

UNITED STATES OF AMERICA  
before the  
SECURITIES AND EXCHANGE COMMISSION

SECURITIES EXCHANGE ACT OF 1934  
Release No. 98998 / November 21, 2023

INVESTMENT ADVISERS ACT OF 1940  
Release No. 6488 / November 21, 2023

Admin. Proc. File No. 3-21280

In the Matter of  
DARAYL D. DAVIS

ORDER GRANTING AN EXTENSION OF TIME

On January 19, 2023, the Securities and Exchange Commission issued an order instituting proceedings (“OIP”) against DaRayl D. Davis, pursuant to Section 15(b) of the Securities Exchange Act of 1934 and Section 203(f) of the Investment Advisers Act of 1940.<sup>1</sup> On November 8, 2023, the Commission issued an order discharging a previous show cause order and directing the parties to conduct a prehearing conference by November 22, 2023, and to file a statement regarding the conference by December 6, 2023.<sup>2</sup> On November 14, 2023, the Division of Enforcement moved for an extension of time for the parties to conduct a prehearing conference until December 13, 2023, and for the parties to file a statement regarding the conference until December 27, 2023. The Division states that Davis is currently incarcerated and that it will therefore take additional time to coordinate the prehearing conference with prison staff.

Under the circumstances, it is appropriate to grant the Division’s motion.<sup>3</sup>

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<sup>1</sup> *DaRayl D. Davis*, Exchange Act Release No. 96712, 2023 WL 345207 (Jan. 19, 2023).

<sup>2</sup> *DaRayl D. Davis*, Exchange Act Release No. 98883, 2023 WL 7402893 (Nov. 8, 2023).

<sup>3</sup> *See In re Pending Administrative Proceedings*, Securities Act Release No. 90442, 2020 WL 1322001 (Mar. 18, 2020), <https://www.sec.gov/litigation/opinions/2020/33-1067.pdf> (providing that, pending further order of the Commission, reasonable requests for extensions of time will not be disfavored as stated in Commission Rule of Practice 161); Rule of Practice 161(a), 17 C.F.R. § 201.161(a) (requiring good cause showing for extensions).

Accordingly, IT IS ORDERED that the time for holding a prehearing conference is extended to December 13, 2023, and the time for the parties to file a statement regarding the prehearing conference is extended to December 27, 2023.

The parties' attention is directed to the e-filing requirements in the Rules of Practice.<sup>4</sup> We also remind the parties that any document filed with the Commission must be served upon all participants in the proceeding and be accompanied by a certificate of service.<sup>5</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 also impose other obligations such as a redaction and omission of sensitive personal information requirement. *Amendments to the Commission's Rules of Practice*, 85 Fed. Reg. at 86,465-81.

<sup>5</sup> See Rule of Practice 150, 17 C.F.R. § 201.150 (generally requiring parties to serve each other with their filings); Rule of Practice 151(d), 17 C.F.R. § 201.151(d) ("Papers filed with the Commission ... shall be accompanied by a certificate stating the name of the person or persons served, the date of service, the method of service, and the mailing address or email address to which service was made, if not made in person.").