

UNITED STATES OF AMERICA
before the
SECURITIES AND EXCHANGE COMMISSION

INVESTMENT ADVISERS ACT OF 1940
Release No. 6101 / August 30, 2022

Admin. Proc. File No. 3-19849

In the Matter of
NEIL BURKHOLZ

THIRD SUPPLEMENTAL ORDER REGARDING SERVICE

On July 1, 2020, the Securities and Exchange Commission issued an order instituting administrative proceedings (“OIP”) against Neil Burkholz pursuant to Section 203(f) of the Investment Advisers Act of 1940.¹ It appears that there have been no other filings in this proceeding since issuance of the OIP, including as to whether the OIP was served upon Burkholz.

The Commission has issued three previous orders regarding service—on October 19, 2021, December 13, 2021, and March 29, 2022—directing the Division of Enforcement to file periodic status reports concerning service of the OIP until service was accomplished.² To date, no status report has been filed, nor has the Division otherwise responded to the October 19, 2021, December 13, 2021, or March 29, 2022 orders.

Accordingly, IT IS ORDERED that the Division file a status report concerning service of the OIP on Burkholz by September 13, 2022, and every 28 days thereafter until service is accomplished.

¹ *Neil Burkholz*, Advisers Act Release No. 5530, 2020 WL 3605042 (July 1, 2020); *see* 15 U.S.C. § 80b–3(f).

² *Neil Burkholz*, Advisers Act Release No. 5892, 2021 WL 4868336, at *1 (Oct. 19, 2021); *Neil Burkholz*, Advisers Act Release No. 5923, 2021 WL 5907842, at *1 (Dec. 13, 2021); *Neil Burkholz*, Advisers Act Release No. 5986, 2022 WL 951351, at *1 (Mar. 29, 2021).

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 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.