

UNITED STATES OF AMERICA
Before the
SECURITIES AND EXCHANGE COMMISSION

ADMINISTRATIVE PROCEEDING

File No. 3-22307

In the Matter of

**EPIC CAPITAL WEALTH
ADVISORS, LLC,**

Respondent.

**NOTICE OF APPLICANT'S
CONSENT TO AN EXTENSION OF
TIME**

Pursuant to this Court's Prehearing Order and Section 203(c)(2)(B) of the Investment Advisers Act of 1940, 15 U.S.C. § 80b-3(c)(2)(B), the parties hereby inform the Court that the Applicant has consented to extend the time for the conclusion of the proceedings to determine whether Epic Capital's application for registration with the Commission as an investment adviser should be denied for an additional 180 days, up to and including October 20, 2025.

Pursuant to Section 203(c)(2)(B), the Commission shall conclude proceedings to determine whether an application for registration with the Commission as an investment adviser should be denied within 120 days of the date of the filing of the application. 15 U.S.C. § 80b-3(c)(2)(B). The Commission may extend the time for concluding such proceedings for, *inter alia*, such longer period as to which the applicant consents. *Id.* Applicant previously consented to extend the statutory period until April 22, 2025. Applicant has now stated that he wishes to consent to additional time and allow the Commission until October 20, 2025, to conclude these proceedings.¹

¹ "At the conclusion of such proceedings the Commission, by order, shall grant or deny such registration." *Id.* Specifically, the Commission shall grant such registration if it finds that the requirements of section 203(c)(1) are satisfied and the applicant is not prohibited from registering as an investment adviser under 15 U.S.C. § 80b-3a. Alternatively, the Commission "shall deny such registration [1] if it does not make such a finding or [2] if it

In light of the Applicant's consent, the deadline for the Commission to conclude proceedings to determine whether Applicant's application for registration with the Commission as an investment adviser should be denied should be extended until October 20, 2025. All other deadlines should be adjusted accordingly, *i.e.*, extended by an additional 180 days, or by such other period as the Administrative Law Judge may determine.²

Respectfully submitted this 4th day of February 2025.

s/ Ian Kellogg

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finds that if the applicant were so registered, its registration would be subject to suspension or revocation under subsection (e) of this section." *Id.*

² In light of the parties' agreement and the Prehearing Order, which states that, because the same evidence will be relevant to both proceedings, "one joint hearing should be conducted," Prehearing Order at 1, the same extensions should be applied to the related proceedings, *In re David M. Anthony*, AP File No. 3-22308.

CERTIFICATE OF SERVICE

I hereby certify that a true copy of the foregoing was served on the following on this 4th day of February 2025, in the manner indicated below:

Epic Capital Wealth Advisors, LLC (via email)
c/o Mr. David Anthony
dave@epiccapitalwealth.com

s/ Ian Kellogg

Ian Kellogg
Division of Enforcement
Securities and Exchange Commission