

UNITED STATES OF AMERICA
before the
SECURITIES AND EXCHANGE COMMISSION

SECURITIES EXCHANGE ACT OF 1934
Release No. 93530 / November 5, 2021

INVESTMENT ADVISERS ACT OF 1940
Release No. 5905 / November 5, 2021

Admin Proc. File No. 3-20460

In the Matter of

DAVID P. ORTIZ

SCHEDULING ORDER

On August 13, 2021, the Securities and Exchange Commission issued an order instituting proceedings (“OIP”) against David P. Ortiz pursuant to Section 15(b) of the Securities Exchange Act of 1934 and Section 203(f) of the Investment Advisers Act of 1940.¹ After Ortiz filed an answer to the OIP, the Division of Enforcement filed a statement representing that the Division and Ortiz held a prehearing conference on October 5, 2021. The Division further represented that Ortiz’s counsel agreed to the Division’s proposed summary disposition briefing schedule.²

Accordingly, IT IS ORDERED, based on the Division’s representation of the parties’ agreement, that the Division shall file its motion for summary disposition by January 7, 2022, Ortiz shall file his brief in opposition by February 4, 2022, and the Division shall file its reply brief in support of its motion by February 18, 2022.

¹ *David P. Ortiz*, Exchange Act Release No. 92674, 2021 WL 3626998 (Aug. 13, 2021).

² *See* Commission Rule of Practice 250, 17 C.F.R. § 201.250(b) (providing that summary disposition is appropriate if “there is no genuine issue with regard to any material fact and . . . the movant is entitled to summary disposition as a matter of law”).

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.³

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

Vanessa A. Countryman
Secretary

³ *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.