

**UNITED STATES OF AMERICA**  
**Before the**  
**SECURITIES AND EXCHANGE COMMISSION**

**ADMINISTRATIVE PROCEEDING**  
**File No. 3-21974**

**In the Matter of**

**DAVID H. GOLDMAN,**

**Respondent.**

**JOINT STATEMENT REGARDING PREHEARING CONFERENCE**

The Division of Enforcement (“Division”) and Respondent David H. Goldman (“Goldman”), pursuant to Rule 201.221 of the SEC Rules of Practice, hereby provide the following information regarding the matters discussed and agreements reached during the parties’ prehearing conference, conducted by WebEx on Friday, February 28, 2025 at 2:00 p.m. EST. Participating on behalf of the Division were Christine Nestor and Stephanie N. Moot. Participating on behalf of the Respondent was David H. Goldman, who is proceeding *pro se*.

The following subjects were discussed and agreements reached:

***1. Simplification and clarification of the issues***

The parties agreed that no issues could be simplified or clarified at this time.

***2. Exchange of witness and exhibit lists and copies of exhibits***

The parties agreed that it was premature to exchange witness and exhibit lists at this time.

***3. Timing of expert witness disclosures and reports, if any***

The parties agreed that expert witnesses are not required in this matter.

***4. Stipulations, admissions of fact, and stipulations concerning the contents, authenticity, or admissibility into evidence of documents***

The parties agreed to endeavor to enter into stipulations, admissions of fact, and stipulations concerning the contents, authenticity, or admissibility into evidence of documents.

***5. Matters of which official notice may be taken***

The parties agreed the Commission can take official notice of any relevant pleadings and orders in related proceedings, including the underlying district court action, and documents publicly available on EDGAR.

***6. The schedule for exchanging prehearing motions or briefs, if any***

Other than the Division's motion for summary disposition, the parties do not anticipate filing any prehearing motions or briefs.

***7. The method of service for papers other than Commission orders***

The parties agreed to service by email.

***8. The filing of any motion pursuant to Rule 250***

The Division anticipates that it will file a Motion for Summary Disposition if the parties are unable to reach a settlement of this matter. The parties agreed that Respondent will have 30 calendar days to file an Opposition to the Motion and the Division will have 30 calendar days to file a Reply.

***9. Settlement of any or all issues***

The parties discussed potential settlement and agreed to continue those discussions.

***10. Determination of hearing dates***

The parties agreed that a discussion concerning hearing dates is premature at this time.

***11. Amendments to the order instituting proceedings or answers thereto***

Neither party intends to amend their pleadings, but reserves the right to do so.

***12. Production, and timing for completion of the production, of documents as set forth in Rule 230, and prehearing production of documents in response to subpoenas duces tecum as set forth in Rule 232***

The Division has produced or made available the documents required by Rule 230. Respondent does not anticipate producing any documents pursuant to Rule 230. The parties agreed that further discussion concerning the production of other documents is premature.

***13. Specification of procedures as set forth in Rule 202***

Not applicable.

***14. Depositions to be conducted, if any, and date by which depositions shall be completed***

The parties discussed that a limited deposition of the Respondent might be necessary, the date of which is to be determined.

***15. Such other matters as may aid in the orderly and expeditious disposition of the proceeding***

None at this time.

March 5, 2025

Respectfully submitted,

David H. Goldman  
Respondent, *pro se*

Christine Nestor, Esq.  
Senior Trial Counsel  
Direct Line: (305) 982- 6367  
[nestorc@sec.gov](mailto:nestorc@sec.gov)  
Stephanie N. Moot, Esq.  
Senior Trial Counsel  
Direct Line: (305) 982-6313  
[moots@sec.gov](mailto:moots@sec.gov)

COUNSEL FOR DIVISION OF ENFORCEMENT

Miami Regional Office  
Securities and Exchange Commission  
801 Brickell Avenue, Suite 1950  
Miami, FL 33131  
Phone: (305) 982-6300  
Fax: (703) 813-9526