

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

ADMINISTRATIVE PROCEEDINGS RULINGS
Release No. 3423/December 21, 2015

ADMINISTRATIVE PROCEEDING
File No. 3-16943

In the Matter of

LONNY S. BERNATH

SCHEDULING ORDER

On November 5, 2015, the Securities and Exchange Commission issued an Order Instituting Administrative Proceedings (OIP) against Respondent Lonny S. Bernath. On December 18, 2015, the parties submitted a joint prehearing conference statement in which they (1) request that the matter be decided on briefing with no evidentiary hearing and (2) propose a procedural schedule. The parties separately advised this office that Bernath was served with the OIP on November 17, 2015.

Upon consideration of the joint prehearing conference statement, I ORDER the following procedural schedule:

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| January 22, 2016: | The Division of Enforcement's motion for summary disposition is due. The motion for summary disposition, exclusive of declarations and exhibits, must not exceed thirty-five pages. <i>See</i> 17 C.F.R. § 201.250(c). |
| February 10, 2016: | Respondent's opposition to the Division's motion for summary disposition is due. The opposition, exclusive of declarations and exhibits, must not exceed thirty-five pages. |
| February 18, 2016: | The Division's reply in further support of its motion for summary disposition is due. The reply must not exceed fifteen pages. |

The parties are asked to submit electronic courtesy copies of all briefs and motions to alj@sec.gov in both text-searchable PDF format and Microsoft Word format. Exhibits should be emailed as separate attachments, not a combined PDF.

Jason S. Patil
Administrative Law Judge