

Explanatory note: Guidance superseded by Rule 152.

Question 152.01

~~**Question:** Can an issuer rely on Rule 155(b) for an abandoned private offering followed by a shelf takedown if the shelf registration statement was filed prior to the private offering?~~

~~**Answer:** Yes, provided that the takedown is not done until after the time provided in Rule 155(b). [Jan. 26, 2009]~~

[\[Withdrawn January 23, 2026\]](#)