

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

ADMINISTRATIVE PROCEEDINGS RULINGS
Release No. 4875 / June 19, 2017

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

ORDER DIRECTING FILING
UNDER SEAL

The Division of Enforcement recently submitted to the Office of the Secretary unredacted versions of five filings that it had previously only provided with redactions: (1) its April 7, 2017, post-hearing brief; (2) its April 7 findings of fact; (3) its May 19 response to Respondents’ findings of fact in support of their inability-to-pay defense; (4) its May 19 supplemental statement of facts; and (5) its June 8 surreply concerning Respondents’ inability-to-pay defense. Because the unredacted documents address, at various points, Respondent Lathen’s personal financial details, the harm resulting from disclosure would likely outweigh any benefit. *See* 17 C.F.R. § 201.322(b). I therefore ORDER that the unredacted documents be filed under seal.

Jason S. Patil
Administrative Law Judge