

UNITED STATES OF AMERICA
Before the
SECURITIES AND EXCHANGE COMMISSION

ADMINISTRATIVE PROCEEDINGS RULINGS
Release No. 921/September 27, 2013

ADMINISTRATIVE PROCEEDING
File No. 3-15168

In the Matter of

JOHN J. AESOPH, CPA, and
DARREN M. BENNETT, CPA

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PREHEARING ORDER

The hearing in this matter is scheduled to commence on October 7, 2013, in Denver, Colorado, subject to contingencies related to the potential government shutdown after September 30, 2013. John J. Aesoph, CPA, Administrative Proceedings Rulings No. 898 (A.L.J. Sept. 24, 2013). Following hearing sessions during the week of October 7, a second week of hearing sessions was scheduled for the week of October 28. A prehearing conference, at which all parties appeared, was held yesterday.

The parties urged that, in light of the uncertainty over the possibility of shutdown[s], the hearing be postponed until December 2013. However, such a postponement would not remove uncertainty and would delay the resolution of this proceeding. Nonetheless, to accommodate logistical concerns, hearing sessions will not be held during the week of October 7 to 11 if the government shuts down and has not reopened by 5:00 p.m. EDT on Wednesday, October 2. The parties advised of potential logistical problems related to the week of October 28 if hearing sessions are not held during the week of October 7. Although they do not appear insurmountable, such problems will be addressed, if necessary, if hearing sessions are not held during the week of October 7.

IT IS SO ORDERED.

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