

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

Administrative Proceedings Rulings
Release No. 5577 / February 7, 2018

Administrative Proceeding
File No. 3-18070

In the Matter of
David Lubin

Order Ratifying Prior Actions

The Securities and Exchange Commission initiated this proceeding on July 19, 2017. The hearing will be scheduled following entry of the final amended judgment in the related criminal case, *United States v. Lubin*, No. 1:17-cr-20508 (S.D. Fla.). *David Lubin*, Admin. Proc. Rulings Release No. 5347, 2017 SEC LEXIS 4006, at *1-2 (ALJ Dec. 11, 2017).

The Commission ratified my appointment on November 30, 2017, and directed me to reconsider the record. *See Pending Admin. Proc.*, Securities Act of 1933 Release No. 10440, 2017 SEC LEXIS 3724, at *1-2. I ratified my designation as presiding administrative law judge on December 4, 2017. *Pending Admin. Proc.*, Admin. Proc. Rulings Release No. 5247, 2017 SEC LEXIS 3780. The Commission's order allowed the parties the opportunity to submit new evidence that they deemed relevant to my reexamination of the record by January 5, 2018. *See David Lubin*, 2017 SEC LEXIS 4006, at *2-3. No submissions were received.

I have reconsidered the record, including all my substantive and procedural orders, and I RATIFY all the actions that I took in this proceeding before November 30, 2017. The process contemplated by the Commission's November 30 order is complete.

Brenda P. Murray
Chief Administrative Law Judge