

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

ADMINISTRATIVE PROCEEDINGS RULINGS
Release No. 969/October 18, 2013

ADMINISTRATIVE PROCEEDING
File No. 3-15519

In the Matter of

TIMBERVEST, LLC,
JOEL BARTH SHAPIRO,
WALTER WILLIAM ANTHONY BODEN, III,
DONALD DAVID ZELL, JR.,
AND GORDON JONES II

ORDER GRANTING MOTION,
POSTPONING HEARING,
SCHEDULING PREHEARING
CONFERENCE, AND GRANTING
LEAVE TO FILE MOTION FOR
SUMMARY DISPOSITION

On September 24, 2013, the Securities and Exchange Commission issued an Order Instituting Administrative and Cease-and-Desist Proceedings (OIP) alleging that Timbervest, LLC (Timbervest), willfully violated Sections 206(1) and (2) of the Investment Advisers Act of 1940, and that the remaining Respondents willfully aided, abetted, or caused Timbervest's violations. Respondents filed a single Answer on October 11, 2013. A hearing is scheduled to begin on October 29, 2013. On October 9, 2013, the parties filed a Joint Consent Motion to Convert Hearing to Prehearing Conference and to Continue the Hearing (Motion). The Motion states that Respondents consent to commencing the hearing in this cease-and-desist proceeding more than sixty days after service of the OIP, and that the Division of Enforcement consents to an anticipated request by Respondents to file a motion for summary disposition. See 17 C.F.R. § 201.250.

Order

I GRANT the Motion, POSTPONE the hearing, ORDER a telephonic prehearing conference on October 29, 2013, at 10:00 a.m. EDT, and GRANT Respondents leave to file a motion for summary disposition. We can discuss a procedural schedule for such a motion at the prehearing conference.

Brenda P. Murray
Chief Administrative Law Judge