

UNITED STATES OF AMERICA
before the
SECURITIES AND EXCHANGE COMMISSION

SECURITIES EXCHANGE ACT OF 1934
Release No. 91414 / March 26, 2021

Admin. Proc. File No. 3-19846

In the Matter of

CYCLONE POWER TECHNOLOGIES, INC., AND
ECOLOCAP SOLUTIONS, INC.

ORDER DISCHARGING ORDER TO SHOW CAUSE AS TO ECOLCAP SOLUTIONS,
INC., AND DIRECTING PREHEARING CONFERENCE

The Securities and Exchange Commission (“Commission”) issued an Order Instituting Proceedings (“OIP”) on June 30, 2020, pursuant to Section 12(j) of the Securities Exchange Act of 1934, against respondent EcoloCap Solutions, Inc.¹ On September 23, 2020, the Division of Enforcement filed the declaration of Gina Joyce, which stated that, consistent with Rule 141(a)(2)(ii) of the Commission’s Rules of Practice,² service of the OIP was made on EcoloCap Solutions on July 29, 2020. As stated in the OIP, EcoloCap Solutions’s answer was required to be filed within ten days of the service of the OIP.³ EcoloCap Solutions failed to file an answer and was ordered to show cause why it should not be deemed to be in default and the registration of its securities revoked.⁴

On March 12, 2021, EcoloCap Solutions sent an email to apfilings@sec.gov requesting “additional time to file.” Among other things, the email states that EcoloCap Solutions has “defaulted on a major job in Canada” and requests that the Commission “advise as to what forms are to be filed as [its] attorney has passed away and [it] cannot afford to hire a new attorney at

¹ *EcoloCap Solutions, Inc.*, Exchange Act Release No. 89198, 2020 WL 3605036 (June 30, 2020). The OIP also instituted proceedings against Cyclone Power Technologies, Inc. This order does not apply to that respondent.

² 17 C.F.R. § 201.141(a)(2)(ii).

³ *EcoloCap Solutions*, 2020 WL 3605036, at *2; Rules of Practice 151(a), 160(b), 220(b), 17 C.F.R. §§ 201.151(a), 201.160(b), 201.220(b).

⁴ *EcoloCap Solutions, Inc.*, Exchange Act Release No. 91234, 2021 WL 796048 (Mar. 2, 2021).

this time.” The Division of Enforcement has not responded to EcoloCap Solutions’s submission. We construe the submission as an answer to the OIP.

Under the circumstances, it is appropriate to discharge the show cause order and direct the parties to conduct a prehearing conference by April 9, 2021.⁵ Following the conference, the parties shall file a statement with the Office of the Secretary advising the Commission of any agreements reached at the conference. If a prehearing conference is not held, a statement shall be filed with the Secretary advising the Commission of that fact and of the efforts made to meet and confer. In either case, the statement shall be filed no later than April 23, 2021. If EcoloCap Solutions fails to participate in the prehearing conference as directed by this order, it may be deemed in default, the proceeding may be determined against it, and its securities may be revoked.⁶

The parties’ attention is called to the Commission’s March 18, 2020 order regarding the filing and service of papers, which provides that pending further order of the Commission parties to the extent possible shall submit all filings electronically at apfilings@sec.gov.⁷ Also, the Commission’s Rules of Practice were recently amended to include new e-filing requirements, which take effect on April 12, 2021.⁸

Accordingly, IT IS ORDERED that the parties hold a prehearing conference and file a statement with the Office of the Secretary following that conference as directed in this order.

⁵ Rule of Practice 221, 17 C.F.R. § 201.221; *see also EcoloCap Solutions*, 2020 WL 3605036, at *2 (providing that the parties shall conduct a prehearing conference pursuant to Rule 221 within 14 days after service of EcoloCap Solutions’s answer).

⁶ Rules of Practice 155(a), 221(f), 17 C.F.R. §§ 201.155(a), .221(f); *see also EcoloCap Solutions*, 2020 WL 3605036, at *2 (“If Respondent . . . fail[s] to appear at a hearing after being duly notified, . . . [it] may be deemed in default and the proceedings may be determined against [it] . . .”).

⁷ *Pending Administrative Proceedings*, Exchange Act Release No. 88415, 2020 WL 1322001 (Mar. 18, 2020), <https://www.sec.gov/litigation/opinions/2020/33-10767.pdf>.

⁸ *Amendments to the Commission’s Rules of Practice*, 85 Fed. Reg. 86,464, 86,474 (Dec. 30, 2020); *see also Amendments to the Commission’s Rules of Practice*, Exchange Act Release No. 90442, 2020 WL 7013370 (Nov. 17, 2020); *Instructions for Electronic Filing and Service of Documents in SEC Administrative Proceedings and Technical Specifications*, <https://www.sec.gov/efapdocs/instructions.pdf>. The amendments also impose other obligations on parties to administrative proceedings such as a new redaction and omission of sensitive personal information requirement. *Amendments to the Commission’s Rules of Practice*, 85 Fed. Reg. at 86,465–81.

For the Commission, by the Office of the General Counsel, pursuant to delegated authority.

Vanessa A. Countryman
Secretary