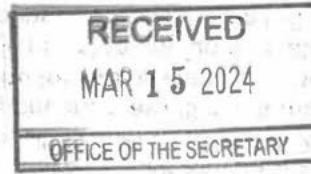


TRULINCS 63665037 - DAVIS, DARAYL - Unit: TOM-M-D

FROM: 63665037
TO: Dailey, Paxston; Klotz, Karen
SUBJECT: Motion for Extension to File Brief (Revised)
DATE: 03/07/2024 12:15:15 PM



United States of America
Before the
Securities and Exchange Commission

Administrative Proceeding
File No. 3-21280

In the Matter of
DaRayl D. Davis,
Respondent

Respondent's Motion for an Extension
to File an Opposition Brief

Preliminary Statement

On December 19, 2023, the Division of Enforcement and I filed a joint statement regarding the prehearing conference we conducted on December 13, 2023. That joint statement noted that the parties had agreed the Division would file a motion for summary disposition on January 5, 2024; Respondent would file an opposition brief by March 8, 2024, and the Division would file a reply by March 22, 2024. In that statement it was noted that "Respondent is awaiting a transfer from the Federal Correctional Institution in Milan, Michigan to a prison camp in Illinois. The transfer is imminent and may impact the Respondent's receipt of mail and the Division's Rule 250 motion." The joint statement further stated "The parties have agreed to communicate via email regarding Respondent's pending transfer. Counsel for the Division will alert the Commission to any possible delays Respondent's transfer may cause to the proposed briefing schedule."

On January 25, 2024 my transfer to Satellite Camp Thomson was completed. As of March 7, 2024, I had yet to receive my legal materials that were shipped from FCI Milan. Those legal materials contain all the records, files, and transcripts that were in my possession and related to SEC Adm. Proc. File No. 3-21280, SEC v. Davis, et al. No. 17-CV-9224 (D. Ill.), United States v. DaRayl Davis No. 18-CR-00025 (NoD. Ill.), and the Commission's Rules governing administrative proceedings. All of these legal materials are critical to my ability to respond effectively and properly to the Division's brief. Additionally, the Division's brief dated February 15, 2024 that was sent to me via USPS Priority Mail was not presented to me by a SCP Thomson staff member until February 29, 2024. This delay has impeded my ability to prepare an appropriate response to the Division's brief.

Given the above stated disposition of my legal materials and the delay in the delivery of the Division of Enforcement's brief, I am requesting the Commission to extend Respondent's time to file an opposition brief by no less than 30 days.

Respectfully Submitted

[Redacted signature]

03/07/24

s//DaRayl D. Davis/s (e-signature)
DaRayl D. Davis
Respondent

[Redacted contact information]