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

ADMINISTRATIVE PROCEEDINGS RULINGS
Release No. 5920/July 24, 2018

ADMINISTRATIVE PROCEEDING
File No. 3-17545

In the Matter of	:	
	:	
FUSION PHARM, INC.	:	NOTICE

The Securities and Exchange Commission instituted this proceeding with an Order Instituting Proceedings (OIP) on September 16, 2016, pursuant to Section 8A of the Securities Act of 1933 and Section 21C of the Securities Exchange Act of 1934. The OIP, pursuant to Respondent's offer of settlement, made various findings of fact and conclusions of law and imposed a cease-and-desist order on it and ordered additional proceedings to determine what, if any, disgorgement and civil penalties against it are in the public interest. The OIP ordered the hearing on these issues to be convened following the entry of a final judgment against the last remaining defendant[s] in *United States v. Sears*, No. 16-cr-301 (D. Colo.). Such final judgment has not yet been entered.

On June 21, 2018, "[i]n light of the Supreme Court's decision in *Lucia v. SEC*," 138 S. Ct. 2044 (2018), the Commission issued an order staying all pending administrative proceedings "effective immediately;" the stay to "remain operative for 30 days or further order of the Commission." *Pending Admin. Proc.*, Securities Act Release No. 10510, 2018 SEC LEXIS 1490. On July 20, 2018, the Commission "extend[ed] the stay for an additional 30 days to August 22, 2018, or further order of the Commission." *Pending Admin. Proc.*, Securities Act Release No. 10522, 2018 SEC LEXIS 1774.

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