

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

ADMINISTRATIVE PROCEEDINGS RULINGS  
Release No. 2010/November 12, 2014

ADMINISTRATIVE PROCEEDING  
File No. 3-16175

In the Matter of

KENNETH C. MEISSNER,  
JAMES DOUG SCOTT, and  
MARK S. "MIKE" TOMICH

STAY ORDER AS TO MARK S. "MIKE"  
TOMICH

The Securities and Exchange Commission (Commission) commenced this proceeding on September 25, 2014, with an Order Instituting Administrative and Cease-and-Desist Proceedings (OIP) pursuant to Sections 15(b) and 21C of the Securities Exchange Act of 1934 and Section 9(b) of the Investment Company Act of 1940 against Respondents Kenneth C. Meissner (Meissner), James Doug Scott (Scott), and Mark S. "Mike" Tomich (Tomich).

On November 12, 2014, this Office received the Joint Motion of Division of Enforcement and Tomich to Stay Proceedings Pending Commission's Consideration of Offer of Settlement (Motion). The Motion represents that the Division of Enforcement (Division) and Tomich have reached an agreement in principle to settle the case and that Tomich delivered an offer of settlement to the Division on November 7, 2014. Motion at 1. The Division and Tomich request a stay as to all the proceedings against Tomich but not Respondents Meissner and Scott. *Id.* at 1-2.

For good cause shown, it is ORDERED that the Motion is GRANTED, and the proceeding is stayed as to Tomich, contingent upon compliance with Commission Rule of Practice 161(c)(2), 17 C.F.R. § 201.161(c)(2).

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Cameron Elliot  
Administrative Law Judge