

UNITED STATES OF AMERICA
before the
SECURITIES AND EXCHANGE COMMISSION

SECURITIES EXCHANGE ACT OF 1934
Release No. 92520 / July 29, 2021

Admin. Proc. File No. 3-19515

In the Matter of

PATRICK S. CARTER

SECOND SUPPLEMENTAL ORDER REGARDING SERVICE

On September 25, 2019, the Securities and Exchange Commission issued an order instituting administrative proceedings (“OIP”) against Patrick S. Carter pursuant to Section 15(b) of the Securities Exchange Act of 1934.¹ On February 2, 2021, the Division filed a status report concerning service of the OIP, which stated that the Federal Bureau of Investigation had provided it with an address for Carter in Reno, Nevada (hereinafter, “Address 1”). On June 29, 2021, the Division filed an affidavit of Tonya Malone of Cavalier Courier & Process Service, which stated (i) that Cavalier received the OIP to be served on Carter at Address 1; and (ii) that Malone served the OIP to “Mrs. Carter as co-resident/wife of Patrick S. Carter at” another address in Reno, Nevada (hereinafter, “Address 2”) and that, “[u]pon information and belief, [Address 2] is the usual place of abode of Patrick S. Carter.” But the affidavit did not clarify the discrepancy between the addresses, such as whether the process server attempted to serve Carter at Address 1 or how she determined that Address 2 is Carter’s usual place of abode.

Accordingly, it is ORDERED that, if the Division has additional proof of service that clarifies the discrepancy between the addresses provided for Carter in the affidavit, it file such proof by August 12, 2021; and, if the Division does not have such proof, it file a status report concerning service of the OIP by August 12, 2021, and every 28 days thereafter until it obtains proof of service.

¹ *Patrick S. Carter*, Exchange Act Release No. 87101, 2019 WL 4670692 (Sept. 25, 2019).

The parties' attention is directed to the most recent amendments to the Commission's Rules of Practice, which took effect on April 12, 2021, and which include new e-filing requirements.²

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

Vanessa A. Countryman
Secretary

² *Amendments to the Commission's Rules of Practice*, Exchange Act Release No. 90442, 2020 WL 7013370 (Nov. 17, 2020), 85 Fed. Reg. 86,464, 86,474 (Dec. 30, 2020), <https://www.sec.gov/rules/final/2020/34-90442a.pdf>; *Instructions for Electronic Filing and Service of Documents in SEC Administrative Proceedings and Technical Specifications*, <https://www.sec.gov/efapdocs/instructions.pdf>. The amendments impose other obligations such as a new redaction and omission of sensitive personal information requirement. *Amendments to the Commission's Rules of Practice*, 85 Fed. Reg. at 86,465-81. And the amendments provide further requirements if a person cannot reasonably comply with the electronic filing requirements due to lack of access to electronic transmission devices. *Id.* at 86,478-79.