

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

Administrative Proceedings Rulings
Release No. 6459/ February 14, 2019

Administrative Proceeding
File No. 3-16509

In the Matter of

**Edward M. Daspin, a/k/a
“Edward (Ed) Michael”,
Luigi Agostini, and
Lawrence R. Lux**

**Order Denying Motion
to Postpone Hearing and
for Issuance of Subpoenas**

Yesterday evening, Edward M. Daspin, submitted a motion to the Securities and Exchange Commission. *E.g.*, Mot. at 1 (“This is an appeal for the commissioners.”), 16 (“for all the aforementioned reasons I make this motion to the commission”).¹ Two parts of the motion, however, appear to be directed to me. I address those parts without waiting for a reply to the motion because the opposing party will not be disadvantaged by the result.

First, Daspin requests that the start of the hearing be postponed from April 15, 2019, until the end of June based on the same *general* assertions about his health, competing obligations, and lack of counsel that he has previously raised. *See* Mot. at 1. I have taken those concerns into account when setting the existing schedule. Insofar as the request is before me, I DENY Daspin’s motion for a postponement without prejudice to his ability to move for extensions or postponements in the future if he can show a *specific* need. *See* 17 C.F.R. § 201.161(a)-(b).

¹ Daspin refers repeatedly to a motion that he believes that he filed on January 8, 2019. *See, e.g.*, Mot. 10. My office does not appear to have received a copy of this motion and there is no mention of it in the records of the Office of the Secretary.

Second, Daspin requests that I issue subpoenas to eight individuals, who he describes as potential hostile witnesses. Mot. at 16-17. I DENY Daspin's request without prejudice. Subpoenas should be requested using the forms that are available on this office's website (<https://www.sec.gov/alj>). Daspin is reminded that requests subpoenas for the production of documents (<https://www.sec.gov/alj/subpoena-to-produce.pdf>) and for depositions (<https://www.sec.gov/alj/subpoena-to-appear-depos.pdf>) are due tomorrow, February 15, 2019. See *Edward M. Daspin*, Admin. Proc. Rulings Release No. 6441, 2019 SEC LEXIS 114, at *5 (ALJ Feb. 6, 2019).

Brenda P. Murray
Chief Administrative Law Judge