
The hearing is expected to last two to three weeks. At the first day of the scheduled hearing, Daspin did not appear because he was purportedly hospitalized, and Judge Grimes granted a request by the Division of Enforcement for a brief adjournment to January 11, 2016. Edward M. Daspin, Admin. Proc. Rulings Release No. 3465, 2016 SEC LEXIS 21 (Jan. 5, 2016). The current due date for an initial decision is February 22, 2016, based on a date of service of April 28, 2015. After consulting with the presiding law judge, I have determined that it will not be possible to issue the initial decision within this time frame.

Accordingly, I move for a six-month extension of the initial decision due date, to August 22, 2016, pursuant to Commission Rule of Practice 360(a)(3), 17 C.F.R. § 201.360(a)(3). Taking into consideration the time required for the parties to submit post-hearing briefs and for the presiding law judge to issue an initial decision, while concurrently handling other matters, a six-month extension would be most appropriate. Cf. 17 C.F.R. § 201.360(a)(2) (for 300-day cases, there shall be “approximately 2 months for the parties to obtain the transcript and submit briefs, and approximately 4 months after briefing for the hearing officer to issue an initial decision”).

Brenda P. Murray
Chief Administrative Law Judge