

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

Administrative Proceedings Rulings
Release No. 5232 / November 17, 2017

Administrative Proceeding
File No. 3-18119

In the Matter of

James M. Palladino

**Order Requesting Motion for
Default and Sanctions**

The Securities and Exchange Commission issued an order instituting proceedings (OIP) against Respondent on August 18, 2017, pursuant to Section 15(b) of the Securities Exchange Act of 1934. Respondent was personally served with the OIP on September 21, 2017, but never filed an answer; nor did he respond to the show cause order I issued on October 25, 2017. *James M. Palladino*, Admin. Proc. Rulings Release No. 5201, 2017 SEC LEXIS 3392, at *1 (ALJ Oct. 25, 2017).

Accordingly, I ORDER the Division of Enforcement to file a motion for default and sanctions by December 8, 2017. The motion should establish the legal prerequisites necessary for the relief requested. In particular, the motion should discuss what sanctions are in the public interest, with reference to the public interest factors under *Steadman v. SEC*, 603 F.2d 1126, 1140 (5th Cir. 1979), *aff'd on other grounds*, 450 U.S. 91 (1981), and citations to supporting evidence or documents. *See Ross Mandell*, Exchange Act Release No. 71668, 2014 SEC LEXIS 849, at *7-8 (Mar. 7, 2014). Supporting evidence or documents should include a declaration identifying each exhibit with a short description.

In addition to filing the motion with the Commission's Office of the Secretary, *see* 17 C.F.R. §§ 201.151, .152, electronic courtesy copies should be emailed to alj@sec.gov in both PDF text-searchable format and MS Word format. Electronic copies of exhibits should not be combined into a single PDF file, but submitted as separate attachments.

If Respondent wishes not to be found in default, he must file a response to the Division's motion by December 29, 2017. If he wishes to attend a prehearing conference, he must notify my office or the Division.

Jason S. Patil
Administrative Law Judge