

ADMINISTRATIVE PROCEEDING  
FILE NO. 3-11247

UNITED STATES OF AMERICA  
Before the  
SECURITIES AND EXCHANGE COMMISSION  
May 3, 2005

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In the Matter of :  
: ORDER  
VLADLEN "LARRY" VINDMAN :

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The hearing in this proceeding as to Respondent Vladlen "Larry" Vindman (Vindman) was held on February 22 - 24, 2005. In accordance with the posthearing filing schedule set at the January 3, 2005, prehearing conference, the Division of Enforcement (Division) and Respondent Vindman filed proposed findings of fact and conclusions of law on April 1, 2005, and replies on April 8, 2005.<sup>1</sup> On April 15, 2005, Respondent Vindman requested permission to file a surreply addressing six points that he maintains were either raised for the first time in the Division's reply pleading or were incorrect. The Division opposed his request on the same day, citing its proposed findings of fact as to five of the points and noting that its arguments concerning the sixth point were in reply to Respondent Vindman's initial filing. In short, the six points were fully addressed in the record of evidence and in the parties' posthearing filings. Accordingly, Respondent Vindman's request to file a surreply brief will be denied.

IT IS SO ORDERED.



Carol Fox Foelak  
Administrative Law Judge

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<sup>1</sup> Respondent Vindman had retained new counsel shortly before the scheduled hearing date. The hearing date was postponed, and counsel was permitted to file a prehearing brief, but firm deadlines for posthearing filings were set consistent with 17 C.F.R. §§ 201.161, .360(a)(2).