

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

ADMINISTRATIVE PROCEEDINGS RULINGS
Release No. 1379/April 15, 2014

ADMINISTRATIVE PROCEEDING
File No. 3-15754

In the Matter of	:	
	:	ORDER FOLLOWING PREHEARING
MARK ANDREW SINGER	:	CONFERENCE

On February 18, 2014, the Securities and Exchange Commission issued an Order Instituting Administrative Proceedings (OIP) alleging that Mark Andrew Singer (Singer), who was formerly associated with a registered broker-dealer and investment adviser, was convicted on January 19, 2011, of five counts of theft in an amount greater than \$100,000 in Indiana v. Mark Singer, Cause No. 49G03-0807-FC-167038 (Ind. Super. Ct. for Marion Cnty.) (Singer). OIP at 1. Singer's sentence of three years of incarceration and two years to be served through community corrections was modified on January 31, 2012, to give additional credit for confinement prior to sentencing, and his incarceration was reduced by two years. OIP at 1-2. Singer was served with the OIP on February 22, 2014. See Mark Andrew Singer, Admin. Proc. Rulings Release No. 1299, 2014 SEC LEXIS 896 (Mar. 12, 2014).

On March 13, 2014, the Division of Enforcement (Division) filed copies of the Grand Jury Indictment (certified August 5, 2012), the Amended Grand Jury Indictment (certified August 5, 2009), the Abstract of Judgment (certified August 5, 2013), the Order of Probation (certified August 5, 2013), the Abstract of Judgment (Amended) (certified August 5, 2013), and the Order of Probation (Amended) (certified August 5, 2103) in Singer. I take official notice of these materials. See 17 C.F.R. § 201.323.

Singer is in default because he did not file an answer to the allegations in the OIP, did not participate in the prehearing conference, and has not otherwise defended the proceeding. OIP at 2; 17 C.F.R. §§ 201.155(a), .220(f), .221(f). During the prehearing conference, I asked the Division to file a Motion for Default (Motion) so that the record would include the information necessary to make the detailed public interest determinations required by Ross Mandell, Exchange Act Release No. 71668, 2014 SEC LEXIS 849, at *7 (Mar. 7, 2014). It would be helpful if the Division could file the Motion by May 9, 2014.

Brenda P. Murray
Chief Administrative Law Judge