

UNITED STATES OF AMERICA
before the
SECURITIES AND EXCHANGE COMMISSION
April 17, 2017

SECURITIES EXCHANGE ACT OF 1934
Release No. 80471 / April 17, 2017

Admin. Proc. File No. 3-14104r

In the Matter of the Application of

SHAREMASTER
c/o Howard Feigenbaum
8747 Duval Lane
Hemet, CA 92545

For Review of Action Taken by

FINRA

ORDER
SCHEDULING
BRIEFS
ON REMAND

On August 29, 2013, the Commission issued an order dismissing an application for review of FINRA disciplinary action against Sharemaster, a FINRA member firm and a registered broker-dealer, after concluding that it lacked jurisdiction under Section 19(d) of the Securities Exchange Act of 1934 over Sharemaster's application for review.¹ On February 2, 2017, the U.S. Court of Appeals for the Ninth Circuit remanded the matter to the Commission.² In light of the remand, the parties are directed to file briefs addressing, among other matters, the Commission's jurisdiction over Sharemaster's application for review in light of the Ninth Circuit's decision and the merits of Sharemaster's petition for review.

Accordingly, IT IS ORDERED, pursuant to Rule 450(a) of the Rules of Practice,³ that a brief in support of the application for review shall be filed by May 17, 2017. A brief in opposition shall be filed by June 16, 2017, and any reply brief shall be filed by June 30, 2017.⁴

¹ *Sharemaster*, Exchange Act Release No. 70290, 2013 WL 4647204 (Aug. 29, 2013).

² *Sharemaster v. SEC*, 847 F.3d 1059, 1071 (9th Cir. 2017). The Ninth Circuit's mandate issued on March 27, 2017. *Sharemaster v. SEC*, No. 13-73199 (9th Cir.) (Docket Entry 48).

³ 17 C.F.R. § 201.450(a).

⁴ As provided by Rule 450(a), no briefs in addition to those specified in this schedule may be filed without leave of the Commission. Attention is called to Rules of Practice 150 - 153, 17 C.F.R. § 201.150 - 153, with respect to form and service, and Rule of Practice 450(b) and (c), 17

Pursuant to Rule 180(c) of the Rules of Practice,⁵ failure to file a brief in support of the application may result in dismissal of this review proceeding.

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

Brent J. Fields
Secretary

C.F.R. § 201.450(b), (c), with respect to content and length limitations. Requests for extensions of time to file briefs will be disfavored.

⁵ 17 C.F.R. § 201.180(c).