

UNITED STATES OF AMERICA  
before the  
SECURITIES AND EXCHANGE COMMISSION

SECURITIES EXCHANGE ACT OF 1934  
Release No. 96942 / February 16, 2023

Admin. Proc. File No. 3-20659

In the Matter of  
  
HUGHE DUWAYNE GRAHAM

ORDER DIRECTING SUBMISSION OF STATUS REPORT FROM THE DIVISION OF  
ENFORCEMENT

On November 19, 2021, the Securities and Exchange Commission issued an order instituting administrative proceedings (“OIP”) against Hughe Duwayne Graham pursuant to Section 15(b) of the Securities Exchange Act of 1934.<sup>1</sup> On August 15, 2022, and November 8, 2022, respectively, the Division of Enforcement filed a motion and a supplemental motion to amend the OIP. On January 11, 2023, the Commission issued an order requesting briefs regarding the Division’s request to amend the OIP’s third paragraph.<sup>2</sup> The Division’s brief was due on January 25, 2023, but it has not been filed.

Accordingly, the Division of Enforcement is ORDERED to file by March 2, 2023, a status report explaining whether it still requests amendment of the OIP’s third paragraph. If it does, the Division’s status report shall also (1) explain the reasons for not responding to our January 11 order requesting briefs, (2) explain why we should not consider the Division’s request to amend the OIP’s third paragraph to be forfeited,<sup>3</sup> and (3) attach the brief requested in our January 11 order. Graham shall file a response to the Division’s status report and any brief by March 16, 2023.

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<sup>1</sup> *Hughe Duwayne Graham*, Exchange Act Release No. 93619, 2021 WL 5415352 (Nov. 19, 2021).

<sup>2</sup> *Hughe Duwayne Graham*, Exchange Act Release No. 96640, 2023 WL 173346 (Jan. 11, 2023).

<sup>3</sup> See Rule of Practice 180(c), 17 C.F.R. § 201.180(c) (explaining that, when a person fails to make a required filing, the Commission may, among other things, “dismiss one or more claims” or “decide the particular claim(s) at issue against that person”).

The parties' attention is directed to the e-filing requirements in the Rules of Practice.<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>4</sup> *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.