

UNITED STATES OF AMERICA
Before the
SECURITIES AND EXCHANGE COMMISSION

SECURITIES EXCHANGE ACT OF 1934
Release No. 79136 / October 21, 2016

ADMINISTRATIVE PROCEEDING
File No. 3-11498

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In the Matter of	:	
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STRONG CAPITAL MANAGEMENT, INC.,	:	ORDER APPROVING
STRONG INVESTOR SERVICES, INC.,	:	USE OF FAIR FUND TO PAY
STRONG INVESTMENTS, INC., RICHARD	:	OUTSTANDING AND REMAINING
S. STRONG, THOMAS A. HOOKER, JR.,	:	FEES AND EXPENSES
and ANTHONY J. D'AMATO	:	
	:	
Respondents.	:	
_____	:	

On May 20, 2004, the Securities and Exchange Commission (“Commission”) issued an Order Instituting Administrative and Cease-and-Desist Proceedings, Making Findings, and Imposing Remedial Sanctions and Cease-and-Desist Orders Pursuant to Sections 15(b)(4), 15(b)(6), 15B(c)(4), 17A(c)(3) and 17A(c)(4)(C) of the Securities Exchange Act of 1934, Sections 203(e), 203(f) and 203(k) of the Investment Advisers Act of 1940, and Sections 9(b) and 9(f) of the Investment Company Act of 1940 (“Order”) (Exchange Act Release No. 49741) against Strong Capital Management, Inc., Strong Investor Services, Inc., Strong Investments, Inc., Richard S. Strong, Thomas A. Hooker, Jr. and Anthony J. D’Amato (collectively, “Respondents”). The Commission found, among other things, that Richard Strong and two hedge funds engaged in frequent trading of certain Strong mutual funds at various times from 1998 through 2003, where such trading was neither consistent with the funds’ prospectuses and the Strong entities’ policies nor disclosed to the funds’ board of directors and shareholders. The Order directed Respondents to pay \$140.8 million in monetary sanctions. On March 9, 2005, the Commission issued an Order Directing

Appointment of Tax Administrator, appointing Damasco & Associates LLP as the Tax Administrator.¹ On September 29, 2005, the Commission issued an Order Creating a Fair Fund with the vast majority of these funds for a distribution to injured investors (the “Strong Fair Fund”).²

On September 14, 2009, the Commission issued an Order Approving Distribution Plan, Appointing an Administrator, and Waiving Bond (Exchange Act Release No. 60667). The Commission subsequently issued three orders directing the disbursement of the Strong Fair Fund.³

The Plan of Distribution (“Plan”) provides that the Respondent entities pay all fees and costs associated with administration of the Plan. However, the Respondent entities have undergone a complete liquidation, are no longer in business and no additional funds are available.

Accordingly, it is hereby ORDERED that:

- A. the Strong Fair Fund shall pay the Fund Administrator’s outstanding fees and expenses in the amount of \$105,000;
- B. at the direction of the Assistant Director of the Office of Distributions, the Strong Fair Fund shall pay the Fund Administrator’s remaining fees and expenses from the Strong Fair Fund for services needed prior to the termination of the fund and discharge of the Fund Administrator;
- C. the Strong Fair Fund shall pay the Tax Administrator’s outstanding fees and expenses to date totaling \$4,425.68 from the Strong Fair Fund; and
- D. at the direction of the Assistant Director of the Office of Distributions, the Strong Fair Fund shall pay the Tax Administrator’s remaining fees and

¹ Exchange Act Rel. No. 51341 (Mar. 9, 2005).

² Since Respondent Thomas A. Hooker, Jr. was not ordered to pay disgorgement, his civil money penalty payment of \$50,000 could not be included in the Fair Fund under the Commission’s Fair Fund authority at that time.

³ Exchange Act Rel. Nos. 62475, 63143, and 64327 (July 8, 2010, Oct. 21, 2010, and Apr. 22, 2011).

expenses from the Strong Fair Fund for services needed prior to the termination of the fund, not to exceed the costs outlined in the Commission's letter agreement established with the Tax Administrator.

By the Commission.

Brent J. Fields
Secretary