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SECURITIES AND EXCHANGE COMMISSION

17 CFR Part 200

[Release No. 34–54867]

Delegation of Authority to Chief Administrative Law Judge

AGENCY: Securities and Exchange Commission.

ACTION: Final rule.

SUMMARY: The Securities and Exchange Commission ("Commission") is amending its rules to delegate authority to the Chief Administrative Law Judge to issue orders to discontinue administrative proceedings as to a particular respondent who has died or cannot be found, or because of a mistake in the identity of a respondent named in the order for proceedings. The delegation is intended to conserve Commission resources, as well as expedite disposition of administrative proceedings.

EFFECTIVE DATE: January 8, 2007.


SUPPLEMENTARY INFORMATION: The Commission today is amending its rules governing the delegation of authority to the Chief Administrative Law Judge. The Commission's Office of the General Counsel has delegated authority to grant motions of staff counsel to discontinue administrative proceedings as to a particular respondent who has died or cannot be found, or because of a mistake in the identity of a respondent named in the order for proceedings. The Commission has determined to extend this delegation to the Chief Administrative Law Judge. The Commission believes that this delegation will conserve Commission staff resources, as well as expedite the disposition of staff motions prompted by these circumstances. Nevertheless, the staff may submit motions to the Commission for consideration, as it deems appropriate. The amendment also deletes reference to the Public Utility Holding Company Act of 1935, which has been repealed.

Statutory Basis and Text of Amendment

Amendment

1. The authority citation for part 200, subpart A, continues to read as follows:


2. Section 200.30–10 is amended by:


b. Removing the period at the end of paragraph (a)(7) and in its place adding a semicolon; and

c. Adding paragraph (a)(8). The addition reads as follows:


* * * * *

(a) * * *

(8) To grant motions of staff counsel to discontinue administrative proceedings as to a particular respondent who has died or cannot be found, or because of a mistake in the identity of a respondent named in the order for proceedings.

* * * * *


By the Commission.

Florence E. Harmon,

Deputy Secretary.

[FR Doc. E6–20884 Filed 12–7–06; 8:45 am]

BILLING CODE 8011–01–P