

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

ADMINISTRATIVE PROCEEDINGS RULINGS  
Release No. 3270/October 29, 2015

ADMINISTRATIVE PROCEEDING  
File No. 3-16893

In the Matter of

JAMES A. EVANS, JR.

ORDER POSTPONING HEARING AND  
DIRECTING PARTIES TO HOLD A  
PREHEARING CONFERENCE

On October 13, 2015, the Securities and Exchange Commission issued an Order Instituting Proceedings (OIP) against James A. Evans, Jr., pursuant to Section 203(f) of the Investment Advisers Act of 1940. A hearing is currently scheduled for November 9, 2015.

Based on tracking information provided by the Office of the Secretary, the OIP was sent by U.S. Postal Service certified mail to Evans' residence in Villa Rica, Georgia, and was delivered on October 17, 2015. It therefore appears that service has been accomplished in accordance with Rule of Practice 141(a)(2)(i), 17 C.F.R. § 201.141(a)(2)(i). Evans' Answer to the OIP's allegations is due twenty days after service. OIP at 3; 17 C.F.R. § 201.220(b).

It is ORDERED that the hearing currently scheduled for November 9, 2015, is postponed *sine die*. It is FURTHER ORDERED that the parties shall hold an initial prehearing conference without the hearing officer by November 16, 2015, to discuss each numbered item in Rule of Practice 221(c), 17 C.F.R. § 201.221(c).<sup>1</sup> By November 19, 2015, the parties shall file a joint prehearing conference statement, which addresses each numbered item in Rule of Practice 221(c), includes proposed due dates where applicable, and sets forth whether the parties have different information regarding service of the OIP. Specifically, the joint statement should address whether this proceeding may be resolved by summary disposition and, if so, include proposed due dates for motions, oppositions, and replies. 17 C.F.R. §§ 201.221(c)(7), .250. Any proposed procedural schedule must provide that briefing will be concluded by no later than mid-January 2016, so that I may resolve this proceeding within the required 210-day timeframe for an initial decision. OIP at 3; 17 C.F.R. § 201.360(a)(2).

The parties' submissions and any documents in support shall be filed in paper format with the Commission's Office of the Secretary, U.S. Securities and Exchange Commission, 100 F. Street N.E., Mail Stop 1090, Washington, D.C. 20549. Among other requirements, each filing

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<sup>1</sup> The Rules are online at <http://www.sec.gov/about/rulesofpractice.shtml>.

must include a signed original and three copies, and a certification that copies have been served on the other party. *See* 17 C.F.R. §§ 201.151, .152, .153.

Electronic courtesy copies of the parties' submissions should be emailed to ALJ@sec.gov in PDF text-searchable format. Electronic copies of exhibits should not be combined into a single PDF file, but sent as separate attachments.

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Cameron Elliot  
Administrative Law Judge