

UNITED STATES OF AMERICA
Before the
SECURITIES AND EXCHANGE COMMISSION

SECURITIES EXCHANGE ACT OF 1934
Release No. 61109 / December 3, 2009

ADMINISTRATIVE PROCEEDING
File No. 3-12896

In the Matter of :

FOUNDING PARTNERS :
CAPITAL MANAGEMENT :
COMPANY and :
WILLIAM GUNLICKS, :

Order Directing Disbursement of
Disgorgement Fund

Respondents. :

On March 3, 2008, the United States Securities and Exchange Commission issued a Notice of Proposed Plan of Distribution and Opportunity for Comment (Exchange Act Rel. No. 57423). The Notice advised that all persons could obtain a copy of the Distribution Plan at www.sec.gov and submit any comments on the Distribution Plan, in writing, no later than April 2, 2008. The Commission received no comments and on May 9, 2008 issued an Order Approving Distribution Plan and Appointing Fund Administrator (Exchange Act Rel. No. 57807).

The Distribution Plan provides that the Fund Administrator will develop a list of payees and amounts and then seek an order directing disbursement for the distribution based upon this payee list. The distribution to Eligible Limited Partners and successors will be implemented by the Financial Management Service, United States Treasury, which will cut checks or electronically transfer funds to each payee as instructed by the Fund Administrator. The Fund Administrator has developed a list of 54 payees, totaling \$176,637.93, and all information required to make the distribution.

Accordingly, it is ORDERED that the \$176,637.93 in the Disgorgement Fund be disbursed as provided for in the Distribution Plan.

By the Commission.

Elizabeth M. Murphy
Secretary