

UNITED STATES OF AMERICA
Before the
SECURITIES AND EXCHANGE COMMISSION

IN THE MATTER OF

FR. EMMANUEL LEMELSON

Respondent.

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ADMINISTRATIVE PROCEEDING
FILE NO. 3-20828

**RESPONDENT'S MOTION TO STAY DISCOVERY PENDING DECISION ON
PETITION FOR INTERLOCUTORY REVIEW**

Respondent hereby moves for a stay of discovery pending the Commission's decision on his Petition for Interlocutory Review, filed on February 26, 2025.

The Petition challenges, *inter alia*, the correctness of the Administrative Law Judge's January 30, 2025 Order on Subpoena Request, which requires Respondent to comply with a subpoena that he believes to be unlawful. The subpoena and the ALJ's subsequent order purport to require compliance by March 5, 2025. Without a stay of discovery, the compliance date might arrive before the Commission has ruled on the Petition for Interlocutory Review. Respondent respectfully suggests that this unfair result would be avoided by staying discovery until the Commission's decision.

For the foregoing reasons, discovery should be temporarily stayed.

Respectfully submitted,

Fr. Emmanuel Lemelson

By his attorneys,

/s/ Douglas S. Brooks

Douglas S. Brooks

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Dated: February 28, 2025

CERTIFICATE OF SERVICE

I, Douglas S. Brooks, do hereby certify that I served the foregoing document on counsel for the Commission, Marc Jones, Esq. and Alfred Day, Esq., by email on February 28, 2025.

/s/ Douglas S. Brooks

Douglas S. Brooks