

UNITED STATES OF AMERICA
Before the
SECURITIES AND EXCHANGE COMMISSION

SECURITIES EXCHANGE ACT OF 1934
Release No. 92124/ June 7, 2021

ADMINISTRATIVE PROCEEDING
File No. 3-15124

In the Matter of

David F. Bandimere,

Respondent.

SECOND EXTENSION ORDER

The Division of Enforcement (“Division”) has requested an extension of time until August 31, 2021 to submit a Proposed Plan of Distribution under Rule 1101(a) of the Commission’s Rules on Fair Fund and Disgorgement Plans, 17 C.F.R. § 201.1101(a).

On November 22, 2019, the Commission issued an Order Making Findings and Imposing Remedial Sanctions and a Cease-and-Desist Order Pursuant to Section 8A of the Securities Act of 1933 and Sections 15(b) and 21C of the Securities Exchange Act of 1934 (the “Order”)¹ against David F. Bandimere (the “Respondent”). The Commission ordered the Respondent to pay \$370,000 in disgorgement and a \$130,000 civil money penalty, for a total of \$500,000, to the Commission. The Commission also created a Fair Fund, pursuant to Section 308(a) of the Sarbanes-Oxley Act of 2002, so the penalty paid, along with the disgorgement paid can be distributed to harmed investors (the “Fair Fund”).

¹ Securities Act Rel.No. 10728 (Nov. 22, 2019).

The Fair Fund consists of the \$500,000 in disgorgement and civil money penalty paid by the Respondent.

On September 16, 2020, the Secretary, pursuant to delegated authority, granted the Division an extension of time until March 31, 2021 to submit a proposed plan of distribution.² The Division now believes that additional time is needed to complete the fund administrator appointment process, develop the distribution methodology, and develop the plan of distribution.

Accordingly, for good cause shown, IT IS HEREBY ORDERED that the Division's request for an extension of time until August 31, 2021 to submit a Proposed Plan of Distribution is granted.

For the Commission, by the Division of Enforcement, pursuant to delegated authority.³

Vanessa A. Countryman
Secretary

² See Extension Order, Exchange Act Rel. No. 89896 (Sept. 16, 2020).

³ 17 C.F.R. § 200.30-4(a)(21)(i).