

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

ADMINISTRATIVE PROCEEDINGS RULINGS

Release No. 5165/October 12, 2017

ADMINISTRATIVE PROCEEDING

File No. 3-18165

In the Matter of :
:
GARY YIN : ORDER

The Securities and Exchange Commission instituted this proceeding with an Order Instituting Proceedings on September 11, 2017, pursuant to Sections 15(b) of the Securities Exchange Act of 1934 and 203(f) of the Investment Advisers Act of 1940. The proceeding is a follow-on proceeding based on Respondent Gary Yin's conviction of conspiracy to commit offenses in *United States v. Yin*, No. 3:13-cr-3488 (S.D. Cal.). A prehearing conference was held today. Gary Y. Leung, Esq., appeared on behalf of the Division of Enforcement. Dennis A. Stubblefield, Esq., of Shustak Reynolds and Partners, P.C., and Frank T. Vecchione, Esq., of the Law Office of Frank T. Vecchione, appeared on behalf of Respondent Gary Yin.

The Division will file a motion for summary disposition pursuant to 17 C.F.R. § 201.250(b). The due dates for the motion, opposition, and reply will be October 26, November 29, and December 6, 2017, respectively. If a hearing is necessary, it will take place during the week of January 29, 2018, in San Diego, California, consistent with 17 C.F.R. § 201.200(c).

IT IS SO ORDERED.

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