

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

Administrative Proceedings Rulings  
Release No. 5546 / January 29, 2018

Administrative Proceeding  
File No. 3-18346

In the Matter of

**Cynthia Holder, CPA,  
Jeffrey Wada, CPA,  
David Middendorf, CPA,  
Thomas Whittle, CPA, and  
David Britt, CPA**

**Order Postponing Hearing,  
Granting U.S. Attorney Leave  
to Intervene for Limited  
Purpose, and  
Directing Response  
to Motion to Stay**

On January 22, 2018, the Securities and Exchange Commission issued an order instituting proceedings against Respondents. On January 26, 2018, the United States Attorney for the Southern District of New York moved to intervene and to stay this proceeding pending the resolution of *United States v. Middendorf*, No. 1:18-cr-36 (S.D.N.Y.). The U.S. Attorney represents that the Division of Enforcement does not object but that Respondents have not yet provided their position on the stay.

The hearing scheduled for February 26, 2018, is POSTPONED.

The U.S. Attorney is GRANTED leave to participate in this proceeding on a limited basis for the purpose of requesting a stay during the criminal case. See 17 C.F.R. § 201.210(c)(3). Respondents are ORDERED to respond to the motion to stay by February 5, 2018. See 17 C.F.R. §§ 201.154(b), .160(a)-(b).

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Cameron Elliot  
Administrative Law Judge