

UNITED STATES OF AMERICA
before the
SECURITIES AND EXCHANGE COMMISSION

INVESTMENT ADVISERS ACT OF 1940
Release No. 5521 / June 15, 2020

Admin. Proc. File No. 3-19733

In the Matter of

NICHOLAS J. GENOVESE

ORDER GRANTING AN EXTENSION OF TIME

On March 24, 2020, the Securities and Exchange Commission (“Commission”) issued an order instituting administrative proceedings (“OIP”) against Nicholas J. Genovese pursuant to Section 203(f) of the Investment Advisers Act of 1940.¹ In a motion filed on May 27, 2020, Respondent requested a ninety-day extension of time to file an answer to the OIP. The Division of Enforcement has not filed an opposition to the motion.

On March 18, 2020, the Commission issued an order providing that, pending further order of the Commission, reasonable requests for extensions of time will not be disfavored as stated in Commission Rule of Practice 161.² Under the circumstances, it appears appropriate to grant the requested extension for good cause shown.

¹ *Nicholas J. Genovese*, Advisers Act Release No. 5468, 2020 WL 1433033 (Mar. 24, 2020); *see* 15 U.S.C. § 80b-3(f).

² *In re Pending Administrative Proceedings*, Securities Act Release No. 10767, 2020 WL 1322001 (Mar. 18, 2020), <https://www.sec.gov/litigation/opinions/2020/33-10767.pdf> (encouraging parties in pending proceedings to confer and notify the Commission as to whether they agree to waive paper service of all opinions and orders and accept service by email). The Commission’s Rules of Practice are available online at <https://www.sec.gov/about/rulesofpractice.shtml>.

Therefore, it is ORDERED that the time for filing an answer to the OIP is extended to September 14, 2020; and it further ORDERED that the requirement in the OIP to conduct a prehearing conference within fourteen days of service of the answer and to file a statement with the Office of Secretary advising the Commission of any agreements reached at said conference shall run from the time that Respondent files an answer in response to this order.³

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

Vanessa A. Countryman
Secretary

³ See *Genovese*, 2020 WL 1433033, at *2.