

UNITED STATES OF AMERICA
Before the
SECURITIES AND EXCHANGE COMMISSION

SECURITIES EXCHANGE ACT OF 1934
Release No. 84010 / August 30, 2018

ACCOUNTING AND AUDITING ENFORCEMENT
Release No. 3963 / August 30, 2018

ADMINISTRATIVE PROCEEDING
File No. 3-18703

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| In the Matter of | : | |
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| PHILIP R. JACOBY, JR., CPA, | : | CORRECTED ORDER OF SUSPENSION |
| | : | PURSUANT TO RULE 102(e)(2) OF THE |
| Respondent. | : | COMMISSION'S RULES OF PRACTICE |
| | : | |
| | : | |

I.

The Securities and Exchange Commission deems it appropriate to issue an order of forthwith suspension of Philip R. Jacoby, Jr. pursuant to Rule 102(e)(2) of the Commission's Rules of Practice [17 C.F.R. § 201.102(e)(2)].¹

II.

The Commission finds that:

1. Jacoby maintained a certified public accountant license from the state of Maryland from March 1982 until December 1984.

2. On February 2, 2018, a judgment of conviction was entered against Jacoby in *United States v. Jacoby*, 17 Cr. 676 (DLC), in the United States District Court for the Southern District of New York, finding him guilty of one count of false statements to auditors. Jacoby's criminal conduct occurred while he served as the principal accounting officer of Osiris Therapeutics, Inc.

¹ Rule 102(e)(2) provides in pertinent part: "[a]ny person who has been convicted of a felony or a misdemeanor involving moral turpitude shall be forthwith suspended from appearing or practicing before the Commission."

3. As a result of this conviction, Jacoby was sentenced to two years of supervised release and ordered to pay a criminal monetary penalty of \$10,000.

III.

In view of the foregoing, the Commission finds that Jacoby has been convicted of a felony within the meaning of Rule 102(e)(2) of the Commission's Rules of Practice.

Accordingly, it is ORDERED, that Philip R. Jacoby, Jr. is forthwith suspended from appearing or practicing before the Commission pursuant to Rule 102(e)(2) of the Commission's Rules of Practice.

By the Commission.

Brent J. Fields
Secretary