

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

Administrative Proceedings Rulings
Release No. 5314 / December 7, 2017

Administrative Proceeding
File Nos. 3-18175 and 3-18236

In the Matters of

**Daryl G. Bank and
Bobby D. Jones**

**Notice to the Parties, Order
Allowing New Evidence, and
Finding Service as to
Respondent Daryl G. Bank**

On November 30, 2017, the Securities and Exchange Commission issued an order ratifying the appointment of its administrative law judges and directing all administrative law judges with pending proceedings to: (1) reconsider the record in each proceeding, including all substantive and procedural actions; (2) allow the parties to file any new evidence that the parties deem relevant to the reexamination of the record by January 5, 2018; (3) determine whether to revise or ratify prior actions; and (4) issue by February 16, 2018, an order on ratification. *Pending Admin. Proc.*, Securities Act of 1933 Release No. 10440, 2017 SEC LEXIS 3724.¹

Accordingly, the parties may submit by January 5, 2018, any new evidence they consider relevant to my reexamination of the record. Any party that submits evidence must also file a brief explaining the relevance of its new evidence and how it relates to an action I have taken in this proceeding. Any responsive or opposition brief is due January 19, 2018.

Respondent Bobby D. Jones answered the order instituting proceedings (OIP) on November 7, 2017. The Division of Enforcement filed a declaration stating that Respondent Daryl G. Bank was personally served with the OIP in prison on November 6, 2017. I find that service was properly accomplished.

¹ The Commission order is online here: <https://www.sec.gov/litigation/opinions/2017/33-10440.pdf>.

17 C.F.R. § 201.141(a)(2)(i). Bank's answer was therefore due by November 27, 2017. OIP at 3; 17 C.F.R. §§ 201.160(a), .220(b). He has not yet answered.

Jason S. Patil
Administrative Law Judge