

UNITED STATES OF AMERICA
Before the
SECURITIES AND EXCHANGE COMMISSION

ADMINISTRATIVE PROCEEDING
File No. 3-21231

<p>In the Matter of</p> <p>PAUL GERACI,</p> <p>Respondent.</p>

DIVISION'S SECOND AMENDED NOTICE OF FILING PROOF OF SERVICE

The Division of Enforcement (“Division”) files this second amended notice regarding its efforts to serve Respondent Paul Geraci (“Respondent”) with the Order Instituting Administrative Proceedings Pursuant to Section 15(b) of the Securities Exchange Act of 1934 and Notice of Hearing (“Order”). As discussed below, on August 18, 2023, the Respondent was personally served with a copies of: (1) the Order; (2) the Division’s Notice of Appearance; (3) the Division’s Notice that Documents are Available for Inspection and Copying; and (4) the Amended Notice of Filing dated May 24, 2023. Accordingly, Respondent’s Answer to the Order is due 20 days after service, or September 7, 2023.

By way of background, the Commission issued its Order as to Respondent on November 4, 2022. On December 1, 2022, the Division filed a Notice of Proof of Service on Respondent, attaching a UPS delivery confirmation that the Order was delivered to Respondent’s last known residential address on November 30, 2022.

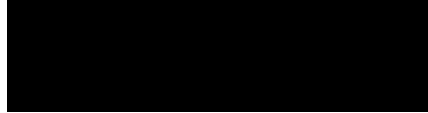
Thereafter, in April 2022, undersigned counsel learned that Respondent had surrendered himself to the Bureau of Prisons in October 2022, *prior* to the Division's November 30, 2022 delivery of the Order. Accordingly, on April 12, 2023, undersigned counsel sent Respondent a letter enclosing copies of: (1) the Order; (2) Division's Notice of Appearance; (3) Division's Notice that Documents are Available for Inspection and Copying; and (4) the Division's original Notice of Filing. *See* May 24, 2023 Division's Amended Notice of Filing and Exhibits thereto. The package was delivered to Respondent at the Federal Prisoner Camp ("FPC") in Pensacola, Florida, on April 17, 2023, accepted by FPC staff and, per the prison's procedures, purportedly delivered to Respondent. *Id.* (at Exhibit 3, USPS Proof of Delivery). However, without personal service, there was no assurance that FPC procedures were in fact followed or that Respondent received the Order.

Accordingly, the Division arranged to have personal service effected on Respondent. Attached as Exhibit A is the Affidavit of Landon McKinnon, a process server who attests to personally serving Respondent with the Division's May 24, 2023 Amended Notice of Service and exhibits, which include copies of: (1) the Order; (2) the Division's Notice of Appearance; (3) and the Division's Notice that that Documents are Available for Inspection and Copying. *See* May 24, 2023 Amended Notice with Exhibits, Attached as Exhibit B.

Therefore, Respondent has been properly served with the Order and subsequent pleadings in this proceeding. Respondent's Answer is therefore due on September 7, 2023.

August 29, 2023

Respectfully submitted,



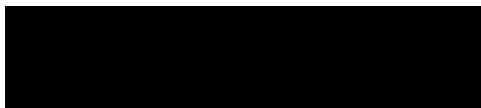
Teresa J. Verges
Regional Trial Counsel
Florida Bar No. 997651
Direct Dial: (305) 982-6376
E-mail: vergest@sec.gov
Magaly Ordaz (Paralegal)
ordazm@sec.gov

DIVISION OF ENFORCEMENT
SECURITIES AND EXCHANGE COMMISSION
801 Brickell Avenue, Suite 1950
Miami, FL 33131
Phone: (305) 982-6300
Fax: (305) 536-4154

CERTIFICATE OF SERVICE

Pursuant to Rule 150 of the Commission's Rules of Practice, I hereby certify that on August 29, 2023, the foregoing document was filed using the eFAP system and that a true and correct copy of the Division's Updated Notice of Filing Proof of Service has been served by UPS, on this 24th day of May 2023, on the following person entitled to notice:

VIA USPS PRIORITY MAIL
PAUL GERACI
RN: 38483-509
FPC PENSACOLA
FEDERAL PRISON CAMP
P.O. BOX 3949
PENSACOLA, FL 32516



Teresa J. Verges
Regional Trial Counsel