

UNITED STATES OF AMERICA
Before the
SECURITIES AND EXCHANGE COMMISSION

ADMINISTRATIVE PROCEEDING

File No. 3-21822

In the Matter of

JEFFREY ALAN HORN,

Respondent.

**DIVISION OF ENFORCEMENT'S NOTICE OF FILING
RESPONSE FROM RESPONDENT JEFFREY ALAN HORN**

The Division of Enforcement (the "Division") gives notice that it received the "Response" of Respondent Jeffrey Alan Horn, attached as Exhibit 1, advising that he retained Michael Hursey, P.A. to represent him in this matter, and instructing that "all future legal matters shall be directed to" his counsel. Ex. 1. In the "Response," Horn also advises that he "contests ... all allegations set forth in" this administrative proceeding. *Id.*

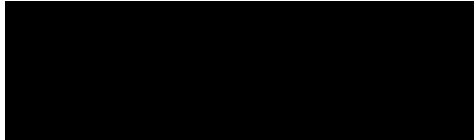
Per Respondent's instruction in the "Response", the undersigned emailed Michael Hursey, Esq. about this matter, attached as composite Exhibit 2. Mr. Hursey advised by email that, while he represents Respondent in his criminal appeal to the U.S. Court of Appeal for the Eleventh Circuit, he does not represent Respondent in this administrative proceeding. *See* Ex. 2. Mr. Hursey requested that we "not forward any pleadings and correspondence [to him] in the SEC matter ... Please send them to Mr. Horn." *Id.*

After emailing with Mr. Hursey, the undersigned sent Respondent a letter, attached as Exhibit 3, advising: (i) that Mr. Hursey denies representing Respondent in this proceeding; (ii) that

the “Response” is not a proper answer under the Rule of Practice 220(c), 17 C.F.R. § 201.220(c),¹ and; (iii) that Respondent’s failure to timely file an appropriate answer may lead to a default.

Given these circumstances, and the Division of Enforcement’s recent receipt of Respondent’s “Response,” the parties have not yet held a joint scheduling conference.

Dated: March 21, 2024.



Trial Counsel
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lechichb@sec.gov

DIVISION OF ENFORCEMENT
SECURITIES AND EXCHANGE COMMISSION
801 Brickell Avenue, Suite 1950
Miami, FL 33131

¹ See *Sonya D. Camarco*, Exchange Act Release No. 97712, Advisors Act Release No. 6327, 2023 SEC Lexis 1537 (June 13, 2023) (determining that letter submitted by respondent did “not constitute an answer because it does not comply with Rule 220 of the Commission’s Rules of Practice....”); *ASN Satellites, Inc.*, SEC Release No. 87147, 2019 WL 4793349 (Sept. 27, 2019) (same).

CERTIFICATE OF SERVICE

Pursuant to Rule 150 of the Commission’s Rules of Practice, I hereby certify that on March 21, 2024, the foregoing Division of Enforcement’s Notice of Filing was filed using the eFAP system and that a true and correct copy of said filing is being served via First Class U.S. Mail and Priority Mail, on the following person entitled to notice:

Jeffrey Alan Horn

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

[REDACTED]

Brian Lechich
Trial Counsel
Direct Dial: (305) 416-6257
lechichb@sec.gov

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INDEX OF EXHIBITS
TO THE DIVISION OF ENFORCEMENT'S NOTICE OF FILING RESPONSE FROM
RESPONDENT JEFFREY ALAN HORN

Exhibit 1 – Response of Respondent Jeffrey Horn

Exhibit 2 – Email from Division Counsel, Brian Lechich to Michael Hursey, Esq.

Exhibit 3 – Letter from Division Counsel to Jeffrey Horn