

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

Administrative Proceedings Rulings
Release No. 6033 / September 20, 2018

Administrative Proceeding
File No. 3-18252

In the Matter of
Joseph Vitale

Order Following Reassignment

This proceeding was assigned to me following the Securities and Exchange Commission's order dated August 22, 2018, which remanded this matter for further proceedings. *Pending Admin. Proc.*, Securities Act of 1933 Release No. 10536, 2018 SEC LEXIS 2058; *Pending Admin. Proc.*, Admin. Proc. Rulings Release No. 5955, 2018 SEC LEXIS 2264 (ALJ Sept. 12, 2018). I direct the parties to submit proposals for the conduct of further proceedings by October 10, 2018. The parties should confer and, if possible, submit a joint proposal that reflects any agreement regarding service of the order instituting proceedings and addresses the numbered items referenced in 17 C.F.R. § 201.221(c). The joint proposal or, in the absence of a joint proposal, the parties' separate proposals should also include the parties' availability between October 15 and October 26, 2018, for a telephonic prehearing conference. If the Division of Enforcement is unable to contact Respondent, it should submit a notice to that effect by October 10.

The parties are advised that I have not yet reviewed the prior record, except to note that the previously assigned administrative law judge issued an initial decision on default imposing an associational bar on Respondent and barring him from participating in an offering of penny stock. If Respondent again fails to participate by not submitting a proposal, and I find that he has been served with the OIP but never filed an answer, I may enter an initial decision of default against him. *Pending Admin. Proc.*, 2018 SEC LEXIS 2058, at *4; 17 C.F.R. §§ 201.155(a)(2), .220(f).

Cameron Elliot
Administrative Law Judge