Randal K. Hansen

December 5, 2014

Office of the Secretary Brent Fields, Secretary Securities and Exchange Commission Mail Stop 1090 Washington, DC 20549-2557 Honorable James E. Grimes 100 F Street, N.E. Mail Stop 2580 Washington, DC 20549

RE: In the Matter of Randahl Kent Hansen, Administrative Proceeding No. 3-16167



Dear Mr. Fields and Judge Grimes:

Enclosed herewith please find the Motion and Respondents Answer to the Motion of the Division of Enforcement, which is premature and requests that the Motion be held in abeyance until the time that the Court of Appeals has rendered their recision on the direct appeal of the district court.

Thanking you in advance for the time and consideration I am sure you will give this matter.

Respectfully,

Randal Kent Hansen

Enclosure: Response to Motion for Summary Disposition

UNITED STATES OF AMERICA Before the SECURITIES AND EXCHANGE COMMISSION

ADMINISTRATIVE PROCEEDING File No. 3-16167

In the Matter of

RANDAL KENT HANSEN,

Respondent.

RESPONSE TO MOTION FOR SUMMARY DISPOSITION BY COMMISSION AND REQUEST TO HOLD IN ABEYANCE

MOTION TO HOLD IN ABEYANCE

COMES NOW, RANDAL KENT HANSEN, the above-named Respondent and moves the Commission to grant the following relief:

- 1. To hold in abeyance the Administrative Proceeding herein until the time that the Court of Appeals has rendered a decision on the direct appeal that is presently pending with the Eighth Circuit Court of Appeals, which, if reversed, would make these pretended proceedings moot.
- 2. Grant Respondent any further relief that the Commission deems just and appropriate under these circumstances.

Dated: December 5, 2014.

Respectfully submitted,

Randal Kent Hansen

RESPONDENT PRO SE

RESPONDENTS ANSWER TO THE ALLEGATIONS OF THE DIVISION OF ENFORCEMENT'S MOTION FOR SUMMARY DISPOSITION

COMES NOW, RANDAL KENT HANSEN, with his Answer to the allegations of

the Division of Enforcement in the Motion to grant Summary Disposition.

- 1. The evidence introduced into Court is inconsistent with the allegations contained within the Motion.
- 2. Hansen is appealing the guilty verdict and judgment of the Jury Instructions were improper.
- 3. SEC should not be entitled to judgment until after the appeal has been decided. If the Court of Appeals renders a decision to reverse the trial court and jury's verdict, it would render this administrative proceeding moot.
- 4. Respondent is incarcerated for several years and cannot operate any business while he is incarcerated, thefore, no harm, or risk can occur while Respondent is incarcerated. As such, no harm, damage, or risk can occur by waiting the decision of the Court of Appeals on the direct appeal, whereas, the Motion of Respondent to hold in abeyance any proceeding until the direct appeal has been concluded should be granted.

Moreover, Resondent is not available to respond or testify during his period of incarceration, which would deprive him of an opportunity for his participation and representation to connection with the matter.

Conflicting evidence will be provided, where Respondent should have the opportunity to present such conflicting evidence at the appropriate time, which is not while he is incarcerated.

The guilty verdict was based upon the introduction of a wrongful jury instruction that stated hansen was guilty because the court read to the jury the willful blindness instruction, a person must meet thre criteria. Hansen met none. Now the SEC attempts to push this Motion through the Commission in an administrative proceding before the criminal appeal has been heard and concluded. This is short of justice.

We might add that under the willful blindness it is also true that restriction is only chargable from the date of knowledge the judge overstepped her boundries by starting my restitution back before even it was well-known that before even it was known that there was no fraudulent act taking place. This takes place starting in 4/1/2007, when Hansen was shown records of the fraud,

in 2009 to reconstitute the fraud.

II.

- B. First of all RAHFCO started on 4/1/2007, not 2006 ending in March of all not may. Court evidence will show Hansen solicitated investors into RAHFCO. Hansen also hired Hudson to invest funds according to the PPM's investment strategy. Hansen paid some of the funds to other investors according to the attorneys advice, which was shown in Court.
- C. Hansen only told investors what he had been told by Hudson and Vincent Puma about the funds, which was further stated by others in Court, even was corroborated by the prosecution's witnesses, who ve also stated this was not a fraudulent fund.
- D. Hansen had never misappropriated funds. In fact it was established in the Court proceedings that Hansen lost almost 2 Million dollars, his son lost \$500,000, his daughter lost funds, his nephews as well, and his grand childrens's were also lost.

No doubt the SEC will face a slander action after they told the press that Hansen and his business and family had withdrawn.

CONCLUSION

WHEREAS, based upon the foregoing, Randal Kent Hansen, respectfully requests that this proceeding be held in abeyance until after the time the Court of Appeals has rendered its decision on the direct appeal, and once the criminal proceeding is remanded, that this pretended administrative action be dismissed in its entirety.

Dated: December 5, 2014.

Respectfully submitted,

Randal Kent Hansen