

UNITED STATES OF AMERICA
before the
SECURITIES AND EXCHANGE COMMISSION

SECURITIES EXCHANGE ACT OF 1934
Release No. 73492 / October 31, 2014

INVESTMENT ADVISERS ACT OF 1940
Release No. 3963 / October 31, 2014

Admin. Proc. File No. 3-15830

In the Matter of

HERBERT STEVEN FOUKE

NOTICE THAT INITIAL DECISION HAS BECOME FINAL

The time for filing a petition for review of the initial decision in this proceeding has expired. No such petition has been filed by Herbert Steven Fouke and the Commission has not chosen to review the decision on its own initiative.

Accordingly, notice is hereby given, pursuant to Rule 360(d) of the Commission's Rules of Practice,¹ that the initial decision of the administrative law judge² has become the final decision of the Commission with respect to Herbert Steven Fouke. The orders contained in that decision are hereby declared effective. The initial decision ordered that: a) pursuant to Section 15(b) of the Securities Exchange Act of 1934 and Section 203(f) of the Investment Advisers Act of 1940, Herbert Steven Fouke is permanently barred from associating with a broker, dealer, investment adviser, municipal securities dealer, municipal advisor, transfer agent, or nationally

¹ 17 C.F.R. § 201.360(d).

² *Herbert Steven Fouke*, Initial Decision Release No. 660 (Aug. 29, 2014), 109 SEC Docket 13, 2014 WL 4258244.

recognized statistical rating organization; and b) pursuant to Section 15(b) of the Securities Exchange Act of 1934, Herbert Steven Fouke is permanently barred from participating in an offering of penny stock, including acting as any promoter, finder, consultant, agent, or other person who engages in activities with a broker, dealer, or issuer for purposes of the issuance or trading in any penny stock, or inducing or attempting to induce the purchase or sale of any penny stock.

For the Commission, by the Office of the General Counsel, pursuant to delegated authority.

Brent J. Fields
Secretary