

UNITED STATES OF AMERICA
Before the
SECURITIES AND EXCHANGE COMMISSION

ADMINISTRATIVE PROCEEDING
File No. 3-16723

In the Matter of

CHARLES K. MOSLEY,

Respondent.

THE DIVISION OF ENFORCEMENT'S
RESPONSE TO THE COURT'S ORDER
REGARDING PREHEARING CONFERENCE

The Division of Enforcement ("Division") responds as follows to the portion of the Court's August 17, 2015 Order (the "August 17 Order") requiring the parties to hold a prehearing conference without the hearing officer and to file a joint prehearing conference statement:

1. As the Division has explained in the Declaration of Eric M. Phillips ("Phillips Declaration"), submitted herewith, the Division thus far has been unable to serve Respondent Charles K. Mosley ("Mosley") with a copy of the Order Instituting Proceedings ("OIP") in this matter. However, as set forth in the Phillips Declaration, the Division plans to re-commence service attempts on Mosley after his term of incarceration in the federal Bureau of Prisons begins. Mosley is scheduled to report to his designated Bureau of Prisons institution on September 9, 2015. Based on this September 9, 2015 reporting date for Mosley's incarceration, the Division believes it will be able to serve Mosley with the OIP no later than October 9, 2015.

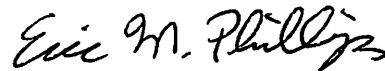
2. Because the Division has been unable to serve Mosley with the OIP, or otherwise contact Mosley since the date of institution of the OIP, the Division has been unable to hold a prehearing conference with Mosley, as required by the August 17 Order.

3. At this stage in the proceedings, it is unclear whether Mosley will file an answer to the OIP, as required by the OIP, within the time period provided by Rule 220 of the Commission's Rules of Practice, 17 C.F.R. § 201.220, after the Division serves Mosley with the OIP.

4. If Mosley does not default after the Division serves him with the OIP, the Division believes that this proceeding can be resolved through a motion for summary disposition. The Division proposes the following schedule for motions for summary disposition: (i) motions for summary disposition, pursuant to 17 C.F.R. § 201.250, are due November 12, 2015; (ii) oppositions to motions for summary disposition are due December 3, 2015; and (iii) replies in support of motions for summary disposition are due December 17, 2015.

Dated: August 27, 2015

Respectfully submitted,



Eric M. Phillips
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Chicago, IL 60604
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CERTIFICATE OF SERVICE

Eric M. Phillips, an attorney, certifies that on August 27, 2015, he caused a true and correct copy of the foregoing Response to the Court's Order Regarding Prehearing Conference to be served on the following:

By email: ALJ@sec.gov
Honorable Cameron Elliot
Administrative Law Judge
Securities and Exchange Commission
100 F Street, N.E.
Washington, DC 20549-2557

By first class mail
Charles K. Mosley
[REDACTED]
Vernon Hills, IL [REDACTED]



Eric M. Phillips