

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

ADMINISTRATIVE PROCEEDINGS RULINGS

Release No. 5239/November 27, 2017

ADMINISTRATIVE PROCEEDING

File No. 3-17828

In the Matter of _____ :
:
:
ROSALIND HERMAN : ORDER

The Securities and Exchange Commission instituted this proceeding on February 7, 2017, pursuant to Section 203(f) of the Investment Advisers Act of 1940. The proceeding is a follow-on proceeding based on *United States v. Herman*, No. 1:12-cr-10015, ECF Nos. 299-300 (D. Mass. Aug. 1, 2016), *aff'd*, 848 F.3d 55 (1st Cir. 2017), *cert. denied*, 137 S. Ct. 1603 (2017), in which Rosalind Herman was convicted of securities and wire fraud and other crimes.

The Division of Enforcement filed a motion for summary disposition pursuant to 17 C.F.R. § 201.250 on July 20, 2017. Respondent Herman has filed her opposition in accordance with an extended due date. See *Rosalind Herman*, Admin. Proc. Rulings Release Nos. 4900, 2017 SEC LEXIS 1984 (A.L.J. June 29, 2017) (setting August 25, 2017, due date to allow her “a reasonable amount of time to review the [Division’s] investigative file” in light of her incarceration¹); 5038, 2017 SEC LEXIS 2779 (A.L.J. Sept. 8, 2017) (extending due date to October 13, 2017, in light of logistical difficulties she experienced in reviewing the Division’s investigative file); 5138, 2017 SEC LEXIS 3186 (A.L.J. Oct. 5, 2017) (extending due date to October 27, 2017, to allow for observance of religious holidays); 5213, 2017 SEC LEXIS 3479 (A.L.J. Nov. 1, 2017) (extending due date to November 17, 2017, in light of lockdowns and unforeseen logistical events). The opposition includes a number of exhibits, designated A through HH. In the opposition, Respondent Herman requests additional time, until December 1, 2017, to submit more exhibits, stating that she has been limited because of a lack of copy cards.²

To assure a complete record, Respondent Herman may submit additional exhibits by December 1, 2017. The Division’s time for reply is extended to December 15, 2017.

IT IS SO ORDERED.

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

¹ See *Byron S. Rainer*, Exchange Act Release No. 59040, 2008 SEC LEXIS 2840, at *7 (Dec. 2, 2008).

² Respondent Herman states that the Bureau of Prisons did not sell copy cards during the week of November 6, the weekly maximum an inmate can buy is 100, and staff will not make copies.