

**UNITED STATES OF AMERICA**  
**Before the**  
**SECURITIES AND EXCHANGE COMMISSION**

**ADMINISTRATIVE PROCEEDING**  
**File No. 3-18807**

**In the Matter of**

DAVID HOWARD WELCH  
(a/k/a DAVID HOWARD  
BRYANT),

**Respondent.**

**Motion for Entry of Default  
And Permission to File  
Motion for Summary Disposition**

The Division of Enforcement (“Division”) respectfully requests entry of default against Respondent David Howard Welch (a/k/a David Howard Bryant) (“Welch”) pursuant to Rules 155(a)(2) and 220(f) of the Commission’s Rules of Practice, 17 C.F.R. §§ 201.155(a)(2) and 201.220(f). In addition, the Division requests permission to submit a motion for summary disposition on the issue of remedial sanctions.

**1. Howard is in Default.**

The Securities and Exchange Commission (“Commission”) commenced this proceeding on September 20, 2018, with an Order Instituting Administrative Proceedings Pursuant to Section 15(b) of the Securities Exchange Act of 1934 and Notice of Hearing (“Order”), Exchange Act Rel. No. 84234 (Sept. 20, 2018). The Order alleges, in summary, that Welch was enjoined from acting as an unregistered broker and dealer in violation of Section 15(a) of the Securities Exchange Act of 1934 (“Exchange Act”), 15 U.S.C. § 78o(a); and from offering and selling securities in unregistered transactions in violation of Sections 5(a) and 5(c) of the Securities Act of 1933

(“Securities Act”), 15 U.S.C. §§ 77e(a) and 77e(c). *See* Order at II.B.2. The Division served Welch personally with the Order on August 4, 2019. *See* Division’s Report and Notice of Service Upon Respondent Welch (Aug. 9, 2019).

In the Order, Welch was directed to file an Answer within twenty days after service of the Order. *See* Order at IV; *see also* Rules 160(a) and 220(b) of the Commission’s Rules of Practice, which provides that a time period runs until the end of the next day that is not a Saturday or Sunday; and that the answer is due within 20 days of service, 17 C.F.R. §§ 201.160(a) and 201.220(b). Under these provisions, Welch’s answer was due on or before August 26, 2019. Welch has not filed or served an answer upon the Division as of the date of this motion. Where Welch has failed to appear and file an answer, entry of default is appropriate pursuant to Rules 155(a)(2) and 220(f) of the Commission’s Rules of Practice, 17 C.F.R. §§ 201.155(a)(2) and 201.220(f).

**2. Motion for Summary Disposition is Appropriate.**

The Division also requests the Administrative Law Judge permit it to file a motion for summary disposition pursuant to Rule 205 of the Commission’s Rules of Practice, 17 C.F.R. § 201.250. The Division alleges in the Order that Welch has been enjoined from violating the federal securities laws listed above, and requests the entry of remedial sanctions. Determination of what sanction should be entered, may be resolved by summary disposition.

Therefore, the Division requests that default be entered against Welch and that the Division be granted leave to submit a motion for summary disposition addressing what sanctions should be entered against Welch.

Dated May 12, 2020.

Respectfully submitted,

A handwritten signature in blue ink that reads "Leslie J. Hughes." The signature is written in a cursive style and is positioned above a horizontal line.

Leslie J. Hughes, Esq.

Jacqueline M. Moessner, Esq.

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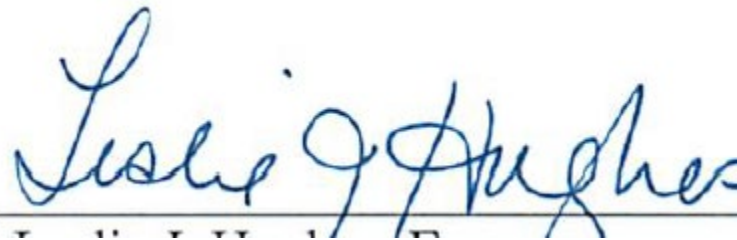
CERTIFICATE OF SERVICE

I have caused the attached **Motion For Entry of Default And Permission to File Motion for Summary Disposition** to be served on the following parties and other persons entitled to notice by placing the same in the United States mail or by delivery as listed below and addressed as follows:

Vanessa A. Countryman  
Office of the Secretary  
Securities and Exchange Commission  
100 F. Street, N.S.  
Washington, D.C. 20549  
(Emailed to [APFilings@sec.gov](mailto:APFilings@sec.gov) )

Honorable James E. Grimes  
Acting Chief Administrative Law Judge  
Securities and Exchange Commission  
100 F Street, N.E.  
Washington, DC 20549-2557  
(Courtesy copy by email to [alj@sec.gov](mailto:alj@sec.gov))

Mr. David Howard Welch  
[REDACTED]  
Portland OR [REDACTED]

A handwritten signature in blue ink that reads "Leslie J. Hughes". The signature is written in a cursive style and is positioned above a horizontal line.

Leslie J. Hughes