

UNITED STATES OF AMERICA
before the
SECURITIES AND EXCHANGE COMMISSION

SECURITIES EXCHANGE ACT OF 1934
Release No. 87061 / September 23, 2019

Admin. Proc. File No. 3-19303

In the Matter of

QUICKSILVER STOCK TRANSFER,
LLC, aka QUICKSILVER STOCK
TRANSFER CORPORATION

ORDER SETTING BRIEFING SCHEDULE

On August 1, 2019, the Commission issued an order instituting proceedings (“OIP”) against Quicksilver Stock Transfer, LLC, aka QuickSilver Stock Transfer Corporation (“Quicksilver”) pursuant to Section 17A(c)(3)(A) of the Securities Exchange Act of 1934.¹ The OIP alleged that a federal district court found that Quicksilver violated Sections 10(b) and 17(A)(d)(1) of the Exchange Act and Rules 10b-5, 17Ad-12, and 17Ad-13 thereunder.² The OIP further alleged that the district court entered a judgment against Quicksilver permanently enjoining it from future violations of these provisions.³ The OIP instituted proceedings to determine if the allegations were true and what, if any, remedial action is appropriate in the public interest against Quicksilver pursuant to Exchange Act Section 17A(c)(3)(A).⁴

On September 16, 2019, the Division of Enforcement and Quicksilver filed a joint report on the parties’ prehearing conference (“Joint Report”). The Joint Report stated that the Division “intend[ed] to file a motion for summary disposition which Quicksilver . . . intended to oppose.”

¹ *Quicksilver Stock Transfer, LLC, aka Quicksilver Stock Transfer Corp.*, Exchange Act Release No. 86544, 2019 WL 3531248 (Aug. 1, 2019).

² *See id.* at *1.

³ *See id.*

⁴ *See id.* at *3.

The Joint Report also stated that Quicksilver reserved the right to an evidentiary hearing “as they believe there will be triable issues of fact that will need to be resolved.”

The parties’ proposed briefing schedule provides that following the period of discovery, which is to be completed by November 29, 2019, the Division will file its brief, Quicksilver will file an opposition, and the Division will file a reply. It appears appropriate, however, for both parties to be given the opportunity to file briefs in support of motions for summary disposition under Rule of Practice 250(b).⁵ Accordingly, it is ORDERED that the parties may file any motions for summary disposition by December 30, 2019; that briefs in opposition are due by January 22, 2020; and that any replies are due by February 5, 2020.

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

Vanessa A. Countryman
Secretary

⁵ Commission Rule of Practice 250(b) provides that motions for summary disposition may be made once Rule 230’s provisions regarding document production have been satisfied. *See* 17 C.F.R. § 201.250(b); 17 C.F.R. § 201.230. The Joint Report provides that “Quicksilver Stock Transfer, LLC believes that the production of documents as required by Rule 230 appears to have been satisfied through the production of documents in the district court litigation.”