

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

ADMINISTRATIVE PROCEEDINGS RULINGS
Release No. 4250/October 12, 2016

ADMINISTRATIVE PROCEEDING
File No. 3-17525

In the Matter of :
: :
ROBERT D. MILLIGAN : PREHEARING ORDER

The Securities and Exchange Commission instituted this proceeding with an Order Instituting Proceedings on September 1, 2016, pursuant to Section 15(b) of the Securities Exchange Act of 1934. The proceeding is a follow-on proceeding based on *SEC v. Milligan*, No. 2:15-cv-07308 (C.D. Cal.), in which Respondent was enjoined against violations of the antifraud and registration provisions. A prehearing conference was held today. Zachary T. Carlyle appeared for the Division of Enforcement, and Robert D. Milligan appeared *pro se*.

The Division is seeking industry and penny stock bars. Milligan, who has not filed an Answer to the OIP,¹ indicated his willingness to agree to a settlement on terms that are satisfactory to the Division. If the settlement fails and Milligan files an Answer, the Division was granted leave to file a motion for summary disposition, pursuant to 17 C.F.R. § 201.250; if he does not file an Answer, the Division may file a motion for default and sanctions. The Division's motion for summary disposition, or in the alternative, for default and sanctions, will be due on November 18, 2016. Milligan's opposition and the Division's reply will be due December 2 and 9, 2016, respectively.

IT IS SO ORDERED.

/S/ Carol Fox Foelak
Carol Fox Foelak
Administrative Law Judge

¹ According to tracking information available from the Office of the Secretary, Milligan was served with the OIP by U.S. Postal Service certified mail on September 10, 2016, pursuant to 17 C.F.R. § 201.141(a)(2)(i). His Answer was due within twenty days of service of the OIP on him, with an additional three days for service by mail, that is, by October 3, 2016. *See* OIP at 3; 17 C.F.R. §§ 201.160(b), .220(b).