

UNITED STATES OF AMERICA  
before the  
SECURITIES AND EXCHANGE COMMISSION

SECURITIES EXCHANGE ACT OF 1934  
Release No. 80599 / May 4, 2017

Admin. Proc. File No. 3-17937

In the Matter of the Application of  BRUCE M. ZIPPER  For Review of Action Taken by  FINRA
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ORDER GRANTING MOTION TO WITHDRAW APPLICATION FOR REVIEW

Bruce M. Zipper is registered as the president of Dakota Securities International (“Dakota”), a FINRA member firm. He entered into a Letter of Acceptance, Waiver, and Consent (the “AWC”) with FINRA in which he consented to a fine and three-month suspension from association for failing to timely disclose three unsatisfied judgments against him on his Uniform Application for Securities Industry Registration and Transfer. Because the AWC potentially subjected Zipper to a disqualification from further association with Dakota, Zipper submitted a membership continuance application to FINRA.<sup>1</sup>

In March 2017, FINRA informed Zipper that a hearing on the membership continuance application would be held on May 17, 2017, in Washington, D.C. Zipper requested that the hearing be conducted by teleconference or moved to Florida. A FINRA hearing panel denied the request.

On April 18, 2017, Zipper filed an application for review of the hearing panel’s decision with the Commission. Zipper asked that the Commission “review and overturn” the “decision that [the] hearing . . . has to take place in Washington, D.C.” with “appear[ances] in person.” Zipper also asked for the Commission to grant him “a stay” so that he could seek judicial review.

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<sup>1</sup> See *Interactive Brokers LLC*, Exchange Act Release No. 80164, 2017 WL 1035745, at \*1-2 (Mar. 6, 2017) (describing statutory disqualifications); *Nicholas S. Savva*, Exchange Act Release No. 72485, 2014 WL 2887272, at \*2 (June 26, 2014) (describing FINRA’s eligibility proceedings); FINRA By-Laws, Art. III, Sec. 3(d) (same).

On April 26, 2017, Zipper explained that FINRA had since agreed to hold the hearing in Florida, making his application for review “moot.” He further requested that we “withdraw [his] request” for review. Under the circumstances, it is appropriate to grant Zipper’s request.

Accordingly, IT IS ORDERED that the request by Bruce M. Zipper to withdraw his application for review be, and it hereby is, granted and that this review proceeding be, and it hereby is, dismissed.

For the Commission, by the Office of the General Counsel, pursuant to delegated authority.

Brent J. Fields  
Secretary