

UNITED STATES OF AMERICA
Before the
SECURITIES AND EXCHANGE COMMISSION
Washington, D.C. 20549

ADMINISTRATIVE PROCEEDINGS RULINGS
Release No. 2191/January 8, 2015

ADMINISTRATIVE PROCEEDING
File No. 3-16165

In the Matter of

DAVID SCOTT CACCHIONE

ORDER ON MOTION TO
ADJOURN HEARING DATES

On January 7, 2015, Respondent moved to adjourn the hearing dates of February 18-20, 2015, citing a preexisting conflict from February 17-19, 2015, of one of Respondent's counsel. Respondent represents that the Division of Enforcement agreed to hold the hearing on February 23-24, 2015, and, if additional time is needed, the morning of March 2, 2015.

On February 20, 2015, at 1:00 p.m. PST, the parties will appear, in person, for a final prehearing conference, at which I will rule on any objections to exhibits and witnesses and any motions then outstanding. The parties should be prepared to discuss and answer questions on the representations in their prehearing briefs, and to raise any other issues that should be addressed to ensure that the subsequent hearing proceeds in an efficient and orderly manner.

The evidentiary hearing on the issues identified in my order of December 19, 2014, Admin. Proc. Rulings Release No. 2152, 2014 SEC LEXIS 4868, will commence on February 23, 2015, at 9:30 a.m., and conclude by February 24, 2015, at 5:00 p.m. The request for part of an additional day, if needed, is denied as premature, without prejudice to either party raising such a request on February 24, 2015.

The final prehearing conference and evidentiary hearing will be held at the James R. Browning Courthouse of the United States Court of Appeals for the Ninth Circuit in San Francisco, California. The address is 95 7th Street.

SO ORDERED.

Jason S. Patil
Administrative Law Judge