UNITED STATES OF AMERICA Before the

SECURITIES AND EXCHANGE COMMISSION

ADMINISTRATIVE PROCEEDING File No. 3-20297

In the Matter of

MJ Biotech, Inc. (f/k/a Michael James Enterprises, Inc.)

Respondent.

JOINT MEMORANDUM IN RESPONSE TO COMMISSION'S JUNE 2, 2023 ORDER

Pursuant to the Commission's June 2, 2023 Order, the Division of Enforcement (the "Division") and Respondent MJ Biotech, Inc. (f/k/a Michael James Enterprises, Inc.) ("MJTV") file this joint memorandum.

On May 11, 2021, the Commission issued an Order Instituting Proceedings ("OIP") pursuant to Section 12(j) of the Securities Exchange Act of 1934 ("Exchange Act") against MJTV to determine whether an order of revocation or suspension should issue for delinquencies in MJTV's required periodic reports. *See* Release No. 91850 (May 11, 2021). On September 3, 2021, the Commission entered a default judgment against MJTV and revoked the registration of its securities. *See* Release No. 92880 (September 3, 2021). On June 2, 2023, the Commission set aside the default and ordered the parties to submit simultaneous briefs by June 30, 2023, addressing: (i) the effect of the order on prior actions taken in this proceeding; and (ii) any other matters that the parties believe would assist the Commission in determining the appropriate

OS Received 06/30/2023

procedure going forward for (and other issues related to) this proceeding. *See* Release No. 97644 (June 2, 2023).

The parties agree that this matter should follow the ordinary procedure for resolution of Section 12(j) proceedings. Accordingly, the parties propose that the Commission issue an order establishing the following deadlines:

| Event | Due Date |
|---------------------------------|-----------------|
| MJTV Answer | 07/17/2023 |
| Prehearing Conference | 07/31/2023 |
| Prehearing Conference Statement | 08/07/2023 |

WHEREFORE, the parties respectfully request that the Commission issue an order establishing the forgoing deadlines and for all other proper relief.

/s/ Samantha M. Williams Sandhya C. Harris (202) 551-4882 Samantha M. Williams (202) 551-4061 Securities and Exchange Commission 100 F Street, N.E. Washington, D.C. 20549-6011 harrissan@sec.gov williamssam@sec.gov

COUNSEL FOR DIVISION OF ENFORCEMENT

/s/ Robert Kinney

Robert Kinney Heimerl Law Firm 32 Dumont Road Post Office Box 964 Far Hills, New Jersey 07931 (908) 470-0201 robert@heimerllawfirm.com

COUNSEL FOR RESPONDENT

CERTIFICATE OF SERVICE

I hereby certify that I caused true copies of the forgoing paper to be served via email on the following on this 30 day of June, 2023, in the manner indicated below:

Robert Kinney Heimerl Law Firm 32 Dumont Road Post Office Box 964 Far Hills, New Jersey 07931 (908) 470-0201 robert@heimerllawfirm.com

COUNSEL FOR RESPONDENT

<u>/s/ Samantha M. Williams</u> Samantha M. Williams