

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

Administrative Proceedings Rulings
Release No. 6530 / March 29, 2019

Administrative Proceeding
File No. 3-17184

In the Matter of
Christopher M. Gibson

**Order Extending
Prehearing Schedule and
Rescheduling Hearing**

This case was reassigned from Administrative Law Judge Cameron Elliot to me on March 18, 2019. On March 27, 2019, Respondent moved to reschedule the hearing and extend all procedural deadlines. For good cause shown,¹ I grant Respondent's motion, and set the following schedule:

- April 26, 2019: Division to provide to Respondent and file its witness and exhibit lists, and to provide Respondent with copies of pre-marked exhibits.
- May 3, 2019: Division to provide to Respondent and file its expert report.
- May 10, 2019: Respondent to provide to the Division and file his witness and exhibit lists, and to provide the Division with copies of pre-marked exhibits.
- May 17, 2019: Respondent to identify and file any objections to the Division's exhibits.
- May 24, 2019: Respondent to provide to the Division and file any expert reports.
- May 31, 2019: Division to identify and file any objections to Respondent's exhibits.

¹ See 17 C.F.R. § 201.161(a).

June 7, 2019: Division to provide to Respondent and file its rebuttal expert reports.

June 14, 2019: Deadline for the completion of depositions.

June 28, 2019: Prehearing briefs are filed.

July 23, 2019: Final telephonic prehearing conference at 11:00 a.m. Eastern.

July 29, 2019: Hearing commences in Washington, DC, at a location to be determined.

With the following exceptions, I will generally follow the hearing guidelines discussed in the procedural order issued on October 18, 2018.²

I will not normally wait to issue a facially unobjectionable subpoena. A party's motion to quash a subpoena will be due within five business days of the submission of the subpoena for signing. Any opposition to the motion to quash will be due within five business days thereafter. A party moving to quash a subpoena duces tecum based on a claim of privilege must support its motion with a declaration and privilege log.³

Prehearing and posthearing briefs are limited to 12,000 words. Parties may seek leave to exceed this limit through a motion filed seven days before the relevant briefing deadline. To enhance the readability of pleadings, I urge counsel to limit the use of acronyms to those that are widely known.⁴

James E. Grimes
Administrative Law Judge

² *Christopher M. Gibson*, Admin. Proc. Rulings Release No. 6224, 2018 SEC LEXIS 2904, at *2–12 (ALJ).

³ *See Dorf & Stanton Commc'ns, Inc. v. Molson Breweries*, 100 F.3d 919, 923 (Fed. Cir. 1996); *Caudle v. District of Columbia*, 263 F.R.D. 29, 35 (D.D.C. 2009).

⁴ *See Del. Riverkeeper Network v. FERC*, 753 F.3d 1304, 1320–21 (D.C. Cir. 2014) (Silberman, J., concurring).