

UNITED STATES OF AMERICA
before the
SECURITIES AND EXCHANGE COMMISSION

SECURITIES EXCHANGE ACT OF 1934
Release No. 70841 / November 8, 2013

ADMINISTRATIVE PROCEEDING
File No. 3-15255

In the Matter of

JOHN THOMAS CAPITAL MANAGEMENT
GROUP LLC d/b/a PATRIOT28 LLC,
GEORGE R. JARKESY, JR., JOHN THOMAS
FINANCIAL, INC., and
ANASTASIOS "TOMMY" BELESIS

ORDER DIRECTING ADDITIONAL
BRIEFING ON PETITION FOR
INTERLOCUTORY REVIEW

At a prehearing conference on October 24, 2013, the administrative law judge denied requests by respondents John Thomas Capital Management Group LLC d/b/a Patriot28 LLC ("JTCM") and George R. Jarquesy, Jr. for, *inter alia*, production of *Brady* and Jencks Act material and a change of venue. The law judge also denied JTCM and Jarquesy's subsequent motion to certify the rulings for interlocutory appeal pursuant to Rule of Practice 400(c).¹

On October 31, 2013, JTCM and Jarquesy filed a petition with the Commission for interlocutory review of those rulings. The Division filed a letter in opposition and JTCM and Jarquesy filed a reply. The Commission's consideration of the petition would be assisted by the submission of additional briefing. The parties are directed to identify specific statements in the handwritten interview notes and explain with particularity why those statements constitute (or do not constitute) material exculpatory or impeachment evidence that has not otherwise been disclosed to respondents.

Accordingly, it is ORDERED that respondents shall file a supplemental brief (not to exceed 2,000 words in length) by November 15, 2013. The Division's response (not to exceed 2,000 words in length) shall be filed by November 20, 2013.

¹ 17 C.F.R. § 201.400(c).

This order is not to be construed as expressing any view as to the Commission's determination whether to grant the petition for interlocutory review.

For the Commission, by the Office of the General Counsel, pursuant to delegated authority.

Elizabeth M. Murphy
Secretary