

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

ADMINISTRATIVE PROCEEDINGS RULINGS
Release No. 2752/June 1, 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 (Exchange Act) and Section 9(b) of the Investment Company Act of 1940. The proceeding has ended as to Respondents Kenneth C. Meissner and Mark S. "Mike" Tomich. *Kenneth C. Meissner*, Initial Decision Release No. 768, 2015 SEC LEXIS 1267 (Apr. 7, 2015), *finality order*, Exchange Act Release No. 75005, 2015 SEC LEXIS 1969 (May 20, 2015); *Kenneth C. Meissner*, Exchange Act Release No. 73925, 2014 SEC LEXIS 5044 (Dec. 23, 2014).

On May 22, 2015, I determined that a hearing is necessary to resolve one issue of material fact regarding Respondent James Doug Scott's state of mind and ordered the Division of Enforcement (Division) to file a notice stating whether it wishes to hold a hearing. *Kenneth C. Meissner*, Admin. Proc. Rulings Release No. 2716, 2015 SEC LEXIS 2075. On May 29, 2015, the Division filed a Request for a Hearing.

It is ORDERED that a telephonic prehearing conference be scheduled for Wednesday, June 3, 2015, at 12:00 p.m. EDT. The Division shall arrange for a court reporter and circulate call-in information in advance of the conference.

Cameron Elliot
Administrative Law Judge