

UNITED STATES OF AMERICA
Before the
SECURITIES AND EXCHANGE COMMISSION

ADMINISTRATIVE PROCEEDINGS RULINGS
Release No. 931 / October 1, 2013

ADMINISTRATIVE PROCEEDING
File No. 3-15468

In the Matter of :
ERIC T. BURNS : ORDER
:

The Securities and Exchange Commission issued an Order Instituting Proceedings (OIP) on September 11, 2013, pursuant to Section 15(b) of the Securities Exchange Act of 1934 and Section 203(f) of the Investment Advisers Act of 1940. A hearing is currently scheduled for Monday, October 7, 2013.

On September 30, 2013, the Division of Enforcement (Division) filed a Request to Reschedule Hearing and to Schedule Telephonic Prehearing Conference, notifying this Office that the Division has not yet received confirmation of service on Respondent, who is incarcerated, and that Division counsel is trial counsel for a hearing beginning on October 7, 2013. The Division requests that the hearing be postponed to allow time to complete service and ensure availability of Division counsel.

To allow time for service of the OIP and for Respondent to answer, IT IS ORDERED that the October 7, 2013, hearing is POSTPONED sine die, and a telephonic prehearing conference shall be held on Thursday, October 24, 2013, at 1:00 p.m. EDT. Respondent's Answer to the allegations in the OIP is due within twenty days of service of the OIP.¹ See OIP at 2; 17 C.F.R. §§ 201.160, .220(b).

Cameron Elliot
Administrative Law Judge

¹ If Respondent fails to file an Answer or participate in the telephonic prehearing conference, he may be deemed in default and the proceeding may be determined against him. See OIP at 2-3; 17 C.F.R. §§ 201.155(a), .220(f), .221(f).