
Both the Lakin and Campbell administrative proceedings are cease-and-desist proceedings instituted pursuant to Section 8A of the Securities Act of 1933 (Securities Act) and Sections 15(b) and 21C of the Securities Exchange Act of 1934 (Exchange Act). Both OIPs have ten paragraphs of similar factual allegations to support charges that each respondent’s conduct in connection with the sales of securities issued by Sunrise Energy, Inc., violated Sections 5(a), 5(c), and 17(a) of the Securities Act and Sections 10(b) and 15(a) of the Exchange Act and Rule 10b-5 thereunder. The Commission’s Division of Enforcement, Denver Regional Office, is prosecuting both administrative proceedings.

Order

I ORDER that Administrative Law Judge Robert G. Mahony preside at the hearing in Campbell, Administrative Proceeding No. 3-12633, a designated 300-day case, and perform other and related duties in accordance with the Commission’s Rules of Practice.

Rule 201 of the Commission’s Rules of Practice allows an administrative law judge to consolidate proceedings involving a common issue of law or fact. 17 C.F.R. § 201.201. The rule is discretionary and is applicable where it appears appropriate to avoid unnecessary cost or delay.¹ This administrative proceeding and Lakin involve common questions of law and are

¹ Rule 201 went into effect in July 2005. Previously, Rule 10 had allowed the Commission to consolidate based on the same criteria.
factually related. Consolidation will permit a more efficient use of judicial resources and avoid unnecessary costs. Accordingly, I FURTHER ORDER that Campbell, Administrative Proceeding No. 3-12633, is consolidated with Lakin, Administrative Proceeding No. 3-12634.

For the Commission, by its Chief Administrative Law Judge, pursuant to delegated authority.

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Brenda P. Murray
Chief Administrative Law Judge