

UNITED STATES OF AMERICA
before the
SECURITIES AND EXCHANGE COMMISSION

SECURITIES ACT OF 1933
Release No. 9734 / March 3, 2015

SECURITIES EXCHANGE ACT OF 1934
Release No. 74419 / March 3, 2015

INVESTMENT ADVISERS ACT OF 1940
Release No. 4038 / March 3, 2015

INVESTMENT COMPANY ACT OF 1940
Release No. 31497 / March 3, 2015

ADMINISTRATIVE PROCEEDING
File No. 3-15255

In the Matter of

JOHN THOMAS CAPITAL
MANAGEMENT GROUP LLC d/b/a
PATRIOT28 LLC and GEORGE R.
JARKESY, JR.

EXTENSION ORDER

On December 11, 2014, the Commission granted the petition of respondents John Thomas Capital Management Group LLC d/b/a Patriot28 LLC ("JTCM") and George R. Jarquesy, Jr. and the cross-petition of the Division of Enforcement ("Division") for review of an administrative law judge's initial decision.¹ On January 13, 2015, respondents filed an opening brief, as well as a motion to adduce additional evidence and a renewed motion to recuse the Commission on prejudgment grounds; both of the motions remain pending.² On January 20, respondents were directed to file a submission setting forth citations supporting the exceptions asserted in pages 36 to 47 of their opening brief.³ The Commission noted that these sections of

¹ *John Thomas Capital Mgmt. Group LLC*, Exchange Act Release No. 73819, 2014 WL 6985130 (Dec. 11, 2014).

² Respondents concurrently filed a motion to stay the administrative proceeding, which the Commission has denied. *John Thomas Capital Mgmt. Group LLC*, Exchange Act Release No. 74345, 2015 WL 728006 (Feb. 20, 2015)

³ *John Thomas Capital Mgmt. Group LLC*, Exchange Act Release No. 74100, 2015 WL 242391 (Jan. 20, 2015).

the opening brief failed to provide citations to specific portions of the record and to relevant legal authorities, as required by Rule of Practice 450(b).⁴ Respondents' additional submission was filed on February 13.

The Division has filed a motion requesting additional words for its principal and response brief. The Division also seeks leave to file a single, consolidated spreadsheet that would incorporate respondents' submission and present record citations that, in the Division's view, would support the contested findings of fact.

In light of the submissions to date, it appears appropriate to furnish the Division with a commensurate opportunity to respond.⁵ Accordingly, it is ORDERED that the Division's principal and response brief shall not exceed 21,000 words. It is further ORDERED that the Division is granted leave to file the proposed consolidated spreadsheet at the same time that it files its principal and response brief.

For the Commission, by its Secretary and by the Office of the General Counsel, pursuant to delegated authority.⁶

Brent J. Fields
Secretary

⁴ *Id.* (citing 17 C.F.R. § 201.450(b)).

⁵ This order expresses no view as to the substance of the parties' arguments.

⁶ 17 C.F.R. §§ 200.30-7(a)(5), 200.30-14(g)(1)(vii).