

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

ADMINISTRATIVE PROCEEDINGS RULINGS
Release No. 958 / October 15, 2013

ADMINISTRATIVE PROCEEDING
File No. 3-15448

In the Matter of

GARY A. COLLYARD

ORDER SCHEDULING PREHEARING
CONFERENCE

On September 3, 2013, the Securities and Exchange Commission issued an Order Instituting Proceedings (OIP), alleging that on February 27, 2012, Gary A. Collyard (Collyard) pled guilty to one count of conspiracy to commit securities fraud and one count of conspiracy to commit bank fraud in United States v. Collyard, No. 12-cr-58 (D. Minn.), and on August 1, 2013, Collyard was sentenced to 120 months in prison followed by three years of supervised release and ordered to make restitution of \$5,672,994.44. The OIP was delivered to the correctional institution where Collyard resides on September 6, 2013. Collyard was required to answer within twenty days after service of the OIP, but the Commission's files do not show receipt of an Answer. See OIP at 2; 17 C.F.R. § 201.220(b).

The Division of Enforcement has arranged with officials at the FPC Duluth, Federal Prison Camp, P.O. Box 1000, Duluth, MN 55814, for Collyard to be available for a phone call on October 17, 2013, at 3:00 p.m. EDT.

Order

I ORDER a telephonic prehearing conference on October 17, 2013, at 3:00 p.m. EDT. Collyard is on notice that I will issue a default if he does not file an Answer, participate in the prehearing conference, or otherwise defend the proceeding. See 17 C.F.R. §§ 201.155(a), .220(f), .221(f).

Brenda P. Murray
Chief Administrative Law Judge