

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

ADMINISTRATIVE PROCEEDINGS RULINGS
Release No. 1203/January 27, 2014

ADMINISTRATIVE PROCEEDING
File No. 3-15619

In the Matter of

JOSEPH P. DOXEY AND
WILLIAM J. DANIELS

ORDER FINDING GOOD CAUSE
SHOWN AND SETTING BRIEFING
SCHEDULE

On November 22, 2013, the Securities and Exchange Commission (Commission) issued an Order Instituting Administrative and Cease-and-Desist Proceedings (OIP) against Joseph P. Doxey (Doxey) and William J. Daniels (Daniels), pursuant to Section 8A of the Securities Act of 1933 (Securities Act) and Sections 15(b)(6)(A) and 21C of the Securities Exchange Act of 1934. The OIP alleges, among other things, that Daniels willfully violated Sections 5(a) and 5(c) of the Securities Act.

Daniels was served with the OIP on November 26, 2013, and filed an Answer on December 12, 2013. A telephonic prehearing conference was held on January 9, 2014, attended by the Division of Enforcement (Division) and Doxey, who appeared pro se; Daniels did not attend the conference. Following the conference, I ordered that Daniels show cause by January 21, 2014, why this proceeding should not be determined against him due to his failure to attend the conference. See 17 C.F.R. §§ 201.155(a)(1)-(2), .221(f). In my order, I stated that if Daniels fails to respond to the order, he will be deemed in default and the proceeding will be determined against him. See OIP at 5; 17 C.F.R. §§ 201.155(a)(1)-(2), .221(f).

On, January 24, 2014, my office received a letter from Daniels in which he explained that he was unwell on the date of the conference and inadvertently slept through it, and asked that he not be found in default. While he did not respond to my order within the prescribed time period, I find that he has shown good cause and thus I decline to find him in default.

I ORDER that Daniels follow the same briefing schedule previously set for the Division and Doxey during the conference and in an order dated January 10, 2014: Any motions for summary disposition are due by February 7, 2014; oppositions to such motions are due by February 21, 2014; and any replies in support of such motions are due by March 3, 2014. See 17

C.F.R. § 201.250 (Commission Rule of Practice 250, which governs motions for summary disposition).¹

I finally take this opportunity to remind the parties that all motions, briefs, and other papers must be filed with the Commission's Office of the Secretary, pursuant to Commission Rule of Practice 151, and formally served on each party in this proceeding, pursuant to Commission Rule of Practice 150. 17 C.F.R. §§ 201.150, .151. Each filing must be accompanied by a certificate of service, and unless the parties agree to accept service by e-mail, service must be made by one of the means specified in Commission Rule of Practice 150(c). 17 C.F.R. §§ 201.150(c), .151(d). Any filing that fails to meet these requirements may be stricken. 17 C.F.R. § 201.180(b).

Cameron Elliot
Administrative Law Judge

¹ The Commission's Rules of Practice are found at <http://www.sec.gov/about/rulesprac2006.pdf>.