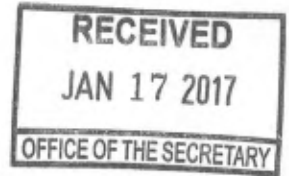


UNITED STATES OF AMERICA
Before the
SECURITIES AND EXCHANGE COMMISSION



ADMINISTRATIVE PROCEEDING
File No. 3-16937

In the Matter of

JAMES MICHAEL MURRAY,

Respondent.

DECLARATION OF JUDITH L. ANDERSON IN SUPPORT OF DIVISION OF
ENFORCEMENT'S MOTION TO DISMISS PETITIONER JAMES MICHAEL
MURRAY'S PETITION FOR REVIEW OF INITIAL DECISION

DECLARATION OF JUDITH L. ANDERSON

I, Judith L. Anderson, declare:

1. I am an attorney duly admitted to practice in the State of California. I am an Assistant Regional Director in the San Francisco Regional Office of the United States Securities and Exchange Commission. I am one of the attorneys with responsibility for litigating this administrative proceeding. I have personal knowledge of the facts set forth herein, and if called as a witness, I could and would competently testify as follows:

2. I have reviewed the on-line administrative docket in this proceeding available on the Commission's website. As of the date of this filing, there is no entry indicating that Petitioner James Michael Murray's opening brief on his Petition for Review of Initial Decision was filed on December 23, 2016 or thereafter. The last listed entry is on November 28, 2016 for the Order Extending Time to File Brief in Support of Petition for Review.

3. I am familiar with the files and records in this matter. The opening brief by Petitioner in support of his Petition for Review of Initial Decision in this matter was not received in this office by December 23, 2016, nor has it been received at any time thereafter.

4. Attached hereto as Exhibit A is a true and correct copy of a document entitled Notice of Appeal filed in *Securities and Exchange Commission v. James Michael Murray*, Case No. 12-cv-01288 EMC, in the United States District Court (N.D. Cal.) on December 30, 2016, Docket No. 145, which I downloaded via the Court's on-line Pacer system.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct and that this Declaration was signed in San Francisco, California on January 13, 2017.


JUDITH L. ANDERSON

EXHIBIT A

UNITED STATES DISTRICT COURT FOR THE
NINTH CIRCUIT DISTRICT OF NORTHERN
CALIFORNIA

CASE # 12-CV-01288-EMC

SECURITIES & EXCHANGE COMMISSION

V.

JAMES MICHAEL MURRAY

FILED
2016 DEC 30 P 3 26
SUSAN Y. SOONG
CLERK, US DISTRICT COURT
NO. DIST. OF CA.

NOTICE OF APPEAL

NOTICE IS HEREBY GIVEN THAT JAMES MURRAY,
DEFENDANT, IN THE ABOVE NAMED CASE
HEREBY APPEALS TO THE UNITED STATES
COURT OF APPEALS FOR THE NINTH CIRCUIT
FROM THE FINAL JUDGEMENT FROM AN
ORDER GRANTING IN PART & DENYING IN PART
PLAINTIFFS MOTION FOR
SUMMARY JUDGEMENT ENTERED IN THIS
ACTION ON THE TWENTY THIRD OF NOVEMBER
2016

J. M. Murray
JAMES MURRAY, PRO SE
PO BOX [REDACTED]
SAN PEDRO, CA [REDACTED]

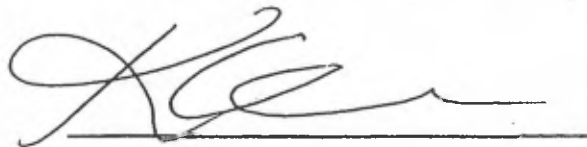
PROOF OF SERVICE

I, Kyle K. CROSON, am over the age of eighteen years and I am not a party to this action. I hereby certify that on this 23rd day of DECEMBER, 2016, that I sent first class postage prepaid, or other delivery charges prepaid, by depositing said documents herein-listed with prison authorities at the Mail Room of the Federal Correctional Institution at Terminal Island, for mailing through the United States Postal Service, pursuant to Houston v. Lack, 487 U.S. 266, 270-271, 108 S.Ct. 2379, 101 L.Ed.2d 245 (1988) (holding that a Pro Se prisoner's filing was deemed filed on the date of delivery to prison authorities for filing with the court), mailing copies of

the foregoing: NOTICE OF APPEAL FOR ORDER GRANTING IN PART & DENYING IN PART S.E.C.'S MOTION FOR SUMMARY JUDGMENT ENTERED NOVEMBER 23, 2016 IN CASE #

12-CV-01288-EMC, S.E.C. V. JAMES MURRAY
to the following individuals and/or entities:
OFFICE OF THE CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
450 GOLDEN GATE AVE
SAN FRANCISCO, CA 94102

I certify under the penalty of perjury that the foregoing is true and correct, pursuant to 28 U.S.C. §1746 of the United States Code.



Fed. Reg. No. [REDACTED]

Post Office Box [REDACTED]
San Pedro, California [REDACTED]

CERTIFICATE OF SERVICE

I, Janet L. Johnston, hereby certify that on January 13, 2017, an original and three copies of the foregoing DIVISION OF ENFORCEMENT'S MOTION TO DISMISS PETITIONER JAMES MICHAEL MURRAY'S PETITION FOR REVIEW OF INITIAL DECISION AND DECLARATION OF JUDITH L. ANDERSON IN SUPPORT OF DIVISION OF ENFORCEMENT'S MOTION TO DISMISS PETITIONER JAMES MICHAEL MURRAY'S PETITION FOR REVIEW OF INITIAL DECISION were sent by United Parcel Service for next day delivery for filing to the Securities and Exchange Commission, Office of the Secretary, 100 F Street, N.E., Washington, D.C. 20549, with a copy transmitted by facsimile to 7038139793 for filing, and that a true and correct copy of the foregoing has been served by U.S. Mail on the following person entitled to notice:

James Michael Murray

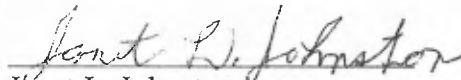
Inmate ID [REDACTED]

[REDACTED]
P.O. Box [REDACTED]

San Pedro, CA [REDACTED]

and a courtesy copy sent by United Parcel Service for next day delivery to:

The Honorable James E. Grimes
Administrative Law Judge
Securities and Exchange Commission
100 F Street, N.E.
Washington, DC 20549-2557


Janet L. Johnston