

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

Administrative Proceedings Rulings  
Release No. 5301 / December 7, 2017

Administrative Proceeding  
File No. 3-18061

In the Matter of

**Retirement Surety LLC,  
Crescendo Financial LLC,  
Thomas Rose,  
David Leeman, and  
David Featherstone**

**Notice to the Parties and  
Order Scheduling Conference**

The parties are notified of the Securities and Exchange Commission's order issued November 30, 2017. *Pending Admin. Proc.*, Securities Act of 1933 Release No. 10440, 2017 SEC LEXIS 3724, <https://www.sec.gov/litigation/opinions/2017/33-10440.pdf>. In that order, the Commission ratified the appointment of its administrative law judges and directed each judge to reconsider the record, including all substantive and procedural actions, in pending proceedings for which no initial decision has been issued and in those that are pending before the Commission following an initial decision. This proceeding falls into the former category.

Respondents Retirement Surety LLC and Crescendo Financial LLC have settled with the Commission, and are no longer part of this proceeding. *Retirement Surety LLC*, Securities Act Release No. 10436, 2017 SEC LEXIS 3583, at \*15-18 (Nov. 14, 2017). But Respondents Thomas Rose, David Leeman, and David Featherstone settled with respect to only liability and certain non-monetary sanctions, *see id.* at \*16-17, and the Division of Enforcement's motion for summary disposition on the outstanding issues is pending.

I ORDER that a telephonic conference shall be held on December 14, 2017, at 11:00 a.m. Eastern. The parties should be prepared to discuss the impact of the Commission's November 30 order on this proceeding, including the effect of the individual Respondents' partial settlement on the scope of

the order and whether the present procedural schedule and hearing date should be ratified or modified.

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Cameron Elliot  
Administrative Law Judge