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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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Case No. 13MC0572
ECF CASE

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SECURITIES AND EXCHANGE COMMISSION, :
 :
 Applicant, :
 -against- :
 ANTHONY CORONATI, :
 :
 Respondent. :
-----x

ORDER TO SHOW CAUSE

WHEREAS, the Securities and Exchange Commission ("Commission") applied for an order directing Respondent Anthony Coronati ("Coronati") to show cause why he should not be ordered to produce documents and to testify as called for by the Commission's investigative subpoenas issued to him on July 9 and October 11, 2013, respectively (the "Subpoenas");

WHEREAS, the Court has considered the application filed by the Commission and the memorandum of law and declaration, with exhibits, filed in support of the application;

WHEREAS, based upon these documents, the Court is satisfied that the Commission has made a sufficient and proper showing in support of the relief sought in its application, and therefore:

I.

IT IS HEREBY ORDERED that Coronati shall appear before this Court at

✓ 2:30 p. m. on Nov. 7, 2013 in Room 9A of the United States Courthouse, 500 Pearl Street, New York, New York 10007, to show cause why the Court should not issue an Order:

✓ (a) directing Coronati to produce all documents responsive to the Subpoenas within his possession, custody, or control to the Commission no later than Nov. 15, 2013;

✓ (b) directing Coronati to appear for testimony before the Commission at Brookfield Place, 200 Vesey Street, Suite 400, New York, New York, 10281-1022, on Nov. 19, 2013 at 10:00 a.m.;

(c) directing that, in the event that Coronati does not have documents within his possession, custody, or control that are responsive to the Subpoenas issued to Coronati or to any requests contained in the Subpoenas, Coronati will submit a sworn statement to the Commission describing the efforts he made to locate responsive documents and the results of those efforts, no later than the date set forth above in paragraph (a);

(d) directing that, in the event that Coronati does not produce the documents or statements described in paragraphs (a) and (c) by the dates specified above in those paragraphs or does not appear for testimony on the date and time specified in paragraph (b),

(i) the Commission will have established a *prima facie* case of civil contempt against Coronati for his failure to comply with the Order directing him to produce documents or sworn statements and to testify; and

(ii) that Coronati may be held in civil contempt for failure to comply with that Order without further notice or hearing; and

(e) granting the relief in the foregoing paragraphs (a) through (d) against Coronati if he fails to appear before this Court at the date and time set above.

II.

IT IS FURTHER ORDERED that a copy of this Order and the papers supporting the Commission's application be served upon Coronati by mailing the papers on or before 6 p.m.

✓ Nov. 5, 2013 using United Parcel Service overnight delivery or any other overnight delivery service or, if he consents to email service in writing, by emailing the papers to Coronati.

III.

✓ **IT IS FURTHER ORDERED** that Coronati shall file and serve any opposing papers in response to the application no later than ^{10:00 a.m. on} Nov. 7, 2013. Service shall be made by delivering the papers by that date to Jess A. Velona, Esq., at the Commission's New York Regional Office via ✓ e-mail at VelonaJ@sec.gov. The Commission shall have until ^{2 p.m. on} Nov. 7, 2013, to file and serve any reply papers. The Commission shall serve any reply papers on Coronati by mailing the papers on or before that date using United Parcel Service overnight delivery or any other overnight delivery service or, if Coronati consents to email service in writing, by emailing the papers to Coronati.

SO ORDERED.

Dated: Nov. 5, 2013
New York, New York

William M. Wood
UNITED STATES DISTRICT JUDGE
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