

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

**INVESTMENT ADVISERS ACT OF 1940**

**Release No. 6066 / July 8, 2022**

**ADMINISTRATIVE PROCEEDING**

**File No. 3-20828**

**In the Matter of**

**GREGORY LEMELSON,**

**Respondent.**

**NOTICE REGARDING DENIAL OF  
STAY MOTION**

The Division hereby provides notice to the Commission that the First Circuit Court of Appeals yesterday denied Respondent's motion to stay the district court's final judgment in *SEC v. Lemelson*, D. Mass. Case No. 18-cv-11927. A copy of the court's Order is attached.

Respectfully submitted,

*/s/ Alfred A. Day*

Alfred A. Day

Marc J. Jones

**DIVISION OF ENFORCEMENT**

U.S. Securities and Exchange Commission

Boston Regional Office

33 Arch Street

Boston, MA 02110

(617) 573-4537

daya@sec.gov

Dated: September 2, 2022

**CERTIFICATE OF SERVICE**

I, Alfred A. Day, hereby certify that on September 2, 2022, the foregoing was served via electronic mail pursuant to Rule 150(c) on the following counsel of record for Respondent:

Douglas S. Brooks  
Brian J. Sullivan  
Libby Hoopes Brooks, P.C.  
399 Boylston Street  
Boston, MA 02116  
Tel. (617) 338-9300  
dbrooks@lhblaw.com  
bsullivan@lhblaw.com

*/s/ Alfred A. Day*

\_\_\_\_\_

Alfred A. Day

# United States Court of Appeals For the First Circuit

No. 22-1630

---

US SECURITIES & EXCHANGE COMMISSION,

Plaintiff - Appellee,

v.

GREGORY LEMELSON, a/k/a Father Emmanuel Lemelson; LEMELSON CAPITAL  
MANAGEMENT, LLC,

Defendants - Appellants,

THE AMVONA FUND, LP,

Defendant.

---

Before

Thompson, Kayatta and Gelpí,  
Circuit Judges.

---

## ORDER OF COURT

Entered: September 1, 2022

In the final judgment of the district court, appellants Gregory Lemelson and Lemelson Capital Management, LLC were, among other things, enjoined from violating Section 10(b) of the Securities Exchange Act and Rule 10b-5 for a period of five years. See Sec. & Exch. Comm'n v. Lemelson, \_\_\_ F. Supp. 3d \_\_\_, 2022 WL 952264, at \*1 (D. Mass. Mar. 30, 2022). The appellants' emergency motion for a stay of the district court's injunction pending appeal is denied.

The parties shall jointly submit a proposed expedited briefing schedule within ten days of this order.

By the Court:

Maria R. Hamilton, Clerk

cc:

Donald Campbell Lockhart

Paul Gerard Alvarez

Alfred A. Day

Ezekiel L. Hill

Marc Jonathan Jones

Virginia M. Rosado Desilets

Sonia G. Torrico

Kevin Paul Martin

Douglas Scott Brooks

Thomas M. Hoopes

Brian J. Sullivan

William E. Evans III

Bradley J. Bondi

Sean P. Tonolli

Andrea Abarca