

UNITED STATES OF AMERICA  
Before the  
SECURITIES AND EXCHANGE COMMISSION  
Washington, D.C. 20549

ADMINISTRATIVE PROCEEDINGS RULINGS  
Release No. 4085 /August 23, 2016

ADMINISTRATIVE PROCEEDING  
File No. 3-17157

In the Matter of

STEVEN ZOERNACK AND  
EQUITYSTAR CAPITAL MANAGEMENT, LLC

STAY ORDER

On March 8, 2016, the Securities and Exchange Commission issued an order instituting proceedings (OIP) against Respondents. The hearing is scheduled to begin October 3, 2016.

On August 19, 2016, the U.S. Attorney for the Middle District of Florida filed an application to intervene and motion to stay this proceeding pending a criminal investigation and expected prosecution of Respondents, arising out of the same or similar allegations that form the basis of the OIP. Neither the Division of Enforcement nor Respondents object to a stay.

I agree with the U.S. Attorney's position that a stay of this proceeding is in the public interest; a stay would avoid prejudicing the pending criminal investigation and expected prosecution, and the existence of the unresolved criminal matter could impair the effective presentation of evidence in this administrative proceeding.

Accordingly, the U.S. Attorney's application to intervene is GRANTED and this proceeding is STAYED, pursuant to 17 C.F.R. § 201.210(c)(3). A telephonic prehearing conference will be held on December 21, 2016, at 10:00 a.m. Eastern to assess whether the stay should continue. If, however, the U.S. Attorney files a status report by December 15, 2016, providing sufficient reasons why the stay should continue, the telephonic prehearing conference will be canceled.

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Jason S. Patil  
Administrative Law Judge