

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

**ADMINISTRATIVE PROCEEDING**

**File No. 3-20828**

**In the Matter of**

**GREGORY LEMELSON,**

**Respondent.**

**DIVISION OF ENFORCEMENT'S REQUEST FOR DOCUMENT SUBPOENA**

The Division asks to have the attached subpoena for documents issued to third party Clear Street, LLC, despite the expiration of the time set for the issuance of document subpoenas, because of the refusal of the Respondent to respond to the subpoena issued to him.

The deadline to submit document subpoenas to this tribunal was January 10, 2025. Before that date, the Division obtained a document subpoena requiring production by the Respondent. A motion to quash from Respondent followed, and this tribunal limited the Division's subpoena to certain categories of documents. A revised subpoena was issued to the Respondent on January 31, 2025. As detailed in the Division's May 2, 2025, Notice to this tribunal, Respondent has refused to comply with that subpoena.

The revised subpoena to Respondent requested, in part:

A list of any litigation, arbitration, enforcement action by any state, federal, international or securities regulator, criminal authority, or self-regulatory agency, or other proceeding to which Respondent was a party from January 2020 to the present and all documents filed and served by Respondent in those proceedings, and the transcripts of Respondent's testimony in them. And, for the FINRA arbitration proceeding titled *The Amvona Fund, LP v. Clear Street, LLC*, No. 20-01555, Clear Street's exhibits 128, 130, 132, 134, 135, 136, 137, 138, and 139.

The Division believes that it could obtain some of the documents responsive to this request—those related to the FINRA arbitration—through a subpoena to Respondent’s counterparty in the arbitration, Clear Street, LLC. While this newly requested subpoena is outside the time originally set by the tribunal for document subpoenas, the Division’s request is justified by Respondent’s refusal to produce these documents himself. The Division does not believe there is any prejudice to the Respondent from this request, as the Respondent is already in possession of the documents requested in the subpoena and because the potential timing of the production of those documents results from Respondent’s failure to produce them.

For these reasons, the Division asks the Administrative Law Judge to issue the attached subpoena for documents to Clear Street, LLC.

Dated: May 14, 2025

Respectfully submitted,

/s/ Marc J. Jones

Marc J. Jones

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DIVISION OF ENFORCEMENT

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#### **CERTIFICATE OF SERVICE**

I, Marc Jones, hereby certify that on May 14, 2025, the Division’s Opposition to Respondent’s Motion to Stay was served via electronic mail pursuant to Rule 150(c) on the following counsel of record for Respondent:

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