On August 17, 2015, I issued Initial Decision Release No. 857. On August 18, 2015, the Division of Enforcement (Division) submitted a Motion Under Rule 111 to Conform Order to Sanctions Section of the Initial Decision. Khaled A. Eldaher (Eldaher) submitted an Opposition and Cross-Motion on August 19, 2015. On page 13 of the Initial Decision, I found that Eldaher should be suspended from association and from participating in an offering of penny stock for six months. On page 14 in the ordering section of the Initial Decision, I erroneously ordered Eldaher suspended for three months from being associated with a broker, dealer, investment adviser, municipal securities dealer, municipal advisor, transfer agent, or nationally recognized statistical rating organization or from participating in an offering of penny stock.

Ruling

The second ordering paragraph in Initial Decision Release No. 857 contains a clerical error. The Division recommended a collateral bar. For the reasons set out in the Sanctions section, I found a six-month suspension from association to be appropriate in the public interest.

Pursuant to Commission Rule of Practice 111, 17 C.F.R. § 201.111, I GRANT the Division’s Motion, DENY Eldaher’s Cross-Motion, and revise the second paragraph in the ordering section of Initial Decision Release No. 857 to state:

I FURTHER ORDER that, pursuant to Section 15(b)(6) of the Securities Exchange Act of 1934, Khaled A. Eldaher is SUSPENDED for six months from being associated with a broker, dealer, investment adviser, municipal securities dealer, municipal advisor, transfer agent, or nationally recognized statistical rating organization or from participating in an offering of penny stock,

I am not waiting for the Division’s reply or opposition to the Cross-Motion because its position has prevailed. 17 C.F.R. § 201.154(b).

Brenda P. Murray
Chief Administrative Law Judge