

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

ADMINISTRATIVE PROCEEDINGS RULINGS
Release No. 2089/December 3, 2014

ADMINISTRATIVE PROCEEDING
File No. 3-16181

In the Matter of

DUNCAN J. MACDONALD, III

ORDER FOLLOWING
PREHEARING CONFERENCE

On September 29, 2014, the Securities and Exchange Commission issued an Order Instituting Administrative Proceedings (OIP) against Respondent pursuant to Section 15(b) of the Securities Exchange Act of 1934.

I held a telephonic prehearing conference in this matter on December 3, 2014, attended by the Division of Enforcement and Respondent Duncan J. MacDonald, III, *pro se*. The parties confirmed that the OIP was served on Respondent on October 6, 2014, and that Respondent's Answer is now past-due. Respondent indicated his intention to file an Answer and stated that his failure to file an Answer was due to difficulties he has faced finding an attorney while incarcerated. I find that Respondent has established good cause for failure to file a timely Answer.

Accordingly, it is ORDERED that Respondent's deadline to file an Answer shall be extended to December 23, 2014.

Lastly, the parties agreed to the following briefing schedule for motions for summary disposition:

January 9, 2015: Motions for summary disposition are due;

February 13, 2015: Oppositions to the motions for summary disposition are due;

February 23, 2015: Replies, if any, are due.

Jason S. Patil
Administrative Law Judge