMES F. NELLIS, JR.

BEST COPY AVAILABLE
FROM S.E.C. PUBLIC FILES

REC'D S.E.C.
MAY 14 1973

Securities and Exchange Commission
Room 372, 500 North Capitol Street
Washington, D. C. 20549

Attention: Mr. Medero

Dear Mr. Medero:

In accordance with our telephone conversation of May 8 regarding the no-action letter submitted by me on behalf of Mr. E. Wilson Roberts, I have sent to the marketmakers in Donut Kastle stock the information contained in Exhibits C through G of my letter to you dated April 3, 1973 requesting the no-action letter. I merely Xeroxed those exhibits to that letter and sent them to the marketmakers under a cover letter attached hereto as Exhibit "A".

The marketmakers to whom I sent the information are listed in Exhibit "B" hereto. I asked these marketmakers the approximate amount of time that they have been making a market in this stock, and their responses are also given in this Exhibit.

In that the information required by Rule 144 has been distributed to all marketmakers in the stocks, it is my opinion that the requirement of available information has been satisfied, and presuming that the other criteria of Rule 144 are met, my client may avail himself of Rule 144. I would appreciate it if you would advise me that no action will be taken against my client should he dispose of his stock in reliance on my opinion.

Sincerely,

Peter N. Wright
Peter N. Wright

EMM/mak

15