

UNITED STATES OF AMERICA  
Before the  
SECURITIES AND EXCHANGE COMMISSION

ADMINISTRATIVE PROCEEDINGS RULINGS  
Release No. 673/May 19, 2011

ADMINISTRATIVE PROCEEDING  
File No. 3-14199

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In the Matter of	:	
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GARY K. JUNCKER	:	ORDER DISCONTINUING PROCEEDING WITHOUT PREJUDICE
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The Securities and Exchange Commission (Commission) issued an Order Instituting Proceedings (OIP) on January 19, 2011, pursuant to Section 15(b) of the Securities Exchange Act of 1934 (Exchange Act), alleging, among other things, that on December 29, 2010, Gary K. Juncker (Juncker) was permanently enjoined from future violations of Sections 5(a) and 5(c) of the Securities Act of 1933 and Section 15(a) of the Exchange Act in SEC v. Porche, No. 8:10-cv-01165-DOC (C.D. Cal.). The attorney that represented Juncker in the underlying civil proceeding accepted the OIP sent to Juncker at the attorney's law firm, but he subsequently informed the Division of Enforcement (Division) that he did not represent Juncker in this proceeding.

On May 17, 2011, the Division filed a motion pursuant to 17 C.F.R. § 200.30-10(a)(8) requesting that the proceeding be discontinued (Motion). The Division represents that it has been unable to serve Juncker with the OIP despite taking substantial steps to do so, such as searching all available databases and hiring a private investigator. The Division has no further information and no leads to pursue to accomplish service.

**Ruling**

FOR GOOD CAUSE SHOWN, I GRANT the Motion and discontinue the proceeding without prejudice, pursuant to 17 C.F.R. § 200.30-10(a)(8).

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Brenda P. Murray  
Chief Administrative Law Judge