

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

ADMINISTRATIVE PROCEEDINGS RULINGS

Release No. 6864/August 23, 2022

ADMINISTRATIVE PROCEEDING

File No. 3-20531

In the Matter of :
:
HORTER INVESTMENT MANAGEMENT, LLC, : ORDER
and DREW K. HORTER :
:

The Securities and Exchange Commission instituted this proceeding with an Order Instituting Proceedings, pursuant to Sections 203(e), 203(f), and 203(k) of the Investment Advisers Act of 1940, on September 8, 2021, and the Commission ordered that the matter be heard by an Administrative Law Judge on April 14, 2022. The hearing, scheduled to commence October 24, 2022, is to be conducted remotely, through video hearing sessions. A prehearing conference will be held by telephone on Tuesday, October 18, 2022, at 11:00 a.m. EDT (10:00 a.m. CDT), a date and time convenient to the parties. The Division of Enforcement should arrange for a court reporter and circulate dial-in instructions to participants before the conference.

Procedural questions will be addressed at the prehearing conference. As to those listed in the Division's August 22, 2022, letter:

1. The hearing will commence at 10:00 a.m. EDT, unless the parties prefer a different time;
2. Prehearing briefs, to be filed by October 1, 2022, and posthearing briefs will substitute for opening statements and closing arguments;
3. Expert reports will substitute for direct examination of the parties' expert witnesses;
4. The hearing will be conducted via WebEx. Since the Division will be responsible for arranging for a court reporter, it will issue the WebEx invitation to all participants.

IT IS SO ORDERED.

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