

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

ADMINISTRATIVE PROCEEDINGS RULINGS
Release No. 2170/December 29, 2014

ADMINISTRATIVE PROCEEDING
File No. 3-16033

In the Matter of

AIRTOUCH COMMUNICATIONS, INC.,
HIDEYUKI KANAKUBO, and
JEROME KAISER, CPA

ORDER POSTPONING
HEARING AND STAYING
PROCEEDING AS TO
RESPONDENT HIDEYUKI
KANAKUBO

On August 22, 2014, the Securities and Exchange Commission issued an Order Instituting Administrative and Cease-and-Desist Proceedings (OIP), pursuant to Section 8A of the Securities Act of 1933, Sections 4C and 21C of the Securities Exchange Act of 1934, and Rule 102(e) of the Commission's Rules of Practice against AirTouch Communications, Inc., Hideyuki Kanakubo, and Jerome Kaiser, CPA. A hearing is scheduled for January 20, 2015, in Los Angeles, California.

On December 24, 2014, this Office received the parties' Joint Motion to Stay Deadlines and Continue Hearing Pursuant to Rule 161(c)(2). The motion reports that the Division of Enforcement and Mr. Kanakubo have reached an agreement in principle to a settlement, which the Division will forward to the Commission for consideration. The parties move to stay the proceeding as to Mr. Kanakubo, pending resolution of the settlement offer. The parties also request a brief continuance, to February 9, 2015, of the hearing while the Commission considers Mr. Kanakubo's settlement offer.

Pursuant to Commission Rule of Practice 161(a), I may for good cause shown postpone the hearing in this matter. *See* 17 C.F.R. § 201.161(a). Rule 161(b) provides five factors to consider in the decision to postpone, which are: (i) the length of the proceeding to date; (ii) the number of postponements, adjournments, or extensions already granted; (iii) the stage of the proceedings at the time of the request; (iv) the impact of the request on the hearing officer's ability to complete the proceeding in the time specified by the Commission; and (v) any other such matters as justice may require. 17 C.F.R. § 201.161(b). No postponements have been granted in this proceeding thus far. The proceeding was instituted about four months ago, but little of substance has occurred to date. Although the hearing will be pushed to about six months after the OIP, I will still have approximately four months to complete the initial decision.

Because the hearing is approximately three weeks away, if the Commission rejects Mr. Kanakubo's settlement, a subsequent hearing would have to be held for him. Any separate hearing for Mr. Kanakubo would involve similar witnesses and evidence that will be introduced at the hearing for his co-Respondents. Such an arrangement would be a waste of the parties' and this Office's resources. Furthermore, the Division contemplates calling Mr. Kanakubo as a witness. Uncertainty as to his settlement would complicate matters for all parties. Accordingly, I GRANT the parties' motion for a continuance. Because I am scheduled to hear a case at the time the parties propose, I POSTPONE the hearing to February 23, 2015, at a venue to be determined in the Los Angeles, California, area. Absent extraordinary circumstances, I will not grant any additional postponements.

The prehearing filing dates are adjusted as ordered below.

January 5, 2015	Oppositions to motions in limine are due.
January 8, 2015	Replies to oppositions to motions in limine are due.
February 3, 2015	Parties shall file prehearing briefs.
February 10, 2015	Parties shall file written stipulations.
February 18, 2015	If necessary, a telephonic prehearing conference will be held at 1:30 p.m. EST.
February 20, 2015	Parties shall disclose any demonstrative exhibits; any objections shall be addressed at the start of the hearing.
February 23, 2015	The hearing will be held in Los Angeles, California, at a venue to be determined.

IT IS FURTHER ORDERED that the proceeding is STAYED as to Hideyuki Kanakubo, subject to compliance with Rule 161(c)(2), requiring that this Office be notified promptly if any of the requirements of the Rule are not met.

James E. Grimes
Administrative Law Judge