

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

**SECURITIES EXCHANGE ACT OF 1934**  
**Release No. 80480 / April 18, 2017**

**ADMINISTRATIVE PROCEEDING**  
**File No. 3-17932**

In the Matter of	:	
	:	
MICHAEL D. SHUMWAY,	:	<b>ORDER OF SUSPENSION PURSUANT</b>
	:	<b>TO RULE 102(e)(2) OF THE</b>
<b>Respondent.</b>	:	<b>COMMISSION'S RULES OF PRACTICE</b>
	:	

**I.**

The Securities and Exchange Commission (“Commission”) deems it appropriate to issue an order of forthwith suspension of Michael D. Shumway (“Shumway”) pursuant to Rule 102(e)(2) of the Commission’s Rules of Practice [17 C.F.R. § 201.102(e)(2)].<sup>1</sup>

**II.**

The Commission finds that:

1. Shumway, age 60, is a resident of Utah. From at least 1994 through 2016, Shumway was a licensed by the State of Utah as a certified public accountant. Shumway was also employed as a corporate secretary and treasurer of American Fork Irrigation Company and Lehi Irrigation Company.

2. On April 5, 2017, a judgment of conviction was entered against Shumway in *United States v. Michael D. Shumway*, Case No. 2:16-cr-00594-DS, in the United States District Court for the District of Utah, Central Division, finding him guilty of one count of mail fraud, in violation of 18 U.S.C. Section 1341.

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<sup>1</sup> Rule 102(e)(2) provides in pertinent part, that “any person who has been convicted of a felony or a misdemeanor involving moral turpitude shall be forthwith suspended from appearing or practicing before the Commission.” See 17 C.F.R. 201.102(e)(2).

3. As a result of his conviction, Shumway was sentenced to twelve months and one day imprisonment in a federal penitentiary, followed by three years of supervised release, and ordered to pay restitution in the amount of \$1,100,481.78.

### **III.**

In view of the foregoing, the Commission finds that Shumway has been convicted of a felony within the meaning of Rule 102(e)(2) of the Commission's Rules of Practice.

Accordingly, it is ORDERED, that Michael D. Shumway is forthwith suspended from appearing or practicing before the Commission pursuant to Rule 102(e)(2) of the Commission's Rules of Practice.

By the Commission.

Brent J. Fields  
Secretary