

UNITED STATES OF AMERICA
before the
SECURITIES AND EXCHANGE COMMISSION

INVESTMENT ADVISERS ACT OF 1940
Release No. 5854 / September 9, 2021

Admin. Proc. File No. 3-19331

In the Matter of

JEREMY JOSEPH DRAKE

ORDER GRANTING JOINT MOTION TO STAY

On August 12, 2019, the Securities and Exchange Commission issued an order instituting administrative proceedings (“OIP”) against Jeremy Joseph Drake (“Respondent”) pursuant to Section 203(f) of the Investment Advisers Act of 1940.¹ On September 1, 2021, the Division of Enforcement and Drake filed a joint motion for a stay based on the parties’ agreement in principle to a settlement on all major terms of this proceeding.

Rule of Practice 161(c)(2) governs stays pending Commission consideration of an offer of settlement only in administrative proceedings that have been set before a hearing officer.² This proceeding was set before the Commission, so Rule 161(c)(2) does not apply; nevertheless it appears appropriate to apply similar standards to this motion.

It is ORDERED that the joint motion is GRANTED and that this proceeding is stayed. The stay is contingent on the submission to the Commission of Drake’s signed offer of settlement and the Division’s accompanying recommendation no later than November 4, 2021. If this deadline is not met or if the Commission rejects the offer of settlement, the parties shall file a joint status report within 7 days of that event.

¹ *Jeremy Joseph Drake*, Advisers Act Release No. 5318, 2019 WL 3780057 (Aug. 12, 2019).

² 17 C.F.R. § 201.161(c)(2).

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.