

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

ADMINISTRATIVE PROCEEDINGS RULINGS
Release No. 1299/March 12, 2014

ADMINISTRATIVE PROCEEDING
File No. 3-15754

In the Matter of

MARK ANDREW SINGER

ORDER POSTPONING
HEARING AND SCHEDULING
PREHEARING CONFERENCE

On February 18, 2014, the Securities and Exchange Commission (Commission) issued an Order Instituting Administrative Proceedings (OIP), alleging that Mark Andrew Singer (Singer) a person associated with Citigroup Global Markets, Inc., a registered broker-dealer and investment adviser, was convicted of five counts of theft in an amount greater than \$100,000 in State v. Mark Singer, Cause No. 49G03-0807-FC-167038 (Ind. Super. Ct. for Marion Cnty. Jan. 19, 2011).¹ OIP at 1. Singer was sentenced to three years of incarceration and two years to be served through community corrections. OIP at 1-2. On January 31, 2012, his sentence was modified, giving him additional credit for confinement prior to sentencing, and reducing his term of incarceration by two years. Id.

On March 11, 2014, the Division of Enforcement (Division) filed a Motion for Postponement of Hearing and Scheduling of Prehearing Conference (Motion) representing that due to a scheduling conflict, Singer cannot participate in a prehearing conference until April 2014, and therefore the parties request that a prehearing conference be held on April 14, 2014, at 11:00 a.m. EDT. The Commission's files show that Singer was served with the OIP on February 22, 2014. He is required to answer the OIP within twenty days after service or by or by Monday, March 17, 2014, as service was effected by mail. See OIP at 2; 17 C.F.R. §§ 201.160(b), .220(b).

Ruling

I GRANT the Motion, POSTPONE the hearing scheduled to begin on March 24, 2014, and ORDER a telephonic prehearing conference on April 14, 2014, at 11:00 a.m. EDT at which

¹ The OIP alleges that Singer was convicted on theft counts, which alleged that in December 2004 and April 2005, Singer and two others knowingly exerted unauthorized control over perpetual care trust and/or pre-need trust monies of a corporation, with the intent to deprive the corporation of the value or use of monies, by unlawfully wiring the funds to third parties. OIP at 2.

the parties will inform me of the likelihood of a negotiated settlement, request leave to file a motion for summary disposition, or be prepared to agree to a proposed schedule that will lead to a hearing that will conclude by the end of June 2014. 17 C.F.R. §§ 201.250, .360(a)(2). I will default Singer if he does not file an Answer, participate in the prehearing conference, or otherwise defend the proceeding. 17 C.F.R. §§ 201.155(a), .220(f), .221(f).

Brenda P. Murray
Chief Administrative Law Judge