

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

ADMINISTRATIVE PROCEEDINGS RULINGS
Release No. 4088/August 23, 2016

ADMINISTRATIVE PROCEEDING
File No. 3-17336

In the Matter of

BREITLING ENERGY CORPORATION

ORDER

On July 11, 2016, the Securities and Exchange Commission issued an order instituting proceedings (OIP) pursuant to Section 12(j) of the Securities Exchange Act of 1934, alleging that Respondent has a class of securities registered with the Commission and is delinquent in its periodic filings. I previously found that Respondent was served with the OIP on July 15 and its answer was due August 8, 2016. *Breitling Energy Corp.*, Admin. Proc. Rulings Release No. 4052, 2016 SEC LEXIS 2736 (ALJ Aug. 9, 2016). After Respondent failed to file an answer, I ordered it to show cause by August 19, 2016, why the registration of its securities should not be revoked by default due to its failure to file an answer or otherwise defend this proceeding. *Id.*

On August 19, 2016, Respondent filed its response to the show cause order. In it, Respondent explained why it has been unable to meet its periodic filing obligations. Respondent requests that the registration of its securities not be revoked, that it be granted additional time to file an answer, and that a hearing be scheduled. In light of Respondent's response, the order to show cause is DISCHARGED and Respondent will not be defaulted at this time.

I GRANT Respondent's request for an extension to file its answer and ORDER Respondent to file an answer by September 2, 2016. The parties are directed to hold an initial prehearing conference without the hearing officer also by September 2, 2016, to discuss each numbered item in Rule 221(c), 17 C.F.R. § 201.221(c), including the date by which each item will be accomplished. By September 6, 2016, the parties shall file a joint prehearing conference statement, which addresses each numbered item in Rule 221(c), and includes proposed due dates where applicable.¹ The filing should include a proposed hearing date. *See* 17 C.F.R. § 201.221(c)(9). Based on this prehearing conference statement, a subsequent prehearing conference with the hearing officer may be scheduled. If the parties are unable to hold a prehearing conference by September 2, 2016, the Division of Enforcement shall notify this office.

¹ The parties may denote that an item is "not applicable" in their filing.

If Respondent fails to file an answer or participate in a prehearing conference with the Division, it will be deemed in default and the registration of its securities will be revoked. OIP at 2; 17 C.F.R. §§ 201.155(a), .220(f).

Jason S. Patil
Administrative Law Judge