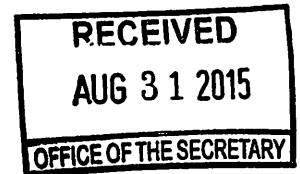


UNITED STATES OF AMERICA  
Before the  
SECURITIES AND EXCHANGE COMMISSION



ADMINISTRATIVE PROCEEDING  
File No. 3-16545

In the Matter of  
  
Composite Solutions, Inc., *et al.*,  
  
Respondents.

**DIVISION OF ENFORCEMENT'S MOTION TO THE  
COMMISSION TO DISMISS RESPONDENT AND BRIEF IN SUPPORT**

The Division of Enforcement ("Division"), by counsel, hereby moves the Commission to dismiss Respondent Ruby Creek Resources, Inc. ("Ruby Creek") from this administrative proceeding, which was brought pursuant to Section 12(j) of the Securities Exchange Act of 1934 ("Exchange Act") to suspend or revoke Ruby Creek's securities registration.

As explained below in its Brief in Support of this Motion, the Division seeks this relief because Ruby Creek filed a Form 15 to voluntarily deregister its securities on June 1, 2015, which became effective today, August 31, 2015.

**BRIEF IN SUPPORT**

The Commission initiated this administrative proceeding on May 20, 2015, against Ruby Creek and two other Respondents. Only Ruby Creek remains in the case. On June 1, 2015, August 31, 2015 filed a valid Form 15 to voluntarily deregister its securities, and this Form 15 became effective August 31, 2015, ninety days after it was filed.

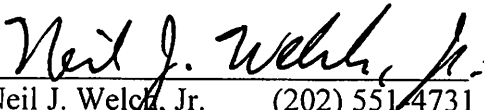
The Division respectfully submits that the portion of this administrative proceeding that relates to August 31, 2015 should be dismissed because Ruby Creek's securities are no longer registered under Exchange Act Section 12. Because Ruby Creek has no securities registered under Exchange Act Section 12, there are no securities to be suspended or revoked pursuant to Section 12(j) of the Exchange Act -- the very purpose of this administrative proceeding. Accordingly, the administrative proceeding should be dismissed as to Ruby Creek as effectively moot. See *JMAR Technologies, Inc.*, Securities Exchange Act of 1934 Rel. No. 67503 (July 25, 2012) (Commission dismissed Exchange Act Section 12(j) proceeding where respondent filed Form 15 after OIP was instituted and therefore no longer had a class of securities registered under Section 12); *BCI Telecom Holding, Inc.*, Securities Exchange Act of 1934 Rel. No. 62649 (Aug. 4, 2010) (Commission dismissed Section 12(j) proceeding where an unregistered issuer had been mistakenly confused with its registered corporate affiliate); *FuelNation, Inc.*, Securities Exchange Act of 1934 Rel. No. 55863 (June 5, 2007) (Commission dismissed Section 12(j) proceeding where issuer's Section 12(b) registration was stricken by the Division of Market Regulation, and the issuer did not become registered under Section 12(g) pursuant to Exchange Act Rule 12g-2).

### **Conclusion**

For the reasons set forth above, the Division respectfully requests that the Commission order the dismissal of Respondent Ruby Creek from this proceeding.

Dated: August 31, 2015

Respectfully submitted,

  
Neil J. Welch, Jr. (202) 551-4731  
Securities and Exchange Commission  
100 F Street, N.E.  
Washington, D.C. 20549-6010

COUNSEL FOR  
DIVISION OF ENFORCEMENT

**CERTIFICATE OF SERVICE**

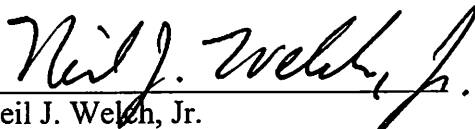
I hereby certify that true copies of the Division of Enforcement's Motion to the Commission to Dismiss Respondent and Brief in Support were served on the following on this 31st day of August, 2015, in the manner indicated below:

By Hand:

The Honorable James E. Grimes  
Administrative Law Judge  
Securities and Exchange Commission  
100 F Street, N.E.  
Washington, D.C. 20549-2557

By First Class Mail:

Chris Dieterich, Esq.  
Dieterich & Associates Law Office  
11835 W. Olympic Blvd.  
Los Angeles, CA 90064  
(Counsel for Respondent)

  
Neil J. Welch, Jr.