

ADMINISTRATIVE PROCEEDING  
FILE NO. 3-10456

SECURITIES & EXCHANGE COMMISSION  
MAILED FOR SERVICE

DEC 07 2001

UNITED STATES OF AMERICA  
Before the  
SECURITIES AND EXCHANGE COMMISSION  
December 7, 2001

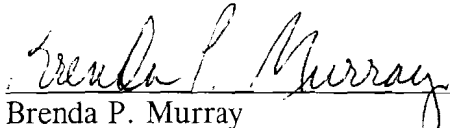
CTFD. NO. \_\_\_\_\_

In the Matter of	:	
	:	REPORT OF RULINGS AT
ALPHA TECH STOCK TRANSFER,	:	PREHEARING CONFERENCE
and JAMES W. FARRELL	:	
	:	

The Securities and Exchange Commission ("Commission") instituted this proceeding on April 17, 2001, pursuant to Sections 17A(c)(3) and 17A(c)(4)(C) of the Securities Exchange Act of 1934 ("Exchange Act"). The allegations are that Alpha Tech Stock Transfer willfully violated Sections 17(a)(3) and 17A(d) of the Exchange Act and Rule 17Ad-10 thereunder, and that James W. Farrell willfully aided and abetted those violations. The Commission rejected Respondents' Offer of Settlement sometime prior to October 3, 2001. A hearing is set to begin on December 10, 2001, in Salt Lake City, Utah.

At Respondents' request, I held a telephone prehearing conference on December 6, 2001. Respondents moved to continue the hearing because Mr. Farrell suffers from "pulmonary emboli" and is very ill and has been unable to assist counsel. Also, counsel is disadvantaged because he did not receive new copies of three exhibits that the Division of Enforcement ("Division") distributed on or about December 4, 2001. The Division opposed the delay. It noted that it circulated its witness list and exhibits on or about August 6, 2001, and it maintains that it sent counsel the new copies of three exhibits but it will send him an additional set.

I denied the motion. Respondents only support for the last-minute claim is a piece of paper that counsel described as looking like a Doctor's prescription. At the hearing, I will deal with Respondents' failure to provide the Division with the names of their witnesses and copies of their exhibits by November 5, 2001, when they were due.

  
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Brenda P. Murray  
Chief Administrative Law Judge