

UNITED STATES OF AMERICA
Before the
SECURITIES AND EXCHANGE COMMISSION

ADMINISTRATIVE PROCEEDING
File No. 3-16198

In the Matter of

GAETON DELLA PENNA,

Respondent.



DIVISION'S NOTICE REGARDING ORDER DENYING MOTION TO STAY

Pursuant to the January 13, 2015 Order, the Division notifies the Administrative Law Judge that the undersigned counsel spoke with the Assistant U.S. Attorney handling Respondent Della Penna's criminal case. The AUSA informed the Division that the U.S. Attorney's Office does not intend to intervene or seek a stay in this matter.

January 15, 2015

Respectfully submitted,

A handwritten signature in blue ink, appearing to read "A Schiff", written over a horizontal line.

Andrew Schiff
Regional Trial Counsel
Direct Line: (305) 982-6390
Email: schiffa@sec.gov

DIVISION OF ENFORCEMENT
SECURITIES AND EXCHANGE COMMISSION
801 Brickell Avenue, Suite 1800
Miami, FL 33131
Phone: (305) 982-6300
Fax: (305) 536-4154



Office Memorandum
SECURITIES AND EXCHANGE COMMISSION

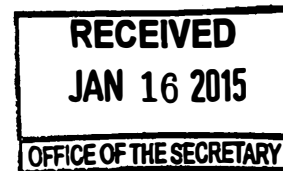
Miami Regional Office

DATE: January 15, 2015

TO: OFFICE OF THE SECRETARY

FROM: Andrew Schiff, Esq.
By: Jessica Benitez-Perellada, Paralegal

RE: **In the Matter of Gaeton Della Penna**
Adm. Proceeding No. 3-16198



Enclosed please find the original and three copies of the Division of Enforcement's Notice regarding Order Denying Motion to Stay for filing in the above referenced Administrative Proceeding.

Thank you.