

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA
WEST PALM BEACH DIVISION**

CASE NO. 08-81565-CIV-HURLEY/HOPKINS

**SECURITIES AND EXCHANGE)
COMMISSION)
)
Plaintiff,)
)
v.)
)
CREATIVE CAPITAL CONSORTIUM, LLC,)
A CREATIVE CAPITAL CONCEPT\$, LLC, and)
GEORGE L. THEODULE,)
)
Defendants.)
_____)**

**PLAINTIFF'S UNOPPOSED MOTION FOR 90-DAY STAY
OF ITS ACTION AGAINST GEORGE THEODULE**

Plaintiff Securities and Exchange Commission requests that the Court stay its action against Defendant George Theodule for 90 days. The Commission staff and Theodule have agreed on a proposed resolution of the Commission's remaining claims against Theodule – for disgorgement, prejudgment interest and a civil money penalty. The staff needs the 90 days to seek Commission approval of the proposed resolution. If approved, it would end the Commission's litigation against Theodule.

The proposed stay would only apply to the Commission's case against Theodule, and would not apply to any other portion of the case, including any of the Receiver's actions against Theodule and other parties. Commission counsel has conferred with counsel for Theodule and the Receiver, and neither opposes this motion. Accordingly, the Commission asks the Court to stay its action against Theodule for 90 days. A proposed order is attached.

Respectfully submitted,

January 25, 2010

By: s/Robert K. Levenson

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on January 25, 2010, I electronically filed the foregoing document with the Clerk of the Court using CM/ECF. I also certify that the foregoing document is being served this day on all counsel of record or *pro se* parties identified on the attached Service List in the manner specified, either via transmission of Notices of Electronic Filing generated by CM/ECF or in some other authorized manner for those counsel for parties who are not authorized to received electronically Notices of Electronic Filing.

s/Robert K. Levenson
Robert K. Levenson, Esq.

SERVICE LIST

Securities and Exchange Commission v. Creative Capital Consortium, LLC, et al.
Case No. 08-81565-CIV-HURLEY/HOPKINS
United States District Court, Southern District of Florida

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