

**BEFORE THE  
SECURITIES AND EXCHANGE COMMISSION  
WASHINGTON, DC**

In the Matter of the Application of

Joseph Sylvester Sturniolo

File No. 3-21503

For Review of Action Taken by  
Financial Industry Regulatory Authority

**FINRA’S UNOPPOSED MOTION FOR EXTENSION OF TIME**

Pursuant to SEC Rule of Practice 161, FINRA respectfully moves to extend the remaining briefing schedule deadlines in the above-captioned matter by seven days to the following new deadlines: FINRA’s brief in opposition to the application for review is due October 4, 2023, and Applicant’s reply brief is due October 18, 2023.

**Factual and Procedural Background**

1. On June 21, 2023, the Applicant filed an application for review in this matter.
2. On July 21, 2023, the Commission issued its first Order Scheduling Briefs.
3. On August 23, 2023, the Commission granted Applicant’s Unopposed Motion for Extension of Time and issued the Extension Order, thereby extending the briefing deadlines by seven days.
4. Applicant filed his opening brief on August 28, 2023.
5. On September 14, 2022, FINRA conferred with Applicant’s counsel. Applicant’s counsel indicated that Applicant does not oppose FINRA’s extension request.

### **Request for Extension**

6. SEC Rule of Practice 161(a) provides that the Commission “may, for good cause shown, extend or shorten any time limits prescribed by these Rules of Practice for the filing of any papers[.]” 17 C.F.R. § 201.161(a) (2020). The relevant factors the Commission must consider in determining whether to grant an extension of time are (1) the length of the proceeding to date, (2) the number of postponements, adjournments, or extensions already granted, (3) the stage of the proceedings at the time of the request, and (4) any other such matters as justice may require. *See Dakota Sec. Int’l*, Exchange Act Release No. 83139, 2018 SEC LEXIS 1019, at \*2 (May 1, 2018); 17 C.F.R. 201.161(b).

7. Good cause exists to grant FINRA’s request for an extension. FINRA seeks additional time because of competing deadlines and workflow in unrelated matters, which has resulted in limitations on FINRA’s ability to adequately prepare its opposition brief within the current briefing time frame.

8. The relevant factors weigh in favor of granting FINRA’s motion because (1) the underlying application for review is less than three months old; (2) FINRA has not sought any prior postponements, adjournments, or extensions, and Applicant’s prior extension request was for a minimal seven-day extension; and (3) this proceeding is in its early stages, and the short extension FINRA requests will not unduly delay its completion.

FINRA therefore respectfully requests that the Commission extend the remaining deadlines in this appeal by seven days, making FINRA’s opposition brief due October 4, 2023, and Applicant’s reply brief due October 18, 2023.

Respectfully submitted,

/s/ Megan Rauch

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September 14, 2023

**CERTIFICATE OF SERVICE**

I, Megan Rauch, certify that on this 14th day of September 2023, I caused a copy of the foregoing FINRA's Unopposed Motion for Extension of Time to be filed through the SEC's eFAP system on:

The Office of the Secretary  
Securities and Exchange Commission  
100 F Street, NE  
Room 10915  
Washington, DC 20549-1090

and served by email on:

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/s/ Megan Rauch

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