

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

ADMINISTRATIVE PROCEEDINGS RULINGS  
Release No. 4460 / December 16, 2016

ADMINISTRATIVE PROCEEDING  
File No. 3-17387

In the Matter of

DONALD F. (“JAY”) LATHEN, JR.,  
EDEN ARC CAPITAL MANAGEMENT, LLC, and  
EDEN ARC CAPITAL ADVISORS, LLC

THIRD ORDER REVISING  
PROCEDURAL SCHEDULE

On December 15, 2016, the parties submitted a stipulation to permit Respondents to supplement their witness list and to extend the time for the Division of Enforcement to file any objections and motions in limine with respect to that list.

For good cause shown, I ORDER the following revisions to the schedule:

- December 16, 2016: Respondents shall supplement their witness list to include all information required by Rule of Practice 222(a)(4).
- January 17, 2017: Division’s motions in limine and objections regarding Respondents’ supplemental witness list are due.
- January 23, 2017: Respondents’ opposition to Division’s motions in limine and objections regarding Respondents’ supplemental witness list is due.

All other deadlines established in the December 1, 2016, order revising the procedural schedule remain in effect, including those concerning exhibits and the Division’s witnesses.

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Jason S. Patil  
Administrative Law Judge