

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

ADMINISTRATIVE PROCEEDINGS RULINGS

Release No. 4833/May 26, 2017

ADMINISTRATIVE PROCEEDING

File No. 3-17948

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In the Matter of :  
: **ORDER TO SHOW CAUSE**  
ABIDA KHAN :  
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The Securities and Exchange Commission instituted this proceeding with an Order Instituting Proceedings (OIP) on April 27, 2017, pursuant to Section 15(b) of the Securities Exchange Act of 1934 and Section 203(f) of the Investment Advisers Act of 1940 (Advisers Act). The proceeding is a follow-on proceeding based on *United States v. Durante*, No. 1:15-cr-00171 (S.D.N.Y. Mar. 22, 2017), in which Sheik F. Khan, also known as Abida Khan, was convicted of securities and wire fraud and other crimes.<sup>1</sup>

The OIP provides that Khan's Answer is due within twenty days of service of the OIP on her and that if she fails to answer, she may be deemed in default and the proceeding determined against her upon consideration of the OIP, the allegations of which may be deemed to be true. *See* OIP at 2; 17 C.F.R. § 201.220(b). Khan was served with the OIP on May 1, 2017, by U.S. Postal Service certified mail, in accordance with 17 C.F.R. § 201.141(a)(2)(i).<sup>2</sup> To date, Khan has not filed an Answer or submitted any other correspondence.

Accordingly, Kahn is ORDERED TO SHOW CAUSE, by June 9, 2017, why she should not be deemed to be in default and be barred from associating with any broker, dealer, investment adviser, municipal securities dealer, municipal advisor, transfer agent, or nationally recognized statistical rating organization and from participating in an offering of penny stock. *See* OIP at 2; 17 C.F.R. §§ 201.155(a)(2), .220(f).

/S/ Carol Fox Foelak  
Carol Fox Foelak  
Administrative Law Judge

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<sup>1</sup> The jury returned a guilty verdict on March 22, 2017, on the charges against Khan, who is awaiting sentencing. Pursuant to Section 202(a)(6) of the Advisers Act, "'convicted' includes a verdict . . . of guilty . . . whether or not sentence has been imposed." 15 U.S.C. § 80b-2(a)(6).

<sup>2</sup> The OIP was delivered on May 1, 2017, according to the U.S.P.S., tracking number 7012 1640 0000 8953 5007, to a Pasadena, California, address where Khan is required to live as a condition of bail. *See United States v. Durante* (Apr. 18, 2017), ECF No. 275.