

UNITED STATES OF AMERICA
Before the
SECURITIES AND EXCHANGE COMMISSION

SECURITIES EXCHANGE ACT OF 1934
Release No. 85575 / April 9, 2019

ADMINISTRATIVE PROCEEDING
File No. 3-13926

In the Matter of	:	
	:	
	:	ORDER PERMITTING ATTORNEY TO
	:	RESUME APPEARING AND PRACTICING
JAY LAPINE, ESQ.	:	PURSUANT TO RULE 102(e)(5) OF THE
	:	COMMISSION'S RULES OF PRACTICE
	:	

I.

On June 8, 2010, the Commission issued an Order Instituting Public Administrative Proceedings Pursuant to Rule 102(e) of the Commission's Rules of Practice, Making Findings and Imposing Remedial Sanctions that, among other things, suspended Jay Lapine from appearing and practicing before the Commission as an attorney, with the right to apply for reinstatement after five years ("Order"). *In the Matter of Jay Lapine, Esq.*, Securities Exchange Act. Rel. No. 62238, Admin. Proc. 3-13926 (June 8, 2010). As part of a separate consent judgment to resolve a related civil injunctive action brought by the Commission, on March 1, 2010 Lapine was ordered by the United States District Court for the Northern District of California to pay a civil penalty of \$60,000 and was prohibited for a period of five years from acting as an officer or director of any issuer that has a class of securities.

II.

On or about September 4, 2015, more than five years after he had been suspended by the Commission, Lapine filed an application for reinstatement. Lapine has paid the \$60,000 civil penalty imposed in the related civil action against him. As part of the reinstatement process, Lapine has sworn under penalty of perjury that he has complied with the Order, that he is not subject to any suspension or disbarment as an attorney by a court of the United States or of any state, territory, district, commonwealth, or possession, and that he has not been convicted of a felony or misdemeanor involving moral turpitude as set forth in Rule 102(e)(2) of the Commission's Rules of Practice. Since entry of the Order, no information has come to the attention of the Commission relating to Lapine's character, integrity, professional conduct, or qualifications to practice before the Commission that would be a basis for denying his

application, or that would be a basis for an adverse action against him pursuant to Rule 102(e) of the Commission's Rules of Practice.

III.

Based on the foregoing, the Commission has determined that it is appropriate to reinstate Lapine, pursuant to Rule 102(e)(5), to appear or practice before the Commission.

Accordingly, it is HEREBY ORDERED that Jay Lapine is reinstated to practice as an attorney before the Commission.

By the Commission.

Vanessa A. Countryman
Acting Secretary