

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

Administrative Proceedings Rulings  
Release No. 6230 / October 19, 2018

Administrative Proceeding  
File No. 3-18130

In the Matter of  
**Jeffrey Gainer**

**Scheduling Prehearing  
Conference**

The Division of Enforcement submitted a proposal for the conduct of further proceedings. Respondent did not file a proposal but wrote the Division a letter in which he expressed his desire not to have a new hearing. Respondent also sought clarification about the effect of *Lucia v. SEC* on this matter. For this reason, it is appropriate to hold a telephonic prehearing conference to address Respondent's questions and to determine how to proceed. Respondent also noted that there is a delay in mail reaching him. To allow Respondent time to receive this order and communications from the Division, the prehearing conference will be held November 15, 2018, at 2:00 p.m. EST. The Division shall make arrangements for Respondent to participate in the conference and should promptly notify my office if it is unable to do so or if the schedule needs to be adjusted.

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James E. Grimes  
Administrative Law Judge