

ADMINISTRATIVE PROCEEDING
File No. 3-21966

)	JOINT NOTICE OF RULE 221
In the Matter of)	PREHEARING CONFERENCE
)	
JOHN D. FIERRO,)	
)	
Respondent.)	
)	
)	

Pursuant to Securities and Exchange Commission (“SEC”) Rule of Practice 221(b), 17 C.F.R. § 201.221(b), Respondent John D. Fierro and the SEC Division of Enforcement hereby enter the following notice of a prehearing conference. Counsel for both parties participated in the conference in response to Mr. Fierro filing his Answer to the SEC’s Order Instituting Proceedings. The conference took place on September 23, 2024. The parties went through each of the categories listed under SEC Rule of Practice 221(c) and reached the following agreements:

- OS Received 09/25/2024**

- The parties also agreed that they did not need to exchange expert witness disclosures at this time.
- The parties agreed that it was not necessary to agree upon the timing of prehearing motions, prehearing dates, and any depositions.
- The parties agreed to provide each other notice of any anticipated motions. The Division informed counsel for Mr. Fierro that it anticipated filing a motion for summary disposition.
- Regarding stipulations, the parties agreed that based upon Mr. Fierro's admissions in his Answer, and because this matter will likely be decided upon dispositive motions, it was not necessary to discuss any factual findings that they might stipulate.
- The parties agreed that they could not reach settlement of any or all issues but that they would both be willing to discuss possible settlement.
- The parties agreed that electronic service of filings was acceptable.

Dated: September 25, 2024

By: /s/ Joshua E. Braunstein
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CERTIFICATE OF SERVICE

I hereby certify that on the 25th day of September 2024, the foregoing Joint Notice of Rule 221 Prehearing Conference has been filed electronically via the SEC's eFAP system, and was served by email to the following:

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