

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

ADMINISTRATIVE PROCEEDINGS RULINGS
Release No. 4915/July 12, 2017

ADMINISTRATIVE PROCEEDING
File No. 3-17681

In the Matter of :
: ORDER
BRYAN WAYNE ANDERSON :

The Securities and Exchange Commission instituted this proceeding with an Order Instituting Proceedings (OIP) on November 16, 2016. On December 2, 2016, the Division of Enforcement submitted a Motion to Reschedule Hearing Date, in which it represented that it had received a signed settlement agreement from Respondent and requested a continuance to allow it to present the settlement to the Commissioners for their consideration and action. Accordingly, the hearing was postponed *sine die*, and a prehearing conference scheduled and then rescheduled for September 15, 2017. *Bryan Wayne Anderson*, Admin. Proc. Rulings Release Nos. 4418, 2016 SEC LEXIS 4499 (A.L.J. Dec. 5, 2016); 4660, 2017 SEC LEXIS 704 (A.L.J. Mar. 8, 2017). Thereafter, on April 20, 2017, the Division submitted a Motion for Default and for Imposition of Remedial Sanctions (Motion). The Motion is based on the theory that Respondent's Answer to the OIP was due in December 2016, twenty days after service of the OIP on him.

Subsequently, the Division provided details concerning Anderson's settlement. In view thereof, Anderson is not in default. In sum, the Division revised the text of the settlement several times. Anderson signed the most recent revision and returned it to the Division, which received it on June 29, 2017. However, the Division deemed it unacceptable because it was not dated. Since the text is otherwise acceptable, the Division can return a copy to Anderson for him to date. In the alternative, the parties can suggest a date and time for a telephonic prehearing conference, which the undersigned will then order, and Anderson can confirm his signature on the record at the prehearing conference.

IT IS SO ORDERED.

/S/ Carol Fox Foelak
Carol Fox Foelak
Administrative Law Judge

