

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

ADMINISTRATIVE PROCEEDINGS RULINGS  
Release No. 1296/March 11, 2014

ADMINISTRATIVE PROCEEDING  
File No. 3-15766

---

In the Matter of	:	ORDER POSTPONING HEARING
	:	AND SCHEDULING
CLEAN ENERGY CAPITAL, LLC AND	:	PREHEARING CONFERENCE
SCOTT A. BRITTENHAM	:	

---

The Securities and Exchange Commission issued an Order Instituting Administrative and Cease-and-Desist Proceedings (OIP) on February 25, 2014. The OIP alleges that: (1) Clean Energy Capital, LLC (Clean Energy), and its founder, president, and main portfolio manager, Scott A. Brittenham (collectively, Respondents), willfully violated Section 17(a) of the Securities Act of 1933, Section 10(b) of the Securities Exchange Act of 1934 (Exchange Act), Exchange Act Rule 10b-5, Sections 206(1) to (4) and 207 of the Investment Advisers Act of 1940 (Advisers Act), and Advisers Act Rule 206(4)-8(a); and (2) Clean Energy willfully violated Section 206(4) of the Advisers Act and Advisers Act Rules 206(4)-2 and -7.

According to the United States Postal Service tracking information and Respondents' confirmation of receipt, Respondents were served with the OIP on March 3, 2014. See 17 C.F.R. § 201.141(a)(2)(i)-(ii). They are required to answer the OIP within twenty days after service, or by Wednesday, March 26, 2014, as service was effected by mail. See OIP at 11; 17 C.F.R. §§ 201.160(b), .220(b). On March 6, 2014, the parties filed a Status Report, Request for Postponement of Hearing, and Request for Prehearing Conference, requesting that the hearing be postponed and that a telephonic prehearing conference take place in its stead.

**Ruling**

I GRANT the parties' request. I POSTPONE the hearing scheduled to begin on March 31, 2014, and ORDER a telephonic prehearing conference on that date at 12:30 p.m. EDT. The parties will inform me of the likelihood of a negotiated settlement or be prepared to agree to a proposed schedule that will lead to a hearing that will conclude by the end of June 2014.

---

Brenda P. Murray  
Chief Administrative Law Judge