

UNITED STATES OF AMERICA
Before the
SECURITIES AND EXCHANGE COMMISSION

ADMINISTRATIVE PROCEEDING
File No. 3-16316

In the Matter of

PAUL J. POLLACK AND
MONTGOMERY STREET
RESEARCH, LLC,

Respondents.

DIVISION OF ENFORCEMENT'S BRIEF IN
SUPPORT OF MOTION FOR
ADJOURNMENT OF HEARING AND
REQUEST FOR PREHEARING
CONFERENCE

Introduction

On December 16, 2014, the Commission issued an Order Instituting Proceedings against Paul J. Pollack and Montgomery Street Research, LLC (collectively "Respondents") pursuant to Section 15(b) and 21C of the Securities Exchange Act of 1934 and Section 9(b) of the Investment Company Act of 1940. The Division of Enforcement ("Division") seeks to adjourn the hearing scheduled for January 20, 2015, and schedule a telephonic prehearing conference for January 20, at 10:00 a.m. EDT. The prehearing conference will allow the parties and the Court to determine an efficient manner in which to adjudicate these proceedings.

Statement of Facts

On December 16, 2014, the Division made efforts to serve Respondents through their counsel, Jason S. Lewis, Esq. On December 18, 2014, the Division informed Mr. Lewis that the investigative files were available for inspection and copying pursuant to Rule of Practice 230. On December 19, 2014, Mr. Lewis represented that he couldn't accept service on behalf of Respondents because he had not been engaged to represent Respondents in connection with these proceedings. To date, the Division has not heard whether Mr. Lewis will be representing

Respondents. As a result, the Division has taken steps to serve Respondents personally through a process server. Mr. Pollack was served on December 26, 2014, at Mr. Pollack's address at 50 West Marshall Avenue, Phoenix, AZ 85013. Montgomery Street Research, LLC was served through its registered agent on January 8, 2015. Respondents were sent a letter offering the Division's investigative files for inspection and copying on January 7, 2015.

Motions for Adjournment of Hearing and Request for Prehearing Conference

The Division moves for an order setting aside the January 20, 2015, hearing and in lieu thereof scheduling a telephonic prehearing conference on January 20, 2015, at 10:00 a.m. EDT pursuant to Rule 221. The Division will make arrangements for the telephone conference call. Postponing the hearing date and scheduling a prehearing conference will allow the Court to establish an orderly and efficient prehearing schedule for any prehearing motions, and, if necessary, to schedule a mutually acceptable date for a hearing.

Conclusion

For the reasons set forth above, the Division respectfully requests that the Administrative Law Judge grant the Division's Motions for Adjournment of Hearing and Request for Prehearing Conference, and enter an order granting the following relief:

1. Setting aside the January 20, 2015, hearing date; and
2. Scheduling a telephonic prehearing conference for January 20, 2015, at 10:00 a.m. EDT.

Dated: January 9, 2015

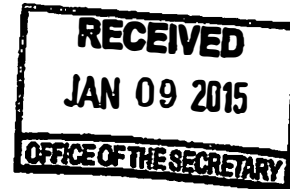
Respectfully Submitted,



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TELECOPIER TRANSMITTAL COVER SHEET

DATE: January 9, 2015
TO: Office of the Secretary
FAX NUMBER: 202.772.9324
FROM: Marc Ricchiute, Esq.

Number of Pages
(Including Cover Sheet): 7

RE: In the Matter of Paul J. Pollack, et al. (3-16316)

COMMENTS:

Division's Motion for Adjournment of Hearing and Request for Prehearing Conference;
and Memorandum in Support.

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