

UNITED STATES OF AMERICA
Before the
SECURITIES AND EXCHANGE COMMISSION

ADMINISTRATIVE PROCEEDINGS RULINGS
Release No. 1802 /September 12, 2014

ADMINISTRATIVE PROCEEDING
File No. 3-15002

In the Matter of

JAY T. COMEAUX

:
:

PREHEARING ORDER

The Securities and Exchange Commission (Commission) instituted this proceeding with an Order Instituting Proceedings (OIP), pursuant to Section 8A of the Securities Act of 1933 (Securities Act), Sections 15(b) and 21C of the Securities Exchange Act of 1934, Sections 203(f) and 203(k) of the Investment Advisers Act of 1940, and Section 9(b) of the Investment Company Act of 1940 on August 31, 2012.¹ Following an Initial Decision,² the Commission remanded the matter to the undersigned for further proceedings.³ A prehearing conference was held yesterday. David B. Reece, Esq., appeared on behalf of the Division of Enforcement (Division), and Daniel K. Hedges and R. Blake Runions, Esqs., of Porter Hedges LLP appeared on behalf of Respondent Jay T. Comeaux.

The parties plan to engage in settlement negotiations. Another prehearing conference will be held on October 1, 2014, at 3:00 p.m. EDT.

IT IS SO ORDERED.

/s/ Carol Fox Foelak

Carol Fox Foelak

Administrative Law Judge

¹ The OIP made certain findings of fact and conclusions of law and imposes certain sanctions, pursuant to Respondent's Offer of Settlement. The remaining issues to be decided in this proceeding were what, if any, disgorgement and civil penalties are appropriate in the public interest.

² *Jay T. Comeaux*, Initial Decision Release No. 494, 2013 SEC LEXIS 1929 (A.L.J. July 2, 2013).

³ *Jay T. Comeaux*, Securities Act Release No. 9633, 2014 SEC LEXIS, 3001 (Aug. 21, 2014).