

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

ADMINISTRATIVE PROCEEDINGS RULINGS  
Release No. 5706/April 30, 2018

ADMINISTRATIVE PROCEEDING  
File No. 3-18414

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In the Matter of :  
:  
EUGENE TERRACCIANO : ORDER

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The Securities and Exchange Commission instituted this proceeding with an Order Instituting Proceedings (OIP) on March 28, 2018, pursuant to Sections 15(b) and 21C of the Securities Exchange Act of 1934, 203(f) of the Investment Advisers Act of 1940, and 9(b) of the Investment Company Act of 1940. A prehearing conference was held today. Nicholas Margida, Daniel Maher, and George Bagnall, Esqs., appeared on behalf of the Division of Enforcement, and Gregg Breitbart, Esq., of Kaufman Dolowich & Voluck LLP, appeared on behalf of Respondent Eugene Terracciano. The parties jointly requested a Stay Pending Consideration of Offer of Settlement, stating that they have agreed in principle to a settlement as to liability on all major terms. Accordingly, the proceeding, including all procedural dates, will be stayed, contingent upon compliance with 17 C.F.R. § 201.161(c)(2).

IT IS SO ORDERED.

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