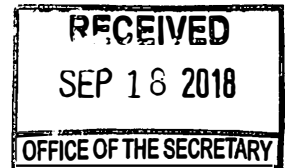


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UNITED STATES OF AMERICA  
Before the  
SECURITIES AND EXCHANGE COMMISSION



ADMINISTRATIVE PROCEEDING  
File No. 3-18325

In the Matter of  
  
Global Digital Solutions, Inc.,  
  
Respondent.

**DIVISION OF ENFORCEMENT'S MOTION TO THE  
COMMISSION TO DISMISS ADMINISTRATIVE PROCEEDINGS**

The Division of Enforcement ("Division"), by counsel, hereby moves the Commission to dismiss this proceeding against respondent, Global Digital Solutions, Inc. ("GSDI" or "Respondent") brought pursuant to Section 12(j) of the Securities Exchange Act of 1934 ("Exchange Act").

**Brief in Support**

The Commission instituted this action on December 26, 2017.<sup>1</sup> At that time, Respondent, registered under Section 12 of the Exchange Act, had not filed a periodic report with the Commission since it filed a Form 10-Q for the quarterly period ending September 30, 2015. Litigation in this matter ensued, and then, on June 22, 2018, the presiding Administrative Law Judge stayed this matter until July 23, 2018,<sup>2</sup> based on the Commission's Order<sup>3</sup> staying all pending administrative proceedings in light of the Supreme Court's decision in *Lucia v. SEC*,

<sup>1</sup> Exchange Act. Rel. No. 82404 (Dec. 26, 2017).

<sup>2</sup> AP Rulings Rel. No. 5830 (June 22, 2018).

<sup>3</sup> Securities Act Rel. No. 10510 (June 21, 2018).

138 S. Ct. 2044 (2018). On July 24, 2018, the stay was extended until August 22, 2018.<sup>4</sup> The stay was thereafter lifted,<sup>5</sup> and the matter has been reassigned to a different ALJ.<sup>6</sup>

In the interim, and before the stay was lifted, GDSI became current on the filings alleged to have been delinquent in the OIP. As a result of *Lucia* and the Commission's post-*Lucia* orders, the proceeding will, in effect, be starting over with GDSI having cured the delinquencies alleged in the OIP. Accordingly, the Division believes it prudent in these unique circumstances for the Commission to exercise its discretion to dismiss this matter. The Division will be carefully monitoring GDSI to ensure its compliance with future required periodic filings and other requirements of a publicly traded company.

#### Conclusion

For the reasons set forth above, the Division respectfully requests that the Commission order the dismissal of the Order Instituting Administrative Proceedings against GDSI.

Dated: September 17, 2018

Respectfully submitted,



Russell Koonin, Senior Trial Counsel  
Securities and Exchange Commission  
Division of Enforcement  
U.S. Securities and Exchange Commission  
801 Brickell Avenue, Suite 1800  
Miami, Florida 33131  
305-982-6385 (Direct dial)  
305-536-4154 (Facsimile)  
[kooninr@sec.gov](mailto:kooninr@sec.gov)

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<sup>4</sup> Securities Act Rel. No. 10522 (July 20, 2018); AP Rulings Rel. No. 5927 (July 24, 2018).

<sup>5</sup> Securities Act Rel. No. 10536 (Aug. 22, 2018); AP Rulings Rel. No. 5954 (Aug. 23, 2018).


<sup>6</sup> AP Rulings Rel. No. 5955, at 2 (Sept. 12, 2018).

**CERTIFICATE OF SERVICE**

I hereby certify that an original and three copies of the foregoing were filed with the Securities and Exchange Commission, Office of the Secretary, 100 F Street, N.E., Washington, D.C. 20549-9303, and that a true and correct copy of the foregoing has been served on this 17<sup>th</sup> day of September, 2018, on the following persons entitled to notice:

Hon. Cameron Elliot  
Administrative Law Judge  
Securities and Exchange Commission  
100 F Street, N.E.  
Washington, DC 20549-2557  
*Service via Email: ALJ@sec.gov*

Joshua D. Brinen, Esq.  
Brinen & Associates, LLC  
90 Broad Street, Second Floor  
New York, NY 10004  
(Counsel to Respondent)  
*Service via First-Class Mail and Email to jbrinen@brinenlaw.com*

  
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Russell Koonin