

UNITED STATES OF AMERICA  
before the  
SECURITIES AND EXCHANGE COMMISSION

SECURITIES EXCHANGE ACT OF 1934  
Release No. 95491 / August 12, 2022

Admin. Proc. File No. 3-20543

In the Matter of the Application of  
LEK SECURITIES CORPORATION  
For Review of Actions Taken by  
The National Securities Clearing Corporation and  
the Depository Trust Company

ORDER SCHEDULING SUPPLEMENTAL BRIEFS

On August 27, 2021, Lek Securities Corporation (“Lek”) filed this appeal seeking review of actions taken by the National Securities Clearing Corporation (“NSCC”) and the Depository Trust Company (“DTC”). On April 4, 2022, Lek filed a separate appeal challenging subsequent decisions by NSCC and DTC to cease to act for Lek (the “Cease-to-Act Proceeding”).<sup>1</sup> On July 27, 2022, NSCC issued an Important Notice stating that it had ceased to act for Lek and that DTC will cease to act for Lek on September 20, 2022.<sup>2</sup>

Accordingly, it is ORDERED that the parties file supplemental briefs of no more than 2,000 words by August 26, 2022, addressing whether the actions Lek challenges in this proceeding have any current effect, and whether the Commission should postpone consideration of the appeal pursuant to Rule of Practice 161, pending resolution of the Cease-to-Act Proceeding. Each party may file a responsive brief of no more than 2,000 words by September

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<sup>1</sup> Application for Review, *Lek Sec. Corp.*, Admin. Proc. File No. 3-20808 (Apr. 4, 2022).

<sup>2</sup> Important Notice A# 9156, P&S# 8729 (July 27, 2022), <https://www.dtcc.com/-/media/Files/pdf/2022/7/27/a9156.pdf>.

9, 2022.<sup>3</sup> The parties are reminded that the Rules of Practice were recently amended to include new e-filing requirements, which took effect on April 12, 2021.<sup>4</sup>

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

Vanessa A. Countryman  
Secretary

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<sup>3</sup> On July 6, 2022, the attorneys who had previously appeared on behalf of Lek in this proceeding withdrew their appearances. Lek is reminded that under Rule 102(d) of the Commission's Rules of Practice any person filing a brief on its behalf must file a notice of appearance. 17 C.F.R. § 201.102(d). Under Rule of Practice 102(b), an attorney or bona fide officer of a corporation may represent the corporation. 17 C.F.R. § 201.102(b). The current version of the Rules of Practice is available at <https://www.sec.gov/about/rulesofpractice.shtml>.

<sup>4</sup> Amendments to the Commission's Rules of Practice, 85 Fed. Reg. 86,464, 86,474 (Dec. 30, 2020); *see also* Amendments to the Commission's Rules of Practice, Exchange Act Release No. 90442, 2020 WL 7013370 (Nov. 17, 2020); Instructions for Electronic Filing and Service of Documents in SEC Administrative Proceedings and Technical Specifications, <https://www.sec.gov/efapdocs/instructions.pdf>. The amendments also 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.