

UNITED STATES OF AMERICA
before the
SECURITIES AND EXCHANGE COMMISSION

SECURITIES EXCHANGE ACT OF 1934
Release No. 84530 / November 2, 2018

Admin. Proc. File No. 3-18580

In the Matter of the Application of
EGAN-JONES RATINGS COMPANY

ORDER DISMISSING PROCEEDINGS

Egan-Jones Ratings Company (“EJR”) is a credit rating agency registered with the Commission as a nationally recognized statistical rating organization (“NRSRO”) for certain credit ratings classes. On January 22, 2013, the Commission revoked EJR’s registration as an NRSRO for the following credit ratings classes: issuers of asset-backed securities; and issuers of government securities, municipal securities, or securities issued by a foreign government.¹ The Commission provided EJR a right to apply for re-registration for such classes after 18 months.²

On April 10, 2018, EJR filed such an application for re-registration. On July 9, 2018, the Commission issued an order instituting proceedings pursuant to Section 15E(a)(2)(A)(ii) of the Securities Exchange Act of 1934 to determine whether EJR’s application should be denied.³

EJR now moves to dismiss this proceeding because it “voluntarily withdr[ew] its application” on August 15, 2018. EJR contends that, because the “sole issue” in this proceeding is whether EJR’s application should be denied, there remains “no controversy” since its application has been withdrawn. As a result, EJR contends that this proceeding is “moot.” The Office of Credit Ratings does not object to either the withdrawal notice or the motion to dismiss.

¹ See *Egan-Jones Ratings Co.*, Exchange Act Release No. 68703, 2013 WL 227564 (Jan. 22, 2013).

² *Id.*

³ See *Egan-Jones Ratings Co.*, Exchange Act Release No. 83610, 2018 WL 3359605, at *1-2 (July 9, 2018); 15 U.S.C. § 78o-7(a)(2)(A)(ii).

We conclude that, under the circumstances, it is appropriate to grant EJR's motion to dismiss the proceedings to determine whether its application for registration should be denied.⁴

Accordingly, IT IS ORDERED that this proceeding is dismissed.

By the Commission.

Brent J. Fields
Secretary

⁴ See *Expleo Solutions, Inc.*, Exchange Act Release No. 78638, 2016 WL 4426914, at *1 (Aug. 22, 2016) (granting Division's motion to dismiss proceedings under Exchange Act Section 12(j) as moot because respondent voluntarily deregistered its securities and "revocation and suspension of registration are the only remedies available in a proceeding instituted under Section 12(j)"); *JMAR Techs., Inc.*, Exchange Act Release No. 67503, 2012 WL 3027913, at *1 (July 25, 2012) (same); see also, e.g., *Sahas Techs.*, Securities Act Release No. 9189, 2011 WL 553599, at *1 (Feb. 17, 2011) (granting motion to dismiss proceedings as "moot" under Section 8(d) of the Securities Act of 1933 to determine whether the Commission should issue a stop order suspending the effectiveness of the registration statement, where the registrant had filed an application to withdraw the registration statement before its effective date).