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

ADMINISTRATIVE PROCEEDINGS RULINGS
Release No. 2093/December 4, 2014

ADMINISTRATIVE PROCEEDING
File No. 3-16228

In the Matter of NAVAGATE, INC. AND GREGORY RORKE	ORDER FOLLOWING PREHEARING CONFERENCE AND GRANTING STAY

On October 31, 2014, the Securities and Exchange Commission issued an Order Instituting Cease-and-Desist Proceedings (OIP) against Respondents pursuant to Section 8A of the Securities Act of 1933 and Section 21C of the Securities Exchange Act of 1934.

On November 19, 2014, the Division of Enforcement (Division) filed a letter requesting that this proceeding be consolidated with the proceedings of *Middlebury Securities, LLC,* Admin. Proc. No. 3-16227 and *Gregory Osborn*, Admin. Proc. No. 3-16229 (collectively, the three proceedings). On December 2, 2014, this Office received a letter from the U.S. Attorney for the Southern District of New York, moving to stay the three proceedings pending the resolution of the criminal case against Gregory Rorke.

A telephonic prehearing conference (PHC) was held today, attended by counsel for the Respondents in the three proceedings, the Division, and the U.S. Attorney for the Southern District of New York. At the PHC, counsel for Navagate, Inc., and Rorke confirmed that service of the OIP occurred on November 3, 2014. Counsel from the U.S. Attorney's office then argued that a stay was warranted in the three proceedings due to privacy concerns that may arise if the three proceedings were to go forward before the criminal case against Rorke was completed. I find that a stay is in the public interest. *See* 17 C.F.R. § 201.210(c)(3). Having decided to grant the stay in all three proceedings, I have determined that consolidation need not be addressed until the stay is lifted.

Accordingly, I ORDER that the motion to stay this proceeding is GRANTED, and the request for consolidation is DENIED without prejudice for reconsideration.

_____
Cameron Elliot
Administrative Law Judge