The Division of Enforcement (“Division”) has requested an extension of time until August 31, 2021 to submit a Proposed Plan of Distribution under Rule 1101(a) of the Commission’s Rules on Fair Fund and Disgorgement Plans, 17 C.F.R. § 201.1101(a).

On December 17, 2020, the Commission issued an Order Instituting Administrative and Cease-and-Desist Proceedings, Pursuant to Sections 4C and 21C of the Securities Exchange Act of 1934 and Rule 102(e) of the Commission’s Rules of Practice, Making Findings, and Imposing Remedial Sanctions and a Cease-and-Desist Order (“Order”)1 against Mancera, S.C. (the Mexican member firm of Ernst & Young Global), and two members of its engagement team, then-partner, Alejandro Valdez Mendoza, C.P., and then-senior manager, Angel Radames Corral Nieblas, C.P. (collectively, the “Respondents”). In the Order, the Commission found improper professional conduct and violations of the federal securities laws by the Respondents during Mancera’s audits of the 2010, 2011 and 2012 financial statements of Desarrolladora Homex, SAB de CV, a homebuilder headquartered in Sinaloa, Mexico. Among other things, the Commission ordered Mancera to pay $950,000 in disgorgement,

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$139,926.43 in prejudgment interest, and $500,000 in civil money penalties to the Commission. The Commission also created a Fair Fund, pursuant to Section 308(a) of the Sarbanes-Oxley Act of 2002, so the penalty, along with the disgorgement and prejudgment interest, collected can be distributed to investors harmed by the Respondent’s conduct described in the Order. The Order further provided that the Fair Fund may be added to or combined with any other fund created in a related action arising out of the same investigative matter.

In its request for an extension of time, the Division states that it needs time to solicit and evaluate fund administrator proposals, develop the distribution methodology, and develop the plan of distribution.

Accordingly, for good cause shown, IT IS HEREBY ORDERED that the Division’s request for an extension of time until August 31, 2021 to submit a Proposed Plan of Distribution is granted.

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

Vanessa A. Countryman
Secretary