

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

ADMINISTRATIVE PROCEEDINGS RULINGS
Release No. 2153 / December 19, 2014

ADMINISTRATIVE PROCEEDING
File No. 3-16294

In the Matter of

PHILLIP DENNIS MURPHY

ORDER FOLLOWING
PREHEARING CONFERENCE

On December 3, 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 and Section 203(f) of the Investment Advisers Act of 1940.

I held a prehearing conference today, attended by the Division of Enforcement (Division) and Respondent, who appeared *pro se*. United States Postal Service records show, and Respondent confirmed, that service of the OIP was effected on December 6, 2014. The Division represented that it had sent settlement papers to Respondent, and Respondent stated that he would consider the settlement offer within the next week. The Division moved for leave to file a motion for summary disposition, pursuant to 17 C.F.R. § 201.250, if settlement negotiations fail.

It is ORDERED that the parties file a status report of their settlement negotiations by January 6, 2015. If the parties agree in principle to a settlement on all major terms, they should file a request for stay consistent with 17 C.F.R. § 201.161(c)(2). If the parties are unable to come to an agreement, I will grant the Division's motion for leave to file a motion for summary disposition and set a briefing schedule. All filings shall be filed with the Commission's Office of the Secretary in hard-copy paper format, pursuant to Rules 151 and 152. 17 C.F.R. §§ 201.151, .152. An electronic courtesy copy may be emailed to ALJ@sec.gov.

Jason S. Patil
Administrative Law Judge