

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

ADMINISTRATIVE PROCEEDINGS RULINGS
Release No. 4536/January 19, 2017

ADMINISTRATIVE PROCEEDING
File No. 3-17740

In the Matter of :
: AUGUSTINE CAPITAL MANAGEMENT, LLC (f/k/a : PREHEARING ORDER
: AUGUSTINE CAPITAL MANAGEMENT, INC.), :
JOHN T. PORTER, and :
THOMAS F. DUSZYNSKI, CPA :

The Securities and Exchange Commission instituted this proceeding with an Order Instituting Proceedings (OIP) on December 20, 2016, pursuant to Sections 203(e), 203(f), and 203(k) of the Investment Advisers Act of 1940 and Section 9(b) of the Investment Company Act of 1940. The OIP alleges that Respondents violated and/or willfully aided and abetted and caused violations of the antifraud provisions of the Advisers Act. A prehearing conference, at which all parties appeared, was held today.

The parties are engaged in settlement negotiations. If the negotiations fail, the hearing, expected to last five days, was set to commence on October 16, 2017, in Chicago, Illinois, consistent with 17 C.F.R. § 201.200(c). The parties will submit a proposed prehearing schedule by February 2, 2017. The parties waived their right to service from each other by the means provided in 17 C.F.R. § 201.150, and will serve each other by email and send a copy of their submissions to the undersigned at alj@sec.gov, in addition to filing the submissions with the Commission pursuant to 17 C.F.R. § 201.151.

IT IS SO ORDERED.

/S/ Carol Fox Foelak
Carol Fox Foelak
Administrative Law Judge