

UNITED STATES OF AMERICA
Before the
SECURITIES AND EXCHANGE COMMISSION

ADMINISTRATIVE PROCEEDINGS RULINGS
Release No. 711/July 11, 2012

ADMINISTRATIVE PROCEEDING
File No. 3-14822

In the Matter of

AMERICAN CAPITAL PARTNERS	:	ORDER DISCONTINUING THE
LIMITED, INC.	:	PROCEEDING
	:	

On March 29, 2012, the Securities and Exchange Commission (Commission) instituted this proceeding with an Order Instituting Administrative and Cease-and-Desist Proceedings (OIP), pursuant to Sections 9(f) and 54(c) of the Investment Company Act of 1940. On July 9, 2012, the Division of Enforcement (Division) submitted a Motion to Discontinue Administrative Procedure as Respondent Cannot Be Located (Motion). In the Motion, the Division describes multiple unsuccessful attempts to serve the OIP on Respondent, including registered mail to Respondent's last known address by the Office of the Secretary, and attempted service by certified mail and UPS "overnight receipt" to Respondent's registered officer and the listed agent by the Division. The OIP was mailed to Mr. Frank Speight, Respondent's registered officer at addresses in Florida and Nevada. The Division has also searched Lexis-Nexis and Westlaw in an attempt to locate Respondent and its officers or agents without success. Finally, the Division believes that hiring a process server would not be productive.

Ruling

The Commission has delegated to the Chief Administrative Law Judge the authority to "grant motions of staff counsel to discontinue administrative proceedings as to a particular respondent who has died or cannot be found, or because of a mistake in the identity of a respondent named in the order for proceedings." 17 C.F.R. § 200.30-10(a)(8).

Based on the above, I GRANT the Motion and ORDER that the proceeding is discontinued.

Brenda P. Murray
Chief Administrative Law Judge