

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

ADMINISTRATIVE PROCEEDINGS RULINGS  
Release No. 1011 / October 30, 2013

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 FOLLOWING PREHEARING  
CONFERENCE AND TO SHOW CAUSE

On September 30, 2013, the Securities and Exchange Commission (Commission) issued an Order Instituting Administrative and Cease-and-Desist Proceedings (OIP) against Respondents China Ruitai International Holdings Co., Ltd. (China Ruitai), Dian Min Ma, Gang Ma, and Jin Tian (Individual Respondents) (collectively, Respondents), 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.

The Division of Enforcement (Division) submitted a declaration from a process server, representing that on October 11, 2013, she served the OIP on China Ruitai by personal delivery to a staff member at the Delaware Division of Corporations, Office of the Delaware Secretary of State (Delaware Secretary of State). Further, the Office of the Secretary has provided confirmation that the OIP was delivered by U.S. Postal Service certified mail to the Delaware Secretary of State on October 9, 2013.

On October 22, 2013, I ordered a prehearing conference to be held on October 29, 2013, to address whether service was effective on China Ruitai. See China Ruitai Int'l Holdings Co., Admin. Proc. Rulings Release No. 984. At the conference, which was held as scheduled, the Division represented that China Ruitai is a void Delaware corporation and thus service on its registered agent would be ineffective under Delaware law. The Division confirmed that it is in the process of effecting service on the Individual Respondents under the Hague Convention on the Service Abroad of Judicial and Extrajudicial Documents. China Ruitai failed to appear at the conference.

Based on the Division's evidence and representation, I find that China Ruitai was served with the OIP on October 11, 2013, in accordance with Rule 141(a)(2)(ii) of the Commission's Rules of Practice. 17 C.F.R. § 201.141(a)(2)(ii); see Del. Code Ann. tit. 8, §§ 321(b), 510; SEC v. Am. Land Co., No. 87-cv-1453, 1987 WL 19930, at \*4 (D.D.C. Nov. 6, 1987); Int'l Pulp

Equip. Co. v. St. Regis Kraft Co., 54 F. Supp. 745, 748 (D. Del. 1944). As discussed at the prehearing conference, and out of an abundance of caution as it appears that service was effected by both mail and personal delivery, I have deemed China Ruitai's Answer due by November 4, 2013, in this proceeding.

If China Ruitai fails to file an Answer by November 4, 2013, it is ORDERED that on or before Thursday, November 14, 2013, China Ruitai shall SHOW CAUSE 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 this proceeding. See 17 C.F.R. §§ 201.155(a)(1)-(2), .220(f), .221(f). If China Ruitai fails to file an Answer or respond to this Order within the time provided, it will be deemed in default and the proceeding will be determined against it.<sup>1</sup> See 17 C.F.R. § 201.155(a).

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Cameron Elliot  
Administrative Law Judge

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<sup>1</sup> If China Ruitai fails 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).