

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

ADMINISTRATIVE PROCEEDINGS RULINGS
Release No. 996/October 25, 2013

ADMINISTRATIVE PROCEEDING
File No. 3-14630

In the Matter of

DANIEL J. GALLAGHER

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ORDER

The Securities and Exchange Commission instituted this proceeding with an Amended Order Instituting Proceedings (OIP) on October 18, 2013, pursuant to Section 8A of the Securities Act of 1933 and Sections 15(b) and 21C of the Securities Exchange Act of 1934. The OIP alleges that Daniel J. Gallagher (Gallagher) violated the antifraud provisions of the securities laws and was convicted of securities fraud and wire fraud in United States v. Gallagher, 2:11-cr-00806 (E.D.N.Y. Apr. 23, 2013).

Gallagher was served with the OIP on October 24, 2013, pursuant to § 201.141(a)(2)(i). His Answer to the OIP is due within twenty days of service on him. See OIP at 6; 17 C.F.R. § 201.220(b). If he fails to file an Answer within the time provided, he will be deemed to be in default, and the undersigned will enter an order barring him from the securities industry.¹ See OIP at 6; 17 C.F.R. §§ 201.155(a), .220(f).

Consistent with 17 C.F.R. § 201.161, the telephonic prehearing conference scheduled for October 31, 2013, will be postponed and will be held on December 5, 2013, at 10:00 a.m. EST if the proceeding has not been resolved by then.

IT IS SO ORDERED.

/S/ Carol Fox Foelak
Carol Fox Foelak
Administrative Law Judge

¹ If Gallagher defaults and the Division of Enforcement wishes to specify additional sanctions authorized by the OIP, it may do so by November 15, 2013.