

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

ADMINISTRATIVE PROCEEDINGS RULINGS
Release No. 2479/March 31, 2015

ADMINISTRATIVE PROCEEDING
File No. 3-16175

In the Matter of

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

ORDER SCHEDULING PREHEARING
CONFERENCE

The Securities and Exchange 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. The Division of Enforcement (Division) filed a Motion for Summary Disposition as to Respondents Kenneth C. Meissner (Meissner) and James Doug Scott (Scott) on January 30, 2015, and its Reply on March 2, 2015. Meissner filed an Opposition on March 13, 2015, and Scott filed an Opposition on March 24, 2015. The Division filed a second Reply on March 30, 2015.

After reviewing all of the filings, I find that there is not a genuine issue of material fact as to Meissner, but that a live hearing may be necessary as to Scott. An Initial Decision as to Meissner will be issued shortly.

It is ORDERED that a telephonic prehearing conference be scheduled for Tuesday, April 7, 2015, at 1:00 p.m. EDT. Meissner is not required to attend this prehearing conference. If any party seeks a different date or time for the prehearing conference, it should file an appropriate motion.

Cameron Elliot
Administrative Law Judge