

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

Administrative Proceedings Rulings
Release No. 6204 / October 17, 2018

Administrative Proceeding
File No. 3-17352

In the Matter of
**Saving2Retire, LLC, and
Marian P. Young**

**Order Scheduling
Prehearing Conference**

The Securities and Exchange Commission issued an order instituting proceedings (OIP) on July 19, 2016. The OIP alleges that Marian P. Young was the sole owner, managing member, and employee of Saving2Retire, LLC, an investment adviser, (collectively Respondents) and that Saving2Retire willfully violated, and Young willfully aided and abetted and caused, violations of Section 203A, Section 204, and Rule 204-2(a) of the Investment Advisers Act of 1940.

On August 22, 2018, the Commission remanded this proceeding to the Office of Administrative Law Judges, vacated any prior opinions, and ordered a new hearing before an administrative law judge who did not previously participate in the matter. *Pending Admin. Proc.*, Securities Act of 1933 Release No. 10536, 2018 SEC LEXIS 2058. The proceeding was assigned to me. *Pending Admin. Proc.*, Admin. Proc. Rulings Release No. 5955, 2018 SEC LEXIS 2264 (ALJ Sept.12, 2018).

Respondents, who now appear pro se, filed a pleading on October 10, 2018, stating that they wish to contest the allegations in the OIP but prefer to submit a brief with supporting documentation rather than participate in a new hearing. The Division of Enforcement filed a pleading on October 12, 2018, stating, among other things, that it believes the parties want the case decided “on the papers submitted based on the facts and evidence developed in the prior proceedings, including the sworn testimony of witnesses at the hearing and in depositions.”

I GRANT the parties' proposal to decide the issues on the papers without an in-person hearing. To do this under Rule 250 of the Commission's Rules of Practice, I need to establish what evidentiary materials the parties agree I can consider in deciding a motion. For this purpose, I ORDER a telephonic prehearing conference on Tuesday, October 30, 2018 at 11:00 a.m. Eastern. It would be helpful if the Division will arrange the phone call and circulate dial-in instructions.

Brenda P. Murray
Chief Administrative Law Judge