

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

ADMINISTRATIVE PROCEEDINGS RULINGS
Release No. 3664/March 2, 2016

ADMINISTRATIVE PROCEEDING
File No. 3-17126

In the Matter of

JASON MAIHER

ORDER POSTPONING
HEARING AND SCHEDULING
PREHEARING CONFERENCE

The Securities and Exchange Commission issued an order instituting administrative and cease-and-desist proceedings (OIP) in this matter on February 23, 2016. The OIP directs me to issue an initial decision within 300 days after service of the OIP. OIP at 8. A hearing is currently scheduled for March 22, 2016.

In view of the foregoing, I ORDER the following:

1. The hearing scheduled to begin on March 22, 2016, is POSTPONED and a telephonic prehearing conference will be held on March 29, 2016, at 3:00 p.m. EDT.
2. Prior to the prehearing conference, the parties must confer and discuss the date of the hearing in this matter, the most convenient location for the hearing, the prehearing schedule, and the matters listed in Rule of Practice 221(c). *See* 17 C.F.R. § 201.221(c). In doing so, the parties should bear the following in mind. First, 5 U.S.C. § 554(b) and 17 C.F.R. § 201.200(c) provide guidance regarding the location of the hearing. Second, Respondent has a right to a hearing between thirty and sixty days after service of the OIP. 15 U.S.C. § 78u-3(b); *see* OIP at 7-8. If Respondent exercises that right, the hearing in this matter will commence on a date to be determined within that time period. If Respondent waives that right, the hearing will begin roughly four months after Respondent is served with the OIP. *See* 17 C.F.R. § 201.360(a)(2). In either event, the hearing date will be discussed during the prehearing conference.
3. By March 24, 2016, the parties must by joint letter, filed consistent with 17 C.F.R. §§ 201.151-52:
 - a) notify this office of the results of their discussion;
 - b) notify this office if Respondent wishes to exercise his right to begin the hearing between thirty and sixty days of service of the OIP; and

c) notify this office of the date they have agreed the hearing should begin.

4. The Division of Enforcement should promptly notify this office when Respondent or his counsel is served with the OIP. Service on an individual is complete upon delivery. 17 C.F.R. § 201.141(a)(2)(i). The parties may stipulate to a service date in their joint letter.

The parties are asked to e-mail PDF text-searchable courtesy copies of any filings in this proceeding to alj@sec.gov.

James E. Grimes
Administrative Law Judge