## UNITED STATES OF AMERICA Before the SECURITIES AND EXCHANGE COMMISSION

SECURITIES EXCHANGE ACT OF 1934 Release No. 93548 / November 10, 2021

ACCOUNTING AND AUDITING ENFORCEMENT Release No. 4266 / November 10, 2021

ADMINISTRATIVE PROCEEDING

File No. 3-20649

In the Matter of

ORDER OF SUSPENSION PURSUANT

TO RULE 102(e)(2) OF THE

COMMISSION'S RULES OF PRACTICE

Respondent.

I.

The Securities and Exchange Commission deems it appropriate to issue an order of forthwith suspension of Douglas A. Roth ("Roth") pursuant to Rule 102(e)(2) of the Commission's Rules of Practice [17 C.F.R. § 201.102(e)(2)].

II.

The Commission finds that:

- 1. Roth, age 64, was Chief Financial Officer ("CFO") of Aceto Corporation ("Aceto") from 2001 until his retirement on March 31, 2018. As CFO, Roth was Aceto's principal financial and accounting officer.
- 2. On November 9, 2020, Roth pleaded guilty to an Information charging him with insider trading. The Information alleged that, contrary to his duty to maintain confidentiality of information concerning Aceto's business and not engage in trading while in possession of material, non-public information ("MNPI") about Aceto, Roth engaged in a fraudulent scheme

Rule 102(e)(2) provides in pertinent part: "Any ... person who has been convicted of a felony or a misdemeanor involving moral turpitude shall be forthwith suspended from appearing or practicing before the Commission."

whereby he executed and caused others to execute securities transactions in Aceto based on MNPI that he obtained in his capacity as an employee of Aceto.

- 3. On July 7, 2021, a judgment of conviction was entered against Roth in *United States v. Douglas Roth*, 20-cr-00481, in the United States District Court for the Eastern District of New York, finding him guilty of one count of securities fraud, in violation of 15 U.S.C. §§ 78j(b) and 78ff.
- 4. As a result of this conviction, Roth was sentenced to 6 months' imprisonment in a federal penitentiary, to be followed by 6 months of home confinement and 1 year of supervised release, and ordered to pay a fine of \$150,000 and to forfeit \$147,802.64.

## III.

In view of the foregoing, the Commission finds that Roth has been convicted of a felony within the meaning of Rule 102(e)(2) of the Commission's Rules of Practice.

Accordingly, it is ORDERED, that Roth is forthwith suspended from appearing or practicing before the Commission pursuant to Rule 102(e)(2) of the Commission's Rules of Practice.

By the Commission.

Vanessa A. Countryman Secretary