

UNITED STATES OF AMERICA
before the
SECURITIES AND EXCHANGE COMMISSION

SECURITIES EXCHANGE ACT OF 1934
Release No. 60575 / August 26, 2009

ACCOUNTING AND AUDITING ENFORCEMENT
Release No. 3038 / August 26, 2009

ADMINISTRATIVE PROCEEDING
File No. 3-13600

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In the Matter of	:	ORDER INSTITUTING ADMINISTRATIVE
	:	PROCEEDINGS PURSUANT TO RULE
L. Daniel Ferrer, Esq.,	:	102(e) OF THE COMMISSION’S RULES OF
	:	PRACTICE, MAKING FINDINGS, AND
Respondent.	:	IMPOSING REMEDIAL SANCTIONS
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I.

The Securities and Exchange Commission (“Commission”) deems it appropriate and in the public interest that public administrative proceedings be, and hereby are, instituted against L. Daniel Ferrer (“Respondent” or “Ferrer”) pursuant to Rule 102(e)(3)(i) of the Commission’s Rules of Practice.¹

¹ Rule 102(e)(3)(i) provides, in relevant part, that:

The Commission, with due regard to the public interest and without preliminary hearing, may, by order, . . . suspend from appearing or practicing before it any attorney . . . who has been by name . . . permanently enjoined by any court of competent jurisdiction, by reason of his or her misconduct in an action brought by the Commission, from violating or aiding and abetting the violation of any provision of the Federal securities laws or of the rules and regulations thereunder.

II.

In anticipation of the institution of these proceedings, Ferrer has submitted an Offer of Settlement (the “Offer”) which the Commission has determined to accept. Solely for the purpose of these proceedings and any other proceedings brought by or on behalf of the Commission, or to which the Commission is a party, and without admitting or denying the findings herein, except as to the Commission’s jurisdiction over him and the subject matter of these proceedings, and the findings contained in Section III.3 below, which are admitted, Ferrer consents to the entry of this Order Instituting Administrative Proceedings Pursuant to Rule 102(e) of the Commission’s Rules of Practice, Making Findings, and Imposing Remedial Sanctions (“Order”), as set forth below.

III.

On the basis of this Order and Ferrer’s Offer, the Commission finds that:

1. L. Daniel Ferrer (“Respondent” or “Ferrer”) is an attorney licensed to practice law in the State of Florida. Ferrer was outside counsel for Weida Communications, Inc. during all times relevant to this Complaint. He lives in Fort Lauderdale, Florida where his practice has included, among other things, representing clients in securities-related matters before the SEC and the NASD.

2. Weida Communications, Inc. (“Weida” or “company”) was a New Jersey corporation which was headquartered in Fort Lauderdale, Florida at all times relevant to this Complaint. Weida marketed itself as providing ground-based transmitters and receivers that purportedly allowed corporate and government customers to use satellite communications in China. During the relevant period, Weida’s common stock was registered with the Commission under Section 12(g) of the Exchange Act and traded on the Over-the-Counter Bulletin Board (OTC Bulletin Board) under the symbol WDAC. On December 30, 2005, Weida announced that it had no effective interest in the China operations it had previously claimed to control. On March 29, 2006, Weida filed a voluntary petition for relief under Chapter 7 of the United States Bankruptcy Code in the United States Bankruptcy Court for the Northern District of Ohio.

3. On August 3, 2009, a final judgment was entered against Ferrer, permanently enjoining him from future violations of Sections 10(b) of the Exchange Act and Rule 10b-5 thereunder in the civil action entitled Securities and Exchange Commission v. L. Daniel Ferrer, Civil Action Number 09-CV-61154, in the United States District Court for the Southern District of Florida. Ferrer was also barred from participating in an offering of penny stock.

4. As alleged in the complaint, from at least June 2004 through April 2005, two stock promoters who controlled Weida, and closely affiliated stock brokers acting at their direction, engaged in a scheme to defraud which included manipulating and supporting the market price for Weida common stock at artificially high levels. During this period, the stock price, as a consequence of the manipulation, allegedly did not accurately reflect the legitimate forces of supply and demand in a free and open market for the stock. As further alleged in the complaint, two of the goals of the promoters of the manipulative scheme were facilitating the sale of Weida

stock in private transactions at prices higher than the stock was actually worth, and attempting to satisfy the NASDAQ National Market's (now known as NASDAQ Global Market) listing requirements, which mandated that the stock must trade at \$5 per share over a given time period to be eligible for listing. Approximately 165 investors — many elderly and unsophisticated — allegedly paid approximately \$9.2 million to Weida for near-worthless unregistered securities during the manipulation period as part of private offerings orchestrated by the promoters.

5. As further alleged in the complaint, in furtherance of this scheme, Ferrer and one of the promoters used two brokerage accounts which Ferrer established in his own name and that of his law firm to execute transactions in Weida common stock on the open market. These transactions in Weida stock executed in Ferrer's accounts were alleged to have fraudulently supported the price of Weida stock at artificially inflated levels and given the false appearance of liquidity in the market for Weida stock.

IV.

In view of the foregoing, the Commission deems it appropriate and in the public interest to impose the sanction agreed to in Respondent Ferrer's Offer.

Accordingly, it is hereby ORDERED, effective immediately, that Ferrer is suspended from appearing or practicing before the Commission as an attorney.

By the Commission.

Elizabeth M. Murphy
Secretary