

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

**SECURITIES EXCHANGE ACT OF 1934**  
**Release No. 62093 / May 13, 2010**

**ADMINISTRATIVE PROCEEDING**  
**File No. 3-13893**

**In the Matter of**

**JASON HERTZ,**

Respondent.

**ORDER INSTITUTING**  
**ADMINISTRATIVE PROCEEDINGS**  
**PURSUANT TO SECTION 15(b)(6) OF**  
**THE SECURITIES EXCHANGE ACT OF**  
**1934 AND NOTICE OF HEARING**

**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 Section 15(b)(6) of the Securities Exchange Act of 1934 (“Exchange Act”) against Jason Hertz (“Hertz” or “Respondent”).

**II.**

After an investigation, the Division of Enforcement alleges that:

**A.     RESPONDENT**

1.       Hertz, age 37, is a resident of Tarzana, California. Hertz acted as an unregistered broker when he served as president of Onshore Leasing, LLC, (“Onshore”) a Nevada corporation. Hertz has never held any securities licenses nor been affiliated with a broker-dealer registered with the Commission.

**B.     ENTRY OF CIVIL INJUNCTION**

2.       On April 21, 2010, a final judgment by default was entered against Respondent, permanently enjoining him from future violations of Sections 5(a) and 5(c) of the Securities Act of 1933 and Section 15(a) of the Securities Exchange Act of 1934 and Rule 15(a)(1) promulgated thereunder in the civil action entitled *Securities and Exchange Commission v. Delta Onshore Management, LLC, et al.*, Civil Action No. 08-1278 MLB-DWB in the United States District Court for the District of Kansas, Wichita Division. The judgment also ordered Respondent to pay \$885,956.04 in disgorgement and prejudgment interest, as well as a \$100,000 civil penalty.

3. On September 19, 2008, the Commission filed a Complaint against Respondent, alleging that between February 2008 and July 2008, he participated in an unregistered securities offering in which approximately \$2.8 million was raised from over 50 investors from the sale of interests in a purported oil-and-gas equipment leasing joint venture. According to the Complaint, Hertz, along with two other defendants, supervised two Onshore sales offices which offered and sold interest in the venture on a commission basis.

### **III.**

In view of the allegations made by the Division of Enforcement, the Commission deems it necessary and appropriate in the public interest that public administrative proceedings be instituted to determine:

A. Whether the allegations set forth in Section II are true and, in connection therewith, to afford Respondent the opportunity to establish any defenses to such allegations; and

B. What, if any, remedial action against Respondent is appropriate in the public interest, pursuant to Section 15(b)(6) of the Exchange Act.

### **IV.**

IT IS ORDERED that a public hearing for the purpose of taking evidence on the questions set forth in Section III hereof shall be convened at a time and place to be fixed, and before an Administrative Law Judge to be designated by further order as provided by Rule 110 of the Commission's Rules of Practice, 17 C.F.R. § 201.110.

IT IS FURTHER ORDERED that Respondent file an answer to the allegations contained in this Order within twenty (20) days after service upon him of the Order, as provided by Rule 220 of the Commission's Rules of Practice, 17 C.F.R. § 201.220.

If Respondent fails to file the directed answer or fails to appear at a hearing after being duly notified, he may be deemed in default, and the proceedings may be determined against him upon consideration of this Order, the allegations of which may be deemed true, as provided by Rules 155(a), 220(f), 221(f), and 310 of the Commission's Rules of Practice, 17 C.F.R. §§ 201.155(a), 201.220(f), 201.221(f), and 201.310.

This Order shall be served forthwith upon Respondent personally or by certified mail.

IT IS FURTHER ORDERED that the Administrative Law Judge shall issue an initial decision no later than 210 days from the date of service of this Order, pursuant to Rule 360(a)(2) of the Commission's Rules of Practice.

In the absence of an appropriate waiver, no officer or employee of the Commission engaged in the performance of investigative or prosecutorial function in this or any factually related proceeding will be permitted to participate or advise in the decision of this matter, except as witness or counsel in proceedings held pursuant to notice. Since this proceeding is not “rule making” within the meaning of Section 551 of the Administrative Procedure Act, it is not deemed subject to the provisions of Section 553 delaying the effective date of any final Commission action.

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

Elizabeth M. Murphy  
Secretary

Service List

Rule 141 of the Commission's Rules of Practice provides that the Secretary, or another duly authorized officer of the Commission, shall serve a copy of the Order Instituting Administrative Proceedings Pursuant to Section 15(b)(6) of the Securities Exchange Act of 1934 and Notice of Hearing ("Order") on the Respondent and his legal agent.

The attached Order has been sent to the following parties and other persons entitled to notice:

Honorable Brenda P. Murray  
Chief Administrative Law Judge  
Securities and Exchange Commission  
100 F Street, N.E.  
Washington, DC 20549-2557

Toby M. Galloway, Esq.  
Securities and Exchange Commission  
Burnett Plaza, Suite 1900  
801 Cherry Street, Unit #18  
Fort Worth, TX 76102-6882

By Certified Mail:

Mr. Jason Hertz  
18324 Clark Street. #107  
Tarzana, CA 91356-3507