

UNITED STATES OF AMERICA  
before the  
SECURITIES AND EXCHANGE COMMISSION

INVESTMENT ADVISERS ACT OF 1940  
Release No. 6269 / March 31, 2023

Admin. Proc. File No. 3-21333

In the Matter of  
  
GUSTAVO A. GUZMAN

ORDER GRANTING EXTENSION OF TIME

On March 6, 2023, the Securities and Exchange Commission issued an order instituting proceedings (“OIP”) against Gustavo A. Guzman (“Respondent”), pursuant to Section 203(f) of the Investment Advisers Act of 1940.<sup>1</sup> On March 30, 2023, the Division of Enforcement moved for an extension of time for the parties to hold a prehearing conference until May 1, 2023, and for Respondent to file an answer to the OIP until May 8, 2023. The Division’s motion states that Respondent is currently incarcerated and that the Division has attempted to ascertain whether Respondent’s federal public defender can and will represent Respondent in this proceeding. Respondent’s federal public defender informed the Division that he was unavailable to discuss this matter until after March 30, 2023.

Under the circumstances, it is appropriate to grant the Division’s motion.<sup>2</sup> As the OIP warned, if Respondent fails to file an answer, he may be deemed in default and the proceeding may be determined against him.<sup>3</sup>

Accordingly, IT IS ORDERED that the time for holding a prehearing conference is extended to May 1, 2023, and the time for Respondent to file an answer to the OIP is extended to May 8, 2023.

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<sup>1</sup> *Gustavo A. Guzman*, Advisers Act Release No. 6255, 2023 WL 2385776 (Mar. 6, 2023).

<sup>2</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 showing of “good cause” for extensions).

<sup>3</sup> *Guzman*, 2023 WL 2385776, at \*2.

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 redaction and omission of sensitive personal information requirement. *Amendments to the Commission's Rules of Practice*, 85 Fed. Reg. at 86,465-81.