

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

Administrative Proceedings Rulings
Release No. 6309 / November 7, 2018

Administrative Proceeding
File No. 3-17352

In the Matter of

**Saving2Retire, LLC, and
Marian P. Young**

**Order Following Prehearing
Conference**

This proceeding began with an order instituting proceedings (OIP) issued on July 19, 2016. Marian P. Young is the sole owner and managing member and employee of Saving2Retire. Marian P. Young's Answer at 1-2. Respondents and the Division of Enforcement participated in the conference conducted telephonically today. This order confirms the agreements arrived at by the parties.

Respondents will rely on their prior answers to the OIP. The transcript of the hearing held on May 16, 2018, the exhibits previously admitted into evidence, and any evidence submitted with the parties' prior motions for summary disposition will be evidence in this proceeding. Exhibits that were sealed by the prior administrative law judge remain sealed. *Saving2Retire, LLC*, Admin. Proc. Rulings Release No. 5068, 2017 SEC LEXIS 2921 (ALJ Sept. 20, 2017). I noted that the parties had available the discovery procedures offered by changes to the Securities and Exchange Commission's Rules of Practice. See 17 C.F.R. §§ 201.232, .233. The parties did not request additional discovery. Since the parties agree they do not want a new in-person hearing but want to proceed based on written submissions, I set the following schedule:

November 14, 2018: Respondents will send to the Division and to my office a recording that Young wishes to offer into evidence. I will rule on its admissibility after the Division has an opportunity to raise any objections and Respondents have an opportunity to respond.

November 28, 2018: The Division will file an opening brief and proposed findings of fact and conclusions of law.¹

December 19, 2018: Respondents will file an opposing brief and proposed findings of fact and conclusions of law.

January 11, 2019: The Division will file a reply brief.

If a party wishes to rely on a prior brief or filing in whole or in part, it may do so.

It would be helpful if in addition to filing their briefs with the Office of the Secretary, the parties email courtesy copies to alj@sec.gov in PDF text-searchable format.

Brenda P. Murray
Chief Administrative Law Judge

¹ The Division's proposal for the conduct of further proceedings filed on October 12, 2018, requests that this proceeding be resolved on motions for summary disposition. However, given that the parties intend to rely on the testimony and exhibits presented at a hearing it seems preferable to consider the filings as post-hearing briefs. *See* 17 C.F.R. § 201.250(c) (indicating that summary disposition is a prehearing procedure).