

UNITED STATES OF AMERICA
before the
SECURITIES AND EXCHANGE COMMISSION

SECURITIES EXCHANGE ACT OF 1934
Release No. 90858 / January 6, 2021

Admin. Proc. File No. 3-20126

In the Matter of the Application of

MICHAEL JOSEPH CLARKE

For Review of Disciplinary Action Taken by

FINRA

RENEWED
ORDER
SCHEDULING
BRIEFS

Michael Joseph Clarke filed an application, pursuant to Section 19(d)(2) of the Securities Exchange Act of 1934,¹ for review of disciplinary action taken against him by the Financial Industry Regulatory Authority (“FINRA”). On November 23, 2020, the Commission issued an Order Scheduling Briefs (the “Order”) regarding the application for review.² It has now come to our attention that the Order was not served properly on Clarke.

Given the circumstances, we find it appropriate to renew the Order. Accordingly, IT IS ORDERED that a brief in support of the application for review shall be filed by February 5, 2021. A brief in opposition shall be filed by March 8, 2021, and any reply brief shall be filed by March

¹ 15 U.S.C. § 78s(d)(2).

² *Michael Joseph Clarke*, Exchange Act Release No. 90488, 2020 WL 6888455 (Nov. 23, 2020).

22, 2021.³ Pursuant to Rule 180(c) of the Rules of Practice, failure to file a brief in support of the application may result in dismissal of this review proceeding.⁴

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

Vanessa A. Countryman
Secretary

³ Attention is called to Rule of Practice 450(b) and (c), 17 C.F.R. § 201.450(b) and (c), with respect to content and length limitations, and Rules of Practice 150 - 153, 17 C.F.R. § 201.150 - .153, with respect to form and service, as well as the Commission's March 18, 2020 order providing further instructions regarding the filing and service of papers in appeals of action taken by FINRA. *See In re: Pending Administrative Proceedings*, Exchange Act Release No. 88415, <https://www.sec.gov/litigation/opinions/2020/33-10767.pdf>. We note that the parties have agreed to waive paper service of all opinions and orders and instead accept service by email.

⁴ 17 C.F.R. § 201.180(c).