## BEFORE THE

## UNITED STATES SECURITIES AND EXCHANGE COMMISSION WASHINGTON, D.C.

IN THE MATTER OF FINRA'S NATIONALI ADJUDICATORY COUNCIL'S DECISION,

**PLAINTIFF**i

VS.

ALLEN HOLEMAN.i

SYOSSET, NYi

RESPONDENTI

COMPLAINT NO. 2014043001601i

**DATED MAY 21, 2018i** 

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SEC ADMINISTRATIVE PROCEEDING FILE NO. 3-18546i

## MOTION TO STAY SANCTIONSi

On July 31, 2019, the Commission rendered an opinion in the above captioned matter sustaining FINRA's findings of violations, finding of a statutory disqualification and imposition of sanctions.i

This Motion is submitted pursuant to SEC Rules of Practice 401(d)(1)(3), requesting a stay of the sanctions including the finding of a statutory disqualification and the associated fine and costs, pendingi judicial review of this matter by the appropriate Appellate Court. The SEC's opinion is against the weight of the evidence and did not address all of the material issues. There are meritorious grounds that form thei basis for an appeal on the Commission's opinion and order that make a stay of the sanctions in this matter appropriate. Petitioner is aggrieved and seeks a review in a federal court of appeals to stay thei effectiveness of the Commission's order to prevent irreparable injury.i

Expedited Consideration of this Motion is requested.i

Petitioner: Allen Holeman

Marlboro, NJ August 8, 2019i

## **CERTIFICATE OF SERVICE**

I hereby certify that, on August 8, 2019, I caused an original and copies of the foregoing: "Motion to Stay Sanctions— SEC Administrative Proceeding No. 3-18546:

ADJUDICATORY COUNCIL'S DECISION, Plaintiff vs. ALLEN HOLEMAN, Defendant" be sent by FedEx Express Mail and U.S. Postal Service mail addressed as follows:

An original and three copies to:

The Office of the Secretary

Securities and Exchange Commission

100 F Street, NE

Room 10915

Washington, D.C. 20549-1090

And a copy to:

**FINRA** 

Office of the General Counsel

Attn: Colleen Durbin

Associate General Counsel

1735 K Street, N.W.

Washington, D.C. 20006

Allen Holeman

C/O David Lerner Associates, Inc.

477 Jericho Turnpike

Syosset, NY 11791-9006

516-390-5573

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August 8, 2019

VIA FEDEX OVERNIGHT AND U.S. MAIL

The Office of the Secretary Securities and Exchange Commission 100 F Street, NE Room 10915 Washington, D.C. 20549-1090

Motion to Stav Sanctions SEC File No. 3-18546.

Re: In the matter of

FINRA NATIONAL ADJUDICATORY COUNCIL'S decision,

Plaintiff.

VS.

ALLEN HOLEMAN.

Syosset, NY,

Defendant

Complaint No. 2014043001601 Dated May 21, 2018

Enclosed, please find an original and three copies of the Motion to Stay the Sanctions re:

File No. 3-18546.

Also, enclosed is a Certificate of Service.

Please advise if there are any questions on this submission to the SEC.

Respectfully submitted,

Allen Holeman

Via FedEx overnight

Cc: FINRA

Office of the General Counsel

Attn: Colleen Durbin

Associate General Counsel

1735 K Street, N.W.

Washington, D.C. 20006