

UNITED STATES OF AMERICA
Before the
SECURITIES AND EXCHANGE COMMISSION

SECURITIES EXCHANGE ACT OF 1934
Release No. 70171 / August 13, 2013

ADMINISTRATIVE PROCEEDING
File No. 3-13714

In the Matter of	:	
	:	
Ark Asset Management Co., Inc.	:	AMENDED ORDER
	:	DIRECTING DISBURSEMENT
	:	OF DISGORGEMENT FUND
Respondent.	:	
	:	

On January 6, 2011, the United States Securities and Exchange Commission (“Commission”) issued a Notice of Proposed Plan of Distribution and Opportunity for Comment (“Notice”) (Exchange Act Rel. No. 63666) pursuant to Rule 1103 of the Commission’s Rules on Fair Fund and Disgorgement Plans, 17 C.F.R. §201.1103. The Notice advised parties they could obtain a copy of the proposed Distribution Plan at www.sec.gov. The Notice also advised that all persons desiring to comment on the proposed Distribution Plan could submit their comments, in writing, no later than 30 days from the date of the Notice. No comments were received by the Commission in response to the Notice. On March 1, 2011, the Commission issued an Order Approving Distribution Plan and Appointing a Plan Administrator (Exchange Act Rel. No. 63993).

On July 27, 2012, the Commission issued an Order Directing Disbursement of Disgorgement Fund (“Disbursement Order”) (Exchange Act Rel. No. 67524) in the amount of \$740,617. Subsequently, the Commission staff learned that incorrect information about one of the eligible recipients had been provided to the Plan Administrator. In the process of correcting that information, the amount available for distribution was affected. As a result, the amount available for distribution has been reduced, and the validated electronic payment file has been revised.

The Distribution Plan provides that the disbursement to Eligible Recipients will be implemented through the United States Department of Treasury’s Financial Management Service. It further provides that upon receipt of a properly validated payment file, the Commission staff will obtain authorization from the Commission to disburse pursuant to Commission Rule 1101(b)(6). The revised validated electronic payment file in the amount of \$737,571 has been received from the Plan Administrator and accepted by Commission staff, and the staff requests that the Commission authorize disbursement of the funds.

Accordingly, it is ORDERED that the Commission staff shall disburse the Disgorgement Fund in the amount stated in the validated electronic payment file of \$737,571, as provided for in the Distribution Plan.

By the Commission.

Elizabeth M. Murphy
Secretary