The Securities and Exchange Commission (Commission) instituted this proceeding on August 20, 2013. Respondent was served with the Order Instituting Administrative and Cease-and-Desist Proceedings on August 23, 2013. On September 12, 2013, I granted an extension in the time for Respondent’s answer to September 26, 2013. An Initial Decision is due June 19, 2014. On September 23, 2013, I held a prehearing conference and proposed a schedule that would result in a hearing on November 4, 2013, in Washington, DC. Respondent, noting the enormous amount of material, proposed that the hearing begin in March 2014. To resolve the difference of opinion, the parties agreed to confer and propose a schedule with a hearing, which I wanted to begin by mid-January 2014, at the latest. See 17 C.F.R. § 201.360(a)(2). In a letter dated September 25, 2013, the parties proposed a schedule that would have the hearing begin on January 21, 2014, in New York City.

Order

I ORDER the following procedural schedule, which is what the parties suggested, with slight modification:

Nov. 12, 2013: Division of Enforcement (Division) provides Respondent with any expert witness report(s);
Dec. 2, 2013: Respondent provides Division with any expert witness report(s);
Dec. 16, 2013: Division providesRespondent with lists of witnesses and exhibits;
Dec. 23, 2013: Respondent provides Division with lists of witnesses and exhibits, and Division provides Respondent with any rebuttal expert report(s);
Jan. 7, 2014: Filing of prehearing briefs; and
Jan. 13, 2014: Hearing beginning at 9:30 a.m. EST in New York City
The exchange of material prehearing is an informal procedure, and those materials, with the exception of the prehearing briefs, which will be part of the record are not filed with the Commission’s Secretary.

The parties should contact my Office if they have any questions or subpoenas to be signed. I will give the hearing location as soon as I find an available courtroom.

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Brenda P. Murray
Chief Administrative Law Judge