

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

Administrative Proceedings Rulings  
Release No. 6140 / October 4, 2018

Administrative Proceeding  
File Nos. 3-17545, 3-17546, 3-17547, 3-17548, 3-17549

In the Matters of

**Fusion Pharm, Inc.;**

**Scott M. Dittman, CPA;**

**William J. Sears;**

**Microcap Management LLC,  
Bayside Realty Holdings LLC,  
and Meadpoint Venture  
Partners, LLC;**

**Cliffe R. Bodden**

**Order on Procedures**

Yesterday, the parties in these five unconsolidated proceedings submitted a proposal for the conduct of further proceedings that included a status update.<sup>1</sup> The filing noted that the triggering event for the commencement of these proceedings—the entry of a final judgment against the last remaining defendant in *United States v. Sears*, No. 16-cr-301 (D. Colo.)—has not yet occurred and will be delayed pending a trial in a related criminal matter. The parties request a stay of these proceedings until the entry of a final judgment.

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<sup>1</sup> The Division of Enforcement represents that it was not able to contact current counsel for Respondents Fusion Pharm, Inc. or Bayside Realty Holdings LLC.

Any hearings in these proceedings cannot be convened until the entry of a final judgment in *Sears*. See, e.g., *Fusion Pharm, Inc.*, Order Instituting Proceedings at 7. The motion for a stay is therefore DENIED as unnecessary.

The Division shall file a status update every six months or upon entry of a final judgment in *Sears*.

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James E. Grimes  
Administrative Law Judge