

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

ADMINISTRATIVE PROCEEDINGS RULINGS
Release No. 1587/July 7, 2014

ADMINISTRATIVE PROCEEDING
File No. 3-15544

In the Matter of

CHINA RUITAI INTERNATIONAL HOLDINGS CO., LTD.,
DIAN MIN MA,
GANG MA, AND
JIN TIAN

ORDER TO SHOW
CAUSE AS TO
INDIVIDUAL
RESPONDENTS

On September 30, 2013, the Securities and Exchange Commission (Commission) issued an Order Instituting Administrative and Cease-and-Desist Proceedings (OIP), pursuant to Sections 4C and 21C of the Securities Exchange Act of 1934 and Rule 102(e)(1)(iii) of the Commission's Rules of Practice (Rule), against Respondents China Ruitai International Holdings Co., Ltd. (China Ruitai), and China Ruitai officers and directors Dian Min Ma, Gang Ma, and Jin Tian (Individual Respondents).¹ At a October 29, 2013, prehearing conference, the Division of Enforcement (Division) confirmed that it was in the process of effecting service on the Individual Respondents in China pursuant to the Hague Convention on the Service Abroad of Judicial and Extrajudicial Documents in Civil or Commercial Matters (Hague Convention). Tr. 3-4.

Pursuant to the Hague Convention, to which China is a signatory, the Division sent requests to the Ministry of Justice of China (MOJ) for service on the Individual Respondents of

¹ I found that China Ruitai was served with the OIP on October 11, 2013, in accordance with Rule 141(a)(2)(ii), 17 C.F.R. § 201.141(a)(2)(ii). See China Ruitai Int'l Holdings Co., Admin. Proc. Rulings Release No. 1101, 2013 SEC LEXIS 3417 (Oct. 30, 2013). I deemed China Ruitai's Answer due by November 4, 2013, and ordered it to show cause on or before November 14, 2013, why this proceeding should not be determined against it due to the failure to file an Answer, appear at the prehearing conference, or otherwise defend the proceeding. Id. China Ruitai did not respond, and I found it in default. See China Ruitai Int'l Holdings Co., Admin. Proc. Rulings Release No. 1057, 2013 SEC LEXIS 3650 (Nov. 20, 2013).

the OIP, Service List, Letter from the Office of the Secretary, Letter from the Division, and Motion to Postpone Hearing. The Hague Convention certificates returned by the MOJ and attached attestations of service (Certificates), dated June 10, 2014, establish that Chinese authorities served the documents on the Individual Respondents “in accordance with the provisions of sub-paragraph a) of the first paragraph of Article 5 of the Convention” on May 19, 2014. Certificates at 1, 3, 5. The documents were delivered to Mao Baofeng, Office Manager of Legislative Affairs. Id. at 1.

I find that the Individual Respondents were served with the OIP by May 19, 2014, in accordance with Commission Rule of Practice 141(a)(2)(iv), 17 C.F.R. § 201.141(a)(2)(iv). To date, the Individual Respondents have not filed answers, which were due within twenty days after service of the OIP. See OIP at 8; 17 C.F.R. § 201.220(b).

It is ORDERED that, on or before Thursday, July 17, 2014, Individual Respondents shall SHOW CAUSE why this proceeding should not be determined against them due to their failure to file answers or otherwise defend this proceeding. See 17 C.F.R. §§ 201.155(a)(2), .220(f). If Individual Respondents fail to file answers or respond to this Order within the time provided, they will be deemed in default and this proceeding will be determined against them.² See 17 C.F.R. § 201.155(a).

Cameron Elliot
Administrative Law Judge

² If Individual Respondents fail to timely show cause, no sanctions will be imposed until after the Division files a motion requesting relief, which should include sufficient evidence consistent with Rapoport v. SEC, 682 F.3d 98 (D.C. Cir. 2012).