

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

Administrative Proceedings Rulings
Release No. 5259 / December 5, 2017

Administrative Proceeding
File No. 3-18276

In the Matter of

**Patric Ken Baccam a/k/a Khanh
Sengpraseuth**

**Notice to the Parties and
Order Ratifying Prior Actions
and Scheduling Prehearing
Conference**

On November 30, 2017, the Securities and Exchange Commission issued a decision ratifying the appointments of its administrative law judges. *See Pending Admin. Proc.*, Securities Act of 1933 Release No. 10440, 2017 SEC LEXIS 3724. The order is available at <https://www.sec.gov/litigation/opinions/2017/33-10440.pdf>. For pending cases in which no initial decision has been issued, the Commission directed that I take certain actions in cases assigned to me, including granting the parties “until January 5, 2018 to submit any new evidence the parties deem relevant to [my] reexamination of the record.” *Id.* at *1–2. For good cause, I may modify the deadlines in the order. *Id.* at *3–4.

In this case, Respondent has not filed an answer and no evidence has been presented. The only action that I have taken has been to order the Division of Enforcement to file a declaration of service of the order instituting proceedings (OIP) by December 4, 2017. *Patric Ken Baccam*, Admin. Proc. Rulings Release No. 5235, 2017 SEC LEXIS 3644 (ALJ Nov. 20, 2017).

Considering the foregoing, I RATIFY my order entered on November 20, 2017. *See Wilkes-Barre Hosp. Co. v. NLRB*, 857 F.3d 364, 371–72 (D.C. Cir. 2017). In light of the procedural posture of this case, I determine that the deadlines in the Commission’s order do not apply.

In addition, the Division has submitted the declaration of a process server. The declaration establishes that Respondent was served with the OIP on November 28, 2017, by handing him a copy of the order in accordance with

Rule of Practice 141(a)(2)(i), 17 C.F.R. § 201.141(a)(2)(i). Respondent's answer is due by December 18, 2017. OIP at 2; 17 C.F.R. § 201.220(b).

I ORDER that a telephonic prehearing conference shall be held on December 18, 2017, at 11:00 a.m. EST.

James E. Grimes
Administrative Law Judge