

UNITED STATES OF AMERICA
before the
SECURITIES AND EXCHANGE COMMISSION

SECURITIES EXCHANGE ACT OF 1934
Release No. 94266 / February 16, 2022

INVESTMENT ADVISERS ACT OF 1940
Release No. 5968 / February 16, 2022

ACCOUNTING AND AUDITING ENFORCEMENT
Release No. 4282 / February 16, 2022

Admin. Proc. File No. 3-20395

In the Matter of

STOCKMAN KAST RYAN & CO. LLP;
ELLEN S. FISHER, CPA; AND
DAVID H. KAST, CPA

STAY ORDER

On July 13, 2021, the Securities and Exchange Commission issued an order instituting an administrative proceeding against Stockman Kast Ryan & Co. LLP, Ellen S. Fisher, CPA, and David H. Kast, CPA (collectively, “Respondents”), pursuant to Section 4C of the Securities Exchange Act of 1934, Section 203(k) of the Investment Advisers Act of 1940, and Rule 102(e)(1)(ii) of the Commission’s Rules of Practice.¹ On December 13, 2021, we granted the Division of Enforcement and Respondents’ joint motion for a stay based on the parties’ agreement in principle to a settlement on all major terms.² The stay was contingent on the parties’ submission to the Commission of a signed offer of settlement by February 11, 2022.

On February 11, 2022, the parties jointly requested that the stay be extended. The request represented that the parties have been finalizing the offer of settlement since December 2021, but will not meet the stay order’s February 11, 2022 deadline.

For good cause shown, it is ORDERED that the joint request to extend the stay is GRANTED and that this proceeding is stayed. The stay is contingent on the submission to the

¹ *Stockman Kast Ryan & Co.*, Exchange Act Release No. 92382, 2021 WL 2953521 (July 13, 2021).

² *Stockman Kast Ryan & Co.*, Exchange Act Release No. 93759, 2021 WL 5907831 (Dec. 13, 2021).

Commission of Respondents' signed offer of settlement and the Division's accompanying recommendation no later than April 18, 2022. If this deadline is not met or if the Commission rejects the offer of settlement, the parties shall file a joint status report within 7 days of that event.

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

Vanessa A. Countryman
Secretary