UNITED STATES OF AMERICA
before the
SECURITIES AND EXCHANGE COMMISSION

SECURITIES EXCHANGE ACT OF 1934
Release No. 104230 / November 19, 2025

Admin. Proc. File No. 3-22214

In the Matter of

EVAN H. KATZ

ORDER GRANTING MOTION TO EXTEND BRIEFING SCHEDULE

On September 27, 2024, the Commission accepted a settlement offer by Evan H. Katz and entered an order instituting proceedings, making findings, and imposing a cease-and-desist order and monetary sanctions against Katz (the "Settled Order"). After Katz failed to pay his monetary obligations required by the Settled Order, the Division of Enforcement obtained a monetary judgment in district court against Katz on April 25, 2025.[1] After Katz again failed to pay, the parties agreed in August 2025 to an "informal payment plan," under which Katz agreed to make monthly payments to the Commission through August 2026 to satisfy the judgment. The Division, in turn, agreed not to take additional steps to enforce the district court judgment so long as Katz complied with the informal payment plan's terms.

On September 22, 2025, Katz filed a motion with the Commission to vacate the Settled Order. After the Commission issued an omnibus order staying all pending administrative proceedings because of a lapse in federal government appropriations,[2] Katz filed a motion for an emergency order seeking to stay the Division's "post judgment collection action and [Katz's] payment obligations thereunder." The Division opposed Katz's motion, arguing that Katz had not established a basis for the Commission to lift its omnibus stay as to Katz's motion and that "any changes to the terms of the District Court Judgment must be directed to the district court—not the Commission." In his reply, Katz stated that he believed "it is appropriate under the circumstances for him not to make payments" until the Commission decides his motion to vacate the Settled Order but that he "will resume payments" if his motion is not granted.[3] On

[1] *SEC v. Katz*, 1:25-mc-1324-JMA (E.D.N.Y.) (Apr. 25, 2025) (No. 17).

[2] *See Pending Administrative Proceedings*, Exchange Act Release No. 104162, 2025 WL 2803300 (Oct. 1, 2025).

[3] This order expresses no view as to Katz's on-going obligations under, or compliance with, the informal payment plan agreement he has with the Division.

November 13, 2025, the Commission lifted its omnibus stay of all administrative proceedings after appropriations to the Commission were restored.

On November 14, 2025, the Division filed a motion for an extension of time to file its opposition to Katz's motion to vacate. Given the circumstances, we find it appropriate to grant the Division's motion. Accordingly, IT IS ORDERED that the Division shall file a brief in response to Katz's motion to vacate the Settled Order by December 3, 2025. Katz shall file any reply brief by December 19, 2025. This order should not be construed as ruling on Katz's motion for a stay, but the parties may address in their briefs the current relevance and merits of that stay request.

For the Commission, by its Secretary, pursuant to delegated authority.

Vanessa A. Countryman
Secretary