

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

ADMINISTRATIVE PROCEEDINGS RULINGS
Release No. 6886/November 29, 2022

ADMINISTRATIVE PROCEEDING
File No. 3-21243

In the Matter of :
:
THE REGISTRATION STATEMENT OF : ORDER
AMERICAN CRYPTO FED DAO LLC :
:

The Securities and Exchange Commission instituted this proceeding with an Order Instituting Proceedings (OIP) on November 18, 2022. The proceeding is a stop order proceeding, authorized pursuant to Section 8(d) of the Securities Act of 1933. The Commission ordered that the hearing before the undersigned Administrative Law Judge in this proceeding commence at 10:00 a.m. EST on December 1, 2022. *See* OIP at 6 (“IT IS ORDERED that public proceedings be . . . instituted . . . , such hearing to be commenced at 10:00 A.M. on December 1, 2022 . . . and to continue thereafter at such time and place as the hearing officer may determine.”) The Commission warned that, if Respondent fails to appear at the hearing, it “may be deemed in default and the proceedings may be determined against the Respondent upon consideration of [the OIP], the allegations of which may be deemed to be true.” OIP at 6.

On November 22, 2022, the undersigned ordered the parties to confer and file a joint report by November 29, 2022, estimating the length of the hearing, including their proposed witness and exhibit lists, and proposing a post-hearing briefing schedule. *Am. CryptoFed DAO*, Admin. Proc. Rulings Release No. 6882, 2022 SEC LEXIS 3129 (A.L.J.). Thereafter, Respondent filed a number of motions with the undersigned, all of which were essentially directed toward delaying the hearing. However, only the *Commission* can postpone the hearing, as emphasized on November 25, 2022: “the *Commission* ordered that the hearing commence on December 1. Absent an order from the *Commission*, the hearing will commence as scheduled, on December 1 at 10:00 a.m. EST. . . . The OIP does not authorize the undersigned to postpone the commencement of the hearing.” (emphasis in original). *Am. CryptoFed DAO*, Admin. Proc. Rulings Release No. 6884, 2022 SEC LEXIS 3153 (A.L.J.); *see also* 15 U.S.C. § 77h(d) (providing that the Commission may issue a stop order “after opportunity for hearing (at a time fixed by the Commission within fifteen days after” service).

IT IS SO ORDERED.

/s/ Carol Fox Foelak
Carol Fox Foelak
Administrative Law Judge