

**UNITED STATES OF AMERICA**  
**Before the**  
**SECURITIES AND EXCHANGE COMMISSION**

**SECURITIES EXCHANGE ACT OF 1934**  
**Release No. 95625 / August 29, 2022**

**ADMINISTRATIVE PROCEEDING**  
**File No. 3-21014**

**In the Matter of**

**MARK W. HECKELE, ESQ.,**  
**Respondent.**

**ORDER INSTITUTING PUBLIC  
ADMINISTRATIVE PROCEEDINGS AND  
IMPOSING TEMPORARY SUSPENSION  
PURSUANT TO RULE 102(e)(3) OF THE  
COMMISSION'S RULES OF PRACTICE**

**I.**

The Securities and Exchange Commission (“Commission”) deems it appropriate and in the public interest that public administrative proceedings be, and hereby are, instituted pursuant to Rule 102(e)(3)<sup>1</sup> of the Commission’s Rules of Practice against Mark W. Heckeles, Esq. (“Respondent” or “Heckeles”).

**II.**

The Commission finds that:

A. RESPONDENT

1. From at least January 2018 to September 2018, Respondent was the managing member of Green Growth Ventures, LLC (“GGV”) and Extraction Capital Tier 1, LLC (“ECT1”), two entities that engaged in unregistered securities offerings to ostensibly finance two marijuana-

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<sup>1</sup> Rule 102(e)(3)(i) provides, in relevant part, that:

The Commission, with due regard to the public interest and without preliminary hearing, may, by order, . . . suspend from appearing or practicing before it any . . . attorney . . . who has been by name . . . permanently enjoined by any court of competent jurisdiction, by reason of his or her misconduct in an action brought by the Commission, from violating or aiding and abetting the violation of any provision of the Federal securities laws or of the rules and regulations thereunder.

related businesses. Respondent is a practicing attorney and a member of the Arizona State Bar and the Washington State Bar. For a portion of the time in which he engaged in the conduct underlying the complaint described below, Respondent acted as a broker without being registered as a broker or associated with a registered broker-dealer. Respondent, 42 years old, is a resident of Friday Harbor, Washington.

## B. CIVIL INJUNCTION

2. On June 29, 2022, a final judgment was entered against Respondent, permanently enjoining him from future violations of Sections 5(a), 5(c), and 17(a) of the Securities Act of 1933 (“Securities Act”), Section 10(b) of the Exchange Act and Rule 10b-5 thereunder, and Section 15(a) of the Exchange Act, in the civil action entitled Securities and Exchange Commission v. Heckele, et al., Civil Action Number 5:20-cv-01493-MCS-SHK, in the United States District Court for the Central District of California.

3. The Commission’s complaint alleged that in the GGV and ECT1 unregistered securities offerings, from at least January 2018 to September 2018: (i) Respondent made material misrepresentations to investors regarding expected returns on their investments by suggesting that ECT1 and GGV investors were guaranteed a return of 100 percent or more annually; and (ii) in offering materials he prepared, Respondent made material misrepresentations concerning the financial projections of GGV’s and ECT1’s underlying businesses. The complaint also alleged that Respondent sold unregistered securities and acted as an unregistered broker.

## III.

Based upon the foregoing, the Commission finds that a court of competent jurisdiction has permanently enjoined Mark W. Hecke

le, an attorney, from violating the Federal securities laws within the meaning of Rule 102(e)(3)(i)(A) of the Commission’s Rules of Practice. In view of these findings, the Commission deems it appropriate and in the public interest that Mark W. Hecke

le be temporarily suspended from appearing or practicing before the Commission.

IT IS HEREBY ORDERED that Mark W. Hecke

le, and hereby is, temporarily suspended from appearing or practicing before the Commission. This Order shall be effective upon service on the Respondent.

IT IS FURTHER ORDERED that Mark W. Hecke

le may within thirty days after service of this Order file a petition with the Commission to lift the temporary suspension. If the Commission within thirty days after service of the Order receives no petition, the suspension shall become permanent pursuant to Rule 102(e)(3)(ii).

If a petition is received within thirty days after service of this Order, the Commission shall, within thirty days after the filing of the petition, either lift the temporary suspension, or set the matter down for hearing at a time and place to be designated by the Commission, or both. If a hearing is ordered, following the hearing, the Commission may lift the suspension, censure the petitioner, or disqualify the petitioner from appearing or practicing before the Commission for a period of time, or

permanently, pursuant to Rule 102(e)(3)(iii).

This Order shall be served forthwith upon Respondent as provided for in the Commission's Rules of Practice.

The Commission finds that it would serve the interests of justice and not result in prejudice to any party to provide, pursuant to Rule 100(c) of the Commission's Rules of Practice, 17 C.F.R. § 201.100(c), that notwithstanding any contrary reference in the Rules of Practice to service of paper copies, service to the Division of Enforcement of all opinions, orders, and decisions described in Rule 141, 17 C.F.R. § 201.141, and all papers described in Rule 150(a), 17 C.F.R. § 201.150(a), in these proceedings shall be by email to the attorneys who enter an appearance on behalf of the Division, and not by paper service.

For the Commission, by its Secretary, pursuant to delegated authority.

Vanessa A. Countryman  
Secretary