

UNITED STATES OF AMERICA  
before the  
SECURITIES AND EXCHANGE COMMISSION

INVESTMENT ADVISERS ACT OF 1940  
Release No. 6458 / October 11, 2023

Admin. Proc. File No. 3-21202

In the Matter of  
JASON SCHWARZ

ORDER DIRECTING STATUS REPORT

On October 6, 2022, the Securities and Exchange Commission issued an Order Instituting Proceedings (“OIP”) pursuant to Section 203(f) of the Investment Advisers Act of 1940, against Jason Schwarz (“Respondent”).<sup>1</sup> Respondent filed an answer<sup>2</sup> to the OIP on January 24, 2023.<sup>3</sup> On July 19, 2023, the Division of Enforcement filed a consent motion in which it stated that the parties had conferred regarding this proceeding and Respondent had indicated a willingness to settle. In light of this discussion, the Division requested an extension of time of 45 days to update the Commission on the progress of settlement negotiations or to file a statement regarding the parties’ prehearing conference. The Commission granted this motion.<sup>4</sup> To date, the parties have not filed a status report.

Accordingly, IT IS ORDERED that by October 25, 2023, the parties shall file a status report updating the Commission on the progress of settlement negotiations or a statement regarding the parties’ prehearing conference.

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<sup>1</sup> *Jason Schwarz*, Exchange Act Release No. 6160, 2022 WL 6126044 (Oct. 6, 2022).

<sup>2</sup> Although styled as a reply, we construe Schwarz’s filing as an “answer” to the OIP.

<sup>3</sup> See *Jason Schwarz*, Exchange Act Release No. 6187, 2022 WL 17080801 (Nov. 18, 2022) (extending Respondent’s time to answer the OIP).

<sup>4</sup> *Jason Schwarz*, Exchange Act Release No. 6356, 2023 WL 4764052 (Jul. 26, 2023).

The parties' attention is directed to the e-filing requirements in the Rules of Practice.<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>5</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.