

of the initial decision will be treated as a petition for review [by the Commission, pursuant to 17 C.F.R. § 201.410].” 70 Fed. Reg. 72566, 72567 (Dec. 5, 2005).

The Motion to Correct challenges the conclusion that Comeaux has the ability to pay disgorgement and prejudgment interest ordered by the ID. Rather than identify a patent misstatement of fact in the ID, the Motion to Correct makes an argument that is more properly made before the Commission in a petition for review. Accordingly, the Motion to Correct must be denied.

IT IS SO ORDERED.

Carol Fox Foelak
Administrative Law Judge