

**UNITED STATES OF AMERICA**  
**Before the**  
**SECURITIES AND EXCHANGE COMMISSION**

**SECURITIES EXCHANGE ACT OF 1934**  
Release No. 89223 / July 6, 2020

**ADMINISTRATIVE PROCEEDING**  
**File No. 3-17791**

---

**In the Matter of**

**Orthofix International N.V.**

**Respondent.**

---

**ORDER DIRECTING**  
**DISBURSEMENT OF FAIR FUND**

**ADMINISTRATIVE PROCEEDING**  
**File No. 3-17792**

---

**In the Matter of**

**Jeffrey Hammel, CPA**

**Respondent.**

---

**ADMINISTRATIVE PROCEEDING**  
**File No. 3-17793**

---

**In the Matter of**

**Brian McCollum**

**Respondent.**

---

**ADMINISTRATIVE PROCEEDING**  
**File No. 3-17794**

---

**In the Matter of**

**Kenneth Mack and Bryan McMillan**

**Respondents.**

---

On April 30, 2018, the Secretary, pursuant to delegated authority, published a Notice of Proposed Plan of Distribution and Opportunity for Comment (“Notice”)<sup>1</sup> pursuant to Rule 1103 of the Commission’s Rules on Fair Fund and Disgorgement Plans (“Commission’s Rules”).<sup>2</sup> The Notice advised interested persons that they could obtain a copy of the Proposed Plan of Distribution (the “Plan”) from the Commission’s public website or by submitting a written request to Keshia W. Ellis, Esq., United States Securities and Exchange Commission, 100 F Street, NE, Washington, DC 20549-5876. The Notice also advised that all persons desiring to comment on the Plan could submit their comments, in writing, within 30 days of the Notice. The Commission received no comments on the Plan during the comment period. On June 22, 2018, the Commission issued an Order Approving the Plan of Distribution.<sup>3</sup>

The Plan provides for the distribution of the Fair Fund plus accumulated interest, less a reserve for taxes, fees, and expenses, to Eligible Investors who purchased eligible securities during the Recovery Period<sup>4</sup> and suffered a Recognized Loss as a result of the Respondents’ materially overstating its distributor revenue, as calculated by the methodology used in the plan of allocation set forth in the Plan. In accordance with the Plan, the Claims Bar Date has passed and all timely submitted Claim Forms have been processed by the Fund Administrator and all investors whose claims determined ineligible, in whole or in part, have been notified and provided the opportunity to cure.

Pursuant to the Plan, the Fund Administrator has submitted a Distribution List of 1,265 payees and payment amounts determined pursuant to the Plan, in a Commission-approved format, together with a reasonable assurance letter as to the completeness and

---

<sup>1</sup> Exchange Act Rel. No. 83133 (Apr. 30, 2018).

<sup>2</sup> 17 C.F.R. § 201.1103.

<sup>3</sup> Exchange Act Rel. No. 83497 (June 22, 2018).

<sup>4</sup> All capitalized terms used herein but not defined shall have the same meanings ascribed to them in the Plan.

accuracy of the information. The Commission staff has reviewed the Distribution List and requests that, pursuant to Rule 1101(b)(6) of the Commission's Rules,<sup>5</sup> the Commission authorize the transfer of \$8,450,964.53 from the Fair Fund to the Fair Fund's escrow account at The Huntington National Bank for a pro rata distribution by the Fund Administrator to Eligible Investors in accordance with the Plan.

Accordingly, it is hereby ORDERED that, pursuant to Rule 1101(b)(6) of the Commission's Rules, 17 C.F.R. § 201.1101(b)(6), the Commission staff shall transfer \$8,450,964.53 from the Fair Fund to the Fair Fund's escrow account at The Huntington National Bank for distribution by the Fund Administrator to Eligible Investors in accordance with the Plan.

By the Commission.

Vanessa A. Countryman  
Secretary

---

<sup>5</sup> 17 C.F.R. § 201.1101(b)(6).